



ONTARIO

MINISTRY OF TRANSPORTATION AND COMMUNICATIONS

MINISTER: HONOURABLE GORDON CARTON, O.C.

DEPUTY MINISTER: A. T. C. McNAB

PARLIAMENTARY ASSISTANT: WILLIAM NEWMAN, M.P.P.

Area Code 416
Tel. 248-3074

RECEIVED

APR- 61973

April 4, 1973

Legal Office
Central Region
3501 Dufferin Street
Downsview, Ontario

Mr. L.C. Hunt,
Clerk,
Town of Pelham,
Box 400,
FONTHILL, Ontario.

Dear Sir:

Re: Sidewalk Agreement
Town of Pelham
(W.P. 328-63 - Highway Number 20)

I herewith enclose for execution and return, Agreement in triplicate with respect to the removal of the existing sidewalk and construction of a new sidewalk on the north side of Highway Number 20 between Pelham Street and Station Street in the Town of Pelham. Please note that the date of execution will be inserted when the Minister signs the Agreement. Would you please provide me with a certified copy of the by-law or resolution approving the Agreement and authorizing the execution thereof.

In due course a completely executed copy of the Agreement will be returned to you.

Yours very truly,

John M. Arnold
John M. Arnold,
Solicitor.

TOWN OF PELHAM REFERRED TO:	☐ MAYOR
	☐ COUNCIL
	☒ P. W. & U.
	☐ P. & D.
	☐ FINANCE
	☐ STAFF
	☐ OTHER.....

JMA/ow
Encl.

MEMORANDUM OF AGREEMENT made in triplicate the twenty-first day of December, one thousand nine hundred and seventy-two.

BETWEEN:

HER MAJESTY THE QUEEN, in right of the Province of Ontario, represented by the Minister of Transportation and Communications for the Province of Ontario,

hereinafter referred to as "the Ministry"

OF THE FIRST PART;

- AND -

THE CORPORATION OF THE TOWN OF PELHAM,

hereinafter referred to as "the Town of Pelham"

OF THE SECOND PART:

WHEREAS the Ministry proposes to reconstruct Highway Number 20 from Fonthill to Allanburg;

AND WHEREAS the Town of Pelham has requested the Ministry, that, in conjunction with the above, the Ministry remove the existing concrete sidewalk and construct a four (4) foot concrete sidewalk on the North Side of Highway 20 between Pelham Street and Station Street within the existing right of way as shown on Schedule "A" attached hereto.

NOW THIS AGREEMENT WITNESSETH that in consideration of the premises and covenants the Parties hereto, for themselves and their respective successors and assigns hereby agree as follows:

1. That the Ministry shall remove the presently existing sidewalk on the north side of Highway 20 between Pelham Street and Station Street commencing at Station 376 plus 60 and terminating at Station 382 plus 00 as shown on Schedule "A" attached hereto.
2. And that the Ministry shall plan, design and construct a four (4) foot concrete sidewalk commencing at Station 376 plus 60 and terminating at Station 387 plus 50 on the North Side of Highway 20 between Pelham Street and Station Street as shown on Schedule

"A" attached hereto.

Received
for the
Town of Pelham
24-
28/73
D. J. G.

3. And that the Ministry shall invoice the Town of Pelham for the actual cost, as determined by the Ministry, whose decision shall be final, of the proposed removal and reconstruction of the sidewalk referred to herein.
4. (a) And that within ninety (90) days of the receipt of the invoice(s) referred to in Clause 3 the Town of Pelham shall pay the Ministry One hundred (100) per cent of the actual costs as described in Paragraph 4 (b) of the removal and reconstruction of the sidewalk referred to herein; which cost is estimated to be \$4,600.00 together with a sum equal to fifteen (15) per cent of the actual cost as described in Paragraph 4 (b) of this Agreement for the engineering services of the Ministry as set out in this Agreement.
- (b) Actual cost is to include, but not to be limited, to the following:
- (i) the preparation of construction drawings, and estimates relating to the reconstruction referred to;
- (ii) the removal of the sidewalk now existing as set out in Clause 1 of this Agreement,
- and (iii) the construction of the concrete sidewalk as shown on Schedule "B" attached hereto.
5. And that the estimated cost set herein is an estimate only based on the information available at the time this Agreement is entered into and payments will be made on the basis of actual construction costs which may vary from the estimated construction costs.

*Approved by
Ministry of
Infrastructure
2012-08-15*

IN WITNESS WHEREOF the Minister of Transportation and Communications
(Ontario) on behalf of the Party of the First Part has hereunto subscribed
his signature and the Party of the Second Part has hereunto affixed its
Corporate Seal under the hands of its proper Officers duly authorized in
that behalf.

SIGNED AND SEALED this 22nd. day of May A. D. 1973

**MINISTER OF TRANSPORTATION AND
COMMUNICATIONS (ONTARIO)**

THE CORPORATION OF THE TOWN
OF PELHAM

Mayor:

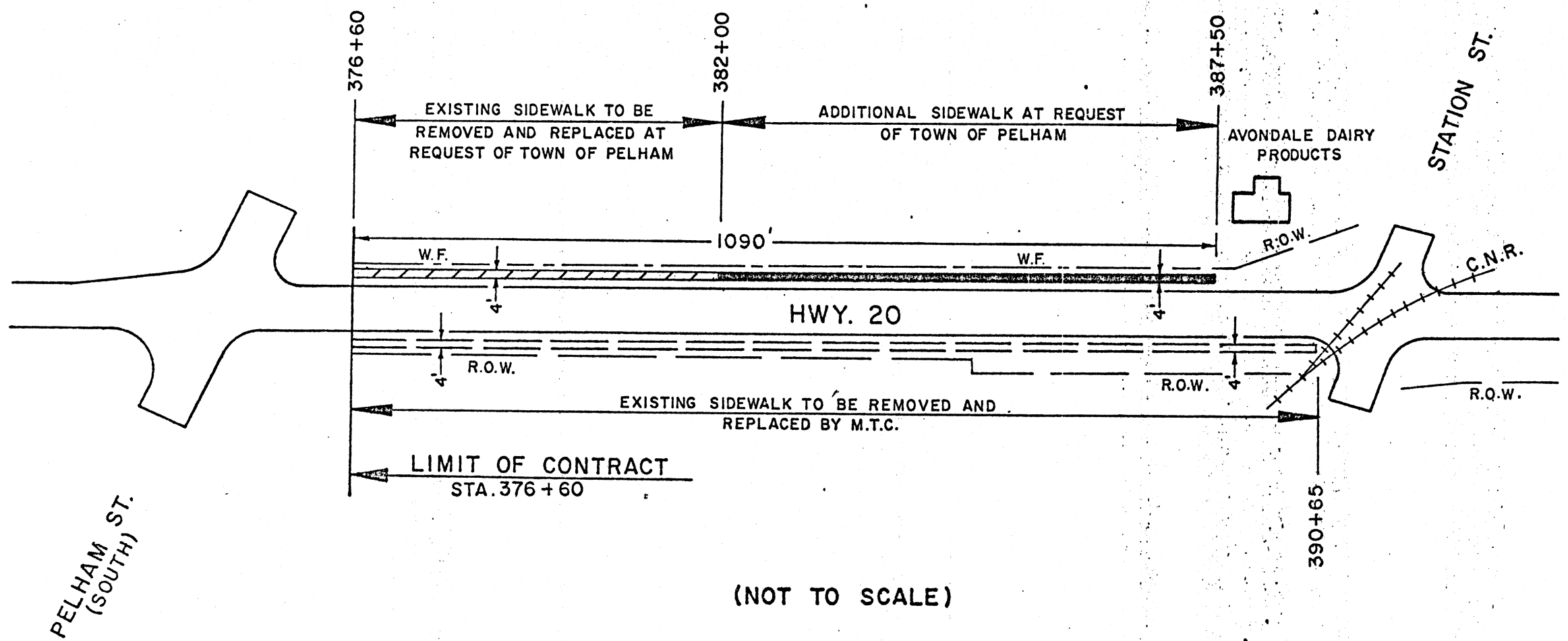
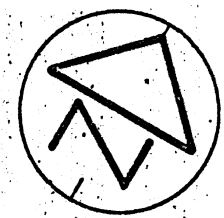
Clerk:

SCHEDULE "A"
for
TOWN OF PELHAM
Cost Sharing Agreement

SCHEDULE 'A'

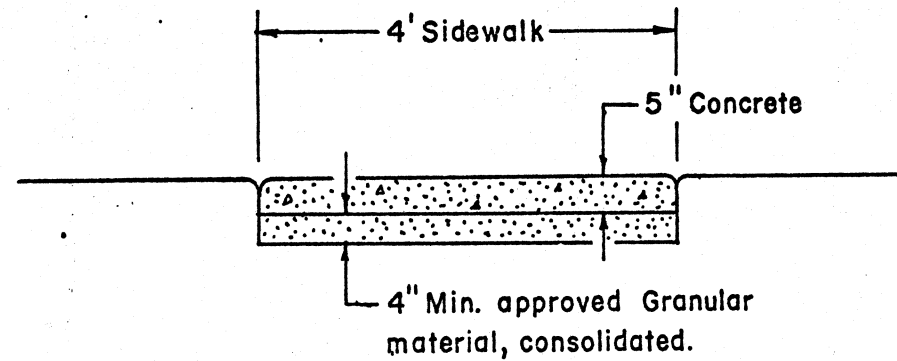
4' CONC. SIDEWALK

TOWN OF PELHAM



(NOT TO SCALE)

SCHEDULE 'B'



SECTION OF CONCRETE SIDEWALK
(NOT TO SCALE)