

PENDING APPROVAL

REQUISITION SHEET MUST BE ATTACHED

(Applies when agenda item requires a specific payment)

OKLAHOMA COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM REQUEST SHEET

For the Wednesday, April 14, 2010 Agenda
(Day of Meeting) (Date and Year of Meeting)

DEPT.: District 2
(Department requesting this item)

BY: Michael Taylor
(Contact person for this item)

EXT. 2289
(Contact's extension)

NAME OF FUND:

AGENDA ITEM DESCRIPTION: Discussion and possible action by the Board of County Commissioners, District two agreement with Harrah for removal and repair of walking trail.

(Document Received)

(ALL NECESSARY DOCUMENTATION MUST BE ATTACHED FOR APPROVAL)

APPROVED BY ENGINEER
(If Applicable)

APPROVED BY D.A.
(If Applicable)

APPROVED BY PURCHASING
(If Applicable)

County Engineer

Assistant District Attorney

Purchasing Agent

NOTE: A COMMISSIONER MUST APPROVE ALL EMERGENCY REQUESTS

FOR ANY ITEM SUBMITTED AFTER THE DEADLINE

(THE DEADLINE IS 9:00AM ONE WEEK PRIOR TO THE DATE THAT THE AGENDA IS TO BE POSTED)

DATE OF REQUEST:
4-8-2010

BY: [Signature]
(Person Submitting or Requesting Emergency Request)

DATE OF APPROVAL:

APPROVED BY:
[Signature]
COUNTY COMMISSIONER

CLERK DEPUTY FOR
[Signature]

Number of ORIGINAL DOCUMENTS you have attached: 3 NOTE: The County Clerk will keep one original and will return the remaining originals to you. If you provide only one original, the Board Secretaries will return one photocopy to you. However, if you have special circumstances that require the County Clerk to (check one): keep more than one original; or return all originals to you, please describe them for the County Clerk's consideration.

Special Instructions:

PENDING APPROVAL

AGREEMENT

Between

THE BOARD OF COUNTY COMMISSIONERS OF OKLAHOMA COUNTY

And

THE CITY OF HARRAH

Of

OKLAHOMA COUNTY

This Agreement entered into the 7 day of April, 2010, by and between the Board of County Commissioners of Oklahoma County, hereinafter referred to as the "County", and the City of Harrah of Oklahoma County, hereinafter referred to as the "Municipality".

RECITALS

WHEREAS, Title 69, Oklahoma Statutes, Sections 603 and 1903(B), authorizes the County to use county owned equipment, labor and supplies at the County's disposal on property owned by the municipalities;

WHEREHAS, the County and the Municipality find that it is to the mutual benefit of the citizens of both the Municipality and the County to enter into an agreement for mutual cooperation pertaining to the removal and repair of a portion of the walking track located in the Harrah Park.

NOW, THEREFORE, in consideration of the Mutual covenants and agreements contained herein, the parties agree as follows:

OKLAHOMA COUNTY AGREES:

1. To the removal of a damaged, 800 foot section of a asphalt walking trail which measure 8 ft. wide and 3 inches thick.
2. To provide Project Construction Management as required.
3. To provide labor, equipment and materials to complete said project.

PENDING APPROVAL

THE CITY OF HARRAH AGREES:

1. To reimburse the County for the cost of the construction and repair of the section of walking track in Harrah Park.
2. Upon execution and proper invoicing from the County to the Municipality, the Municipality agrees to make payment within 45 days of billing. In no case will the aggregate total project invoice exceed \$5,400.00.

The County agrees that the Municipality is and will remain responsible for maintenance of the project which County performs under this agreement.

The Municipality hereby represents and warrants to the County that they own, leases or holds beneficial easements on any and all real property involved in the work to be performed by the County and has obtained the proper permitting for this project. Furthermore, the Municipality hereby grants the County ingress and egress for County personnel and equipment to perform the work requested as set forth.

Both parties agree that upon completion and acceptance of said project the Municipality shall release the County from all claims for anything done relation to the project and assumes all liability form that forward.

This agreement shall commence on the date by which this Agreement is executed by both parties and will continue through May 1, 2010. Either party may sooner terminate this Agreement by prior written notice to the other party.

IN WITNESS WHEREOF, The parties have caused this Agreement to be executed in 3 duplicate originals this day and year first written above.

PENDING APPROVAL

APPROVED by the governing bodies of the parties on the dates hereinafter set forth.

MUNICIPALITY

APPROVED by the Municipality this 7 day of April, 2010.

ATTEST:

Deborah Mince
City Clerk

By [Signature]
Mayor

APPROVED as to form and legality this 7 day of April, 2010.

[Signature]
City Attorney

PENDING APPROVAL

COUNTY

APPROVED by the County this ____ day of _____, 2010

**BOARD OF COUNTY COMMISSIONERS OF
OKLAHOMA COUNTY, OKLAHOMA**

By _____
Chairman

ATTEST:

County Clerk

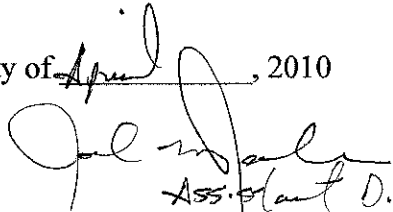
By _____
Member

By _____
Member

APPROVED BY COUNTY ENGINEER:

County Engineer

APPROVED as to form and legality this 9 day of April, 2010


Ass. Plant District Attorney