

THE CORPORATION OF THE CITY OF PETERBOROUGH

BY-LAW NUMBER 08-029

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF AN
AGREEMENT WITH BARRY ELECTRICAL CONTRACTORS
LTD.**

THE CORPORATION OF THE CITY OF PETERBOROUGH BY THE COUNCIL
THEREOF HEREBY ENACTS AS FOLLOWS:

1. That the Mayor and Clerk be hereby authorized to execute an agreement between the Corporation of the City of Peterborough and Barry Electrical Contractors Ltd. in the form attached hereby as Schedule "A", and to affix the Seal of the Corporation thereto.

By-law read a first, second and third time this 11th day of February 2008

(Sgd.) Henry Clarke, Deputy Mayor

(Sgd.) Nancy Wright-Laking, City Clerk

A G R E E M E N T made this 10th day of January, 2008.

B E T W E E N :

THE CORPORATION OF THE CITY OF PETERBOROUGH

hereinafter referred to as the "City"

OF THE FIRST PART

- and -

BARRY ELECTRICAL CONTRACTORS LTD.

hereinafter referred to as "Barry"

OF THE SECOND PART

WHEREAS the City owns and operates the Peterborough Municipal Airport, (the "Airport"), and requires grounds maintenance services during an interim period from February 1, 2008 to December 31, 2008, with respect to Airport operations;

AND WHEREAS Barry is prepared to provide the necessary labour to carry out such services upon the terms and conditions hereinafter provided as hereinafter provided;

NOW THEREFORE THE PARTIES HERETO COVENANT AND AGREE AS FOLLOWS:

1. Barry agrees to provide to the City sufficient labour resources to fulfill the requirements of the City for grounds maintenance, including winter control and grass cutting, at the Airport, during the period February 1, 2008 to December 31, 2008.
2. The City shall pay to Barry all its costs with respect to wages, Canada Pension Plan and Employment Insurance, Workman's Compensation premiums or any other employment benefits with respect to all of Barry's employees engaged in the provision of such services, together with an administrative fee of ten per cent (10%) of such costs.
3. Barry's employees, while performing the grounds maintenance services, will be supervised and directed by the City. The City covenants and agrees to fully indemnify and save harmless Barry (including legal costs on a full indemnity basis) in respect of any liabilities, claims or law suits brought by any third party arising from the maintenance activities carried out by Barry's employees at the Airport pursuant to this agreement; any liabilities, claims or law suits brought by

