

TOWNSHIP OF EAST LAMPETER

Lancaster County, Pennsylvania

ORDINANCE NO. 342

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF EAST LAMPETER TO ENTER INTO AN INTERGOVERNMENTAL COOPERATIVE AGREEMENT WITH THE CITY OF LANCASTER INVOLVING MULTIPLE TRAFFIC CONTROL DEVICES AT AND NEAR THE MUNICIPAL BOUNDARIES

WHEREAS, East Lampeter Township ("Township") and the City of Lancaster ("City") (collectively the "Municipalities" and individually a "Municipality") are political subdivisions located within Lancaster County; and

WHEREAS, there are four intersections at or adjacent to the City and Township municipal boundaries which serve roadways in both Municipalities and which have traffic signals and related control devices;

WHEREAS, the Municipalities are authorized to cooperate in the performance of municipal functions, including those related to transportation, roadway facilities, traffic control devices and the maintenance of such facilities;

WHEREAS, the Township and the City desire to enter into an agreement to jointly cooperate in the design, permitting, bidding, construction, maintenance and, if necessary, removal of certain traffic control devices; and

WHEREAS, such an agreement is authorized by the Act of December 19, 1996, P.L. 1158, No. 177, 53 Pa. C.S.A. §2301 et seq., commonly known as the Intergovernmental Cooperation Act.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of the Township of East Lampeter, Lancaster County, Pennsylvania, as follows:

1. The Board of Supervisors hereby authorizes its officers to enter into an Intergovernmental Cooperation Agreement (the "Agreement") with the City in order to set forth the duties and responsibilities of the City and the Township with respect to the maintenance, repair, replacement and upgrade of certain traffic signals and related traffic control devices at intersections which serve roadways in both Municipalities.

2. As required by the Intergovernmental Cooperation Act, the following matters are specifically found and determined:

(A) The Municipalities agree to cooperate with each other and with any related governmental bodies in the design, permitting, bidding, construction and ultimate maintenance of the shared control traffic devices. The Township shall be the lead agency

responsible for the oversight, inspection and contracting for the electrical and all other utility expenses and maintenance of the shared traffic control devices.

(B) The Agreement shall commence upon the effective date of the adoption of ordinances by both Municipalities. It is anticipated that the Agreement will be reviewed and reassessed on an on-going basis.

(C) The purpose and objectives of the Agreement are to establish the respective duties and responsibilities to the Municipalities with regard to performance of the work and the sharing of costs.

(D) Each Municipality shall share proportionally in the maintenance and repair expenses based upon the numbers of corners of intersections in each Municipality. The Township will invoice the City for its share of expenses.

(E) No new organizational structure is proposed by the Agreement.

(F) While the Township shall serve as the license holder for the shared traffic control devices, the shared traffic control devices shall be deemed owned equally by the City and the Township. The Township shall be the lead agency responsible for oversight, inspection and contracting for electrical and other utility expenses and maintenance of the shared traffic control devices.

(G) Both the Township and the City are empowered under their respective enabling statutes to enter into contracts concerning the traffic control devices. It is not anticipated that any additional employee will be employed to carry out the purposes of the Agreement.

3. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be illegal, invalid or unconstitutional by a court of competent jurisdiction, such illegality, invalidity or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Ordinance. It is the intent of the Board of Supervisors that the remainder of this Ordinance shall be and shall remain in full force and effect.

4. This Ordinance shall become effective five (5) days after its enactment as provided by law.

DULY ORDAINED AND ENACTED this 6th day of May, 2019,
by the Board of Supervisors of the Township of East Lampeter, Lancaster County, Pennsylvania,
in lawful session duly assembled

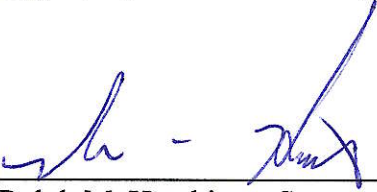
BOARD OF SUPERVISORS OF
EAST LAMPETER TOWNSHIP
LANCASTER COUNTY, PENNSYLVANIA

By: Cy3m-
(Vice) Chairman

Attest:

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(Asst. Secretary)

I, Ralph M. Hutchison, Secretary of the Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of an ordinance duly adopted at a legally constituted meeting of the Board of Supervisors of East Lampeter Township held on May 6, 2019, at which meeting a quorum was present and voted in favor thereof.



Ralph M. Hutchison, Secretary

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