

Agreement between
The Corporation of the Municipality of Temagami
and
1329483 Ontario Limited
O /A R & D Recycling
for the
Collection and Processing of Recyclables
for the
Municipality of Temagami

FORM OF AGREEMENT

THIS AGREEMENT made in duplicate this ____ day of _____, 2014

BETWEEN:

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

(hereinafter called “the Municipality”)

AND

1329483 ONTARIO LIMITED O/A R & D RECYCLING

(hereinafter called “the Contractor”)

WITNESSETH:

THAT the Municipality and the Contractor shall undertake and agree as follows:

ARTICLE I:

The Contractor will:

- (a) Provide the work as per the specifications and perform all the responsibilities of the contractor as set out in Request for Proposals and Addendums #1 and #2 (Appendix A) to the satisfaction of the Municipality; and
- (b) Do and fulfill everything indicated by this Agreement and in the Contractor’s proposal (Appendix B); and
- (c) Complete all the work as per the schedule agreed to by the Municipality.

ARTICLE II:

The Municipality will:

- (a) Pay the Contractor in lawful money of Canada for the material and services aforesaid the amount of One Hundred and Eighty-Eight Thousand, Five Hundred and Thirty-Five Dollars (\$188,535.00) plus HST over Three (3) years.
- (b) Make payment in Canadian dollars to the Contractor based on monthly invoices from the Contractor to the Municipality, which will be based on the units of payments as specified in the Bid Sheet of the Form of Tender. The Municipality will pay the Contractor under the terms of this agreement within thirty (30) days of receipt of the invoice, subject to the withholding of payment for non-performance by the Contractor of the Work as set out in the tender document.

ARTICLE III:

A copy of each of the documents described in Article I above are hereto annexed to this Form of Agreement and are made a part of this Contract as fully to all intents and purposes as though recited in full herein.

ARTICLE IV:

All communications in writing between the parties shall be deemed to have been received by the addressee if delivered to the individual or to a member of the firm or to an officer of the Municipality for whom they are intended or if sent by post or telegram addressed as follows:

THE CONTRACTOR: 1329483 ONTARIO LIMITED O/A R & D RECYCLING
416 CHAMPAGNE RD.
STURGEON FALLS, ONTARIO, P2B 3N5

THE MUNICIPALITY: THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI,
P.O. BOX 220, 7 LAKESHORE DRIVE,
TEMAGAMI, ONTARIO, P0H 2H0

IN WITNESS WHEREOF the parties have executed this Agreement the day and year first above written.

SIGNED AND SEALED IN)
THE PRESENCE OF) 1329483 ONTARIO LIMITED O/A R & D RECYCLING
)
)
) _____
) Contractor
)
)
) _____
) Witness
) (print name)
)
)
) CORPORATION OF THE MUNICIPALITY
) OF TEMAGAMI:
)
)
) _____
) Mayor
)
)
) _____
) Chief Administrative Officer (Seal)
)
)