



# BOROUGH OF TARENTUM

Allegheny County, Pennsylvania



## RESOLUTION #20-03

RESOLUTION OF THE BOROUGH OF TARENTUM, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA TO VOLUNTARILY COMPLY WITH THE EMERGENCY ORDER ISSUED BY THE PENNSYLVANIA PUBLIC UTILITY COMMISSION ON MARCH 13, 2020 AT DOCKET NO: M-2020-3019244 PROHIBITING PUBLIC UTILITIES FROM TERMINATING UTILITY SERVICE DURING THE PENDENCY OF THE PROCLAMATION OF DISASTER EMERGENCY PROCLAIMED BY PENNSYLVANIA GOVERNOR TOM WOLF IN RESPONSE TO THE CORONAVIRUS (COVID-19) OUTBREAK.

**WHEREAS**, the Borough of Tarentum, County of Allegheny, Commonwealth of Pennsylvania, is authorized under the Borough Code Section 3301.1 to adopt ordinances and resolutions for any purpose and as deemed beneficial to the borough, 8 Pa C.S. § 3301.1, and to make regulations as may be necessary for the health, safety, and general welfare of the borough, 8 Pa. C.S. § 1202(5); and

**WHEREAS**, on March 6, 2020, pursuant to Section 7301(c) of the Emergency Management Services Code, 35 Pa. C.S. § 7101, et seq., Governor Tom Wolf issued a Proclamation of Disaster Emergency, proclaiming the existence of a disaster emergency across the Commonwealth of Pennsylvania as a result of the spread of coronavirus (COVID-19); and

**WHEREAS**, on March 13, 2020, United States President Donald J. Trump proclaimed that the COVID-19 outbreak in the United States constituted a national emergency, beginning March 1, 2020; and

**WHEREAS**, on March 13, 2020, Chairperson of the Pennsylvania Public Utility Commission ("PUC") Gladys Brown Dutrieuille issued an Emergency Order pursuant to 52 Pa. Code §§ 3.1 and 3.2 prohibiting all electric, natural gas, water, wastewater, telecommunications, and steam utilities subject to the Pennsylvania Public Utility Commission's jurisdiction from terminating service during the pendency of the Proclamation of Disaster Emergency issued by Governor Tom Wolf, unless to ameliorate a safety emergency; and

**WHEREAS**, the Borough of Tarentum is not a utility subject to the jurisdiction of the Pennsylvania Public Utility Commission, but desires to voluntarily comply with the PUC Emergency Order and adopt a resolution modifying our policy on utility terminations by declining to terminate utility services during the pendency of the Proclamation of Disaster Emergency issued by Governor Tom Wolf; and

**WHEREAS**, the Borough of Tarentum offers electric and water service within the Borough of Tarentum; and

**WHEREAS**, the Borough of Tarentum recognizes the uncertainty caused by the COVID-19 outbreak and that suspension of its utility termination policy during the pendency of the Proclamation of Disaster Emergency is in the best interests of the health, safety, and general welfare of citizens and residents of the Borough of Tarentum; and



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**NOW, THEREFORE**, BE IT RESOLVED, by the Borough Council of the Borough of Tarentum, County of Allegheny, Commonwealth of Pennsylvania, as follows:

SECTION 1: The recitals set forth above are incorporated herein by reference.

SECTION 2: The Borough of Tarentum shall voluntarily comply with the March 13, 2020 PUC Emergency Order prohibiting utility termination during the pendency of the Proclamation of Disaster Emergency proclaimed by Governor Tom Wolf on March 6, 2020.

SECTION 3: The Borough of Tarentum shall not terminate electric and water utility services during the pendency of the Proclamation of Disaster Emergency, subject to the reservation of authority set forth in Section 4.

SECTION 4: The Borough Council of the Borough of Tarentum shall retain the authority to amend or repeal this Resolution for any reason and at any time prior to the termination of the March 6, 2020 Proclamation of Disaster Emergency.

RESOLVED and ENACTED this 7th day of April, 2020.

ATTEST:

BOROUGH OF TARENTUM

\_\_\_\_\_  
Michael L. Nestico, Borough Manager

\_\_\_\_\_  
Scott Dadowski, President of Council

EXAMINED AND APPROVED by me this 7th day of April, 2020.

\_\_\_\_\_  
Eric Carter, Mayor

I, the undersigned, duly qualified Secretary of the Borough of Tarentum, Allegheny County, Pennsylvania, hereby certify that the foregoing Resolution #20-03 is a true and correct copy of a Resolution duly ratified and adopted by a majority vote of the Borough of Tarentum to occur at a regular meeting held on April 7, 2020 and said Resolution shall be recorded in the Minutes of the Borough of Tarentum and remains in effect as of this date.

IN WITNESS WHEREOF, I affix my hand and attach the seal of the Borough of Tarentum, this 7th day of April, 2020.

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Michael L. Nestico, Borough Manager