

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE



BY-LAW

NO. 2023 -

**Being a By-law to Award Tender RFT #9465 to Birnam Excavating Ltd.
For the Re-Construction of the Durham Street Lift Station**

Whereas pursuant to the said *Municipal Act*, Section 8 (1) and 9 provide that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues and has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act; and

Whereas pursuant to Policy GG.2.17, a Tender was advertised for the Durham Street Lift Station, which closed on July 25, 2023; now therefore be it

Resolved the Council of The Corporation of the Municipality of Kincardine **Enacts** as follows:

1. That the RFT #9465 Tender for the Durham Street Lift Station from Birnam Excavating Ltd. for a total of \$1,454,690.45 (including the HST), is hereby accepted.
2. That the Mayor and Clerk be authorized and directed to execute, on behalf of The Corporation of the Municipality of Kincardine, any contracts and other documents required to authorize such work to commence.
3. This By-law shall come into full force and effect upon its final passage.
4. This By-law may be cited as the "Award Durham Street Lift RFT #9465 By-law".

Read a First and Second Time this 13th day of September, 2023.

Read a Third Time and Finally Passed this 13th day of September, 2023.

Mayor

Clerk