

RESOLUTION 2024-_____

AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL COOPERATION AGREEMENT PURSUANT TO 53 Pa. C.S.A. §2307, SAID AGREEMENT TITLED “WASTEWATER TREATMENT PLANT ALLOCATION AGREEMENT”, BY AND BETWEEN THE CITY OF BETHLEHEM, THE TOWNSHIP OF LOWER SAUCON AND THE HELLERTOWN BOROUGH AUTHORITY.

WHEREAS, the CITY OF BETHLEHEM, is a municipal corporation being a City of the Third-Class, subject to the Optional Third-Class City Charter Law, organized and existing under the laws of the Commonwealth of Pennsylvania, its constituent parts being split by law between Northampton County and Lehigh County, Pennsylvania with principal administrative offices at City Hall, 10 E. Church Street, Bethlehem, PA 18018 (hereinafter referred to as “City”); and

WHEREAS, Lower Saucon Township has approved final land developments plans identified as “Steel Club Land Development Plan Phase Two” and “Steel Club Land Development Plan Phase Three” (the “Developments”), subject to various conditions including the condition that the Hellertown Borough Authority provide sewer service for the Developments; and

WHEREAS, the Hellertown Borough Authority has agreed to provide sewer service to the Developments and to account for the service through the Hellertown Borough Authority’s allocation with the City’s wastewater treatment plant; and

WHEREAS, the City, Lower Saucon Township and the Hellertown Borough Authority desire to enter into an intergovernmental cooperation agreement titled “Wastewater Treatment Plant Allocation Agreement” (the “Agreement”) to allow for sanitary sewer service to be provided to the Developments in accordance with the necessary approvals of their respective governing bodies, and to document the transfer of allocation between Lower Saucon Township and the Hellertown Borough Authority; and

WHEREAS, the Agreement shall be subject to all the conditions and terms specified and set forth in any prior agreements between the City, Lower Saucon Township, and the Hellertown Borough Authority, and any such prior agreements shall remain in full force and effect with only a modification of the reserve capacity as set forth in the Agreement; and

WHEREAS, the duration of the Agreement shall be current with and extend for the duration of any such prior agreements between the parties.

NOW THEREFORE BE IT RESOLVED, on this _____ day of _____, 2024, that the City Council of the City of Bethlehem, approves and ratifies the Intergovernmental

Cooperation Agreement titled “Wastewater Treatment Plant Allocation Agreement” attached hereto and that the Mayor and the Controller and/or such other City officials as deemed appropriate by the City Solicitor, are hereby authorized to execute the same on behalf of the City of Bethlehem.

Sponsored by _____

ADOPTED by Council this _____ day of _____, 2024.

President of Council

ATTEST:

City Clerk