

**CALN TOWNSHIP
RESOLUTION NO. 2020-14**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CALN TOWNSHIP, CHESTER COUNTY, PENNSYLVANIA, TO ENTER INTO A COOPERATIVE POLICE MUTUAL AID AGREEMENT.

WHEREAS, effective as of March 6, 2020, there were presumed positive cases of Coronavirus (COVID-19) confirmed in the Commonwealth of Pennsylvania which was set forth in a Proclamation of Disaster Emergency issued by the Governor of Pennsylvania, Tom Wolf; and

WHEREAS, COVID-19 presents the possibility of spreading both nationwide and within Caln Township, Chester County, and, therefore, threatens to create substantial public health, medical, and emergency response burdens within Caln Township, Chester County; and

WHEREAS, immediate proactive emergency management measures are required to mitigate and reduce the severity of this public health emergency for purposes of protecting the health, safety and welfare of residents in Caln Township, Chester County; and

WHEREAS, pursuant to 42 Pa.C.S. § 8953 entitled Statewide Municipal Police Jurisdiction, subsection (e) (relating to police service agreements), 53 Pa.C.S. § 2303 of the General Local Government Code (relating to intergovernmental cooperation authorized), 53 Pa.C.S. §§ 1903 and 1904 of the Second Class Township Code, 53 Pa.C.S. §56554 of the First Class Township Code, and 8 Pa.C.S.A. §1122 of the Borough Code (relating to contracts to secure and provide police services) it is the desire of Downingtown Borough, Chester County, East Brandywine Township, Chester County, Caln Township, Chester County, and East Caln Township, Chester County and the police departments within said municipalities 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 police departments within said municipalities, desire to reduce their Mutual Aid Agreement to a cooperative agreement to which they will be parties.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Caln Township, as follows:

A. As required by the provisions of 53 Pa. C.S. §2307, the Board states as follows:

1. Intergovernmental Cooperation Agreement - The covenants, terms and conditions of the Cooperative Police Mutual Aid Agreement (“Agreement”), attached hereto as Exhibit "A," are hereby incorporated herein by reference.
2. Duration of Agreement – This Agreement is intended to remain in place unless and until terminated by the participating municipalities, as permitted by the Agreement.

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3. Purpose and Objectives of the Agreement - The purpose of the Agreement is to provide for mutual police and emergency protection under the terms set forth in the Agreement.

4. Manner and Extent of Financing the Agreement – As set forth in paragraph 1(a) of the Agreement, the police officers shall remain employees of the municipality by which they are employed. Accordingly, satisfying all of the terms and conditions of employment (including wages, benefits, disability and liability insurance purposes) shall remain the responsibility of the employing municipality.

5. Organizational Structure Necessary to Implement the Agreement - No new organizational structure is necessary to implement the Agreement.

6. The Manner in which Real or Personal Property shall be Acquired, Managed, Licensed or Disposed of – The Agreement does not contemplate the acquisition, management, license or disposition of real or personal property.

B. The Caln Township Board of Commissioners desires to enter into a Mutual Aid Agreement with Downingtown Borough, East Brandywine Township, and East Caln Township, so that they may render unto each other, on a mutual aid basis, in response to a duly authorized request, such police assistance, police services or other emergency services as shall be requested or required within the corporate limits of each of the municipalities who have adopted or endorsed this Mutual Aid Agreement, upon the terms and conditions set forth therein, which terms and conditions are incorporated herein by reference.

RESOLVED AND ENACTED this 30th day of April, 2020.

CALN TOWNSHIP

Paul Mullin, President

Jane Kennedy, Vice President

Josh Young, Commissioner

Lorraine Tindaro, Commissioner

Mark Evans, Commissioner

SEAL

Kristen Denne, Secretary