

*Commonwealth of Pennsylvania*  
7/17/05 9/28/05/JS

**THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF DAUPHIN, PENNSYLVANIA**

**RESOLUTION NO. 29 - 2005**

WHEREAS, the County of Dauphin was organized in part, for the purpose of encouraging economic development in Dauphin County; and

WHEREAS, the Dauphin County Library System is the recipient of Two Million Three Hundred Thousand Dollars (\$2,300,000) from the Redevelopment Assistance Capital Grant Program of the Commonwealth of Pennsylvania; and

WHEREAS, the Dauphin County Library System indicated its desire to utilize the Two Million Three Hundred Thousand Dollars (\$2,300,000) for the improvements and construction of facilities in the County of Dauphin; and

WHEREAS, the Office of the Budget of the Commonwealth of Pennsylvania requires contracting of such grants with the local governments and local government authorities; and

WHEREAS, it is deemed to be the mutual benefit of the County of Dauphin, the Dauphin County Library System and the Commonwealth of Pennsylvania to construct facilities in Dauphin County; and

WHEREAS, the County of Dauphin agrees to submit a grant application to the Office of budget of the Commonwealth of Pennsylvania to receive Two Million

Three Hundred Thousand Dollars (\$2,300,000) from the Redevelopment Assistance Capital Grant Program of the Commonwealth of Pennsylvania; and

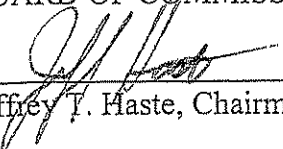
WHEREAS, the Dauphin County Library System will act as the sub-applicant to the County of Dauphin to receive the Redevelopment Assistance Capital Grant for the construction of facilities in Dauphin County, Pennsylvania; and

WHEREAS, the County of Dauphin is seeking funding assistance from the Commonwealth of Pennsylvania for the construction of facilities by the Dauphin County Library System.

NOW, THEREFORE BE RESOLVED, that the County of Dauphin submits an Application for a Redevelopment Assistance Capital Grant in the amount of Two Million Three Hundred Thousand Dollars (\$2,300,000) to the Office of Budget of the Commonwealth of Pennsylvania for the purpose of constructing Dauphin County Library System facilities in Dauphin County, Pennsylvania.


DULY ADOPTED AND RESOLVED, by the Board of Commissioners of Dauphin County, Pennsylvania, in lawful session duly assembled, as of the date first above written.

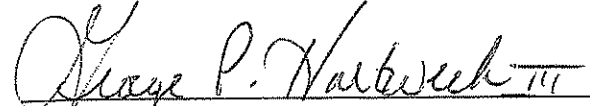
DAUPHIN COUNTY  
BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Jeffrey T. Haste, Chairman

ATTEST:

  
\_\_\_\_\_  
Chad Saylor  
Chief Clerk/Chief of Staff

  
\_\_\_\_\_  
Dominic D. DiFrancesco, II, Vice Chairman

  
\_\_\_\_\_  
George P. Hartwick, III, Secretary

## AGREEMENT

THIS AGREEMENT made this 28th day of September, 2005  
by and between the County of Dauphin duly existing under the law of the  
Commonwealth of Pennsylvania (hereinafter the "County") and The Dauphin County  
Library System duly existing under the law of the Commonwealth of Pennsylvania as a  
business in the County of Dauphin.

WHEREAS, the County of Dauphin has been designated as the applicant  
of a Two Million Three Hundred Thousand Dollars (\$2,300,000) Redevelopment  
Assistance Capital Grant by the Commonwealth of Pennsylvania; and

WHEREAS, the Dauphin County Library System designated as the sub-  
applicant for the Two Million Three Hundred Thousand Dollars (\$2,300,000)  
Redevelopment Assistance Capital Grant by the Commonwealth of Pennsylvania; and

WHEREAS, the County has commissioned the Dauphin County Library  
System to act as administering agency to undertake grant administration efforts for the  
construction of facilities by the Dauphin County Library System to be located in Dauphin  
County, Pennsylvania, in accordance with the requirements of the Redevelopment  
Assistance Capital Grant; and

WHEREAS, a condition of the grant is that the Dauphin County Library  
System will reimburse the Commonwealth of Pennsylvania for the County's share of any  
expenditures found to be ineligible; and

WHEREAS, the County is willing to accept the grant condition regarding the Dauphin County Library System's construction of facilities upon the terms and conditions set forth in this Agreement.

NOW, THEREFORE, it is mutually agreed and understood between the parties as follows:

1. The understanding agreed to by both parties shall consist of this Agreement and the Resolution of the County dated September \_\_\_\_, 2005.
2. This Agreement shall terminate upon completion of the project or September 30, 2010 whichever occurs first, provided, however, the termination date shall not affect obligations which by their nature continue beyond the termination date.
3. The Dauphin County Library System shall serve as, and accepts responsibility as the first point of contact by the Commonwealth of Pennsylvania for all purposes concerning implementation and compliance with the obligations and requirements of the Redevelopment Assistance Capital Grant.
4. The Dauphin County Library System assumes primary responsibility for reimbursing the Commonwealth of Pennsylvania for any ineligible costs that may occur as part of the project.
5. The Dauphin County Library System will certify, with respect to each draw that the funds were spent in accordance with the grant agreement.
6. In the event it is determined that there was inappropriate use of any portion of the Two Million Three Hundred Thousand Dollars (\$2,300,000) Redevelopment Assistance Capital Grant, whether it be due to misappropriation and/or

failure to complete the project, the Dauphin County Library System agrees to indemnify and hold harmless the County of Dauphin.

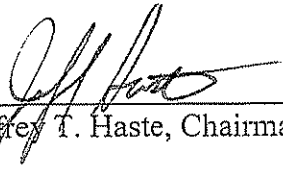
7. This Agreement shall be binding upon the parties, their successors, and assigns and shall not be assigned to another party without the written consent of each party thereto.

8. This Agreement shall be construed in accordance with the laws of the Commonwealth of Pennsylvania.

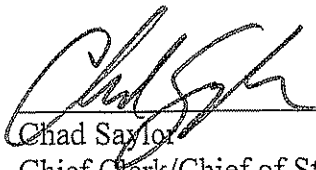
9. This Agreement shall not be modified except by a written agreement executed by both parties.

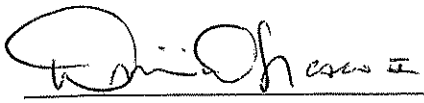
IN WITNESS WHEREOF, the parties hereto, intending to be legally bound, have executed this Agreement as of the date first above written.

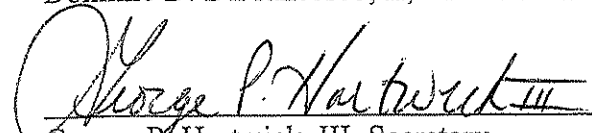
COUNTY OF DAUPHIN  
BOARD OF COMMISSIONERS

  
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Jeffrey T. Haste, Chairman

ATTEST:

  
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Chad Saylor  
Chief Clerk/Chief of Staff

  
\_\_\_\_\_  
Dominic D. DiFrancesco, II, Vice Chairman

  
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George B. Hartwick, III, Secretary

DAUPHIN COUNTY LIBRARY SYSTEM

ATTEST:

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Executive Director

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President, Board of Trustees