

**ORDINANCE NO. 517
BOROUGH OF PARKESBURG,
CHESTER COUNTY, PENNSYLVANIA**

AN ORDINANCE OF THE BOROUGH OF PARKESBURG AMENDING ORDINANCE NO. 451 ENACTED JUNE 9, 2003 UNDER WHICH THE BOROUGH OF PARKESBURG ENTERED INTO AN INTER-MUNICIPAL POLICE COOPERATION AGREEMENT WITH OTHER MUNICIPALITIES TO ESTABLISH THE WESTERN CHESTER COUNTY EMERGENCY RESPONSE TEAM "WCCERT" SAID ORDINANCE BEING AMENDED THROUGH; 1) EXPANDING THE MEMBERSHIP; 2) CHANGING THE NAME (TO REFLECT THE EXPANDING MEMBERSHIP) TO BE KNOWN AS CHESTER COUNTY REGIONAL EMERGENCY RESPONSE TEAM OR "CCRERT"; AND, 3) ENTERING INTO A MUTUAL AID AGREEMENT TO REPLACE THE PRIOR INTERGOVERNMENTAL POLICE COOPERATION AGREEMENT.

WHEREAS, on June 9, 2003 the Borough of Parkesburg enacted Ordinance no. 451 Establishing an Intergovernmental Police Cooperation Agreement pursuant to the authority for same whereby the Borough Police Department joined the Western Chester County Emergency Response Team "WCCERT" and entered into an Intergovernmental Police Cooperation Agreement "IPCA" governing the WCCERT; and,

WHEREAS, the WCCERT Executive Board has voted to expand to include Northern Chester County police departments to establish a new Response Team to be known as the Chester County Regional Emergency Response Team or "CCRERT" which will replace the WCCERT subject to an new "Mutual Aid Agreement" which will replace the prior IPCA; and,

WHEREAS, a copy of the CCRERT Mutual Aid Agreement is attached hereto as Exhibit "A" and a copy of the list of member agencies to the CCRERT is attached hereto as Exhibit "B"; and,

WHEREAS, the expansion of membership and change of name to "CCRERT" and the replacement off the IPCA with new Mutual Aid Agreement, are best established by an amendment to the prior Ordinance No. 451, based upon the authority for creating the original WCCERT;

NOW THEREFOR, BE IT ENACTED AND ORDAINED by Borough Council of the Borough of Parkesburg, Chester County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

1. Ordinance 451 is amended so that:
 - a) every reference to "Western Chester County Emergency Response Team" in the title and elsewhere in the body of the Ordinance is replaced with "Chester County Regional Emergency Response Team";
 - b) every reference to "WCCERT" in the title and elsewhere in the body of the Ordinance is replaced with "CCRERT";

- c) every reference to "Intergovernmental Police Cooperation Agreement" in the title and elsewhere in the body of the Ordinance shall be replaced with "Mutual Aid Agreement";
- d) every reference to "IPCA" in the title and elsewhere in the body of the Ordinance shall be replaced with "Mutual Aid Agreement".

2. Section 103.A is amended to read in its entirety as follows:

"The duration of the Mutual Aid Agreement and the Borough's participation in it shall be indefinite, subject to the provisions of this Ordinance and the rights to terminate such involvement as identified in the Mutual Aid Agreement, a copy of which is attached hereto as Exhibit "A" and the terms of which are incorporated by reference. Paragraph 7 of the Mutual Aid Agreement provides for the Borough to terminate upon notice to the CCRERT".

- 3. Section 103.B regarding "withdrawal" is deleted from the Ordinance in its entirety.
- 4. All other terms and conditions of Ordinance 451 as amended by this Ordinance, shall remain in full force and effect.
- 5. The participating communities in the CCRERT are identified in the attached Exhibit "B".
- 6. All existing Ordinances of Parkesburg Borough, or parts thereof, inconsistent with this Ordinance, or any part hereof, are hereby repealed.
- 7. If any section or provision of this Ordinance is declared by any Court of competent jurisdiction to be invalid or unconstitutional for any reason, such decision shall not affect the validity or constitutionality of this Ordinance as a whole, nor the validity or constitutionality of any other section or provision of this Ordinance other than the ones so declared to be invalid.

ORDAINED and ENACTED by the Parkesburg Borough Council this 17th day of November, 2014.

PARKESBURG BOROUGH COUNCIL

Kathleen M. Rick

KATHLEEN M. RICK, President

ATTEST:

Wendy A. Keegan

WENDY A. KEEGAN, Secretary

Approved this 17th day of November, 2014.

John P. Hagan II

JOHN P. HAGAN, II, Mayor

CHESTER COUNTY REGIONAL EMERGENCY RESPONSE TEAM

MUTUAL AID AGREEMENT

Whereas, pursuant to Title 42, Section 8953, subsection A, entitled Statewide Municipal Police Jurisdiction, it is the desire of various municipalities and various police departments within said municipality to form a Mutual-Aid Agreement for the purpose of mutual police and emergency protection, and,

Whereas, the municipalities who are signatories hereto, and the various police departments who are signatories hereto, desire to reduce their Mutual-Aid Agreement to a collective agreement to which they will be parties.

Whereas, the municipalities who are signatories hereto, have formed an Emergency Response Team, hereby known as the Chester County Regional Emergency Response Team or CCRERT. The Chester County Regional Emergency Response Team principal and primary purpose is to provide a trained, tactical unit to respond to critical incidents. The CCRERT is comprised of Act 120 Certified Police Officers from the various police departments that have signed this collective agreement.

Now therefore, said municipalities and said police departments, by virtue of their acceptance of the terms contained herein, said acceptance being represented and being effective at the time the same is adopted accordingly by the respective parties hereto, stipulate and agree as follows:

1. The police departments who are parties hereto agree that they shall render unto each other, on a mutual aid basis, in response to a duly authorized request, such police assistance or other emergency services as shall be requested or required within the corporate limits of the various municipalities who have adopted or endorsed this Mutual-Aid Agreement, subject to conditions and limitations hereinafter set forth.
2. The Police Department agrees to assign police officers to the CCRERT and those officers will train and work as set forth In the procedures and Policy.
 - a. The officers shall remain employees of the municipality in which their employment originated.
 - b. Any financial compensation will be the responsibility of the officer's employing municipality.
 - c. All health care benefits will be the responsibility of the officers employing municipality.

EXHIBIT "A"

