

ORDINANCE NO. 387

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF ORWIGSBURG, SCHUYLKILL COUNTY, PENNSYLVANIA, ADOPTING A DRUG TASK FORCE AGREEMENT WITH THE SCHUYLKILL COUNTY DISTRICT ATTORNEY'S OFFICE OF THE COMMONWEALTH OF PENNSYLVANIA TO ENFORCE THE NARCOTICS AND ILLEGAL DRUG LAWS AND THEREBY TO PRESERVE THE SAFETY AND WELFARE OF THE COMMUNITY.

WHEREAS, the Borough Council of the Borough of Orwigsburg, recognizes that the use and trafficking of narcotics and illegal drugs is an increasing problem throughout Schuylkill County; and

WHEREAS, the use and trafficking of narcotics and illegal drugs have tended to obliterate municipal boundaries; and

WHEREAS, the Attorney General of the Commonwealth of Pennsylvania has agreed to hold harmless and indemnify the municipalities which allow their officers to perform task force activities with regard to issues which arise as a result of the officers' performance of task force activities in accordance with the Municipal Police Jurisdiction Act, 42 Pa. C.S.A. § 8951 et. seq.; and

WHEREAS, the Borough Council of the Borough of Orwigsburg, intends to participate in the Schuylkill County Drug Task Force in conjunction with the Schuylkill County District Attorney's Office; and

NOW THEREFORE, the Borough Council of the Borough of Orwigsburg, Schuylkill County, Pennsylvania, acting pursuant to the Act of December 19, 1996, No. 177 (53 P.S. § 2301 et. seq.) hereby enacts this Ordinance adopting a Drug Task Force Agreement (hereinafter referred to as "Agreement") with the Schuylkill County District Attorney's Office to enforce narcotics and illegal drug laws and thereby to preserve the safety and welfare of the community.

Be it **ENACTED AND ORDAINED** by the Borough Council of the Borough of Orwigsburg, Schuylkill County, Pennsylvania, and it is hereby **ENACTED AND ORDAINED** by the authority of the same as follows:

SECTION 1

The Borough Council of the Borough of Orwigsburg has evidenced its intent to participate in the Drug Task Force activities in cooperation with the Schuylkill County District Attorney's Office designed to interdict the illegal and trafficking of narcotics and other illegal drugs within its municipal boundaries as well as within the boundaries of nearby communities.

SECTION 2

This Agreement may include intergovernmental cooperation activities with adjacent and nearby municipal governments as part of a regional effort to interdict illegal drug activities.

SECTION 3

The Borough of Orwigsburg shall utilize the services of its police force, full-time and part-time, under the conditions set forth in the Agreement and in compliance with the Municipal Police Jurisdiction Act, 42 Pa. C.S.A. § 8953.

SECTION 4

The Borough of Orwigsburg shall establish, pursuant to the terms of the Agreement which is attached hereto and incorporated as a part of this Ordinance, appropriate procedures to comply with all relevant provisions of the Agreement and relevant regulations, direction, and guidance from the Schuylkill County District Attorney's Office.

SECTION 5

The term of the Agreement shall commence upon the effective date of the Ordinance and may be terminated at any time upon thirty (30) days written notice.

SECTION 6

The purpose and objectives of the Agreement include region-wide coordination of municipal police activities in an effort to combat illegal narcotics and drug trafficking.

SECTION 7

The Agreement shall be financed with the assistance of funds supplied by the Office of the Attorney General of the Commonwealth of Pennsylvania and the Schuylkill County District Attorney's Office.

SECTION 8

The organizational structure necessary to implement the terms of this Agreement shall be covered by directives, procedures, and guidance from the Schuylkill County District Attorney's Office.

SECTION 9

All property, real or personal, acquired, managed, or disposed of pursuant to this Agreement shall be in accordance with both the terms of the Agreement, as well as the directives, procedures, and guidance of Schuylkill County District Attorney's Office.

SECTION 10


The municipality shall retain responsibility for the management, control and direction of its employees with assistance, financial or otherwise, from the Schuylkill County District Attorney's Office.

SECTION 11

The effective date of this Ordinance shall be the day 13th of June, 2007.

DULY ENACTED AND ORDAINED this 13th day of June, 2007, by the Council of the Borough of Orwigsburg, Schuylkill County, Pennsylvania, in lawful session duly assembled.

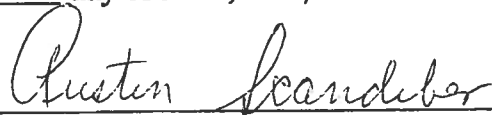
BOROUGH OF ORWIGSBURG
SCHUYLKILL COUNTY, PENNSYLVANIA

By: 
CHARLES J. STERNER
COUNCIL PRESIDENT

ATTEST:


SHERRY M. EDWARDS
BOROUGH SECRETARY

EXAMINED and APPROVED this 13th day of June, 2007.


AUSTIN SCANDIBER
MAYOR OF ORWIGSBURG