

**COLLEGEVILLE BOROUGH
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 590

AN ORDINANCE OF THE BOROUGH OF COLLEGEVILLE, MONTGOMERY COUNTY, PENNSYLVANIA, RATIFYING AN INTERGOVERNMENTAL AGREEMENT ENTERED INTO BY AND BETWEEN COLLEGEVILLE BOROUGH AND TRAPPE BOROUGH FOR THE PURCHASE OF REAL ESTATE LOCATED AT 229 WEST 7TH AVENUE, TRAPPE BOROUGH; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Collegeville Borough (Collegeville) and Trappe Borough (Trappe) jointly operate the Collegeville Trappe Joint Public Works Committee (CTJWPC); and

WHEREAS, the 53 Pa.C.S. §2301, *et seq.*, known as the Intergovernmental Cooperation Act, permits two or more local governments to jointly cooperate in the exercise or in the performance of their respective governmental functions, powers or responsibilities; and

WHEREAS, the Intergovernmental Cooperation Act, requires all intergovernmental agreements to be approved by ordinance; and

WHEREAS, by agreement dated September 2, 1964, as amended, Collegeville and Trappe through the CTJWPC jointly operate water collection and distribution facilities as well as other public works facilities and functions; and

WHEREAS, a need has arisen for Collegeville and Trappe to acquire land for the construction of a salt storage facility for winter snow and ice clearing operations; and

WHEREAS, Collegeville and Trappe entered into a Real Estate Purchase Agreement dated June 11, 2018 for the purchase of the premises located at 229 West 7th Avenue, Trappe Borough, Montgomery County, Pennsylvania being parcel no. 23-00-01204-006 consisting of 2.7 Acres of ground, more or less; and

WHEREAS, an appraisal performed by Indian Valley Appraisal Company dated January 11, 2018 has appraised the value of the parcel to be one hundred and fifty-five thousand dollars (\$155,000.00).

NOW, THEREFORE, be it, and it is hereby **ORDAINED** by the Collegetown Borough Council, and it is hereby **ENACTED** and **ORDAINED** by authority of same as follows:

I. The Agreement, a copy of which is attached hereto and incorporated herein by reference, is hereby approved pursuant to the Intergovernmental Cooperation Act, 53 Pa.C.S. §2301, *et seq.*

The President of Borough Council and other such proper officers of the Borough of Collegetown are authorized to execute all documents on behalf of the Borough of Collegetown needed to complete settlement.

II. Any and all terms, conditions and provisions or any Ordinance or Resolution of Collegetown Borough in conflict with the terms, conditions and provisions of this Ordinance, are hereby repealed to the extent of such conflict.

III. It is hereby declared to be the legislative intent, that if a court of competent jurisdiction declares any provision of this Chapter to be invalid or ineffective in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid or ineffective, and all other provisions of this Chapter shall continue to be separately and fully effective.

IV. This Ordinance shall be effective immediately upon its legal enactment by the Borough Council of the Borough of Collegetown.

Ordained and enacted, by the Council Members of Collegetown Borough, Montgomery County, Pennsylvania, this _____ day of _____, 2018.

ATTEST:

COLLEGETOWN BOROUGH COUNCIL

Geoffrey D. Thompson, Secretary

Marion McKinney, President

APPROVED:

Aidsand Wright-Riggins, Mayor