

## **Municipality of Chatham-Kent**

### **Infrastructure and Engineering Services**

### **Engineering and Transportation Division**

**To:** Mayor and Members of Council

**From:** Brendan Falkner, P.Eng.  
Manager, Engineering (Roads & Bridges)

**Date:** June 11, 2021

**Subject:** Tender Award – Contract No. T21-107  
2021 Replacement Sidewalk and Concrete Repairs

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### **Recommendations**

It is recommended that:

1. The tender in the amount of \$1,196,535.81 including HST for the 2021 Replacement Sidewalk and Concrete Repairs be awarded to Autoform Contracting London Ltd.
2. The Mayor and Clerk be authorized to sign the necessary agreement.

### **Background**

Contract T21-107 Replacement Sidewalks and Concrete Repairs was awarded to DiCocco Contractors in the amount of \$1,029,231.12 (including HST) by Council on May 10<sup>th</sup> 2021. A copy of this report to Council is attached as Appendix A.

DiCocco Contractors communicated concerns to Chatham-Kent Engineering that they would not be able to complete the work in the original contract after the contract was signed and executed. A letter was sent from Engineering to DiCocco Contractors on June 2<sup>nd</sup>, 2021 requesting their position and intentions regarding this contract in writing. The letter stated that a response was to be received prior to June 9<sup>th</sup>, 2021 or else Engineering would proceed with seeking approval to award the contract to the second lowest bidder. As of June 11<sup>th</sup>, 2021 no response has been received from DiCocco Contractors.

### **Comments**

As per the original tender award report to Council, Autoform Contracting was identified as the second lowest tender received. Chatham-Kent Engineering has reached out to Autoform and confirmed that they have no concerns with carrying out the terms of the contract per their original bid.

The implications of DiCocco Contractors not following through with this work is being reviewed with Legal Services and further information will be provided to Council once available.

**Areas of Strategic Focus and Critical Success Factors**

The recommendations in this report support the following areas of strategic focus:

- Economic Prosperity:  
Chatham-Kent is an innovative and thriving community with a diversified economy
- A Healthy and Safe Community:  
Chatham-Kent is a healthy and safe community with sustainable population growth
- People and Culture:  
Chatham-Kent is recognized as a culturally vibrant, dynamic, and creative community
- Environmental Sustainability:  
Chatham-Kent is a community that is environmentally sustainable and promotes stewardship of our natural resources

The recommendations in this report support the following critical success factors:

- Financial Sustainability:  
The Corporation of the Municipality of Chatham-Kent is financially sustainable
- Open, Transparent and Effective Governance:  
The Corporation of the Municipality of Chatham-Kent is open, transparent and effectively governed with efficient and bold, visionary leadership
- Has the potential to support all areas of strategic focus & critical success factors
- Neutral issues (does not support negatively or positively)

**Consultation**

Legal Services and Purchasing were consulted in the preparation of this report.

**Financial Implications**

The project is being funded from the approved 2021 Sidewalk Lifecycle Budget and 2021 Road Lifecycle Budget.

The project summary is as follows:

**Contract T21-107, 2021 Replacement Sidewalk and Concrete Repairs**

<b>Description</b>	<b>Total</b>
<b>A) Project Costs</b>	
Recommended Tender (Including HST)	\$1,196,535.81
Less HST Rebate (11.24%)	(\$119,018.25)
<b>Total Project Cost</b>	<b>\$1,077,517.56</b>
<b>B) Project Funding</b>	
Sidewalk Lifecycle Reserve (67.5%)	\$727,517.56
Roads Lifecycle Reserve (32.5%)	\$350,000.00
<b>Total Project Funding</b>	<b>\$1,077,517.56</b>

Prepared by:

Reviewed by:

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Mark Foster, C. Tech  
Engineering Technologist  
Engineering and Transportation

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Brendan Falkner, P.Eng.  
Manager, Engineering (Roads & Bridges)  
Engineering and Transportation

Reviewed by:

Reviewed by:

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Chris Thibert, P.Eng.  
Director, Engineering  
Engineering and Transportation

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Thomas Kelly, P.Eng., MBA  
General Manager  
Infrastructure and Engineering Services

Consulted and confirmed the content of the consultation section of the report by:

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Jennifer Scherle  
Purchasing Officer  
Financial Services

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David Taylor  
Director  
Legal Services

Attachment: Appendix A – (May 10, 2021 – T21-107 Replacement Sidewalks Report)

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## **Municipality of Chatham-Kent**

### **Infrastructure and Engineering Services**

#### **Engineering and Transportation Division**

**To:** Mayor and Members of Council

**From:** Brendan Falkner, P.Eng.  
Manager, Engineering (Roads & Bridges)

**Date:** April 21, 2021

**Subject:** Tender Award – Contract No. T21-107  
2021 Replacement Sidewalk and Concrete Repairs

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#### **Recommendations**

It is recommended that:

1. The 2021 Replacement Sidewalk and Concrete Repairs as described in Appendix A be approved.
2. The tender in the amount of \$1,029,231.12 including HST for the 2021 Replacement Sidewalk and Concrete Repairs be awarded to DiCocco Contractors Inc.
3. The Mayor and Clerk be authorized to sign the necessary agreement.

#### **Background**

The Chatham-Kent Engineering and Transportation Division recently (2020) completed sidewalk condition ratings for all of Chatham-Kent. The rating system uses criteria of spalling, joint deflections, settlement, cracking and general overall appearance to determine a rating out of 100. The lower the rating, the more severe the deficiencies. The sections are then field checked with respect to usage, location, water-ponding and accessibility to finalize the repair and replacement list each year, which is then presented to Council. The ranking system provides a fair and unbiased assessment to ensure those sidewalk sections in most need of repair are dealt with using the available Lifecycle funding.

This project involves the replacement of sidewalk, accessible ramps and curbs on various street sections throughout Chatham-Kent. All sidewalk replacements are designed with today's accessibility standards in mind.

#### **Comments**

The sidewalks and curb sections being constructed under the 2021 Replacement Sidewalk and Concrete Repairs are listed in Appendix A (2021 Replacement Sidewalk and Concrete Repair Program).

The Public Works Managers (North and South) along with the Engineering and Transportation Division staff, reviewed these sections of sidewalk identified for improvement. This review has confirmed the ratings, improvement or construction type and features that affect their choice as proposed projects. Any conflicts with future road, water main or sewer improvements were identified and the list adjusted accordingly.

The engineering, contract administration, and inspection on this project are being carried out by the Engineering and Transportation Division.

Three (3) contractors submitted tenders for the project and bidding was an open competitive process. The Purchasing Officer received and opened tenders for the work on Thursday, April 15, 2021. The results are as follows:

**Tender: Contract T21-107 2021 Replacement Sidewalk and Concrete Repairs**

Rank	Contractor	Amount (excl. HST)	Amount (incl. HST)
1	DiCocco Contractors Inc.	\$ 910,824.00	\$ 1,029,231.12
2	Autoform Contracting London Ltd.	\$ 1,058,881.25	\$ 1,196,535.81
3	Giorgi Bros Inc.	\$ 1,233,525.00	\$ 1,393,883.25

All tenders were found to be in order and complete. It is recommended that the contract be awarded to the low tenderer, DiCocco Contractors Ltd.

The project costs are summarized in the Financial Implications section of this report.

**Areas of Strategic Focus and Critical Success Factors**

The recommendations in this report support the following areas of strategic focus:

- Economic Prosperity:  
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The recommendations in this report support the following critical success factors:

- Financial Sustainability:

The Corporation of the Municipality of Chatham-Kent is financially sustainable

- Open, Transparent and Effective Governance:  
The Corporation of the Municipality of Chatham-Kent is open, transparent and effectively governed with efficient and bold, visionary leadership
- Has the potential to support all areas of strategic focus & critical success factors
- Neutral issues (does not support negatively or positively)

### **Consultation**

The tenders were opened by the Purchasing Officer and reviewed by the Engineering and Transportation Division.

### **Financial Implications**

The project is being funded from the approved 2021 Sidewalk Lifecycle Budget and 2021 Road Lifecycle Budget.

The project summary is as follows:

#### **Contract T21-107, 2021 Replacement Sidewalk and Concrete Repairs**

<b>Project Costs</b>	<b>Amount</b>
Low Tender	\$910,824.00
Plus HST 13%	\$118,407.12
Less HST Rebate 11.24%	-\$102,376.62
<b>Project Total</b>	<b>\$926,854.50</b>
<b>Project Funding</b>	
Sidewalks Lifecycle (62.2%)	\$576,854.50
Roads Lifecycle (37.8%)	\$350,000.00
<b>Funding Total</b>	<b>\$926,854.50</b>

The low tender bid submitted by DiCocco Contractors Inc. was within the budget estimate.

Prepared by:

Reviewed by:

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Mark Foster, C. Tech  
Engineering Technologist  
Engineering and Transportation

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Brendan Falkner, P.Eng.  
Manager, Engineering (Roads & Bridges)  
Engineering and Transportation

Reviewed by:

Reviewed by:

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Chris Thibert, P.Eng.  
Director, Engineering  
Engineering and Transportation

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Thomas Kelly, P.Eng., MBA  
General Manager  
Infrastructure and Engineering Services

Consulted and confirmed the content of the consultation section of the report by:

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Jennifer Scherle  
Purchasing Officer  
Financial Services

Attachment: Appendix A – 2021 Replacement Sidewalk Locations

- c. Manager, Public Works North  
    Manager, Public Works South

(P:\RTC\I&ES\2021\4380 - T21-107 Replacement Sidewalks & Concrete Repairs)

**Replacement Sidewalk Locations**

No.	Location (side of road)	Width (m)	Length (m)
<b>Chatham</b>			
1	Faubert Street – Indian Creek to Cecile (west)	1.5	600
2	Richmond Street – Byng to Currie (south)	1.5	138
3	Braemar Street – Tweedsmuir to St Andrews Place (south)	1.5	100
4	Cornhill Street – Stewart to Sandys (north)	1.5	133
5	McNaughton Ave – Sheldon to St Clair (south)	1.5	278
<i>Various Spot Repairs in Chatham</i>			
<b>Wallaceburg</b>			
1	Forhan Street – Elgin to bridge (east)	1.5	128
2	Elgin Street – Selkirk to Lisgar (south)	1.2	309
<i>Various Spot Repairs in Wallaceburg</i>			
<b>Ridgetown</b>			
1	Tiffany Street – Erie to west limit (north)	0.9	130
2	King Street – York to 16 King (west)	0.9	63
3	Albert Street – York to Main (west)	1.5	83
<i>Various Spot Repairs in Ridgetown</i>			
<b>Tilbury</b>			
1	Elm Street – Propsect to Superior (west)	1.2	78
2	Elmwood Street – Cora to Helen	1.2	192
<i>Various Spot Repairs in Blenheim</i>			
<b>Dresden</b>			
1	Cross Street - Holden to Victoria (east)	0.9	86
<i>Various Spot Repairs in Tilbury</i>			
<b>Erieau</b>			
1	Mariners Road – 525 Mariners Road to Nichols	1.2	200

**Curb Replacement Locations**

No.	Location (side of road)	Length (m)
<b>Chatham</b>		
1	Faubert Street	1553
2	Timmons	180
3	Baldoon	603
<b>Wallaceburg</b>		
1	Wallace Street	910
2	Oak	654
3	Lorne	275
<b>Blenheim</b>		
1	Marlborough	221

**Sidewalk Removal (replaced with Granular)**

<b>No.</b>	<b>Location (side of road)</b>	<b>Length (m)</b>
<b>Wallaceburg</b>		
1	Wallace Street – Huron to CSX Railway (north)	215