

CLAY COUNTY RESOLUTION # - 2023
CENTER POINT RESOLUTION # - 202

INTERLOCAL AGREEMENT BETWEEN
THE CLAY COUNTY BOARD OF COMMISSIONERS
AND THE TOWN OF CENTER POINT, INDIANA

This agreement is made and entered into this ____ day of _____, 202 , by and between the Clay County Board of Commissioners, located at the Courthouse %Auditor 609 E. National Brazil, Indiana, 47834, with the approval of the Clay County Council, and the Town of Center Point, Indiana %Clerk/Treasurer P.O. Box 177 Center Point, Indiana 47840.

Whereas, the Clay County Board of Commissioners and the Town of Center Point, Indiana desire to enter into this Interlocal Agreement pursuant to I.C. 36-1-7, for the purpose of the Clay County Highway Department providing limited winter maintenance of roads 200 North, 200 East and Main Street, through the Corporate Limits of the Town of Center Point, Indiana;

NOW, THEREFORE, in consideration of mutual promises and covenants contained herein, the Clay County Board of Commissioners and the Town of Center Point, Indiana hereby enter into the following Interlocal Agreement:

- I. Duration of the Agreement: This Agreement shall be for the year 2023 from January 1 through December 31, 2023.
- II. Purpose of Agreement: The Town of Center Point, Indiana needs to put in place a plan for such winter maintenance of roads 200 North, 200 East and Main Street, through the Corporate Limits of the Town of Center Point, Indiana and the Clay County Board of Commissioners, through the Clay County Highway Department is willing to assist as stated herein.
- III. Services to be Provided: The Clay County Board of Commissioners, through the Clay County Highway Department, shall provide winter maintenance of roads 200 North and 200 East through the Corporate Limits of the Town of Center Point, Indiana, and

also Main Street west of Harmony Road and through the business district of the Town of Center Point, Indiana, consisting of salt, sand, and/or snow removal of such roadways, to the same extent as to what the Clay County Highway Department provides for County Roads 200 North and 200 East outside the Corporate Limits of the Town of Center Point, Indiana.

- IV. Limitations of Services. The Clay County Board of Commissioners and/or Clay County Highway Department assumes no liability for the services provided, and the Town of Center Point, Indiana, agrees to hold the Clay County Board of Commissioners and/or Clay County Highway Department harmless as to any such road conditions resulting from the services of the Clay County Board of Commissioners and/or Clay County Highway Department, through the Town of Center Point, Indiana. This is not an exclusive agreement and the Town of Center Point may contract for similar services from third parties, as the Town of Center Point, Indiana, deems appropriate, for supplemental services.

The Town of Center Point, Indiana assumes all responsibility, between the parties to this Interlocal Agreement, for the winter services of streets and roadways within the corporate limits of the Town of Center Point, Indiana other than 200 North and 200 East through the Corporate Limits of the Town of Center Point, Indiana.

- V. Cost of Services: The Clay County Board of Commissioners on behalf of the Clay County Highway Department shall charge the Town of Center Point, Indiana the annual sum of Two Thousand Dollars (\$2,000.00) for services under this Interlocal Agreement payable in January, 2023. The Town of Center Point, Indiana assures the Clay County Board of Commissioners that the Town of Center Point, Indiana has appropriated the funds for services under this Interlocal Agreement.
- VI. Effective Date of Agreement: The parties acknowledge that the effective date of this Interlocal Agreement shall be pursuant to I.C. 36-1-7-10 which requires

this Interlocal Agreement to be:

- a. approved by the fiscal body of each party;
- b. recorded with the county Recorder;
- c. filed with the executive of the municipality and the auditor of the county; and
- d. file with the Auditor of the State.

Approved by the Board of Commissioners of Clay County,
Indiana this 3rd day of January, 2023.

Bryan Allender, President

Paul Sindors, Member

Marty Heffner, Member

ATTEST:

Patricia Foxx
Auditor, Clay County, Indiana

Approved by the County Council of Clay County, Indiana
this 3rd day of January, 2023.

Larry J. Moss

Jason Thomas

Patricia Heffner

John Nicoson

Jackie Mitchell

Jason Britton

Dave Amerman

ATTEST:

Patricia Foxx
Auditor, Clay County, Indiana

Approved by the Town of Center Point, Indiana this _____
day of _____, 202 .

Roy Smith, President

Lisa Bell, Member

Kevin McCrea, Member

ATTEST:

Kathy Harshbarger, Clerk
Town of Center Point, Indiana