



Board of County Commissioners

Administrative Committee

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF SALEM AND SMS RAIL SERVICE, INC., REGARDING PROVISIONS OF THE RAILLINE SERVICE AGREEMENT

WHEREAS, on February 17, 2021, the County of Salem passed Resolution 2021-111, entering into a Rail Line Service Agreement for the Management and Operation of the Salem County Railroad with SMS Rail Service, Inc.; and

WHEREAS, said Agreement commenced on April 1, 2021 and terminates on March 31, 2031; and

WHEREAS, based upon the applicable land maps and record, the Salem County Railroad includes property consisting of various blocks and lots, which are not specifically identified within the aforementioned Agreement; and

WHEREAS, the parties now wish to clarify and memorialize that certain blocks and lots are, in fact, part of the Salem County Railroad, and subject to the terms and conditions of the Rail Line Service Agreement and as more fully set forth in the Memorandum of Understanding.

NOW, THEREFORE, BE IT RESOLVED by the Salem County Board of County Commissioners as follows:

- 1. The Board of County Commissioners of the County of Salem hereby authorize a Memorandum of Understand with SMS Rail Service, Inc., clarifying and memorializing that those blocks and lots as more fully set forth in the MOU, are part of the Salem County Railroad.
2. The County Commissioners Director and the Clerk of the Board shall be authorized to execute said contracts.

I hereby certify the foregoing to be a true resolution adopted by the Salem County Board of County Commissioners on November 6, 2024.

Stacy L. Pennington
STACY L. PENNINGTON
Clerk of the Board

RECORD OF VOTE

Table with 7 columns: COMMISSIONER, RESOLUTION MOVED, RESOLUTION SECOND, AYE, NAY, ABSTAIN, ABSENT. Rows include E. Ramsay, C. Taylor, D. Timmerman, G. Ostrum Jr., and B. Laury.

✓ Indicates Vote

Department Initials _____