

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (“MOU”), is made and entered into as of **February 7th, 2022**,

BETWEEN: **Staten Enterprises Inc.**, a corporation organized and existing under the laws of the State of Georgia.

AND: **The City of Dalton, Georgia**, a municipal corporation of the State of Georgia.

1. PURPOSE AND SCOPE

The purpose of this MOU is to clearly identify the roles and responsibilities of each party as they relate to the Riverbend Road Stormwater Project. In particular, this MOU is intended to define the scope of responsibility in the collaborative effort between the **Staten Enterprises Inc.** and the **City of Dalton**.

2. BACKGROUND

A stormwater capacity issue was identified as a new project was in the due diligence phase of design. As a result, the City of Dalton Public Works Department reviewed the location with the Property Owner and their Engineer, Richards & Associates Engineering, Inc (RAE). Steve Richards of RAE developed the Corrective Action Plan, included here as Exhibit ‘A’, and made a determination that the stormwater pipe infrastructure at this location is undersized.. The Corrective Action Plan will also address redirecting the flow of water from the low point along the Public Right of Way and into a new pipe network to help alleviate flooding and capacity issues.

3. STATEN ENTERPRISES INC. RESPONSIBILITIES UNDER THIS MOU

Staten Enterprises Inc. shall be responsible for securing and providing the materials for the collaborative effort for the work shown in Exhibit ‘A’. Materials to be supplied are as follows:

- 1- A minimum of 43 Linear Feet (LF) of 42” Reinforced Concrete Pipe (RCP)
- 2- A minimum of 330 Linear Feet (LF) of 42” High Density Polyethylene (HDPE) Pipe
- 3- A Precast Concrete Headwall

4. CITY OF DALTON RESPONSIBILITIES UNDER THIS MOU

The **City of Dalton** shall undertake the following activities:

- 1- Perform the labor for the installation of the new stormwater pipe network which shall include: open cutting and repairing the existing roadway (Riverbend Road), install the

new pipe and headwall structure (supplied by Staten Enterprises Inc.), construction of the new storm manhole, and the supply and placement of miscellaneous backfill materials.

5. INDEMNIFICATIONS AS TO MATERIALMEN'S LIEN

Staten Enterprises Inc. shall indemnify and hold harmless the **City of Dalton** from and on account of any materialmen's liens in this project.

6. UNDERSTANDINGS

It is mutually understood and agreed by and between the parties that the materials are to be supplied and the work is to be done as stated above.

SIGNATURES:

Signed, sealed and delivered
in the presence of:

Olivia Montalto
Unofficial Witness

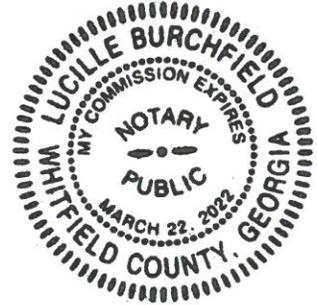
Lucille Burchfield
Notary Public
My Commission Expires: 3/22/22

Staten Enterprise Inc:

By: Ed Staten

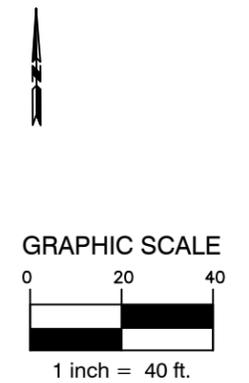
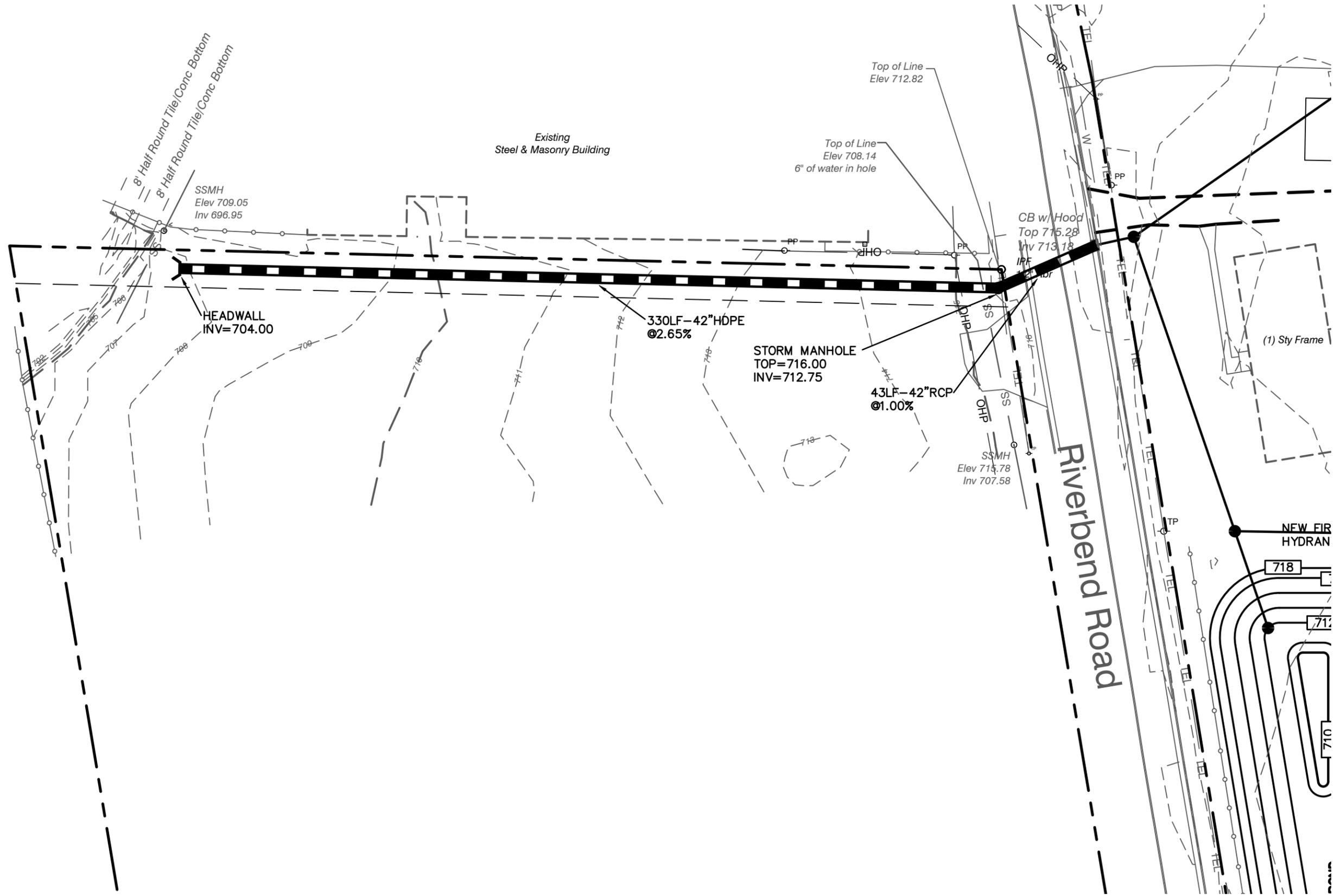
City of Dalton:

Authorized Officer



ADBAC
 RIVERBEND ROAD
 DALTON, GEORGIA

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 CONSTRUCTION



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 RICHARDS & ASSOCIATES ENGINEERING, INC.
 (706) 695-0661