

TERMINATION AGREEMENT

This Termination Agreement is made as of this _____ day of May, 2022 (with a retroactive effective date of January 1, 2022), by and between the Borough of Mechanicsburg (“Borough”) and the Municipal Authority of the Borough of Mechanicsburg (“Authority”).

WHEREAS, the Borough and the Authority entered into an Administrative and Operational Services Agreement dated September 1, 2020, (the “Agreement”) pursuant to which the Borough agreed to provide certain administrative and operational services to the Authority with respect to the sanitary sewer system and stormwater system;

WHEREAS, the Borough has elected to retain ownership of the sanitary sewer system; and

WHEREAS, the Authority has agreed to relinquish any operational control over the sanitary sewer system; and

WHEREAS, the Borough and the Authority desire to terminate the Agreement and simultaneously herewith enter into a stormwater sewer system lease agreement pursuant to which the Borough will lease the stormwater system from the Authority and operate the stormwater system pursuant to the terms set forth in said lease agreement.

NOW THEREFORE, in consideration of the mutual covenants set forth herein, the parties agree as follows:

1. Background. The Background set forth above is incorporated herein by reference.
2. Termination. The Administrative and Operational Services Agreement dated September 1, 2020 by and between the Borough and the Authority is hereby terminated effective January 1, 2022.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties hereto, through their authorized representatives have executed this Termination Agreement on the date set forth above.

ATTEST:

BOROUGH OF MECHANICSBURG

By: _____
(Vice) President of Council

(SEAL)

ATTEST:

THE MUNICIPAL AUTHORITY OF THE
BOROUGH OF MECHANICSBURG

By: _____
(Vice) President

(SEAL)

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