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Memorandum of Understanding Town of Johnsburg and Warren County SWCD

The Warren County Soil and Water Conservation District (District) hereby enters into a Memorandum of Understanding (MOU) with the Town of Johnsburg in regards to activities related to erosion and sediment control and stormwater management on Barton Mines Road and Paint Bed Road in The Town of Johnsburg.

It is agreed that the District will reimburse the Town of Johnsburg up to and including the sum of \$12,000.00 for installation of road and/or road bank stabilization structures/best management practices to reduce and or eliminate sediment from Barton Mines Road which impacts Balm of Gilead Brook and Paint Bed Road which impacts Mill Creek.

These funds are from a NYS Department of Environmental Conservation Water Quality Improvement Program grant that is available to the District through its participation in the Upper Hudson River Watershed Coalition, for water quality improvement projects and activities. The Town of Johnsburg agrees to provide copies of personnel time and equipment records expended on the projects, which will be used by the District towards satisfying the match requirement of the grant.

This agreement may be modified, amended or extended only upon the mutual written agreement of both parties.

This agreement may be terminated at any time during the term of this agreement by either party upon thirty (30) days written notice to the other party.

Each party shall comply with all federal, state and local laws, rules and regulations applicable to the activities proposed under this agreement.

Each party shall maintain adequate liability insurance, to include but not be limited to (\$1,000,000.00) in insurance, with each party insuring the other as coinsured. Each party shall maintain workers' compensation and disability insurance in accordance with New York State Law.

There shall be no assignment or subcontracting of the services to be provided under this agreement without the written consent of the other party.

As this is a reimbursement, all invoices or other itemized requests for payment must be submitted to the District, along with the request for payment. The reimbursement payment will be made within 45 days of the District receiving the funds.

Signature: _____ **Name:** _____

Title: _____ **Date** _____

Warren County SWCD

Signature: _____ **Name:** _____

Title: _____ **Date** _____

Town of Johnsburg