



THIS AGREEMENT, made this 1st day of January 2023, by and between the TOWN OF LYSANDER a municipal corporation in the State of New York, hereinafter called the "MUNICIPALTY" and the CENTRAL NEW YORK SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS", a charitable corporation organized and existing under the laws of the State of New York, having it's office and principal place of business at 5878 East Molloy Road, in the Town of Dewitt, County of Onondaga, and State of New York, hereinafter called "CNYSPCA".

WITNESSETH

The CNYSPCA in consideration of the payment to it by the Municipality of certain sums of money to be paid in the manner and at the times hereinafter particularly described, hereby covenants and agrees that:

That the CNYSPCA will promptly respond to, investigate violations of and enforce provisions of Article 26 of the Agriculture and Markets Law of the State of New York which are reported to it by the Municipality and which are occurring within the boundaries of the Municipality. Such services will include as necessary seizure of, removal and shelter of any animal found to be the subject of a violation of the above referenced law.

The CNYSPCA shall bill the Municipality on an annual basis for services rendered herein.

The Parties agree that the total amount to be paid by the TOWN OF LYSANDER for all services of the CNYSPCA to be provided under this agreement on an annual basis of \$3,916.62. Payment shall be due 30 days from signing of this agreement.

The CNYSPCA shall have the absolute right to terminate this agreement and such action shall not be deemed a breach of contract. The CNYSPCA may terminate this agreement with 30 days notice delivered or mailed to the Municipality.

The CNYSPCA agrees that it shall defend , indemnify and hold harmless the municipality and against all liability, damages, expenses, costs, causes of actions, suits, claims or judgements arising occurring or resulting from or out of the work of the CNYSPCA and its agents,

servants, or employees, and from any loss or damage arising, occurring or resulting from the acts or failure to act or any default or negligence by the CNYSPCA or failure on the part of the CNYSPCA to comply with any of the covenants, terms, or conditions of this agreement.

The CNYSPCA agrees to make no claim for damages for delay occasioned by an act or omission of the municipality.

The CNYSPCA is insured for acts or omissions of its employees with proof of insurance to be provided upon the execution of this contract.

This agreement shall commence on January 1, 2023 and shall continue to and including December 31, 2023.

IN WITNESS WHEREOF, the parties have caused their seals to be affixed hereunto and this Agreement to be signed by their duly authorized officers the day and year first written below.

DATED: _____

DATED: _____

TOWN OF LYSANDER

By: _____

Title: _____

CENTRAL NEW YORK SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS

By: _____

Title: _____