AFRC-PMD-PNAA 28 September, 2023

MEMORANDUM FOR RECORD

SUBJECT: Agreement between the Borough of Tarentum and the Department of Army.

 AND NOW, to-wit, this 28th day of Septbember, 2023 for and in consideration of the included preambles the parties agree as follows:

1. Whereas the Borough of Tarentum is a certain owner of the lands and fee simple of more than Forty (40) acres on the north side of Legislative Route 28 which lands are within the Borough of Tarentum and the Township of East Deer; and,

2. Whereas the lands are considered Wet Site Lands; and,

3. Whereas all but Three (3) parcels of the land are unimproved, said parcels being leased by Comcast, Aerial and Bell Atlantic or their assigns for radio broadcast and television reception; and,

4. Whereas the Department of Army 307th Military Police Company / 340th Engineer Company has expressed an interest in using the remaining lands for purposes of training; and,

5. Whereas the Borough of Tarentum wishes to cooperate and be of assistance to the United States Army Reserve; and,

6. Whereas the United Sates Army Reserve has expressed that it would be willing to take the opportunity to grade and improve the Tarentum Borough access road while on the site for maneuvers and training;

NOW WHEREFORE, in return for the above considerations, the Borough of Tarentum and the United States Army make the following agreement:

1. The Borough of Tarentum permits the United States Army, 307th Military Police Company and 340th Engineer Company to utilize the above property, with the exception of lands leased as aforesaid, for training on the site; and,

2. 307th Military Police Company and 340th Engineer Company, hereinafter Army, agrees that it will not hold the Borough of Tarentum liable for personal injury or property damage incurred while training on the Tarentum Borough property site; and,

3. The Army training on the site will be coordinated through the Borough Representative prior to use by the Units and will occur only on scheduled Reserve Battle Assemblies; and,

4. The Army will be using the site to train with laser guided graders and earth moving equipment which will be utilized to grade and improve the access road from Tarentum Culmerville Road to and through all areas of the site.

5. The United States Army will limit its training to no more than One Hundred Eighty (180) days.

6. The Borough of Tarentum grants this permit to the United States Army for a period of One (1) year with all intention of renewing said permit on an annual basis.

7. The Army will not hold the Borough of Tarentum liable for personal injury or other property damage incurred while training on Tarentum Borough property site and will otherwise hold the Borough of Tarentum harmless in any and all legal actions brought by third parties.

8. This Agreement may be cancelled with Ninety (90) days written notice by the Borough of Tarentum.

 This Agreement was approved by vote of Counsel of the Borough of Tarentum as its regular public meeting on the 28th day of September, 2023.

ATTEST: By Borough of Tarentum:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

MANAGER

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

DATE

ATTEST: By 307th Military Police Company

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

DATE

ATTEST: By 340th Engineer Company

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

DATE