



**COUNTY OF CLARION
RESOLUTION #6 OF 2010**

**A RESOLUTION OF THE COUNTY OF CLARION
AUTHORIZING JOINT BRIDGE MAINTENANCE AGREEMENT
WITH ARMSTRONG COUNTY**

BE IT RESOLVED AND ENACTED by the Board of Commissioners of Clarion County, in lawful session assembled that:

WHEREAS, the County of Armstrong and the County of Clarion jointly own the CLIMAX BRIDGE, which carries T-970 across Redbank Creek between Mahoning Township in Armstrong County and Porter Township in Clarion County, the HAWTHORN BRIDGE, which carries T-750 over Redbank Creek between Redbank Township in Armstrong County and Hawthorn Borough in Clarion County, and the ST. CHARLES BRIDGE, which carries T-468 across Redbank Creek between Madison Township in Armstrong County and Porter Township in Clarion County; and,

WHEREAS, pursuant to the County Code, such bridges are joint county bridges and the County of Armstrong and the County of Clarion are jointly responsible for all costs and expenses pertaining to such bridges and the maintenance thereof as set forth at 16 P.S. § 2612; and,

WHEREAS, the County Code provides for agreements between counties regarding the maintenance and repairs of such joint county bridges at 16 P.S. § 2602 and 16 P.S. § 2612(e); and,

WHEREAS, such agreements are also authorized pursuant to the Intergovernmental Cooperation Act at 53 Pa.C.S.A § 2301 et seq.

WHEREAS, the County of Armstrong and the County of Clarion have come to an agreement regarding the sharing of the costs and expenses pertaining to such bridges and the maintenance thereof in the form attached as Exhibit A hereto; and,

NOW, THEREFORE, BE IT RESOLVED AND ENACTED, that the County of Clarion shall enter into a Joint Bridge Maintenance Agreement with the County of Armstrong with respect to the CLIMAX, HAWTHORN, and ST. CHARLES BRIDGES in substantially the form set forth in Exhibit A hereto and subject to the following terms:

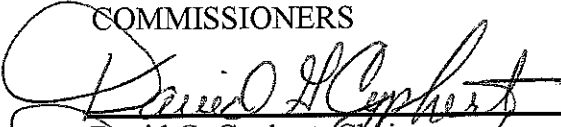
1. The County of Armstrong and the County of Clarion agree to share the maintenance and inspection costs associated with the Climax Bridge, Hawthorn Bridge and St. Charles Bridge, equally splitting the cost at fifty (50%) percent. Armstrong County will perform maintenance and inspections and invoice Clarion County for their share, which shall be reimbursed to Armstrong County within thirty days from the receipt of the same by Clarion County. Armstrong County will not perform maintenance or inspection of a bridge if costs are estimated to be



in excess of one thousand dollars (\$1,000) without prior written approval by Clarion County. Such approval shall be acted upon promptly by Clarion County.

2. The duration of this Agreement shall continue until terminated by the parties.
3. The purpose of this Agreement is to provide for the maintenance and inspection of the above referenced joint county bridges and the costs therefore.
4. No financing is necessary for the implementation of this Agreement beyond the process set forth in Paragraph No. 1 above.
5. No organizational structure is necessary for the administration or implementation of this Agreement. The Agreement shall be implemented as set forth in Paragraph No. 1 above.
6. The bridges at issue shall continue to be jointly owned by Armstrong and Clarion Counties. No additional real or personal property shall be involved.
7. No new governmental entity will be formed to effectuate this intergovernmental agreement.

CLARION COUNTY BOARD OF
COMMISSIONERS



David G. Cyphert, Chair

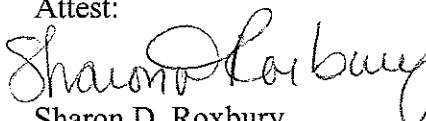


Donna R. Hartle



Timothy P. Reddinger

Attest:


Sharon D. Roxbury
Chief Clerk/County Administrator



AGREEMENT

AND NOW, the 14th day of April, 2010

This Agreement is made by and between THE COUNTY OF ARMSTRONG, a municipal corporation of the Commonwealth of Pennsylvania, 16201,

(Party of the first part)

A

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D

THE COUNTY OF CLARION, a municipal corporation of the Commonwealth of Pennsylvania, 16214,

(Party of the second part)

WITNESSETH:

WHEREAS, the parties hereto jointly own the Climax Bridge, which carries T-970 across Redbank Creek between Mahoning Township in Armstrong County and Porter Township in Clarion County, the Hawthorn Bridge, which carries T-750 over Redbank Creek between Redbank Township in Armstrong County and Hawthorne Borough in Clarion County, and the St. Charles Bridge, which carries T-468 across Redbank Creek between Madison Township in Armstrong County and Porter Township in Clarion County;

WHEREAS, the parties hereto are desirous of sharing the costs of maintenance and inspections of these bridges; and

WHEREAS, the parties hereto represent that they are duly authorized to enter into this Agreement,

NOWHEREFORE, in consideration of the mutual promises hereinafter made, the parties hereto, intending to be legally bound hereby, agree as follows:

1. The County of Armstrong and the County of Clarion agree to share the maintenance and inspection costs associated with the Climax Bridge, Hawthorne Bridge and St. Charles Bridge, equally splitting the cost at fifty (50%) percent. Armstrong County will perform maintenance and inspections and invoice Clarion County for their share, which shall be reimbursed to Armstrong County within thirty days from the receipt of the same by Clarion County. Armstrong County will not perform maintenance or inspection of a bridge if costs are estimated to be in excess of one thousand dollars (\$1,000) without prior written approval by Clarion County. Such approval shall be acted upon promptly by Clarion County.



INTENDING TO BE LEGALLY BOUND HEREBY, the parties set their hands and seals the date above first written.

COUNTY OF ARMSTRONG

By *Patricia L. Kirkpatrick*

By *Richard L. Fink*

By *James V. Scahill*

ATTEST:

Chief Clerk

COUNTY OF CLARION

David G. Cyphert

By David G. Cyphert

Donna R. Hartle

By Donna R. Hartle

Timothy P. Reddinger

By Timothy P. Reddinger

ATTEST:

Sharon D. Roxbury
Sharon D. Roxbury
Chief Clerk/County Administrator