

**Mississippi Forestry Commission**  
**Mississippi Invasive Plant Control Program**  
**Chinese Tallow Tree Herbicide-Municipality Agreement**

The following contract is between the Mississippi Forestry Commission (MFC) and the Mississippi municipality identified below (Municipality/Partnering Agency) for the provision by the MFC of herbicide and the proper application of said herbicide by the Municipality/Partnering Agency pursuant to the terms of this agreement.

1. Granting Period:

The term of this contract shall be from 11/12/18 to 11/12/19. At the end of said period, the Municipality/Partnering Agency shall make available to the MFC any and all unused herbicide which will be repossessed by the MFC in the original manufacturers' containers.

2. Municipality/Partnering Agency: City of Pascagoula

Primary Contact: Aleta Raley

Address: P O Drawer 908, Pascagoula MS 39568

Phone Number: 228-938-2351

3. Tallow Tree Locations (must be a physical address, description and/or GPS coordinates): Examples: Washington Park, 1420 MLK Boulevard, City Library, etc.

IG Levy Park North, 3825 Nathan Hale Ave, River Park Boat Launch, Clark Rd and other locations throughout the city.

(Additional spaces on last page)

4. Chinese Tallow Tree (Popcorn Tree) infestation- Estimated Number of trees to be treated: 75

5. The Municipality/Partnering Agency, located in Jackson County, agrees to the following for treating Chinese Tallow tree infestations as listed:

- a. All herbicide made available pursuant to this agreement is done so through a federal grant and as such is subject to federal law and possible federal inspection and audit.
- b. All herbicide will be applied only for the authorized and specified purpose of Chinese Tallow tree control.
- c. All unused portions of herbicide will be made available for repossession and collection by the MFC, at the discretion of the MFC, at the end of the grant period in original manufacturers' containers.
- d. Chinese Tallow Tree locations and actual treatments will be identified and recorded using the web-based application located at [www.helpstopthepop.com](http://www.helpstopthepop.com).
- e. The herbicide (Vastlan) will be applied and used at the labeled and recommended rates for all treated sites. The Municipality/Partnering Agency agrees that all chemical handling and applications shall be made in compliance with all applicable Federal rules, laws, and regulations, including, but not limited

to, Environmental Protection Agency rules and regulations, and as per the manufacturer's label, as well as all applicable rules, laws, and regulations of the State of Mississippi.

- f. The Municipality/Partnering Agency will cooperate with MFC, its employees, personnel and/or their contracted agents and allow access to all locations for verification and/or chemical inventory purposes.
- g. It is understood and agreed that the Municipality/Partnering Agency is an independent contractor. The Municipality/Partnering Agency is not the employee, agent, or representative of the MFC. The MFC will provide training on how to follow the manufacturers' labels, but will not direct the work of the Municipality/Partnering Agency's employees, agents, and/or subcontractors nor will the MFC hire, retain, or employ the individuals who will be doing the work. The Municipality/Partnering Agency will hire, retain, and/or employ the individuals to do the work pursuant to this agreement and will be responsible for same. The MFC is not, nor will be in anyway, liable and/or responsible for the actions or inactions of the Municipality/Partnering Agency, its employees, agents, representatives, and/or subcontractors in the work done by the Municipality/Partnering Agency, its employees, agents, representatives, and/or subcontractors pursuant to this agreement.

**Treatment Recommendations:**

Treat 4-6 weeks prior to frost for best results. Treatments after frost are not as effective and generally not recommended.

Follow all labels provided with the container.

1ml undiluted or 2ml diluted 50% solution per incision in trunk of tree at approximately 4.5' above the ground. Trees should receive 1 hack per 2" of diameter at this same height. (For example: A tree that is 8" in diameter at 4.5' above the ground should receive 4 hacks spaced evenly around the tree.) Hacks should be cut at a 45degree angle so as to hold the herbicide when applied.

WHEREFORE, The Mississippi Forestry Commission and the Municipality/Partnering Agency, through their designated representatives, do agree and enter into this agreement:

**The City of:** Pascagoula

Dane Maxwell  
Print Name of Representative

Mayor  
Title

\_\_\_\_\_  
Signature of Representative

\_\_\_\_\_  
Date

**The Mississippi Forestry Commission**

\_\_\_\_\_  
Print Name of Representative

\_\_\_\_\_  
Title

\_\_\_\_\_  
Signature of Representative

\_\_\_\_\_  
Date

