

RESOLUTION NO. R-5-2024

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF UNITY, COUNTY OF WESTMORELAND, COMMONWEALTH OF PENNSYLVANIA APPROVING AN INTERGOVERNMENTAL COOPERATION AGREEMENT WITH THE GREATER LATROBE SCHOOL DISTRICT FOR THE PURCHASE OF SALT FOR THE WINTER SEASON OF 2023-2024

WHEREAS, the TOWNSHIP purchases salt and other road materials under municipal procurement laws for the care and maintenance of its roads during winter months; and

WHEREAS, GLSD uses salt and other road materials under municipal procurement laws for the care and maintenance of its sidewalks, parking areas and other related facilities during winter months; and

WHEREAS, from time to time, GLSD desires to obtain additional salt from the TOWNSHIP, which require Township employees to load salt onto trucks owned by the GLSD; and

WHEREAS, the parties hereto enter this agreement to define the rights, duties and obligations of the parties under such circumstances.

WHEREAS, GLSD and Unity are authorized to enter into the aforesaid Intergovernmental Cooperation Agreement for these purposes under the authority of the Intergovernmental Cooperation Act, 53 Pa. C.S.A. §2301, *et seq.*; Section 1507 of the Second Class Township Code, 53 P.S. §66507, as amended.

NOW, THEREFORE, WITH THE FOREGOING RECITALS BEING INCORPORATED HEREIN BY REFERENCE THERETO, THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF UNITY, COUNTY OF WESTMORELAND, COMMONWEALTH OF PENNSYLVANIA, HEREBY RESOLVE AS FOLLOWS:

1. **THAT**, the Intergovernmental Cooperation Agreement with the Greater Latrobe School District attached hereto as Exhibit "A" shall be and is hereby approved.

2. **THAT**, the Chairman of the Board of Supervisors of the Township of Unity and the Secretary of the Township of Unity be and are hereby authorized to execute said Intergovernmental Cooperation Agreement, and all other documents necessary to carry out its intent and purpose, on behalf of the Township of Unity and to bind the Township of Unity to its terms.

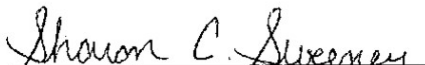
3. THAT, this approval is conditioned upon the Board of the Greater Latrobe School District approving the Agreement attached hereto at a duly advertised public meeting.


4. THAT, all actions taken by the Township, or those officials referenced herein, in furtherance of the aforesaid Agreement, or in carrying out its terms, to date, be and are hereby ratified and approved.

THIS RESOLUTION IS APPROVED AND ADOPTED AT A DULY ADVERTISED PUBLIC MEETING OF THE BOARD OF SUPERVISORS OF UNITY TOWNSHIP HELD THE 11th DAY OF JANUARY, 2024 AND SHALL BE EFFECTIVE IMMEDIATELY.

ATTEST:

THE BOARD OF SUPERVISORS OF
THE TOWNSHIP OF UNITY


Sharon C. Sweeney, Secretary

By: 
Michael J. O'Barto, Chairman

INTERGOVERNMENTAL COOPERATION AGREEMENT

THIS AGREEMENT, is made and entered by and between the TOWNSHIP OF UNITY, a municipal corporation duly organized and existing under the laws of the Commonwealth of Pennsylvania and hereafter referred to as the "TOWNSHIP"

AND

The GREATER LATROBE SCHOOL DISTRICT, a public school system duly organized and existing under the laws of the Commonwealth of Pennsylvania and hereafter referred to as the "GLSD"

WITNESSETH:

WHEREAS, the TOWNSHIP purchases salt and other road materials under municipal procurement laws for the care and maintenance of its roads during winter months; and

WHEREAS, GLSD uses salt and other road materials under municipal procurement laws for the care and maintenance of its sidewalks, parking areas and other related facilities during winter months; and

WHEREAS, from time to time, GLSD desires to obtain additional salt from the TOWNSHIP, which require Township employees to load salt onto trucks owned by the GLSD; and

WHEREAS, the parties hereto enter this agreement to define the rights, duties and obligations of the parties under such circumstances.

NOW, THEREFORE, WITH THE FOREGOING RECITALS BEING INCORPORATED HEREIN BY REFERENCE THERETO, THE PARTIES HERETO HEREBY AGREE AS FOLLOWS:

1. GLSD agrees to purchase from the TOWNSHIP, and the TOWNSHIP agrees to make available and sell to GLSD, not more than thirty (30) tons of salt for use by the GLSD for use in its public school facilities.

2. GLSD shall purchase salt from the Township, at the same "per tonnage rate" the TOWNSHIP purchases same through its 2023-2024 procurement contract or contracts.

3. All salt purchased by GLSD shall be accessed and loaded solely by Township employees onto the GLSD's vehicles.

4. GLSD shall provide the TOWNSHIP with at least 24 hours advance notice of its need for salt and agrees that its vehicles shall wait for TOWNSHIP employees to load salt onto its vehicles.

5. The parties hereto recognize and agree that the TOWNSHIP is required to meet the needs of TOWNSHIP residents and give priority to emergency vehicle and school bus routes during the winter season to protect the public health, safety and welfare. Accordingly, GLSD agrees that its vehicles and needs shall be second in priority to those vehicles of the Township.

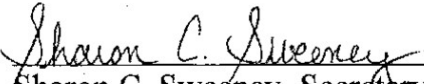
6. At all times during the performance of the acts contemplated in this agreement, the parties hereto acknowledge and agree that all employees of the GLSD shall be and remain the employees of the GLSD and that all employees of the Township shall be and remain the employees of TOWNSHIP.

7. This Agreement shall be effective on date it is last approved by the governing bodies of the TOWNSHIP and GLSD and shall terminate on April 30, 2024.

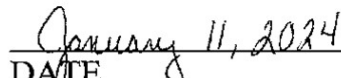
IN WITNESS WHEREOF, THE PARTIES HERETO SET FORTH THEIR HANDS AND SEALS THE DATE AND YEAR SET FORTH HEREAFTER.

ATTEST:

THE BOARD OF SUPERVISORS OF
THE TOWNSHIP OF UNITY


Sharon C. Sweeney, Secretary


Michael J. O'Barto, Chairman


DATE

ATTEST:

THE GREATER LATROBE
SCHOOL DISTRICT

BY: _____

(Print Name)

DATE