

**RESOLUTION 2024-\_\_\_\_\_**

**AUTHORIZING THE EXECUTION OF AN  
INTERGOVERNMENTAL COOPERATION AGREEMENT  
PURSUANT TO 53 Pa. C.S.A. §2307, SAID AGREEMENT  
TITLED “INTERGOVERNMENTAL AGREEMENT”  
BETWEEN BETHLEHEM AREA SCHOOL DISTRICT AND  
CITY OF BETHLEHEM POLICE DEPARTMENT.**

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, the Bethlehem Area School District (the “District”) has entered into an Agreement with BusPatrol America, LLC (“BusPatrol”) to provide a stop arm signal arm enforcement system on each District school bus (the “BusPatrol Agreement”) pursuant to 75 Pa.C.S.A. § 3345.1(g) for the purpose of enforcing violations of 75 Pa.C.S.A. § 3345, which prohibits the driver of a vehicle from meeting or overtaking any school bus stopped on a highway or trafficway flashing its red signal lights; and

WHEREAS, the City of Bethlehem Police Department (hereinafter referred to as “BPD”) has jurisdiction to enforce violations of 75 Pa.C.S.A. § 3345 that occur within the boundaries of the City of Bethlehem; and

WHEREAS, 75 Pa.C.S.A. § 3345.1(g)(3) authorizes the District to enter into an intergovernmental agreement with law enforcement agencies to enforce violations of 75 Pa.C.S.A. § 3345 captured using an automated stop signal arm enforcement system (the “BusPatrol System”) through the issuance of a civil penalty; and

WHEREAS, the District and City, by and through the BPD, mutually desire to enter into such an intergovernmental agreement; and

WHEREAS, the District and City, by and through the BPD, shall be subject to all the terms and conditions specified and set forth in the Intergovernmental Agreement attached hereto (the “Agreement”), regarding the enforcement of violations of 75 Pa.C.S.A. § 3345 captured using the BusPatrol System; said terms and conditions include, but are not limited to, authorizing enforcement of violations captured by the BusPatrol System within the boundaries of the City of Bethlehem and setting forth the responsibilities of the BPD, and the District; and

WHEREAS, the Agreement does not provide for the expenditure of public funds by District or City; and

WHEREAS, the duration of the Agreement shall remain in effect so long as the BusPatrol Agreement with the District remains in effect, and shall automatically terminate upon the termination of the BusPatrol Agreement.

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 "Intergovernmental 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