

**CHELTENHAM TOWNSHIP  
BOARD OF COMMISSIONERS**

**RESOLUTION NO. 26-20**

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**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA AUTHORIZING THE EXTENSION OF THE AGREEMENT FOR RECYCLING SERVICES WITH J.P. MASCARO & SONS, DATED OCTOBER 22, 2015, FOR AN ADDITIONAL PERIOD OF SIX MONTHS, WITH CERTAIN PRICE CHANGE RESTRICTIONS FOR CERTAIN SERVICES**

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**WHEREAS**, the Township of Cheltenham, Montgomery County, Pennsylvania (the “Township”) executed an Agreement for Recycling Services (the “Agreement”) with J.P. Mascaro & Sons, dated October 22, 2015, as part of the Montgomery County Consortium for a term of three years, with Township options to renew for up to an additional two years; and

**WHEREAS**, the Township and the Montgomery County Consortium have exercised both renewals options to extend and renew the Agreement, which renewal term is set up to expire on or about November 20, 2020; and

**WHEREAS**, in response to the outbreak of the COVID-19 virus, on March 6, 2020, the Governor’s Office of the Commonwealth of Pennsylvania Office issued a Proclamation of Disaster Emergency which authorized “the governing bodies and executive officers of all political subdivisions affected by this emergency to act as necessary to meet the current exigencies as legally authorized under this Proclamation, namely, by the employment of temporary workers, by the rental of equipment, and by entering into such contracts and agreements as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional requirements excepted;” and

**WHEREAS**, on June 3, 2020, the Governor issued an Amendment to Proclamation of Disaster Emergency which renewed the March 6, 2020 Proclamation of Disaster Emergency for a period of 90 days; and

**WHEREAS**, Section 7501 of the Emergency Management Services Code (35 PA C.S., Section 7501, as amended) (the “Code”) also authorizes local governing bodies to declare a disaster emergency and authorizes political subdivisions to “enter into contracts and incur obligations necessary to disaster emergency management, response and recovery;” and

**WHEREAS**, on March 18, 2020, the Board of Commissioners of the Township of Cheltenham adopted Ordinance No. 2402-20, an Emergency Ordinance Declaring an Emergency pursuant to the Township’s Home Rule Charter for 30 days; and

**WHEREAS**, on April 1, 2020, the Board of Commissioners of the Township of Cheltenham adopted Ordinance No. 2403-20 further extending the Disaster Emergency pursuant to the Township’s Home Rule Charter until further notice; and

**WHEREAS**, in order to meet and respond to the ongoing public health emergency caused by the COVID-19 pandemic and avoid an interruption in service, the Township must extend the current contract for recycling services beyond its current expiration; and

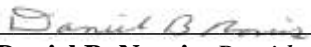
**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Cheltenham Township that the Township of Cheltenham is hereby authorized to enter into an Amendment to the Agreement for Recycling Services with J.P. Mascaro & Sons, dated October 22, 2015, in order to extend the term of that Agreement for an additional six month period, subject to certain changes in terms regarding index price rates, as shown on attached Exhibit "A."

**RESOLVED** by the Board of Commissioners of Cheltenham Township meeting held by web-conference on the **19<sup>th</sup>** day of **September 2020**.

**ATTEST:**

**TOWNSHIP OF CHELTENHAM  
BOARD OF COMMISSIONERS**

  
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**Robert Zienkowski**  
*Township Manager and Secretary*

By:   
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**Daniel B. Norris, President**