HEIDELBERG TOWNSHIP

RESOLUTION NO. 2026-06

A RESOLUTION UPDATING RESOLUTION 2023-09, ESTABLISHING THE TERMS OF PAYMENT OF THE ANNUAL APPROPRIATION TO PORTERS FIRE COMPANY

WHEREAS, Section 1553 of Second Class Township Code provides that a Township shall be responsible for insuring that fire services are provided within the Township by the means and to the extent determined by the Township, including the appropriate financial and administrative assistance for the services; and

WHEREAS, Section 1803 of Second Class Township Code provides that the Board of Supervisors may appropriate moneys to fire companies located in the Township for the operation and maintenance of fire companies, etc.; and

WHEREAS, the Porters Fire Company provides fire services within Heidelberg Township; and

WHEREAS, each year Heidelberg Township budgets an appropriation of .75 mills for the benefit of the Porters Fire Company; and

WHEREAS, in order to provide a schedule for the payment of the annual appropriation, the Township adopted Resolution 2023-09; and.

WHEREAS, Heidelberg Township now wishes to update that schedule for the payment of annual appropriation to add requirements for payment, account for tax collector payment, and acknowledge budge approval.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Heidelberg Township as follows:

SECTION 1. <u>Annual Appropriation; Budget Approval</u>. The annual appropriation to Porters Fire Company shall be established annually by the Board of Supervisors through the Township's duly adopted budget. No payments shall be made unless and until the appropriation has been included in a budget adopted pursuant to the Second Class Township Code.

SECTION 2. <u>Conditions of Payment</u>. As a condition of receiving any portion of the annual appropriation, Porters Fire Company shall:

a. Provide fire protection services within Heidelberg Township consistent with applicable agreements and customary practice;

b. Maintain in good standing all required organizational, insurance, and operational certifications;

c. Submit such documentation as reasonably requested by the Township to verify use of funds for fire protection purposes, including but not limited to financial statements, audit reports (if available), and expenditure summaries as set forth in Section 5 of this Resolution.

SECTION 3. Payment Schedule. The first installment of the annual appropriation shall be paid on or before June 30 of each calendar year, provided the conditions of payment have been satisfied. The balance of the annual appropriation shall be paid on or before December 30 of each calendar year, subject to continued compliance with the conditions of this Resolution. The Board of Supervisors reserves the right to modify the timing or sequencing of payments by motion at a public meeting where necessary for cash-flow or compliance reasons.

SECTION 4. Tax Collector Payment. To the extent funds for the appropriation are derived from a fire tax or other tax collected by the Township Tax Collector, the applicable payment to the Tax Collector shall be deducted in accordance with the Second Class Township Code, limited to lawful collection commissions, fees, or costs actually attributable to collection of the tax, and the net amount shall be remitted to Porters Fire Company.

SECTION 5. Reporting Requirement. In accordance with Section 1553(c) of the Second Class Township Code and to additionally assist with the Township's knowledge of financial affairs, Porters Fire Company shall submit to the Board of Supervisors the following listing of fund expenditures:

A. *Ongoing Reporting*. On a continuing basis, Porters Fire Company shall provide a monthly report of itemized fund expenditures.

B. *Annual Reporting*. On or before September 1 of each year, Porters Fire Company shall provide a written report detailing:

   i. Financial reports, which shall include balance sheets (revenue and expense reports), projected revenue and expenses for the next period, and plans for any anticipated capital expenditures.
   ii. Annual profit and loss statements.
   iii. Annual 990 Tax Filing.
   iv. Annual budget upon adoption.

Heidelberg Township shall disburse allocated funds only upon timely receipt of the above financial records. These records are not intended for Heidelberg Township approval. Rather, these records are to be provided so Heidelberg Township may stay current as to the financial needs of Porters Fire Company, and so that Heidelberg Township shall remain in compliance with the Second Class Township Code.

SECTION 6. Right to Withhold Payment. The Board of Supervisors reserves the right to withhold or delay payment upon a determination of noncompliance with this Resolution and request additional documentation or conduct reasonable review of expenditures to ensure compliance with the Second Class Township Code.

RESOLVED by the Board of Supervisors of Heidelberg Township this day 1 of July, 2026.

ATTEST:

Secretary

HEIDELBERG TOWNSHIP
YORK COUNTY, PENNSYLVANIA

Timothy Hansen, Chairman

Supervisors Heidelberg Twp
SEAL