

THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE

BY-LAW NO. 36/2021

Being a By-law to Authorize Execution of a Contract Agreement with FST Canada Inc. o/a Joe Johnson Equipment with regard to Contract No. 21T-ENG-2021 for the Purchase of a Vacuum Street Sweeper.

WHEREAS the Municipal Act, 2001, Section 9 provides in part that a Municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE ENACTS AS FOLLOWS:

1. THAT the Mayor and Clerk are hereby authorized to execute on behalf of the Corporation of the Municipality of Port Hope a Contract Agreement with FST Canada Inc. o/a Joe Johnson Equipment with the terms and conditions as set out in Appendix "A" attached hereto comprising part of this By-law.
2. THAT this By-law shall come into force the day it is finally passed.

READ a FIRST, SECOND and THIRD time and finally passed in Open Council this 15th day of June, 2021.

R.J. Sanderson, Mayor

B. Gilmer, Clerk

MUNICIPALITY OF PORT HOPE
CONTRACT AGREEMENT

THIS AGREEMENT made this 15th day of June 2021.

BETWEEN:

The Corporation of the Municipality of Port Hope hereinafter called the "Owner",

-AND-

FST Canada Inc. o/a Joe Johnson Equipment hereinafter called the "Proponent"

WHEREAS the Owner has awarded to the Proponent the Proposal for:

Contract 21T-ENG-20201
VACUUM STREET SWEEPER

According to the terms and conditions as set out in Proposal 21T-ENG-2021, a copy of which is hereto annexed, which Proposal was accepted by the "Owner" on the:

15th day of June, 2021

THE Proponent covenants and agrees with the Owner to provide, as more specifically set out in the Proposal Documents and provide such goods/services, labour of all kinds whatsoever as may be necessary for Supplying the said services, as hereinafter specified and in accordance with the conditions and requirements prepared therefore and attached hereto and which are expressly acknowledged and made part of this Proposal.

IN witness where of the parties hereto have hereunto set their hand and seals on the above date.

PROPONENT

SIGNED, SEALED AND
DELIVERED

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By: _____

Position: _____

(I have authority to bind the Company)

Witness: _____

(If not under Seal)

)
)
) The Corporation of the Municipality of Port
Hope
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R.J. Sanderson, Mayor

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B. Gilmer, Clerk

Contract No. 21T-ENG-2021
Description: Supply and Delivery of One (1) Vacuum Street Sweeper
Closing Time: 11:00 A.M., May 19, 2021

**PART D – FORM OF TENDER
AGREEMENT TO CONTRACT AND SCHEDULE OF PRICES**

CONTRACT NUMBER: 18T-ENG-2021

DESCRIPTION: Supply and Delivery of One (1) Vacuum Street Sweeper

SUBMITTED TO: The Corporation of the Municipality of Port Hope

The undersigned, the bidder, having examined the bid document including all information to Bidders, general terms and conditions, supplementary terms and conditions (if applicable), specifications, and attachments and appendices as issued by the Corporation of the Municipality of Port Hope and including Addenda number 1 to hereby offer and agree to enter into a Contract to supply the Equipment and Services required by this bid document at the costs detailed in the attached Price Schedule. Furthermore, it is certified that the undersigned is/are authorized and empowered to sign and submit this bid document.

Price Schedule

Item/Service Description	Price	Quantity	Extension
Elgin Whirlwind1 / Freightliner M2	\$330,805.00	1	\$330,805.00
		1	
BASE Price		1	
HST	\$43,004.65	1	\$43,004.65
Total Including HST	\$373,809.65	1	\$373,809.65

Evaluation of pricing is based on the BASE price EXCLUDING all tax.

Appendices to Tender:

The information on sub-contractors, prices, and applicable taxes, as called for in this bid document is provided in the attached Schedule of Prices, Appendices and forms an integral part of this bid document.

This Tender is irrevocable and is to continue open to acceptance by the Municipality for a period of ninety (90) calendar days after the date and time set for submission of the Tender.

Furthermore, it is certified that the undersigned is/are authorized and empowered to sign and submit this Tender. Signing this Form of Tender binds the bidder to all terms, conditions (including Schedule of Prices) found within the Request for Tenders.

Dated at Innisfil this 18 day of May, 2021.

Contact Person Marc Youell

Telephone No. 705-725-3255 Fax No. 705-733-8800

Email address: marc@jjei.com

Company: FST Canada Inc. o/a Joe Johnson Equipment

2521 Bowman St

Innisfil ON L9S 3V6

(Municipality, Province, and Postal Code)

Signature: _____

(I have the authority to bind the corporation)

Print Name and Title: Tony Bowen - Director of Sales

**THIS DOCUMENT MUST BE SIGNED AND SUBMITTED TO BE A VALID OFFER OR
THE TENDER WILL BE REJECTED.**

**THE FORM OF TENDER MUST BE EXECUTED WITH AN ORIGINAL SIGNATURE
MADE IN INK.**