

**LOWER SAUCON TOWNSHIP
NORTHAMPTON COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2009-04

AN ORDINANCE OF THE TOWNSHIP OF LOWER SAUCON, NORTHAMPTON COUNTY, PENNSYLVANIA, ENTERING INTO AN AGREEMENT WITH HELLERTOWN BOROUGH AND SAUCON VALLEY SCHOOL DISTRICT FOR THE PURCHASE, ERECTION, AND MAINTENANCE OF SCHOOL ZONE SPEED LIMIT SIGNAGE PURSUANT TO THE INTERGOVERNMENTAL COOPERATION LAW, TITLE 52 PA. C.S.A. §2301

WHEREAS, the Borough of Hellertown, Lower Saucon Township, and Saucon Valley School District have determined that it is in the best interests of the parties to provide school zone speed limit signage for the protection of students commuting on foot or by vehicle to and from the Saucon Valley School District Campus; and

WHEREAS, the Intergovernmental Cooperation Law allows municipalities to jointly cooperate in the exercise of their respective governmental functions, power, or responsibilities. See Title 53 Pa. C.S.A. §2301 et seq; and

WHEREAS, the Pennsylvania Department of Transportation (PennDOT) is responsible for approving the establishment of school zones, including their location and hours of operation, and will undertake appropriate studies, including a field view of the locations and, if warranted, issue a plan and permit to allow the required signage to be installed, if the entities provide an agreement to purchase, erect, and maintain the signs; and

WHEREAS, Lower Saucon Township, after hearing, find it is in the best interest of the Township to enter into a School Zone Speed Limit Signage Agreement with Hellertown Borough and the Saucon Valley School District in order to receive the required PennDOT permits and implement a plan to enhance student safety. A true and correct copy of this Agreement is attached hereto and made a part hereof as Exhibit "A".

NOW THEREFORE, BE IT ENACTED by the Lower Saucon Township Council, Northampton County, Pennsylvania as follows:

1. All "whereas" clauses are incorporated in this Ordinance as though the same were more fully set forth at length.
2. Lower Saucon Township is hereby authorized to enter into a School Zone Speed Limit Signage Agreement with Hellertown Borough and Saucon Valley School District, a copy of said Agreement is attached hereto, incorporated herein and made a part hereof as Exhibit "A".
3. The conditions of the Agreement are specifically and fully set forth in the Agreement attached hereto and made a part hereof as Exhibit "A".

4. The initial Agreement between the Borough of Hellertown, Lower Saucon Township and Saucon Valley School District shall commence upon execution of this Agreement and shall continue until May 31, 2010. The contract shall automatically renew unless one of the parties provides written notice of termination sixty (60) days before the expiration of the one (1) year period.

5. The charges and payments associated with the costs to install and maintain the necessary signage are set forth in detail at Paragraph's 4 through 6 of the Agreement, attached hereto as Exhibit "A".

6. The Borough of Hellertown, Lower Saucon Township, and Saucon Valley School District shall share mutual responsibility for the effective operation of the school zone speed limit signage as more fully defined in the Agreement, attached hereto as Exhibit "A".

7. The proper officials of Lower Saucon Township are hereby authorized to execute the Intergovernmental Cooperation Agreement attached hereto as Exhibit "A".

8. All ordinances and parts of ordinances inconsistent with the provisions contained herein are hereby repealed.

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

ENACTED and ORDAINED this 17th day of June, 2009.

ATTEST:

LOWER SAUCON TOWNSHIP

Glenn C. Kern
Council President