

**RESOLUTION NO. 17 OF 2021**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NANTICOKE  
APPROVING A WAIVER, RELEASE OF LIABILITY, ASSUMPTION OF RISK AND  
INDEMNIFICATION AGREEMENT WITH THE LUZERNE COUNTY FLOOD  
PROTECTION AUTHORITY RELATIVE TO THE USE OF TWO PROPERTIES  
OWNED BY THE LUZERNE COUNTY FLOOD PROTECTION AUTHORITY FOR  
FIRE AND EMERGENCY TRAINING PURPOSES**

**WHEREAS**, the Luzerne County Flood Protection Authority is the owner of two lots of land, with buildings situate thereon, located at 2 East Poplar Street, West Nanticoke, Pennsylvania, and 9 South Mill Street, West Nanticoke, Pennsylvania, which will be slated for demolition later this year; and

**WHEREAS**, the Nanticoke City Fire Department, in conjunction with LCCC, desires to use the buildings for fire and emergency training purposes; and

**WHEREAS**, the Luzerne County Flood Protection Authority has requested a waiver, release of liability, assumption of risk and indemnification from the City in connection with its anticipated entry upon the above two properties and the use of the properties for fire and emergency training purposes.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Nanticoke, and it is hereby resolved by the authority of the same as follows:

1. The proper city officials are hereby authorized to execute the Waiver, Release of Liability, Assumption of Risk and Indemnification Agreement with the Luzerne County Flood Protection Authority for the above-referenced fire and emergency training purposes, confirm any required insurance coverages for the training and take any and all actions necessary to carry out the intent of this Resolution.

**ADOPTED** at a regular meeting of the governing body of the Municipality of the City of Nanticoke, Luzerne County, Pennsylvania, on the 1st day of September, 2021.

ATTEST:

CITY OF NANTICOKE

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Jennifer W. Polito, City Clerk

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William Brown, Council President