

ORDINANCE NO.

SIGNIFYING THE INTENTION AND DESIRE OF THE MUNICIPAL AUTHORITIES OF THE TOWNSHIP SUPERVISORS OF THE TOWNSHIP OF MORRIS, CLEARFIELD COUNTY, PENNSYLVANIA, TO ORGANIZE AN AUTHORITY JOINTLY WITH THE BOARD OF SCHOOL DIRECTORS OF WEST BRANCH AREA SCHOOL DISTRICT, THE TOWNSHIP SUPERVISORS OF THE TOWNSHIP OF COOPER, THE TOWNSHIP OF GRAHAM, THE TOWNSHIP OF KARTHAUS, ALL OF CLEARFIELD COUNTY, PENNSYLVANIA, AND THE TOWNSHIP OF WEST KEATING, CLINTON COUNTY, PENNSYLVANIA, UNDER THE PROVISIONS OF THE ACT OF MAY 2, 1945, P.L. 382, as amended, SETTING FORTH AND AUTHORIZING THE EXECUTION OF THE ARTICLES OF INCORPORATION, WHICH SPECIFIES AMONG OTHER THINGS THAT THE PURPOSES OF THE JOINT AUTHORITY ARE: (A) TO ACQUIRE, HOLD, CONSTRUCT, IMPROVE, ALTER, EXTEND, MANAGE, SUPERVISE, EQUIP, ORNAMENT, OPERATE, MAINTAIN, OWN, LEASE EITHER IN THE CAPACITY OF LESSOR OR LESSEE, PARKS, RECREATION GROUND AND FACILITIES AND PROGRAMS TO BE DEVOTED TO THE WELFARE, BENEFIT AND USE OF THE WEST BRANCH AREA SCHOOL DISTRICT AND MEET THE PRESENT AND FUTURE NEEDS OF THE GENERAL PUBLIC, AND (B) FOR SUCH OTHER PURPOSES AS HEREAFTER MAY BE AUTHORIZED BY LAW; APPOINTING THE FIRST MEMBER OF THE BOARD OF THE JOINT AUTHORITY AND FIXING THE TERM THEREOF AND REPEALING ALL INCONSISTENT ORDINANCES OR PARTS OF ORDINANCES.

The Township Supervisors of the Township of Morris, Clearfield County, Pennsylvania, hereby resolve that :

Section 1. The Township Supervisors of the Township of Morris, Clearfield County, Pennsylvania hereby signify their intention and desire to organize an Authority jointly with the Board of School Directors of the West Branch Area School District, the Township Supervisors of the Township of Cooper, Township of Graham, and the Township of Karthaus, all of Clearfield County, Pennsylvania, and the Township of West Keating, of Clinton County, Pennsylvania, under the provisions of the "Municipality Authorities Act of 1945" as amended.

Section 2. The President and Secretary of the Township Supervisors hereby are authorized and directed to execute on behalf of the Township of Morris, Clearfield County, Pennsylvania, Articles of Incorporation for said joint Authority in substantially the following form:

ARTICLES OF INCORPORATION

TO THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA

In compliance with the requirements of the Act of May 2, 1945, P.L. 382, as amended, known as the "Municipality Authorities ACT OF 1945", and pursuant to Resolutions and Ordinances adopted by and respective municipal authorities of the West Branch School District, the Township of Cooper, the Township of Graham, the Township of Karthaus, the Township of Morris, all of Clearfield County, Pennsylvania, expressing the intention and desire of the municipal authorities of said municipalities to organize a joint municipal authority under said Act, the said municipalities do hereby certify:

1. The name of the Authority is "WEST BRANCH AREA PARK AND RECREATION AUTHORITY".
2. The said Authority is formed under the provisions of the Act of May 2, 1945, P.L. 382, known as the "Municipality Authorities Act of 1945", as amended and supplemented for the following purposes:
 - a. To acquire, hold, construct, improve, alter, extend, manage, supervise, equip, ornament, operate, maintain, own, lease, either in the capacity of Lessor or Lessee, parks, recreation grounds and facilities and programs to be devoted to the welfare, benefit and use of the West Branch School District and meet the present and future needs of the general public.
 - b. For such other purposes as hereafter may be authorized by law.
3. No other Authority has been organized under the Act of May 2, 1945, P.L. 382, known as the "Municipality Authorities Act of 1945", as amended and supplemented, or under the Act of June 28, 1935, P.L. 463, as amended and is in existence in or for any of the incorporating municipalities, other than the Allport Municipal Authority, in Cooper Township, Clearfield County, Pennsylvania.

4. The Names of the incorporating municipalities are:

West Branch Area School District, Clearfield County,
Pennsylvania

The Township of Cooper, Clearfield County, Pennsylvania

The Township of Graham, Clearfield County, Pennsylvania

The Township of Karthaus, Clearfield County,
Pennsylvania

The Township of Morris, Clearfield County, Pennsylvania

The Township of West Keating, Clinton County,
Pennsylvania

5. The Names and Addresses of all municipal authorities
of said incorporating municipalities are:

West Branch Area School District
Clearfield County, Pennsylvania

| <u>Office</u> | <u>Name</u> | <u>Address</u> |
|--------------------------------|----------------------|-----------------------------------|
| President and Director | Donald Murray | R.D. Morrisdale, Pa. 16858 |
| Vice President and Director | William Folmar | R.D. Morrisdale, Pa 16858 |
| Secretary and Director | Robert L. Eyerly | Morrisdale, Pa. 16858 |
| Director | Richard Clyde | R.D. Philipsburg, Pa. 16866 |
| Director | (Mrs.) Shirley Coble | R.D. Morrisdale, Pa. 16858 |
| Director | Larry Cowder | R.D. Morrisdale, Pa. 16858 |

| <u>Office</u> | <u>Name</u> | <u>Address</u> |
|---------------|----------------|-----------------------------------|
| Director | Walter Janke | Winburne, Pa. 16879 |
| Director | Joseph Nadzom | Grassflat, Pa. 16839 |
| Director | Gail Francisko | R.D. Philipsburg, Pa. 16866 |

The Township of Cooper
Clearfield County, Pennsylvania

| <u>Office</u> | <u>Name</u> | <u>Address</u> |
|--------------------------------------|------------------|---|
| President and Township Supervisor | Michael Franek | P.O. Box 18 Drifting, Pa. 16834 |
| Secretary | Rose Fenush | P.O. Box 5 Grassflat, Pa. 16839 |
| Township Supervisor | John Mickney | P.O. Box 93 Drifting, Pa. 16834 |
| Township Supervisor | Emil Schwiderske | P.O. Box 114, R.D. Morrisdale, Pa. 16858 |

The Township of Graham
Clearfield County, Pennsylvania

| <u>Office</u> | <u>Name</u> | <u>Address</u> |
|--------------------------------------|-------------------|----------------------------------|
| President and Township Supervisor | Robert Hurtley | R.D. Morrisdale, Pa. 16858 |
| Secretary | Ivan Kyler | R.D. Morrisdale, Pa. 16858 |
| Township Supervisor | Reese Williams | R.D. Morrisdale, Pa. 16858 |
| Township Supervisor | Norman G. Shimmel | R.D. Morrisdale, Pa. 16858 |

The Township of Karthaus
Clearfield County, Pennsylvania

| <u>Office</u> | <u>Name</u> | <u>Address</u> |
|-----------------------------------|--------------------------|---------------------------|
| President and Township Supervisor | Eugene F. Shadeck | Karthaus, Pa. 16845 |
| Secretary | (Mrs.) Audrey M. Shadeck | Karthaus, Pa. 16845 |
| Township Supervisor | Herbert E. Lucas | Pottersdale, Pa. 16871 |
| Township Supervisor | James B. Coble | Pottersdale, Pa. 16871 |

The Township of Morris
Clearfield County, Pennsylvania

| <u>Office</u> | <u>Name</u> | <u>Address</u> |
|-----------------------------------|----------------|--------------------------|
| President and Township Supervisor | Harold Smeal | Morrisdale, Pa. 16858 |
| Secretary | Stanley Sones | Morrisdale, Pa. 16858 |
| Township Supervisor | Richard O'Dell | Munson, Pa. 16860 |
| Township Supervisor | Mike Hubo | Hawk Run, Pa. 16840 |

The Township of West Keating
Clearfield County, Pennsylvania

| <u>Office</u> | <u>Name</u> | <u>Address</u> |
|-----------------------------------|--------------------------|---------------------------|
| President and Township Supervisor | John Heichel | Pottersdale, Pa. 16871 |
| Secretary | (Mrs.) Roberta Firestone | Pottersdale, Pa. 16871 |
| Township Supervisor | Jacob Williams | Pottersdale, Pa. 16871 |
| Township Supervisor | Charles Heichel | Pottersdale, Pa. 16871 |

6. The names and addresses and terms of office of the first members of the Board of the said Authority, each of whom is a resident and a citizen of the appointing municipality are as follows:

| <u>Name</u> | <u>Address</u> | <u>Appointee of the Municipality of</u> | <u>Term of Office</u> |
|--------------------------|----------------------------|---|-----------------------|
| Halden Johnson | Lanse, Pa. 16849 | West Branch Area School District | 5 years |
| Andrew Kolivosky | Grassflat, Pa. 16839 | The Township of Cooper | 4 years |
| (Mrs.) Beatrice Wooster | Karthus, Pa. 16845 | The Township of Karthus | 3 years |
| (Mrs.) Roberta Firestone | Pottersdale, Pa. 16871 | The Township of West Keating | 2 years |
| Leroy R Thompson | Allport, Pa. 16821 | The Township of Morris | 1 year |
| Nicholas Sherocky | R.D. Morrisdale, Pa. 16858 | The Township of Graham | 5 years |

7. The members of the Board of the said Authroity shall be six (6) in number, and they shall be apportioned as follows:

| | |
|----------------------------------|---|
| West Branch Area School District | 1 |
| The Township of Cooper | 1 |
| The Township of Karthus | 1 |
| The Township of West Keating | 1 |
| The Township of Morris | 1 |
| The Township of Graham | 1 |

Each member of the Board shall be appointed by the Board of the municipality which he is to represent on the said Board. The terms of office of any members of the Board appointed to succeed any of the first members of the Board shall be for a period of five (5) years.

The Board of School Directors of the West Branch Area School District and the Township Supervisors of each of the Townships, at a meeting held not later than one (1) month prior to January 1st in each year in which a vacancy occurs in the office filled by that municipality, shall appoint as a member of the Board, a citizen of that municipality for a term of five (5) years to succeed the member whose term expires on January 1st, next succeeding.

Any vacancy in the Board shall be filled by the Board of School Directors of the West Branch Area School District, or the Township of Supervisors of the municipality which appointed the member whose vacancy is to be filled, and the person so appointed to fill said vacancy shall hold office for the remainder of the unexpired term of the member whose vacancy in office has been appointed to fill.

IN WITNESSS WHEREOF, West Branch Area School District and the Supervisors of the Township of Cooper, The Township of Graham, the Township of Karthaus, the Township of Morris, all of Clearfield County, Pennsylvania, and the Township of West Keating, Clinton County, Pennsylvania, have each caused these Articles of Incorporation to be executed by its President, attested to by its Secretary and the deal of said municipality to be affixed as of this day of 1973.

WEST BRANCH AREA SSCHOOL DISTRICT

By _____

President of the Board
Of School Directors

Attest:

Secretary of Board of
School Directors

Attest:

Secretary of Township Supervisors

TOWNSHIP OF COOPER

By _____
President of Township
Supervisors

Attest:

Secretary of Township Supervisors

TOWNSHIP OF GRAHAM

By _____
President of Township
Supervisors

Attest:

Secretary of Township Supervisors

TOWNSHIP OF KARTHAUS

By _____
President of Township
Supervisors

Attest:

Secretary of Township Supervisors

TOWNSHIP OF MORRIS

By _____
President of Township
Supervisors

Attest:

Secretary of Township Supervisors

TOWNSHIP OF WEST KEATING

By _____
President of Township
Supervisors

Section 3. The President and Secretary of the Township Supervisors, acting jointly with the appropriate officers of the Board of School Directors of the West Branch Area School District, and the Township Supervisors of the Township of Cooper, the Township of Graham, the Township of Karthaus, all of Clearfield County, Pennsylvania, and the Township of West Keating, of Clinton County, Pennsylvania, further are directed to cause a notice of the substance of this Ordinance, including the substance of the above Articles of Incorporation, and of the proposed filing of the above Articles, to be published once in a newspaper published and of general circulation in the County of Clearfield, Pennsylvania, as required by the Municipality Authorities Act of 1945, as amended.

Section 4. The President and Secretary of the Township Supervisors, acting jointly with the appropriate officers of the Board of School Directors of the West Branch Area School District, and the Township Supervisors of the Township of Cooper, the Township of Graham, the Township of Karthaus, all of Clearfield County, Pennsylvania, and the Township of West Keating, of Clinton County, Pennsylvania, are directed to file said Articles of Incorporation, together with the necessary proofs of publication with the Secretary of the Commonwealth and to do all other things necessary or appropriate to effect the incorporation of the "West Branch Park and Recreation Authority", including the payment of any filing fees in connection therewith.

Section 5. The following named person be and be hereby is appointed as a member of the initial Board of joint Authority, whose term of office shall commence on the date of appointment and shall be computed from January 1st next succeeding the date of incorporation.

| <u>Name</u> | <u>Address</u> | <u>Term of Office</u> |
|-------------------|--------------------|-----------------------|
| Leroy R. Thompson | Allport, Pa. 16821 | 1 year |

Section 6. All ordinances and parts of ordinances inconsistent herewith hereby are expressly repealed.

Duly adopted at a meeting of the Township Supervisors of the Township of Morris, Clearfield County Pennsylvania, held on the 26th day of December, 1972.

Harold J. Smeal
President of the Township
Supervisors

Attest:

Stanley Sones
Secretary of the Township Supervisors

I, STANLEY SONES, Secretary of the Township Supervisors of the Township of Morris, Clearfield County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of an Ordinance signifying the intention the Township Supervisors to organize a joint Authority setting forth and authorizing the execution of the joint Authority's Articles of Incorporation which specify, among other things, the purposes of said joint Authority, all as duly adopted by the affirmative vote of a majority of the Township Supervisors of the said Township of Morris, at a meeting held on the 26th day of December, 1972, and that said Ordinance has been recorded in the minutes of the said Township Supervisors showing how each Supervisor voted thereon.

IN WITNESS WHEREOF, I have here unto set my signature as such official and affixed the seal of the said township of Morris, this 26th day of December, 1972.

Stanley Sones
Secretary of Township
Supervisors

I hereby certify that this is a true and correct copy of Morris Township Ordinance No.

Secretary/Treasurer