

BOROUGH OF MARIETTA
Lancaster County, PA

Ordinance No. _____

AN ORDINANCE AUTHORIZING THE BOROUGH TO ENTER INTO AN INTERGOVERNMENTAL COOPERATION AGREEMENT WITH THE LANCASTER COUNTY LAND BANK AUTHORITY AND DONEGAL SCHOOL DISTRICT, SETTING FORTH THE CONDITIONS OF COOPERATION, THE DURATION OF THE AGREEMENT, THE PURPOSES AND OBJECTIVES OF THE AGREEMENT, THE MANNER AND EXTENT OF FINANCING, THE ORGANIZATIONAL STRUCTURE NECESSARY TO IMPLEMENT THE AGREEMENT, AND THE MANNER IN WHICH PROPERTIES SHALL BE ACQUIRED, MANAGED AND DISPOSED OF; PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH PENNSYLVANIA LAW.

NOW, THEREFORE, BE AND IT IS HERBY ORDAINED AND ENACTED by the Borough Council of the Borough of Marietta, Lancaster County, Pennsylvania, as follows:

SECTION 1. The Borough Secretary and/or President of Borough Council be and hereby are authorized and directed to execute and enter into the Intergovernmental Cooperation Agreement between the Lancaster County Land Bank Authority, the Borough of Marietta and the Donegal School District, in substantially the form attached hereto and incorporated herein as Exhibit "A" (the Agreement) and to take any and all further actions necessary to implement and comply with the terms of said Agreement.

SECTION 2. The Agreement provides that the Land Bank Authority shall consider, after consultation with the Borough of Marietta and the Donegal School District, acquisition of jointly agreed to real property located within the Borough of Marietta and for the management, development, sale, leasing and/or financing of any such properties. The Agreement further provides for

the treatment of real estate taxes both prior to acquisition and during ownership of said real estate by the Land Bank Authority and for distribution of taxes following the sale of said real estate by the Land Bank Authority.

SECTION 3. The term of the Agreement is perpetual with any party being able to terminate the Agreement upon thirty (30) days written notice.

SECTION 4. Provisions regarding the purpose and objectives of the Agreement, including the powers and scope of authority delegated thereby, the manner and extent of financing, the organizational structure to implement its terms and further information regarding the manner in which real property shall be acquired, managed, licensed or disposed of are set forth in the Agreement, the terms of which are incorporated herein.

SECTION 5. All ordinances or resolutions or parts of ordinances or resolutions insofar as they are inconsistent herewith are hereby repealed and rescinded.

SECTION 6. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any of the remaining provisions, sections, sentences, clauses or parts of this Ordinance; it being the intent of the Borough of Marietta that the remainder of the Ordinance shall be and shall remain in full force and effect.

SECTION 7. This Ordinance shall become effective as provided by the laws of the Commonwealth of Pennsylvania.

(Rest of Page Intentionally Left Blank)

ENACTED AND ORDAINED this ____ day of _____ 2017, by
the Borough Council of the Borough of Marietta, Lancaster County,
Pennsylvania, in lawful session duly assembled.

BOROUGH OF MARIETTA

By: _____
Bridey Hannold, President

Attest: _____
Sharon Bradnick, Secretary

APPROVED as an Ordinance this ____ day of _____, 2017.

Raymond Vegso, Mayor

5497035