

# Agreement

Agreement by and between the Town of Rutland, a municipality of and in the county of Rutland and State of Vermont and the Town of Mendon, a municipality of and in the county of Rutland and State of Vermont

Whereas the Town of Rutland desires to have a more aggressive roadside mowing program to help deter invasive plants, control brush growth, and to make its roadsides more attractive, and

Whereas the Town of Mendon desires to achieve the same goal, and

Whereas both municipalities desire to work together to achieve this goal cost effectively, and for the benefit of their respective taxpayers

Now therefore, both municipalities agree to the following:

1. The Purchase cost of a new or used roadside mower tractor will be split between the towns. The Town of Rutland will pay for two thirds of the cost of the mower tractor, and the Town of Mendon will pay for one third of the cost of the mower.
2. Each town will provide insurance coverage for the mower tractor while the tractor is in their possession or while they are using the mower tractor. Each municipality agrees to maintain coverage for loss, at the following minimum levels:

Property Damage	Value of the mower
General Liability	\$1,000,000 combined single limit or per occurrence
3. Each town is responsible for providing their own fuel and grease. Each user is responsible for returning the mower tractor with a full tank.
4. Normal wear and tear repair costs will be split by the towns on a one third/two third basis Town of Mendon/Town of Rutland respectively.
5. Repairs needed due to abusive, reckless, or negligent operation will be the responsibility of the abuser. This will be determined by the two Road Commissioners. Any disagreements will be settled by the town Select Boards at a joint meeting.
6. Either town may decide to sell out its share of the tractor by notifying the other town at least six months in advance. Either town may decline to purchase the other town's share if negotiations fail. If this should happen, then the mower tractor will be sold, and the proceeds divided between the two municipalities at the same rate as ownership.
7. Determining which town will use the tractor and when will be worked out between the Road Commissioners with Rutland Town having priority.

Agreement executed on the date indicated by the authorized agent for each municipality.

Town of Rutland

By \_\_\_\_\_ Date \_\_\_\_\_

Its duly authorized agent

Town of Mendon

By \_\_\_\_\_ Date \_\_\_\_\_

#### Purchasing Procedure

The Mendon road commissioner and the Rutland Town Road Commissioner shall bring to their respective boards a list of at least 3 used mower tractors that meet their requirements along with their recommendation. The tractor that receives the unanimous approval of both boards will be the mower tractor that is purchased. Both commissioners will be authorized to finalize the purchase.