

**THIS AGREEMENT** made this 8th day of March, 2024.

B E T W E E N:

**THE CORPORATION OF THE TOWN OF ORANGEVILLE**

(hereinafter the “**Town**”)

- and -

**THE ORANGEVILLE OTTERS SWIM CLUB**

(hereinafter “**Otters**”)

(Collectively referred to as the “**Parties**”)

**WHEREAS** the Otters have agreed to an investment of funds for the Town of Orangeville to provide and install a timing system (“Timing System”) for the eight lane lap pool at the Alder Recreation Centre (275 Alder Street, Orangeville);

**AND WHEREAS** the Town Council graciously acknowledges the investment offered by the Otters and has endorsed the Alder Pool Liner Replacement as part of the 2021 Municipal Budget, via Resolution 2020-294, which is described in Schedule “A” (the “**Works**”);

**NOW THEREFORE** the Parties agree as follows:

**1. Town Responsibilities:**

- a) The Town agrees to oversee the engineering, design, procurement, construction, and commissioning of the Timing System;
- b) The Town agrees to oversee all contractors, and agents associated with the installation of the Works;
- c) The Town agrees to indicate by plaque or other signage that this Timing System was installed in partnership with the Otters, in perpetuity, provided there is no reason that this reference causes the Town negative publicity.
- d) The Town agrees that the Works shall comply with all legislative and applicable conservation authority requirements;
- e) The Town agrees to assist in the marketing and promotion of this donation through the Town’s Communications Team.

**2. Otters’ Contributions:**

- a) The Otters agree to contribute Ninety-Seven Thousand, Seven Hundred and Seventy-Six Dollars (\$97,776.10) towards the Works; as outlined in Table 1.

Table 1: Timing System Costs - Total Funding Amount

Item	
Timing System	\$82,595
Shipping of the Timing System	\$5,500
Installation of the Timing System	\$7,990
1.76% HST (non-recoverable)	\$1,691.10

- a) The Otters agree that the final design and construction of the “Works” will be at the discretion of the Town;
- b) The Otters agree that any excess funds remaining after completion of the “Works”, will remain in the care and control of the Town, and may be used to support other initiatives at the inground pool at the Alder Street Recreation Centre;
- c) The Otters agrees to retain ownership of the Timing System and shall perform all required maintenance upon completion of the Works.
- d) The Otters agrees that the Works shall comply with all legislative and applicable conservation authority requirements;
- e) The Otters agree to coordinate marketing and promotional efforts regarding this donation through the Town Communications Team.

**IN WITNESS WHEREOF** the Parties have duly executed this Agreement as of the date on the first page of this Agreement.



## Funding Agreement

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### THE CORPORATION OF THE TOWN OF ORANGEVILLE

Per:

\_\_\_\_\_  
Mayor Lisa Post Date

Per:

\_\_\_\_\_  
Clerk Date

I/We have the authority to bind the  
Township.

### ORANGEVILLE OTTERS SWIM CLUB

Per:

\_\_\_\_\_  
Allen Morris Date

President