

RESOLUTION 2026-_____

AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL COOPERATION AGREEMENT PURSUANT TO 53 Pa. C.S.A. §2307, SAID AGREEMENT TITLED "INTERGOVERNMENTAL COOPERATION AGREEMENT NORTHEAST INTERCEPTOR CAPITAL IMPROVEMENTS" BETWEEN BETHLEHEM TOWNSHIP MUNICIPAL AUTHORITY, BOROUGH OF FREEMANSBURG, BETHLEHEM TOWNSHIP, 1600 FREEMANSBURG AVE LLC, AND CITY OF BETHLEHEM.

WHEREAS, the CITY OF BETHLEHEM, is a municipal corporation being a City of the Third-Class, subject to the Optional Third-Class City Charter Law, organized and existing under the laws of the Commonwealth of Pennsylvania, its constituent parts being split by law between Northampton County and Lehigh County, Pennsylvania with principal administrative offices at City Hall, 10 E. Church Street, Bethlehem, PA 18018 (hereinafter referred to as "City"); and

WHEREAS, City owns, operates and maintains certain sanitary sewer interceptor facilities, including the North-East Interceptor, which convey sanitary sewage from the City, Bethlehem Township (hereinafter referred to as "Township) and the Borough of Freemansburg (hereinafter referred to as "Borough") pursuant to prior intergovernmental cooperation agreements, including without limitation, an Agreement between and among the Bethlehem Township Municipal Authority (hereinafter referred to as "BTMA"), the Township, the City and the Bethlehem Authority dated July 1, 1975, and an Agreement between and among the Borough, the City and the Bethlehem Authority dated July 1, 1975; and

WHEREAS, 1600 Freemansburg Ave LLC (hereinafter referred to as "Developer") is a Pennsylvania limited liability company that intends to develop property at 1600 Freemansburg Avenue, which is located in the Borough (hereinafter referred to as the "Development"); and

WHEREAS, the Bethlehem Township Municipal Authority, the City of Bethlehem, Bethlehem Township, the Borough of Freemansburg, and 1600 Freemansburg Ave LLC desire to enter into an intergovernmental cooperation agreement titled "Intergovernmental Cooperation Agreement Northeast Interceptor Capital Improvements" (the "Agreement") to undertake a capital improvement project consisting of replacement of the Interceptor Segment with 21-inch SDR-35 PVC pipe, construction of a new meter vault and installation of meter equipment, construction of two PVC lined or other protective interior coated manholes and installation of temporary bypass pumping facilities (hereinafter referred to as the "Project"), which will also accommodate future sanitary sewer service associated with the Development; and

WHEREAS, the Agreement sets forth the various rights, obligations and duties of the parties, including but not limited to the term of the Agreement and the costs associated therewith; and

WHEREAS, the Agreement's term is coterminous with the duration of the Project; and

WHEREAS, the Agreement delineates the Developer's financial contribution to the Project, as well the cost sharing allocations applicable to the City, Township and Borough; and

WHEREAS, as set forth in the Agreement, the City's financial obligations under the Agreement will be twenty-six and six-tenths percent (26.6%) of the net Project cost, which will be satisfied with funds appropriated in the City's budget for the Project.

NOW THEREFORE BE IT RESOLVED, on this ____ day of _____, 2026, that the City Council of the City of Bethlehem, approves and ratifies the Intergovernmental Cooperation Agreement titled "Intergovernmental Cooperation Agreement Northeast Interceptor Capital Improvements" attached hereto and that the Mayor and the Controller and/or such other City officials as deemed appropriate by the City Solicitor, are hereby authorized to execute the same on behalf of the City of Bethlehem.

Sponsored by /s/ _____

/s/ _____

ADOPTED by Council this ____ day of _____, 2026.

/s/ _____
President of Council

ATTEST:

/s/ _____
City Clerk