

CLAY COUNTY RESOLUTION # 2025 -
HARMONY RESOLUTION # 2025 - 130

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

This agreement is made and entered into this 3rd day of March, 2025, 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 Harmony, Indiana % Clerk/Treasurer P.O. Box 235 Harmony, Indiana 47853.

Whereas, the Clay County Board of Commissioners and the Town of Harmony, 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 the Harmony Road, through the Corporate Limits of the Town of Harmony, Indiana;

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

- I. Duration of the Agreement: This Agreement shall be for the term on March 4, 2025 through March 3, 2026.

- II. Purpose of Agreement: The Town of Harmony, Indiana needs to put in place a plan for such winter maintenance of the Harmony Road, through the Corporate Limits of the Town of Harmony, 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 the Harmony Road through the Corporate Limits of the Town of Harmony, Indiana, consisting of salt, sand, and/or snow removal of such roadway, to the same extent as to what the Clay County Highway Department provides for County Roads 200 East outside the Corporate Limits of the Town of Harmony, 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 Harmony, 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 Harmony, Indiana. This is not an exclusive agreement and the Town of Harmony may contract for similar services from third parties, as the Town of Harmony, Indiana, deems appropriate, for supplemental services.

The Town of Harmony, Indiana assumes all responsibility, between the parties to this Interlocal Agreement, for the winter services of the Harmony Road within the corporate limits of the Town of Harmony, Indiana.

- V. Cost of Services: The Clay County Board of Commissioners on behalf of the Clay County Highway Department shall charge the Town of Harmony, Indiana the annual sum of Two Thousand Dollars (\$2,000.00) for services under this Interlocal Agreement payable in March, 2025. The Town of Harmony, Indiana assures the Clay County Board of Commissioners that the Town of Harmony, 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 Clay County Recorder;
 - c. filed with the executive of the municipality and the Auditor of the County; and
 - d. filed with the Auditor of the State.

Approved by the Board of Commissioners of Clay County, Indiana this 3rd day of March, 2025.

Bryan Allender, Member

Paul Sinders, Member

Marty Heffner, Member

ATTEST:

Patricia Foxx
Auditor, Clay County, Indiana

Approved by the County Council of Clay County, Indiana this
3rd day of March, 2025.

Larry J. Moss

Jason Thomas

Jackie Mitchell

Jason Britton

Jeff Fritz

Michael Heaton

Rick James

ATTEST:

Patricia Foxx
Auditor, Clay County, Indiana

Approved by the Town of Harmony, Indiana this 4th day of February, 2025.

Leslee McDonald
Leslee McDonald, President

Brian Mathis
Brian Mathis, Member

Chris Ross
Chris Ross, Member

David Green
David Green, Member

ATTEST:

Donna Mullinex
Donna Mullinex, Clerk
Town of Harmony, Indiana