

Ordinance No. 1997-07

Moved by Commissioner Glass

An Ordinance signifying the intention and desire of the Commissioners of this County to organize a joint municipal authority together with the City of Harrisburg, Dauphin County, Pennsylvania, the City of York, York County, Pennsylvania, and the Counties of Cumberland and Dauphin, Pennsylvania, under provisions of the Act of Assembly approved May 2, 1945, P.L. 382, as amended and supplemented, known as the Pennsylvania Municipality Authorities Act of 1945; setting forth proposed Articles of Incorporation and authorizing the execution thereof; appointing and fixing the terms of the first members of the Board of Directors of such authority; authorizing all other necessary action; and repealing all inconsistent ordinances or parts of ordinances.

BE IT ORDAINED BY THE COMMISSIONERS OF THE COUNTY OF YORK,
AND IT IS HEREBY ENACTED BY AUTHORITY OF THE SAME, as follows:

Section 1. The Board of Commissioners of this County hereby signifies its intention and desire to organize a Joint Authority with the cities of York and Harrisburg and the Counties of Cumberland and Dauphin, pursuant to the provisions of the Act of Assembly approved May 2, 1945, P.L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 194511 (the "Act").

Section 2. The Commissioners and the Chief Clerk are authorized and directed to execute, on behalf of this County, Articles of Incorporation for such Authority in substantially the following form:

ARTICLES OF INCORPORATION

TO THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA:

In compliance with requirements of the Act of Assembly approved May 2, 1945, P.L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945", and pursuant to appropriate legislation duly enacted by the municipal authorities of the city of Harrisburg, Dauphin County, Pennsylvania, the City of York, York County, Pennsylvania, the County of Cumberland, Pennsylvania, the County of Dauphin, Pennsylvania, and the County of York, Pennsylvania, expressing the intention and desire of the municipal authorities of said municipalities to organize a Joint Authority under provisions of said Act, said municipalities certify:

1. The name of the Authority is "SUSQUEHANNA AREA REGIONAL AIRPORT AUTHORITY."

2. The Authority is formed under provisions of the Act of Assembly approved May 2, 1945, P.L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945", to engage in acquiring, holding, constructing, financing, improving, maintaining and operating, owning, and leasing, either in the capacity of lessor or lessee, all of the assets constituting the Harrisburg International Airport and the Capital City Airport. The Authority shall have no power to pledge the credit or taxing power of the County of York and the other incorporating municipalities, as herein defined, or the Commonwealth of Pennsylvania or any political subdivision thereof; nor shall bonds

issued by the Authority be deemed to be obligations of the County of York and the other incorporating municipalities, the Commonwealth of Pennsylvania or any political subdivision thereof; nor shall the County of York and the other incorporating municipalities, the Commonwealth of Pennsylvania or any political subdivision thereof be liable for the payment of premium, if any, or interest on the bonds; nor shall the members, officers or employees of the Authority personally be liable on the Authority obligations.

3. No other authority has been organized under provisions of the Act or under provisions of the Act of Assembly approved June 28, 1935, P.L. 436, as amended and supplemented, and is in existence in or for the incorporating municipality, except that:

A. The municipal authorities of the City of Harrisburg, Dauphin County, Pennsylvania, heretofore organized the following Authorities which are in existence in and for the City of Harrisburg:

1. "Broad Street Market Authority";
2. "Capital Area Regional Solid Waste Authority";
3. "Cumberland-Dauphin-Harrisburg Transit Authority" (registered fictitious name of Capitol Area Transit Authority);
4. "The Harrisburg Authority";
5. "Harrisburg Housing Authority";
6. "Harrisburg Leasing Authority";
7. "Harrisburg Parking Authority";
8. "Harrisburg Redevelopment Authority";
9. "Job Development Authority".

B. The municipal authorities of the City of York, York County, Pennsylvania, heretofore organized the following Authorities which are and for the City of York:

1. "General Authority of the City of York"
2. "Sewer Authority - City of York";

3. "Redevelopment Authority - City of York".

C. The municipal authorities of Cumberland County, Pennsylvania, heretofore organized the following Authorities which are in existence in and for the County of Cumberland:

1. "Cumberland County Industrial Development Authority";
2. "Cumberland County Municipal Authority";
3. "Cumberland County Housing Authority";
4. "Cumberland County Redevelopment Authority";
5. "Cumberland County Solid Waste Authority";
6. "Cumberland County Transportation Authority";
7. "Susquehanna Valley Regional Airport Authority";
8. "Cumberland-Dauphin-Harrisburg Transit Authority" (registered fictitious name of Capitol Area Transit Authority);
9. "Letort Regional Authority".

D. The municipal authorities of Dauphin County, Pennsylvania, heretofore organized the following Authorities which are in existence in and for the County of Dauphin:

1. "Cumberland-Dauphin-Harrisburg Transit Authority" (registered fictitious name of Capitol Area Transit Authority);
2. "Dauphin County General Authority";
3. "Dauphin County Hospital Authority";
4. "Dauphin County Housing Authority";
5. "Dauphin County Redevelopment Authority";
6. "Dauphin County Industrial Development Authority";
7. "Dauphin County Intermunicipal Solid Waste Authority";
8. "Susquehanna Valley Regional Airport Authority".

E. The municipal authorities of York County, Pennsylvania, heretofore organized the following Authorities which are in existence in and for the County of York:

1. "York County Industrial Development Authority";
2. "York County Hospital Authority";
3. "York County Solid Waste and Refuse Authority";

4. "York County Transportation Authority";
5. "Air Transportation Authority of York County";
6. "York County Redevelopment Authority";
7. "Susquehanna Valley Regional Airport Authority";
8. "York County Rail/Trail Authority";
9. "Maryland and Pennsylvania Preservation Authority".

4. The term of existence of the Authority shall be for a period ending January 1, 2046.

5. The names of the incorporating municipalities are:

- A. City of Harrisburg, Dauphin County, Pennsylvania;
- B. City of York, York County, Pennsylvania;
- C. County of Cumberland, Pennsylvania;
- D. County of Dauphin, Pennsylvania;
- E. County of York, Pennsylvania.

6. The names of the municipal authorities of said incorporating municipalities are:

City of Harrisburg, Dauphin County, Pennsylvania

Office	Name	Address
Mayor	Stephen R. Reed	212 Cumberland Street Harrisburg, PA 17102
Controller	Jim McCarthy	3220 Hoffman Street Harrisburg, PA 17111
President of Council	O. Frank DeGarcia	605 S. 25th Street Harrisburg, PA 17104
Vice President of Council	Vera W. Reynolds	1516 Wayne Street Harrisburg, PA 17104
Member of Council	Patrick M. Gallagher	3132 N. Third Street Harrisburg, PA 17110
Member of Council	Peggy A. Grove	709 S. Front Street Harrisburg, PA 17101
Member of Council	Richard K. House, Sr.	2435 Brookwood Street Harrisburg, PA 17104

Member of Council	Robert Jones	1925 N.2nd Street Harrisburg, PA 17110
Member of Council	Zane G. Phoenix	251 Boas Street Harrisburg, PA 17102

City of York, York County, Pennsylvania

Office	Name	Address
Mayor	Charles H. Robertson	828 W. Princess Street York, PA 17404
Controller	Fay Troutman	745 Noonan Road York, PA 17404
President of Council	William Lee Smallwood	1301 Wogan Rd. York, PA 17404
Vice President of Council	Carol Downs Brady	249 W. Philadelphia St. York, PA 17404
Member of Council	Raymond Crenshaw	184 Irving Road York, PA 17403
Member of Council	Thomas Kelley	1032 Arlington Road York, PA 17403
Member of Council	Toni Smith	835 Chanceford Ave. York, PA 17404

County of Cumberland, Pennsylvania

Office	Name	Address
Chairman, Bd. of Comm.	Nancy A. Besch	209 Willow Avenue Camp Hill, PA 17011
Vice-Chairman, Bd. of Comm.	Earl R. Keller	831 Dunbar Road Carlisle, PA 17013
Secretary, Bd. of Comm.	Marcia L. Myers	15 Ardmore Circle New Cumberland, PA 17070

County of Dauphin, Pennsylvania

Office	Name	Address
Chairman, Bd. of Comm.	Sally S. Klein	4720 Holly Circle Harrisburg, PA 17110
Vice Chairman, Bd. of Comm.	Russell L. Sheaffer	531 North 66th Street Harrisburg, PA 17111

Secretary,
Bd. of Comm.

Anthony M. Petrucci

523 Elm Avenue
Hershey, PA 17033

County of York, Pennsylvania

Office	Name	Address
President, Bd. of Comm.	Robert A. Minnich	1670 Northview Road York, PA 17402
Vice President, Bd. of Comm.	Christopher B. Reilly	411 East Main Street Dallastown, PA 17313
Commissioner, Bd. of Comm.	Shirley L. Glass	122 West Jackson St. Spring Grove, PA 17362

7. The members of the Board of the Authority shall be thirteen (13) in number and shall be apportioned as follows:

County of Cumberland	3
County of Dauphin	3
County of York	3
City of Harrisburg	2
City of York	2

8. The names, addresses and terms of office of the first members of the Board of the Authority, each of whom is a citizen of the incorporating municipality by which the member is appointed are as follows:

<u>Name</u> <u>years)</u>	<u>Address</u>	<u>Appointing</u> <u>Municipality</u>	<u>Term</u> <u>(in</u>
		Cumberland Co.	5
		Dauphin Co.	5
Murray D. Friedman	1000 Detweiler Drive York, PA 17404	York Co.	5

		Harrisburg	4
		York City	4
		Cumberland Co.	3
		Dauphin Co.	3
David C. McIntosh	60 Quail Road York, PA 17402	York Co.	3
		Harrisburg	2
		York City	2
		Cumberland Co.	1
		Dauphin Co.	1
Scott R. Wagner	550 Hess Farm Road Dallastown, PA 17313	York Co.	1

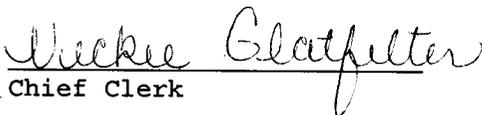
9. While serving as a member of the Board of Directors, and for five (5) years subsequent to the expiration of such member's term, no individual shall become employed by or enter into any business relationship regarding any matter which is the subject of Authority business in general and the operations of either or both of the airports, in particular. It is specifically intended that this provision shall include any Director, any business in which the Director retains an equitable interest, such as a corporation, partnership or unincorporated association, as well as any and all similar businesses in which any immediate member of a Director's family may have an interest.

IN WITNESS WHEREOF, York County, Pennsylvania, causes these Articles of Incorporation to be executed by the appropriate County Officials and to be attested by the Chief Clerk and the seal of such County to be affixed hereto, this day of 1997., May 28th.

COUNTY OF YORK,
Pennsylvania

by: 
Robert A. Minnich
President

ATTEST:


Asst. Chief Clerk

by: 
Christopher E. Reilly
Vice President

(SEAL)

by: 
Shirley L. Glass
Commissioner

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF YORK

On this 28th day of May 1997, before me, the undersigned officer, personally appeared Robert A. Minnich, Christopher B. Reilly, Shirley L. Glass, and Allan Dameshek, whose official positions in the County of York, Pennsylvania, are the President of the Board of Commissioners, Vice President, Commissioner, and Chief Clerk, respectively, who in due form of law acknowledged the foregoing to be the act and deed of the County for the purposes therein specified.

WITNESS my hand and official seal the day and year aforesaid.


Notary Public

My commission expires:

NOTARIAL SEAL
LOIS J. MINTUN, NOTARY PUBLIC
SPRINGETTSBURY TWP., YORK COUNTY, PA
MY COMMISSION EXPIRES APRIL 6, 2000

(SEAL)

Section 3. The appropriate officers of the County are authorized and directed to cause Notice of the substance of this ordinance, including the substance of the foregoing Articles of Incorporation, and of the proposed filing of such Articles of Incorporation, to be published as required by the Act.

Section 4. Appropriate officers of the County are authorized and directed to file such Articles of Incorporation and the necessary proofs of publication with the Secretary of the Commonwealth of Pennsylvania and to do all other things necessary to effect the incorporation of such Authority, including payment of the required filing fees.

Section 5. Any ordinance or part thereof in conflict or inconsistent herewith shall be and the same is hereby repealed.

Seconded by Commissioner Reilly

