

**AGREEMENT BETWEEN THE VILLAGE OF MORRISVILLE AND THE
TOWN OF EATON FOR CONTROL OF SNOW AND ICE ON THE
VILLAGE STREET SYSTEM PURSUANT TO RESOLUTION OF THE
VILLAGE OF MORRISVILLE BOARD OF TRUSTEES**

THIS AGREEMENT made the 14th day of November, 2023 by and between the Village of Morrisville, hereinafter called the “Village” and the Town of Eaton, hereinafter called the “Town.”

WITNESSETH: that for the consideration and upon the terms and conditions hereinafter provided the Town agrees to furnish its machinery, labor, and material therefore and to keep, within good reason, the paved portion of the Village Streets free from snow and treated with abrasives, which are part of this Agreement for the calendar year 2024.

IT IS FURTHER AGREED that the Town will keep the entire width of the pavement free from snow and sanded within reason, and shall provide its equipment, personnel, and material to maintain this condition. Keeping the pavements clear of snow will necessarily require keeping the shoulders clear to retard that formation of snow banks and afford space for the safe plowing from the pavement in succeeding storms. (This action may cause damage to grass areas adjacent to the pavement and/or snow filling the sidewalk areas for which the Town shall not be liable.) The Village will have total responsibility for the removal of accumulated snow within the Village.

IT IS FURTHER AGREED that the Village assumes all responsibility for enforcement of parking regulations and the Town will not be held responsible for the inability to plow due to parking violations.

IT IS FURTHER AGREED that the Village Board of Trustees will submit this Agreement on an annual basis to the Town Board for action not later than the regularly scheduled November Town Board Meeting prior to the upcoming calendar year of the Agreement.

IT IS FURTHER AGREED that the Town will forward to the Village a “Certificate of Insurance” covering all Town vehicles used under this Agreement, with at least \$1,000,000 of Fleet and Public Liability Protection for each occurrence.

IT IS FURTHER AGREED that the Town Board by Resolution accepts the proposal of the Village for snow and ice control on the Village Street System for the sum of money as set forth below.

The Town Highway Superintendent will provide to the Village Mayor on or before February 15 for the prior calendar year, a total count of the number of times the village streets were plowed for the year. This number will be multiplied by **\$345.00**

and the result shall be the Village cost for all machinery, labor, and material for the calendar year. (i.e. 100 times plowed (x) \$345 = \$34,500). This per time cost will be reviewed annually by the Village and Town and adjusted if necessary.

IT IS FURTHER AGREED that the Village will submit payment to the Town, on or before July 1 for the previous calendar year.

IT IS FURTHER AGREED that the Town Highway Superintendent will maintain accurate daily records of all snow and ice control operations, and make these records available to the Village for review at any time.

TOWN OF EATON

BY: _____
Town Supervisor

Date

BY: _____
Town Highway Superintendent

Date

VILLAGE OF MORRISVILLE

BY: _____
Mayor

Date

**RESOLUTION OF THE TOWN OF EATON BOARD APPROVING THE
AGREEMENT WITH THE VILLAGE OF MORRISVILLE FOR SNOW AND ICE
CONTROL ON THE VILLAGE STREET SYSTEM**

WHEREAS, the Village Board of Trustees of Morrisville, NY adopted a resolution on the 9TH day of November, 2023 to enter into agreements with the Town of Eaton to perform snow and ice control upon the Village street system during the calendar year 2024 at the rates specified in the Agreement; and

NOW, THEREFORE BE IT RESOLVED, that the Town Superintendent of Highways of the Town of Eaton, be and hereby is authorized and directed to enter into an agreement with the Village of Morrisville to perform snow and ice control upon the Village street system as per attached Agreement.

State of New York]
County of Madison]

Town of Eaton

I, Dean Curtis, Town Clerk of the Town of Eaton in the County of Madison, New York, do hereby certify that the preceding Resolution was duly adopted by the Town Board at a meeting of the Board held on the 14th, day of November, 2023, and that the same is true and correct copy of such Resolution and whole thereof.

TOWN CLERK

DATED: November 14th, 2023