

**Minutes of the Town of Amherstburg Special Public Meeting held on  
Wednesday, September 30, 2009 at 9:20 a.m.**

**PRESENT:**

Mayor Wayne Hurst  
Deputy Mayor Robert Bailey  
Councilor Bob (Robert) Pillon  
Councilor Rick Fryer  
Councilor Paul Renaud  
Councilor John Sutton  
Councilor Rosa White

**ALSO PRESENT:**

Brenda Percy, Manager of Council and Legislative Services  
Lou Zarlenga, Manager, Public Works

Rick Spencer

**ABSENT WITH NOTICE:** Pamela Malott, CAO (Town Business)

**CALL TO ORDER**

The Mayor called the meeting to order at 9:20 a.m.

**DISCLOSURE OF PECUNIARY INTEREST**

There were no disclosures of pecuniary interest.

**REPORTS OF MUNICIPAL OFFICERS**

**REPORT # 1**

A report by Lou Zarlenga regarding C.A.F. Project - Trails & Pathways Reconstruction  
Tender Results – Phase II Portion.

Moved by Councillor R. White  
Seconded by Councillor P. Renaud

That Council accept the report from Lou Zarlenga regarding the tender results for the Trails & Pathways Reconstruction Project – Phase II.

And further that Council accept the Consulting Engineer's recommendation to award the contract to the lowest tenderer, Amico Infrastructure Inc. and that work be performed to accommodate the Town's budget allocation for this project.

**Motion Carried**

Discussion:

Lou Zarlenga reviewed the report before Council and results of the tender. He advised that the lowest tender did come in over what is budgeted for the project. Lou Zarlenga explained to Council that he would work with the contractor to stay within the allotted budget or adjustments would need to be made to the other phase of the project.

**REPORT # 2**

A report by Lou Zarlenga regarding 9<sup>th</sup> Concession Road South Watermain (Malden Township) Tender Results.

Moved by Councillor R. Fryer  
Seconded by Deputy Mayor Bailey

That Council accept the report from Lou Zarlenga regarding the tender results for the 9<sup>th</sup> Concession Watermain project;

That Council accepts the Consulting Engineer's recommendation to award a contract to the low tenderer, being Sherway Contracting Limited for the 9<sup>th</sup> Concession Malden Townline Watermain project.

And further that Council directs administration to provide correspondence to all affected landowners indicating the tender results and also noting the project will be proceeding as the pricing received mirrors the engineer's estimated costs.

**Motion Carried**

Discussion:

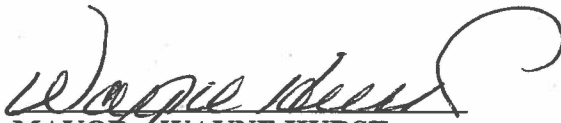
Lou Zarlenga reviewed the report before Council and results of the tender. He advised that he is recommending awarding the contract to the lowest bidder.

**ADJOURNMENT**

Moved by Councillor R. White  
Seconded by Councillor J. Sutton

That Council adjourn at 9:40 a.m.

**Motion Carried**

  
MAYOR, WAYNE HURST

  
CLERK, BRENDA M. PERCY



Council Report

**PUBLIC WORKS DEPARTMENT**

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**Report To:** Mayor Hurst and Members of Council  
**Date of Meeting:** September 30, 2009  
**Submitted By:** Lou Zarlenga, P.Eng., Manager of Public Services  
**Prepared By:** Lou Zarlenga, P.Eng., Manager of Public Services  
**Date of Report:** September 30, 2009  
**File No.:** PWD-RD-09-047  
**Subject:** C.A.F. Project – Trails & Pathways Reconstruction  
Tender Results – Phase II Portion

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**RECOMMENDATION:**

That Council accept the report from Lou Zarlenga regarding the tender results for the Trails & Pathways Reconstruction Project – Phase II.

And further that Council accept the Consulting Engineer's recommendation to award the contract to the lowest tenderer, Amico Infrastructures Inc. and that work be performed to accommodate the Town's budget allocation for this project.

**EXECUTIVE SUMMARY:**

A tender was recently advertised for the C.A.F. project – Trails & Pathways Reconstruction – Phase II project, prepared by R.C. Spencer Associates. This report deals with the tender results and attached recommendations of R.C. Spencer Associates. The engineer's estimate for this project is \$825,000.00 plus G.S.T.

**REPORT:**

Tenders closed for this project at 3:00 p.m. on Tuesday, September 29, 2008 at the Amherstburg Public Works Department. The Town received three (3) tender submissions. A public tender opening was held shortly after 3:00 p.m. with the following results:

1. Amico Infrastructures Inc.	\$1,994,100.00	Plus G.S.T.
2. SLR Contracting Group Inc.	\$2,154,645.00	Plus G.S.T.
3. Coco Paving Inc.	\$2,494,720.00	Plus G.S.T.



**FINANCIAL CONSIDERATIONS:**

The cost for the Trails & Pathways Reconstruction – Phase II project is part of the \$11,265,000.00 grant provided by the Community Adjustment Fund. The Phase II budget allocation is \$825,000.00 for construction.



**Lou Zarlenga, P.Eng.**  
**Manager of Public Services**



**RC SPENCER ASSOCIATES INC.**  
Consulting Engineers

30 September 2009  
File No. 09-37

**Town of Amherstburg  
512 Sandwich Street South  
Amherstburg, Ontario  
N9V3R2**

**Attn: Mr. Lou Zarlenga, P.Eng  
Manager of Public Services**

**Re: CAF - Trails Construction  
Tender Results**

Dear Lou:

Tender submissions for the Trails Construction Project were received on 29 September 2009 and are listed below:

<u>Contractor</u>	<u>Bid</u>
1. Amico Construction	\$1,994,100.00
2. SLR Group	\$ 2,154,645.00
3. Coco Paving	\$ 2,494,720.00

We have checked the Tender submission and determined that there were no mathematical errors by the Tenders.

The unit rates in this tender are higher than originally anticipated due to the expected weather conditions which will be encountered. Winter protection, frost removal, winter concrete rates and overtime costs have affected the standard rates for this type of work.

The preliminary budget amounts for this work in its entirety is \$1,875,000.00. As such, there are insufficient funds to complete this work due to the current project timing.

We would recommend that the external trails of the looped system be constructed at this time (Lowe's Fryer and Alma Streets), and that the internal streets (Richmond, Brock and Gore) be eliminated from the project. The work in Simcoe and Sandwich could proceed as far as budget amounts allow.



We have reviewed this prospect with the low bidder (Amico) and they are in general agreement with holding their unit prices to complete the work as described above. We therefore recommend that the Town enter into an agreement with Amico to complete this work up to the budget allowance amount, in accordance with the unit rates tendered and further that the remaining trails tender be cancelled.

Yours Truly  
R.C Spencer Associate Inc.



David M. Archer P.Eng  
Project Manager



Council Report

**PUBLIC WORKS DEPARTMENT**

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**Report To:** Mayor Hurst and Members of Council  
**Date of Meeting:** October 1, 2009  
**Submitted By:** Lou Zarlenga, P.Eng., Manager of Public Services  
**Prepared By:** Lou Zarlenga, P.Eng., Manager of Public Services  
**Date of Report:** September 23, 2009  
**File No.:** PWD-WM-08-029  
**Subject:** 9<sup>th</sup> Concession Road South Watermain (Malden Township)  
Tender Results

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**RECOMMENDATION:**

That Council accept the report from Lou Zarlenga regarding the tender results for the 9<sup>th</sup> Concession Watermain project;

That Council accepts the Consulting Engineer's recommendation to award a contract to the low tenderer, being Sherway Contracting Limited for the 9<sup>th</sup> Concession Malden Townline Watermain project.

And further that Council directs administration to provide correspondence to all affected landowners indicating the tender results and also noting the project will be proceeding as the pricing received mirrors the engineer's estimated costs.

**EXECUTIVE SUMMARY:**

A tender was recently advertised for the 9<sup>th</sup> Concession Watermain project, prepared by Bruce D. Crozier Engineering Inc. This report deals with the tender results and attached recommendations of Bruce Crozier, P.Eng.

The Engineer's estimate for this project is \$389, 242.60.

## REPORT:

Tenders closed for this project at 11:00 am on Tuesday, September 15, 2009 at the Amherstburg Public Works Department. The Town received four (4) tender submissions. A public tender opening was held shortly after 11:00am with the following results:

1. Sherway Contracting (Windsor) Ltd.	\$ 414,917.00	Plus GST
2. Marchand Excavating Contractors Ltd.	\$ 438,617.28	Plus GST
3. D'Amore Construction (2000) Ltd.	\$ 440,505.00	Plus GST
4. Amico Infrastructures Inc.	\$ 543,900.00	Plus GST

The above noted tender prices also include a contingency allowance of \$39,000.00, which is to cover any unexpected extra costs during the construction period. If there are no extra costs, this \$39,000.00 can be subtracted from the tender price.

When the \$39,000.00 contingency item is removed from Sherway's bid price the cost is \$375,917.00 which is slightly less than the Engineer's estimate for this project (\$389,242.60 plus GST).

The consultant found that there were minor errors in some of the submitted tenders; however, the corrections in made in the calculations did not affect the outcome of the tender price ranking. The above prices reflect the adjustments that were made as a result.

The Contractor is prepared to start this work immediately after award of contract and holding a pre-construction meeting with Town Staff and stakeholders.

## PROJECT DESCRIPTION:

The work involved in the Contract includes the supply and installation of material, and the provision of skilled labour and equipment to construct a 150 millimetre diameter water distribution system on the 9<sup>th</sup> Concession. The scope of work includes:

- Installation of approximately 4,800 metres of 15 millimetre diameter watermain pipe under traveled roads or under road boulevards.
- Supply and installation of fire hydrants.
- Supply and installation of tees, valves bends, plugs, etc.
- Private service connections.
- Restoration of the complete site after construction has been completed.

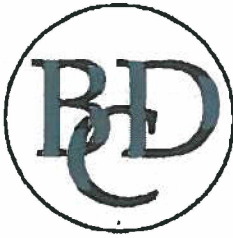
**FINANCIAL IMPLICATIONS:**

The Towns portions of the costs are for fire hydrants and looping and total \$89,425.00. This would be paid from funds from another Capital looping project that was deferred for this year.

The remainder of the costs will be absorbed by the assessment cost per property in the project area.

**Lou Zarlenga, P.Eng.**  
**Manager of Public Services**





**BRUCE D. CROZIER ENGINEERING INC.**  
**CONSULTING ENGINEER**

99 QUEENS AVENUE, SUITE 1  
LEAMINGTON, ONTARIO N8H 3H1  
(519)326-6161 FAX(519)326-6162  
bdceng@bellnet.ca

September 16, 2009

Amherstburg Public Works  
512 Sandwich Street South  
Amherstburg, Ontario  
N9V 3R2

ATTENTION: Mr. Dwayne Grondin.  
Water and Wastewater Superintendent

Dear Dwayne

SUBJECT: South Sideroad, 9<sup>th</sup> Concession Road and Townline Road  
In the Town of Amherstburg  
Our File Reference BC-08-066

On Tuesday, September 15<sup>th</sup>, 2009 there were four (4) tender prices submitted for the construction of the above noted watermain project.

We have now had an opportunity to review the submitted tender prices to check for mathematical errors. We did find an error in the tender price submitted by D'Amore Construction (2000) Ltd., which resulted in an reduction in their tender price of \$378.00.

The results of the tender opening would be as follows:

- |                                          |              |
|------------------------------------------|--------------|
| 1) Sherway Contracting (Windsor) Limited | \$414,917.00 |
| 2) Marchand Excavating Contractors Ltd.  | \$438,617.28 |
| 3) D'Amore Construction (2000) Ltd.      | \$440,505.00 |
| 4) Amico Infrastructures Inc.            | \$543,900.00 |

The above noted tender prices do not include G.S.T. These prices also include a contingency allowance of \$39,000.00, which is to cover any unexpected extra costs during the construction period. If there are no extra costs this \$39,000.00 can be eliminated from the tender price.

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We would suggest that the contract for the construction of this watermain be awarded to the lowest bidder, being Sherway Contracting (Windsor) Limited in the amount of \$414,917.00.

It should be noted that the contract should not be awarded until the M.O.E. Approval has been issued.

Using the costs outlined in the Sherway tender price the projects costs can be broken down as follows:

Submitted Tender Price	\$414,917.00
Less Contingency Allowance	<u>39,000.00</u>
Sub-Total	\$375,917.00
Add E.I.C.	<u>47,550.00</u>
Project Cost	\$423,467.00
Eliminate Cost of Hydrants	43,008.00
Eliminate Cost of Looping	46,417.00
Eliminate Private Service Connections	27,391.00
Eliminate Adjustment	<u>5,700.00</u>
Balance of Cost to be Assessed to Properties	\$300,951.00

If there are still 27 properties involved with this project the assessment cost per property would be \$11,146.00 plus a private service connection. The cost of a private service connection is \$1,611.00 per service. The comparison to the March 4, 2009 Report would be \$9,845.00 per property plus a private service connection cost of \$800.00 or \$1,200.00 each.

The costs to be paid by the Municipality for the hydrants has increased from \$29,115.00 to \$43,008.00, for the looping from \$68,584.00 to \$46,417.00.

The engineer's estimated cost for the construction of this watermain project is \$389,242.60 plus G.S.T.

However, there are some unit price items in the tender form therefore the final cost of the project will not be known, until the construction has been completed.

Trusting you will find the above informative, however, if you have any questions please contact the writer accordingly, I remain,

Sincerely,

**BRUCE D. CROZIER ENGINEERING INC.**

  
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 Bruce D. Crozier, P. Eng.

BDC/mc

c.c. Mr. Lou Zarlenga, P. Eng