13

RESOLUTION __ -2019

A RESOLUTION OF THE TOWNSHIP OF MAIDENCREEK, BERKS COUNTY, PENNSYLVANIA APPROVING A ROUNDABOUT MAINTENANCE AGREEMENT BETWEEN THE COMMONWEALTH OF PENNSYLVANIA, ACTING THROUGH THE DEPARTMENT OF TRANSPORTATION, AND THE TOWNSHIP OF MAIDENCREEK.

WHEREAS, the Commonwealth of Pennsylvania, acting through the Department of Transportation ("PENNDOT"), desires to construct two roundabouts, one at the intersection of Allentown Pike (SR 222) and Schaeffer Road (T757) and one at the intersection of Allentown Pike (SR222) and Tamarack Boulevard (T821) and Genesis Drive (T797); and

WHEREAS, both intersections are located in Maidencreek Township, Berks County, Pennsylvania; and

WHEREAS, PENNDOT requested the Township of Maidencreek ("the Township") undertake maintenance responsibility for the roundabouts; and

WHEREAS, the Township declined to undertake the general maintenance responsibilities of the Roundabouts but agrees to undertake maintenance of the lighting system for the Roundabouts pursuant to the terms of an Agreement between PENNDOT and the Township entitled Roundabout Maintenance Agreement ("Agreement") attached hereto, made part hereof and marked Exhibit "A"; and

WHEREAS, the Roundabout Maintenance Agreement requires approval by Resolution of the Board of Supervisors of the Township of Maidencreek.

NOW, THEREFORE, in consideration of the above recitals, which are incorporated herein by reference, the Board of Supervisors of the Township of Maidencreek, Berks County, Pennsylvania, resolves that:

1. The Board of Supervisors of the Township of Maidencreek, County of Berks, resolves that the Roundabout Maintenance Agreement between the Commonwealth of Pennsylvania acting through the Department of Transportation and the Township of Maidencreek for the maintenance of two roundabouts to be constructed on Allentown Pike(SR222) at Schaeffer Road (T757) and Tamarack Blvd (T821) and Genesis Drive

(T797) attached hereto as Exhibit "A" is hereby approved and its execution authorized by the Board of Supervisors; and,

2. If any provision, sentence, clause, section, or part of this Resolution shall for any reason be found to be unconstitutional, illegal or invalid, such determination shall not affect or impair any of the remaining provisions, sentences, clauses, section, or parts of his Resolution, and it is hereby declared to be the intent of the Board of Supervisors of Maidencreek Township that this Resolution would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, section or part not been included herein.
3. All Resolutions or parts of Resolutions inconsistent with this Resolution are hereby superseded.
4. This Resolution shall become effective immediately.

RESOLVED and ADOPTED by the Board of Supervisors of the Township of Maidencreek in lawful session duly assembled this ____day of _____, 2019 A.D.

Board of Supervisors
Maidencreek Township
Berks County, Pennsylvania

Claude Beaver

Heidi Fiedler

Attest:

Diane Hollenbach

Joseph E Rudderow III

CERTIFICATION

I hereby certify that the foregoing is a true and accurate copy of a Resolution of the Board of Supervisors of Maidencreek Township, Berks County, Pennsylvania, which was fully adopted at a public meeting held pursuant to notice as required by law on the 14th day of March, 2019

Dated: 3-14-19

Diane E Hollenbach

Secretary of Maidencreek Township