

Council Rules suspended after Introduction on 1/16/23 to allow Ordinance to be voted on in 7th Order.

RESOLUTION NO. 8

2024

AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO AN EASEMENT SUBSTANTIALLY IN THE FORM ATTACHED HERETO AS EXHIBIT "A" BY AND BETWEEN PPL ELECTRIC UTILITIES CORPORATION ("GRANTEE") AND THE CITY OF SCRANTON ("GRANTOR") FOR THE PROPERTY IDENTIFIED AS COUNTY TAX PARCEL NUMBERS 13501 030 003; 13501 030 006; 13501 030 007 AND 13501 030 004 LOCATED ALONG AMELIA AVENUE.

WHEREAS, the Grantor hereby grants and conveys the right to construct, reconstruct, operate and maintain its electric and communication facilities consisting of one pole, one (1) anchor guy and overhead facilities as shown on the plan hereto attached within "Exhibit A," and made a part hereof including such other wires, cables, fixtures and apparatus necessary for the convenient transaction of the business of PPL, upon, across, over, under and along the property identified as County Tax Parcel Nos. 13501 030 003; 13501 030 006; 13501 030 007; and, 13501 030 004; and

WHEREAS, Grantee shall indemnify and save harmless Grantor from any and all loss, damage or injury that may be caused by reason of the construction, reconstruction, maintenance or repair of PPL lines and facilities on the property of Grantor, except to the extent that such loss, damage or injury arises out of or results from the negligence or willful misconduct of Grantor or his/her/its employees or agents; and

WHEREAS, Grantee shall restore the property to substantially the same condition that the property was in prior to installation, maintenance or repair of the electric facilities.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SCRANTON that the Mayor and other appropriate City officials are hereby authorized to execute and enter into an easement for a one pole, one anchor guy and overhead facilities substantially in the form attached hereto as Exhibit "A" by and between PPL Electric Utilities Corporation ("Grantee") and the City of Scranton ("Grantor") for the Amelia Avenue project identified as the "Easement Area" on the Plan and Metes and Bounds Description included within Exhibit A.

SECTION 1. If any section, clause, provision or portion of this Resolution shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Resolution so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Resolution or any

Introduced in Council on above date and referred to Committee on January 16, 2024

PUBLIC WORKS

City Clerk

Scranton, Pa., January 16, 2024
Committee on Public Works reports favorably on the within resolution.

Clerk

CERTIFIED COPY

City Clerk

portion thereof from time to time as it shall deem advisable in the best interests of the promotion of the purposes and intent of this Resolution and the effective administration thereof.

SECTION 2. This Resolution shall become effective immediately upon approval.

SECTION 3. This Resolution is enacted by the Council of the City of Scranton under the authority of the Act of the Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Optional Plans Law", and any other applicable law arising under the laws of the State of Pennsylvania.

Passed by the Council

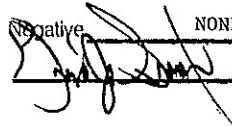
January 16, 2024

Receiving the Affirmative votes of Council Persons

KING, SCHUSTER, ROTHCHILD, MCANDREW, SMURL

Negative

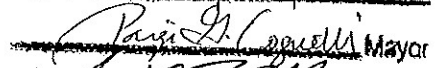
NONE



President

Approved

1/22/2024



Mayor



City Clerk

Certified Copy