

Municipality of Lakeshore – Report to Council

Operations

Capital Projects



To: Mayor & Members of Council

From: Jill Fiorito, Drainage Superintendent

Date: July 24, 2023

Subject: Tender Award – Patrick Murphy Drain, a New Municipal Drain

Recommendation

Award the tender for the Patrick Murphy Drain (a new municipal drain) to Quinlan Inc. in the amount of \$125,359.67 (including applicable HST), as presented in the August 15, 2023 Council meeting.

Background

A request for a new municipal drain was submitted through a petition (Section 4) of the *Drainage Act* by the owner (Mr. Tom Fuerth) of Parcel 510.000.00600, to prepare an Engineer's Report to provide a municipal drainage system to permit the development of their property.

The proposed works generally provides for the enclosure of an existing roadside ditch together with the replacement of an existing enclosure that outlets across County Road 27 and into the Belle River to facilitate the development of residential lot severances. The residential lot severances are intended to be completed in phases with three (3) residential building lots currently approved by the Planning Division and the owner is in the process of severing an additional four (4) residential lots and would like to plan for an additional seven (7) residential lots along the frontage of South Middle Road and inside the designated Hamlet area identified in the Official Plan in the near future.

Through Condition 9 of the Consent Application B/4/2022 under the *Planning Act*, the Developer must satisfy the Municipal requirements for drainage. Currently, the proposed residential building lots do not have a direct and/or do not have a sufficient outlet to a Municipal Drain or Natural Watercourse. As a result, the Owner petitioned for a new Municipal Drain.

Further to the above condition, the Municipality has established that the new municipal drain shall be a covered drainage system.

Comments

A drainage report was completed by N.J. Peralta Engineering Limited dated June 1, 2023, and the above project was publicly advertised on the Bids and Tenders on June 30, 2023.

Tenders closed on Friday July 14, 2023 at 12.00 PM. A total of seven (7) tender submissions were received for the project.

| Tenderer | Tender Amount (excluding HST) | Tender Amount (including applicable HST) |
|---|--|---|
| Quinlan Inc. | \$123,191.50 | \$125,359.67 |
| Mark G. Contracting | \$135,035.39 | \$137,412.01 |
| Shepley Excavating & Road Maintenance Ltd. | \$167,828.20 | \$170,781.98 |
| Murray Mills Excavating & Trucking (Sarnia) Ltd. | \$177,794.50 | \$180,923.68 |
| J.C.S Construction Inc. | \$273,916.00 | \$278,736.92 |
| Nevan Construction Inc. | \$296,960.00 | \$302,186.50 |
| Jones Group Ltd. | \$494,424.00 | \$503,125.86 |

N.J. Peralta Limited reviewed the seven (7) tender submissions and found them to be complete in all respects.

Administration is satisfied that the low tenderer has the required equipment and labour expertise to undertake this project and recommends that Council award the above noted tender to Quinlan Inc.

The lowest tender received was submitted by Quinlan Inc. in the amount of \$123,191.50 (excluding applicable HST). The Engineer's Estimate was \$119,450.00 (excluding applicable HST). The lowest submitted tender is approximately \$3,741.50 (103%) over the Engineer's Estimate. With the tender price within the 133% threshold of the Engineer's Estimate, this project would not be subject to the provisions of Section 59(1) of the *Drainage Act* and can proceed.

Others Consulted

N.J. Peralta Engineering Limited and Essex Regional Conservation Authority (ERCA) were consulted through the tender process.

Financial Impacts

The financial summary and funding source is as follows:

| Patrick Murphy Drain | Total Cost (excluding HST) | Total Cost (including applicable HST) |
|---|---------------------------------------|--|
| Construction Tendered Cost – Phase 1 | \$123,191.50 | \$125,359.67 |
| Engineering and Incidentals | \$99,914.00 | \$101,672.49 |
| Total Cost of Construction | \$223,105.50 | \$227,032.15 |

| Funding Source | Total (excluding HST) | Total (including applicable HST) |
|--|----------------------------------|---|
| Estimated Landowner Assessment (as per Drainage Report) | \$223,105.50 | \$227,032.15 |
| Total Funding | \$223,105.50 | \$227,032.15 |

Report Approval Details

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|----------------------|---|
| Document Title: | Tender Award - Patrick Murphy Drain .docx |
| Attachments: | |
| Final Approval Date: | Aug 8, 2023 |

This report and all of its attachments were approved and signed as outlined below:

Prepared by Jill Fiorito

Submitted by Krystal Kalbol

Approved by Justin Rousseau and Truper McBride