

**RESOLUTION R-2018-111  
LUZERNE COUNTY COUNCIL**

*A Resolution of Luzerne County Council Approving an Agreement with the Luzerne County  
Redevelopment Authority for the Provision of Legal and Administrative Services to the Blighted  
Property Review Committee*

WHEREAS, Luzerne County Council enacted Ordinance 2016-6 (the "Ordinance") creating the Blighted Property Review Committee pursuant to the Urban Redevelopment Law, 1945, May 24, P.L. 991, as amended, ("the Act"); and

WHEREAS, Luzerne County Council subsequently amended Ordinance 2016-6 providing that in lieu of providing administrative and legal services directly to the Blighted Property Review Committee, upon mutual agreement of Luzerne County and the Redevelopment Authority, the Redevelopment Authority may pay Luzerne County to provide the necessary administrative and legal services necessary for the operation of the Blighted Property Review Committee.

WHEREAS, the Redevelopment Authority has proposed compensating the County fifteen thousand dollars (\$15,000.00) for the 2018 fiscal year to the County in exchange for the County supplying the BPRC with administrative and legal services and the costs associated therewith.

WHEREAS, County Council also desires to enter into an Agreement with for the 2018 fiscal year wherein the Redevelopment Authority shall pay the County fifteen thousand dollars (\$15,000.00) in exchange for the County supplying the BPRC with administrative and legal services and the costs associated therewith.

NOW, THEREFORE, BE IT RESOLVED, Luzerne County Council hereby approves the Agreement with the Redevelopment Authority, subject to the terms and conditions contained therein, for the 2018 fiscal year wherein the Redevelopment Authority shall pay the County fifteen thousand dollars (\$15,000.00) in exchange for the County supplying the Blighted Property Review Committee with administrative and legal services and the costs associated therewith.

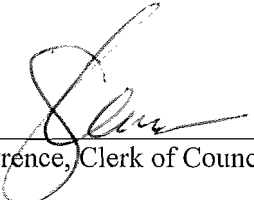
The Effective Date of this Resolution shall be six (6) days from adoption.

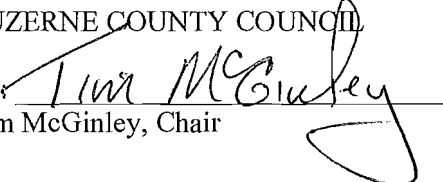
ADOPTED by Luzerne County Council at a meeting held on August 14, 2018.

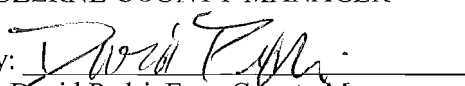
ROLL CALL VOTE (9-1)

YES: Haas, Houck, McGinley, Perry, Saidman, Schnee, SA Urban, Vough and Waitkus

NO: Brominski

Attest:   
Sharon Lawrence, Clerk of Council

LUZERNE COUNTY COUNCIL  
By:   
Tim McGinley, Chair

LUZERNE COUNTY MANAGER  
By:   
C. David Pedri, Esq., County Manager

## AGREEMENT

Luzerne County (hereinafter “the County”) and the Luzerne County Redevelopment Authority (hereinafter “the Authority”) hereby enter into this Agreement regarding payment for the provision of legal and administrative services to the Blighted Property Review Committee (hereinafter “the BPRC”) and agree as follows:

WHEREAS, Luzerne County Council enacted Ordinance 2016-6 (the “Ordinance”) creating the Blighted Property Review Committee pursuant to the Urban Redevelopment Law, 1945, May 24, P.L. 991, as amended, (“the Act”).

WHEREAS, Luzerne County Council subsequently amended Ordinance 2016-6 providing that in lieu of providing administrative and legal services directly to the Committee, upon mutual agreement of Luzerne County and the Redevelopment Authority, the Redevelopment Authority shall compensate Luzerne County for the provision the necessary administrative and legal services necessary for the operation of the Committee. Amended Ordinance 2016-6 is incorporated by reference as if fully set forth herein.

WHEREAS, the County and the Authority desire to enter into an Agreement for the 2018 fiscal year wherein the Authority shall compensate the County fifteen thousand dollars (\$15,000.00) in exchange for the County supplying the BPRC with administrative and legal services and the costs associated therewith.

WHEREAS, the Authority shall pay the County the agreed upon sum within twenty (20) days from the execution of this Agreement. The County shall track the amount of hours County staff bills towards this sum, as well as, the miscellaneous expenditures for supplies necessary to provide the aforementioned services. The County shall provide the Authority with a monthly statement itemizing the hours spent and miscellaneous expenditures.

WHEREAS, the terms of this Agreement shall in no way establish a binding precedent on the County or the Authority. The provision of legal and administrative services to the BPRC by the County and the costs associated therewith shall be mutually agreed upon by the parties in future fiscal years.

WHEREAS, if any part or provision of this Agreement shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction such decision of the court shall not affect the remaining sections, clauses, parts or provisions of this Agreement. Furthermore, all disputes arising out of the terms of this Agreement shall be construed subject to the laws of the Commonwealth of Pennsylvania with jurisdiction lying in the Court of Common Pleas of Luzerne County.

WHEREBY, both parties to this Agreement do hereby intend to be legally bound by the terms set forth above.

{SIGNATURE PAGE FOLLOWS}

**LUZERNE COUNTY**

By: \_\_\_\_\_

Its: \_\_\_\_\_

**LUZERNE COUNTY COUNCIL**

By: Tim McGinley  
Tim McGinley, Chair

Date: 8/16/2018

**LUZERNE COUNTY MANAGER**

By: C. David Pedri  
C. David Pedri, Esq., County Manager

Date: 8/20/18

**LUZERNE COUNTY  
REDEVELOPMENT AUTHORITY**

By: Carol K. Kays 7-7-2018

Its: \_\_\_\_\_