

THE CORPORATION OF THE
TOWN OF PELHAM
BY-LAW 4423(2022)

Being a By-Law to Authorize the Mayor and Clerk to enter into a Cost Sharing Agreement with the The Regional Municipality of Niagara for the Quaker Road Reconstruction Project between Pelham Road and Line Ave.

WHEREAS Niagara Region intends to issue a Tender for Quaker Road Water-Wastewater Infrastructure Projects, specifically installation of a new sanitary sewer, and replacement of local sanitary sewers, watermain and appurtenances along Quaker Road from Pelham Street to Clare Avenue in the Town of Pelham (hereinafter called the "Project");

AND WHEREAS MTE Consultants Inc. submitted a cost estimate for the construction work to be undertaken for the Project totalling \$6,720,125.00, excluding taxes;

AND WHEREAS the Town's portion of the Project is estimated at \$1,976,129.98 (excluding taxes) based on the agreed cost-sharing breakdown attached as Schedule "A" to this Agreement, and based on estimated quantities and prices, and subject to potential increase based on actual bid prices and contingencies payments to the extent Niagara Region is obligated to make same pursuant to the terms of the Tender;

AND WHEREAS Council of the Town of Pelham agreed on December 6th, 2021 to cost share certain services related to the Project undertaken by Niagara Region on behalf of the Town related to the Project as further detailed herein;

AND WHEREAS Council of the Town of Pelham approved on December 20th, 2021 the 2022 Capital Budget;

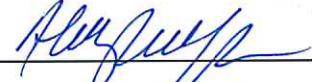
AND WHEREAS Niagara Region's authority to proceed with the Tender is internally conditional upon the Town of Pelham making the contribution contemplated by this Agreement.

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE TOWN OF PELHAM ENACTS AS FOLLOWS:

- (1) THAT the Niagara Region Cost Sharing Agreement attached hereto and made part of this by-law between the Regional Municipality of Niagara and Town of Pelham be and is hereby approved; and
- (2) THAT the Mayor and Clerk be and are hereby authorized and instructed on behalf of the Corporation of the Town of Pelham to execute said Agreement and the Clerk is hereby authorized to affix the Corporate Seal thereto.

ENACTED, SIGNED & SEALED THIS
07th DAY OF FEBRUARY, 2022


MARVIN JUNKIN, MAYOR


HOLLY WILLFORD, TOWN CLERK