

**Memorandum of Understanding between the Operating Committee of
the Erie County Technical School and the County of Erie**

This Memorandum of Understanding is entered into between the Operating Committee of the Erie County Technical School (hereinafter "Technical School") and the County of Erie (hereinafter "County").

WHEREAS, the Erie County Court of Common Pleas (hereinafter "Courts") is in the process of developing a Continuation of Operations Plan (hereinafter "COOP") to ensure that the Courts will continue to operate in the event of any natural or man-made emergency that would interrupt normal operations of the Courts at the Erie County Courthouse; and,

WHEREAS, essential to the COOP is having available alternate sites for the operation of the Courts should their normal operations be interrupted; and,

WHEREAS, the Technical School has facilities available which would be ideal for utilization by the County and the Courts should it become necessary for the Courts to operate in an alternative location.

Now, therefore, the parties hereto set forth the following as their Memorandum of Understanding:

1. If an event occurs which makes it difficult or impossible for the Courts to continue operations at the Erie County Courthouse for a period in excess of one week, County will notify Technical School of this fact.
2. Upon receipt of such notification, Technical School will then notify County whether it will be willing and able to make available to the County for the use of the Courts some or all of its 40,000 square foot Skill Center Building located at 8500 Oliver Road in Summit Township, Erie County, Pennsylvania.
3. In the event the Technical School then agrees that it can make its Skill Center Building available for use by the Courts the parties will then negotiate the terms of a lease for this use. It is the intention of the parties to this Memorandum of Understanding that the Technical School will make every good faith effort to make this facility available under these circumstances.
4. The effectiveness of this Memorandum of Understanding is conditioned upon approval by the Operating Committee of the Erie County Technical School and Erie County Council.
5. This Memorandum of Understanding is subject to termination by either party by providing 30 days written notice.

In witness whereof, the parties hereto execute this Memorandum of Understanding on the dates indicated.

3/27/08
9:17 AM

Erie County Technical School
Operating Committee

County of Erie

By: _____

By: _____
Mark A. DiVecchio, County Executive

774346

DRAFT