

Chapter 28
INTERMUNICIPAL COOPERATION

ARTICLE I

South Hills Area Council of Governments

- § 28-1. Ratification of adopting resolution.
- § 28-2. Approval of Articles of Association.
- § 28-3. Approval of bylaws.
- § 28-4. Financing of Council.
- § 28-5. Formation ratified; organization.
- § 28-6. Acquisition of property.
- § 28-7. Duration of association.

ARTICLE II

Law Enforcement

- § 28-8. Authority to enter into agreement.
- § 28-9. Duration of agreements.
- § 28-10. Purpose of agreements.

§ 28-11. Expenses.

§ 28-12. Additional organizational structures not necessary.

§ 28-13. When effective.

§ 28-14. Authority.

ARTICLE III

Emergency Medical Services

§ 28-15. Authorization.

§ 28-16. Membership.

§ 28-17. Authority of officials.

§ 28-18. When effective.

ARTICLE IV

**Temporary Detention of Arrestees
By and Between the Boroughs of
Green Tree and Dormont**

§ 28-19. Adoption of agreement.

§ 28-20. Authorization to execute agreement.

[HISTORY: Adopted by the Borough Council of the Borough of Dormont as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

South Hills Area Council of Governments

[Adopted 10-1-1973 by Ord. No. 1182]

§ 28-1. Ratification of adopting resolution.

The resolution adopted by the Dormont Borough Council on December 4, 1972, agreeing to participate in the South Hills Area Council of Governments, is hereby ratified and approved. A copy of the resolution is attached hereto and marked Exhibit "A."¹

¹ Editor's Note: Said resolution is on file in the Borough offices.

§ 28-2. Approval of Articles of Association.

The Articles of Association between the members of the South Hills Area Council of Governments is hereby approved. A copy of the Articles of Association are incorporated herein by reference and attached as Exhibit "B."²

§ 28-3. Approval of bylaws.

The bylaws of the South Hills Area Council which were adopted by the General Assembly at the organizational meeting of said Council are ratified and approved. A copy of the bylaws are incorporated by reference, attached hereto, and marked Exhibit "C."³

§ 28-4. Financing of Council.

The manner and extent of financing the association shall be through dues, grants and funds received from the membership and other sources. The dues structure of the South Hills Area Council of Governments was adopted by the General Assembly at an organizational meeting of said Council and is hereby ratified and approved. The dues structure will not be increased by any participating municipality during the calendar year 1974-1975.⁴

§ 28-5. Formation ratified; organization.

The formation of a nonprofit corporation by the South Hills Area Council of Governments is hereby ratified and approved. The name of the nonprofit corporation will be the "South Hills Area Council of Governments, Inc." It will be organized upon a nonstock basis with the members being the same as the member municipalities of the unincorporated association, South Hills Area Council of Governments. The incorporators of the nonprofit corporation will be the official representatives to the Board of Directors of the Council from the member municipalities. The unincorporated association will remain in existence and shall perform all functions, powers or responsibilities delegated to it by the member municipalities. The nonprofit corporation shall perform such functions as are designated by the unincorporated association. The unincorporated association is authorized to make such payments to the nonprofit corporation as are authorized by the unincorporated association.

§ 28-6. Acquisition of property.

Real or personal property shall be acquired, managed and disposed of by action of the unincorporated association in accordance with its bylaws.

² Editor's Note: Said Articles are on file in the Borough offices.

³ Editor's Note: Said bylaws are on file in the Borough offices.

⁴ Editor's Note: Original Section 5, regarding appointment of original representatives, was deleted at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

§ 28-7. Duration of association.

The duration of the unincorporated association shall be perpetual or until such time as the member municipalities shall elect to withdraw in accordance with the bylaws and procedures of the unincorporated association. The purpose and object of the unincorporated association shall be as enumerated in the articles and bylaws of the association. The organizational structure necessary to implement any agreement among the member municipalities shall be the South Hills Area Council of Governments, as herein set forth.

ARTICLE II**Law Enforcement**

[Adopted 5-4-1992 by Ord. No. 1412]

§ 28-8. Authority to enter into agreement.

The President of the Council and the Secretary of the Borough are hereby authorized, empowered and directed to enter into those certain intergovernmental police cooperation agreements, specifically a Municipal Police Cooperative Agreement and a Commonwealth of Pennsylvania Office of the Attorney General Municipal Drug Task Force Agreement (referred to as "agreements" hereinafter), with the municipalities designated hereafter under the terms of which the police officers of each municipality are granted authority to officially act as police officers of the other municipality, subject to the terms of the agreements, when performing duties in the other municipality and establishing procedures for the Police Department of each municipality to render aid and assistance to one another, which agreements are attached hereto, made a part hereof and incorporated herein by reference thereto.⁵

§ 28-9. Duration of agreements.

The duration of the agreements shall be indefinite, subject to termination by each municipality as provided in the agreements.

§ 28-10. Purpose of agreements.

The purpose and objective of the agreements are to foster improved governmental cooperation between the municipalities of Baldwin Township, Bethel Park Borough, Bridgeville Borough, Castle Shannon Borough, Dormont Borough, Green Tree Borough, Mt. Lebanon Township, Scott Township, South Park Township and Whitehall Borough to improve law enforcement in the aforesaid municipalities by providing police officers with the authority to exercise official duties in the other municipalities thereby alleviating problems of arrests being determined improper or unlawful by reason of jurisdictional or boundary issues.

⁵ Editor's Note: Said agreements are on file in the Borough offices.

§ 28-11. Expenses.

Each municipality shall be responsible for any expenses not reimbursed by the Commonwealth of Pennsylvania or any other funding source, said expenses being incurred by reason of action taken by its police pursuant to the agreements.

§ 28-12. Additional organizational structures not necessary.

No additional organizational structure other than that provided by the Commonwealth of Pennsylvania Office of the Attorney General, Bureau of Narcotics Investigation and Drug Control, Municipal Cooperative Narcotics Task Force Operations Manual, as amended by the South Hills Task Force Amendments, and the agreements will be necessary to implement the agreements, nor will any property, real or personal, be acquired, managed or disposed of in order to effect the purpose of the agreements.

§ 28-13. When effective.

This article shall become effective upon the date that each of the municipalities named and designated in said agreements shall have signed the same.

§ 28-14. Authority.

This action is taken pursuant to the authority granted to the Borough by the Intergovernmental Cooperation Act, July 12, 1972, No. 180, § 1 et seq. (53 P.S. § 481 et seq.), as amended.

ARTICLE III
Emergency Medical Services
[Adopted 3-6-1995 by Ord. No. 1441]

§ 28-15. Authorization.

The Borough of Dormont hereby authorizes and approves joinder and inclusion of the Borough of Whitehall as a constituent community of the Medical/Rescue Team South Authority, Inc., with all rights, duties, privileges, obligations and appurtenances with and among the other constituent communities, including the Township of Baldwin, the Borough of Castle Shannon, the Borough of Dormont and the Municipality of Mt. Lebanon, pursuant to the provisions of the Pennsylvania Municipality Authorities Act of 1945,⁶ as amended; the Pennsylvania Borough Code,⁷ as amended; the Pennsylvania First Class Township Code,⁸ as amended; and the Pennsylvania Home Rule Charter and Optional Plans Law,⁹ Act No. 62 of 1972, as amended.

⁶ Editor's Note: See 53 P.S. § 301 et seq.

⁷ Editor's Note: See 53 P.S. § 45101 et seq.

⁸ Editor's Note: See 53 P.S. § 55101 et seq.

⁹ Editor's Note: See 53 P.S. 1-101 et seq.

§ 28-16. Membership.

The constituency and composition of the governing Board of Directors of the Medical/Rescue Team South Authority, Inc., will be increased from its present number of eight members to a new number of 10 members, with each constituent municipality appointing two members of said Board of Directors, pursuant to the provisions of the Articles of Incorporation and bylaws of the Authority.

§ 28-17. Authority of officials.

The appropriate officials of the Borough of Dormont, including, but not limited to, the Borough Council President, the Borough Secretary and the Borough Solicitor, are authorized to sign and execute all documents and to take all other actions deemed necessary, proper or expedient to effectuate the purposes of this Article III.

§ 28-18. When effective.

This Article III will become effective upon the occurrence of all of the following circumstances, including:

- A. The adoption and approval of ordinances similar to this Article III, having the same operative provisions therein, by all of the other constituent communities of the Authority and by the Borough of Whitehall.
- B. The compliance of the Authority constituent communities, and of Whitehall Borough, with all of the requirements of the laws, regulations and rules of the United States of America and the Commonwealth of Pennsylvania relating to Whitehall's joinder in the Authority, including, but not limited to, the provisions of the Pennsylvania Municipality Authorities Act of 1945,¹⁰ as amended, including, in particular, § 3.1 of said Act,¹¹ and the provisions of those Pennsylvania statutes and laws regulating, respectively, each of the constituent Boroughs, township and home rule community.
- C. Full and complete compliance of the Borough of Whitehall with all of the provisions of this Authority's Resolution No. 94-08, including, but not limited to, the provision of Paragraphs 6(a) through 6(c), inclusive, of said Resolution No. 94-08, as amended.
- D. The enactment and adoption of this Article III by the Dormont Borough Council and the approval of this article by the Dormont Mayor.

¹⁰ Editor's Note: See 53 P.S. § 301 et seq.

¹¹ Editor's Note: See 53 P.S. § 304.

ARTICLE IV
**Temporary Detention of Arrestees By and Between
the Boroughs of Green Tree and Dormont**
[Adopted 8-5-2002 by Ord. No. 1518]

§ 28-19. Adoption of agreement.

The agreement entitled "Agreement for the Temporary Detention of Arrestees By and Between the Boroughs of Green Tree and Dormont" is hereby adopted in its entirety as an intergovernmental agreement, with each municipality retaining any and all rights, immunities and protection it may otherwise be entitled to as a political subdivision of the Commonwealth of Pennsylvania.¹²

§ 28-20. Authorization to execute agreement.

The Borough of Dormont and its officials are hereby authorized to execute the attached agreement and to effect all terms and conditions thereof.

¹² Editor's Note: Said agreement is on file in the Borough offices.