TOWN OF SCITUATE

BOARD OF HEALTH

600 Chief Justice Cushing Hwy.
Scituate, Massachusetts 02066
Telephone (781) 545-8725
Fax (781) 545-8704

INDEPENDENT CONTRACTOR AGREEMENT

This agreement is entered into between the Town of Scituate (the Town) and Ralph Cole (the Contractor) on this 1st day of July, 2014 through December 31, 2014.

The Contractor covenants and agrees with the Town as follows: To perform Construction Inspection Services for the Board of Health during the transitional period of the new Health Director.

The Town agrees that it will pay to the Contractor the maximum fee of: $70.00/hour (mileage included) not to exceed $7,500.00.

Payment to be made as follows: Upon receipt of itemized invoice.

All work is to be performed in a good and workman-like manner. All material to be of first quality and fit for the ordinary purpose for which it was intended.

It is understood that this Agreement constitutes the entire understanding between the parties and no department head, supervisor, or agent of the Town has any authority to modify, alter or amend this Agreement. This Agreement may only be modified by a written agreement signed by the Contractor and the Town Administrator or Board of Selectmen.

The Agreement may be terminated by either party by thirty (30) days written notice to the other party; provided, however, if this Agreement requires the Contractor to complete a specified contract at an agreed upon price, Contractor may not terminate without the Town's consent. Upon such termination, the Town shall be without obligation to make further payment pursuant to this Agreement except for such period as the Contractor shall have performed satisfactory work. In the event of breach of this Agreement by the Contractor, the Town shall be entitled to recover all damages, including consequential damages, plus reasonable attorney's fees and expenses.

The parties agree that the Contractor is an independent contractor. The Contractor shall bear all financial responsibility to his agents and/or employees, maintain all records required by Federal, Massachusetts and local laws and regulations, assume full responsibility for payment of all adequate unemployment insurance, workers' compensation insurance, Federal, Massachusetts and local taxes and social security contributions. Contractor shall furnish evidence of public liability insurance and motor vehicle insurance, if appropriate, in amounts and with insurance carriers acceptable to the Town.

Contractor shall indemnify and hold the Town harmless against claims by anyone for any breach of the terms of this Agreement or any injury, or damage caused in whole or in part by Contractor or any of its agents, servants or employees.

Approved as to appropriation:

Town Accountant
001.510.0520.5309

Approved as to procurement:

Chief Procurement Officer

Town of Scituate

Board of Selectmen or
Town Administrator

Ralph H. Cole
Independent Contractor

TOWN OF SCITUATE

TAX COMPLIANCE CERTIFICATION

Pursuant to M.G.L. c.62C,§49A, I certify under the penalties of perjury that, to the best of my knowledge and belief, I am in compliance with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting child support.

7-2-14
(Date)

Ralph H. Cole
(Signature of individual submitting bid or proposal)

RALPH H. COLE
(Printed name of person signing bid or proposal)

RALPH H. COLE
(Name of business)

65 HATHERLY RD. Scituate
(Business Address)

781-789-3047
(Business phone number)

TOWN OF SCITUATE

CERTIFICATE OF NON-COLLUSION

The undersigned hereby certifies under penalties of perjury that this bid or proposal has been made and submitted in good faith and without collusion or fraud with any other person. As used in this certification, the word "person" shall mean any natural person, business, partnership, corporation, union, committee, club or other organization, entity or group of individuals. This bid or proposal is made without any connection or consultation with any other person making any bid or proposal for the same work.

7-2-14
(Date)

Ralph H. Cole
(Signature of individual submitting bid or proposal)

Ralph H. Cole
(Printed name of person signing bid or proposal)

Ralph H. Cole
(Name of business)

65 Hatherly Rd. Scituate
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