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CHAPTER 144
EMERGENCY MANAGEMENT AGENCY

Whereas, the Borough of Linesville desires to participate as a member of the Northwest Crawford County Emergency Management Agency formed to undertake activities and responsibilities required of municipalities under the Pennsylvania Emergency Management Services Code and related laws and regulations.

Now, Therefore, Be it Ordained and Enacted and it is hereby ordained and enacted by and with the authority of same by the Borough Council of the Borough of Linesville as follows:

Article 1
Purpose

A local emergency management agency comprised of various Crawford County municipalities generally in Northwest Crawford County, is established to provide the residents and citizens of the respective municipalities and communities with more efficient, responsive, cost effective and competent emergency management services consistent with the requirements of the Pennsylvania Emergency Management Services Code and with the objectives of protecting the health, safety and welfare of municipal residents and landowners. The regional emergency management agency shall assume the responsibilities and functions assigned by law to each participating municipality.

ARTICLE 2
Grant of Power

This Chapter is adopted pursuant to authority granted in:

§144-1. The Pennsylvania Emergency Management Services Code, Act 323 of November 26, 1978 (35 Pa. C.S. § 7101, et.seq.)

§144-2. Pennsylvania Intergovernmental Cooperation Act, Act 180 of 1996, DEC, P.L. 1158 (53 P.S. 2301, et.seq.) as amended, or as it may be amended from time to time.

ARTICLE 3
Definitions

The following words or phrases, when used in this Chapter shall have the meanings indicated:

§144-3. Code - the Pennsylvania Emergency Management Services code, Act 323 of 1978 (35 Pa.C.S. § 7101, et.seq.)

§144-4. Agency – the Northwest Crawford County Emergency Management Agency created by various Crawford County municipalities under and pursuant to this and similar ordinances under authority of the Code.

§144-5. Municipality – Borough of Linesville.

**ARTICLE 4
Participation in Agency**

Pursuant to and in accord with the above-referenced authority, the Borough of Linesville (Municipality) is hereby authorized to become a member of and to participate in the Northwest Crawford County Emergency Management Agency, an agency comprised of various municipalities located generally in Northwest Crawford County, Pennsylvania, acting jointly pursuant to the above-referenced authority to undertake the responsibilities imposed on municipalities under the Pennsylvania Emergency Management Services Code; and hereby delegates its responsibilities under said Code to the Northwest Crawford County Emergency Management Agency (Agency) in accord with the authority granted in the above-referenced laws and this Chapter.

**Article 5
Authority to Enter Agreement**

Pursuant to and in accord with the above-referenced Authority, the Borough of Linesville is hereby authorized and directed to enter into the intergovernmental cooperation Agreement which governs the Northwest Crawford County Emergency Management Agency Agreement and dated 9/9/14, a copy of which is attached to this Chapter.

**ARTICLE 6
Organization**

The Agency created and existing under and by virtue of the authority of the Code and this Ordinance shall be comprised of representatives of the municipalities creating and participating in the Agency. The participation of the Municipality in this Agency shall be governed and controlled by the terms and conditions of the Agreement referred to above, as duly amended, the provisions of the applicable Pennsylvania laws and regulations, and such other polices as may be duly adopted by the Agency in accordance with the above-referenced Agreement.

**ARTICLE 7
Finances**

The Agency and its activities shall be operated with funds provided by the participating municipalities in accordance with the provisions of the Agreement referred to above, and such other grants or funding as may be available.

**Article 8
Term**

The Agency and the Agreement governing it shall be for an indefinite term and dependent upon the continued participation of the various member municipalities. Participating municipalities can withdraw from the Agency upon reasonable notice.

**ARTICLE 9
Municipality Participation**

§144-6. The governing body of the municipality shall appoint such persons or representatives as shall be necessary to serve on the Agency Council (its governing body).

§144-7. The governing body of the municipality shall authorize, budge, appropriate and pay in a timely manner such initial and annual fees and other necessary charges as provided for under the Agreement to provide the Agency with fiscal resources for its operational requirements.

§144-8. Municipal officials and employees shall cooperate fully with the Agency to accomplish the goals and objectives of the Agency.

ARTICLE 10

Agency Powers and Duties

§144-9. The Agency Council shall recommend the appointment of one of its members (consisting of representatives of participating municipalities) to serve as the Emergency Management Coordinator and as Deputy Emergency Management Coordinator for the region comprising the participating municipalities with responsibility for operation control of emergency response operations within the territorial limits of the Agency. The Coordinator will be subject to direction and control of the affected municipality's governing body or County control as proper.

§144-10. Subject to review and approval of each participating municipality, the Agency shall prepare and maintain a joint Emergency Operations Plan that can be implemented for response to emergencies affecting the participating municipalities.

§144-11. Subject to review and approval of each participating municipality, the Agency shall be responsible for planning and resource development for emergency operations within the territorial limits of the participating municipalities.

§144-12. Subject to review and approval of each participating municipality the Agency shall carry out all other powers and duties of the participating municipalities as set form in the Code, at 35 Pa.C.S. §7503.

ARTICLE 11

Property

All property shall be acquired, managed, or disposed of pursuant to the Agreement in accordance with the terms of the Agreement. No acquisition of real property or real estate is authorized.

ARTICLE 12

Agency Employees

Although there is no current authority for Agency employees, in the event the Agency is subsequently granted authority under the Agreement to hire employees, then the Agency shall be empowered to enter into contracts for policies of group insurance and employee benefits, including Social Security for its employees.

ARTICLE 13

Effective Date

The Chapter shall become effective five (5) days after enactment.

**ARTICLE 14
Severability**

Should any section, part or provision of this Chapter be declared by appropriate authority to be unlawful or unconstitutional, all other terms, conditions, provisions and parts hereof, and of any Code of which this Chapter may be or may be considered to be part, shall continue in full force and effect as if the provision declared to be unlawful or unconstitutional had been omitted as of the date of final enactment hereof.

**ARTICLE 15
Repeal of Inconsistent Ordinances**

All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

ORDAINED AND ENACTED this 9th day of September, 2014.



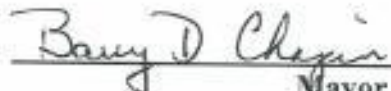
Council President

Attest:



Borough Secretary

APPROVED:



Mayor