

**CONNOQUENESSING BOROUGH  
BUTLER COUNTY, PENNSYLVANIA  
ORDINANCE NO.   33**

**AN ORDINANCE OF CONNOQUENESSING BOROUGH, BUTLER COUNTY, PENNSYLVANIA, AUTHORIZING CONNOQUENESSING BOROUGH TO FORM AND PARTICIPATE AS A MEMBER OF A LOCAL EMERGENCY MANAGEMENT AGENCY TO BE KNOWN AS THE CONNOQUENESSING VALLEY REGIONAL EMERGENCY MANAGEMENT AGENCY (EMA), AN AGENCY COMPRISED OF MULTIPLE BUTLER COUNTY MUNICIPALITIES FORMED TO UNDERTAKE ACTIVITIES AND RESPONSIBILITIES REQUIRED OF MUNICIPALITIES UNDER THE PENNSYLVANIA EMERGENCY MANAGEMENT SERVICES CODE AND RELATED LAWS AND REGULATIONS; DELEGATING CERTAIN RESPONSIBILITIES TO THE AGENCY; AUTHORIZING THE MUNICIPALITY TO ENTER THE AGREEMENT GOVERNING THE OPERATION OF THE AGENCY AND THE MUNICIPALITIES' PARTICIPATION IN THE AGENCY INCLUDING MATTERS OF ORGANIZATION AND FINANCING THE AGENCY.**

WHEREAS, Connoquenessing Borough desires to participate as a member of the Connoquenessing Valley Regional 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 the same by the Council of Connoquenessing Borough as follows:

**SECTION 1. PURPOSE**

A local emergency management agency comprised of various Butler County municipalities in Butler County, Pennsylvania is established to provide 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. The regional emergency management agency shall assume the responsibilities and functions assigned by law to each participating municipality.

**SECTION 2. GRANT OF POWER**

This Ordinance is adopted pursuant to authority granted in:

- The Pennsylvania Emergency Management Services Code, Act 323 of November 26, 1978, (35 Pa. C.S.A. §7101, *et. seq. as amended*);
- Pennsylvania Intergovernmental Cooperation Act, 53 Pa. C.S. Sections 2301-2316.

**SECTION 3. DEFINITIONS**

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

**Agency** – The Connoquenessing Valley Regional Emergency Management Agency, created by various Butler County municipalities under and pursuant to this and similar ordinances under authority of the Code.

**Code** – The Pennsylvania Emergency Management Services Code, Act 323 of 1978, (35 Pa. C.S.A. §7101, *et. seq.* as amended).

**Municipality** – Connoquenessing Borough

**SECTION 4. PARTICIPATION IN AGENCY**

Pursuant to and in accordance with the above referenced authority, Connoquenessing Borough is hereby authorized to become a member of and to participate in the Connoquenessing Valley Regional Emergency Management Agency, an agency comprised of various municipalities located in Butler 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 Connoquenessing Valley Regional Emergency Management Agency (Agency) in accord with the authority granted in the above referenced laws and this Ordinance.

**SECTION 5. AUTHORITY TO ENTER AGREEMENT**

Pursuant to and in accordance with the above referenced Authority, Connoquenessing Borough is hereby authorized and directed to enter into the Intergovernmental Cooperation Agreement which governs the Connoquenessing Valley Regional Emergency Management Agency and its affairs, entitled Intergovernmental Cooperation Agreement Creating the Connoquenessing Valley Regional Emergency Management Agency, a copy of which is on file at the municipality.

**SECTION 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 created and participating in the Agency along with appointed Agency officials and their staff. The participation of this municipality with the 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 policies as may be duly adopted by the Agency in accordance with the above referenced Agreement.

**SECTION 7. FINANCE**

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.

To the extent that funds of the Connoquenessing Borough are used, they shall be entitled to reimbursement from the general operating fund of the Agency.

**SECTION 8. TERM**

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

**SECTION 9. MUNICIPALITY PARTICIPATION**

- The governing body of the municipality shall appoint such persons or representatives as shall be necessary per the Agreement to serve on the Agency Executive Committee.
- The governing body of the municipality shall authorize, budget appropriately, 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.
- Municipal officials and employees shall cooperate fully with the Agency to accomplish the goals and objectives of the Agency.

**SECTION 10. AGENCY POWERS AND DUTIES**

The powers and duties of the Agency, its officials, employees and representatives, shall be as set forth in this Ordinance, the above referenced Agreement and the other laws, regulations and instruments governing its organization and operation and shall include the following:

- The Agency Executive Committee shall recommend to the governor the appointment of an Emergency Management Coordinator (EMC). Deputy Emergency Management Coordinators will be appointed by the Executive Committee, in agreement with the EMC. The EMC and appointed Deputies will support the region comprising of the participating municipalities with responsibility for operational control of emergency response operations within the territorial limits of the Agency per the Agreement. The EMC will act as the director of the Agency and be subject to direction and control of the participating municipalities per the Agreement.
- Subject to review, approval and adoption of each participating municipality, the Agency shall prepare and maintain a joint Emergency Operations Plan (EOP) or, joint Support EOP when all participating municipalities are adopters of the Butler County EOP that can be implemented for response to emergencies affecting the participating municipalities.
- 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.

- 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 forth in the Code, as 35 Pa. C.S.A. §7503.

**SECTION 11. PROPERTY**

All property shall be acquired, managed, or disposed of pursuant to the Agreement in accordance with the terms of the Agreement.

**SECTION 12. EFFECTIVE DATE**

This Ordinance shall become effective five (5) days after enactment.

**SECTION 13. SEVERABILITY**

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

**SECTION 14. REPEALER**

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

**ENACTED AND ADOPTED** by the Connoquenessing Borough this 2nd day of October, 2018.

ATTEST:

COUNCIL OF  
CONNOQUENESSING BOROUGH

By: Shayd L. Lesko

Council President

Vickie L. Sh

Secretary, Connoquenessing Borough

Harold C. Radon

Mayor