

**Municipality of Chatham-Kent**  
**Infrastructure and Engineering Services**  
**Engineering Division**

**To:** Mayor and Members of Council  
**From:** Brigán Barlow, C. Tech, Manager, Drainage Services  
**Date:** December 9, 2024  
**Subject:** Tender Award – Contract T24-284 – Gillespie Drain Enclosure

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**Recommendations**

It is recommended that:

1. The tender in the amount of \$141,306.50 (including HST) for the Gillespie Drain Enclosure be awarded to McNally Excavating.
2. The Mayor and Clerk be authorized to sign the necessary agreements.

**Background**

The Gillespie Drain is an existing open Municipal Drain commencing south of Block Line and west of Kenesserie Road continuing north, under Block Line, to its outlet in the White Ash Creek Drain in the community of Howard. The Gillespie Drain, formerly the Gillespie-Anderson Drain, was last reconstructed pursuant to a report submitted by W.D. Colby, P. Eng., dated July 17, 1975 with a clean out of the open drain along its entire length. Refer to Figure 1 for a map of the existing Municipal Drain.



**Figure 1 – Proposed enclosure of a portion of the Gillespie Drain**

A request was initiated on November 30, 2023 by a landowner under Section 78 of the Drainage Act to enclose the Municipal Drain from the White Ash Creek Drain to Block Concession, Lot 17. A drainage report was undertaken by J.M. Spriet, P. Eng., and was submitted to the Chatham-Kent Drainage Board on June 4, 2024. The report proceeded through the Drainage Act process, through both the Meeting to Consider and the Court of Revision. No written or verbal appeals were received for this project at each Drainage Board meeting. The third reading of the By-law occurred on September 9, 2024.

### **Comments**

This contract consists of an enclosure of approximately five hundred metres of open drain as well as the replacement and improvement of the crossing beneath Block Line.

In accordance with the [Purchasing By-law](#), the tender was advertised on the Municipal website on September 23, 2024 and closed on October 10, 2024. A total of twenty-two (22) potential bidding contractors (including contractors, sub-contractors and suppliers) obtained a copy of the contract documents from the Chatham-Kent Bids & Tenders website and six (6) tender bids were received. The bid results and rankings are outlined in Table 1.

**Table 1: Bid Results for T24-284 – Gillespie Drain Enclosure**

<b>Rank</b>	<b>Bidder</b>	<b>Location</b>	<b>Amount (incl. HST)</b>
1	McNally Excavating.	Inwood, ON	\$141,306.50
2	Clarke Construction Inc.	Blenheim, ON	\$148,595.00
3	Monden Excavating Ltd.	Ridgetown, ON	\$151,784.02
4	Gillier Drainage Inc.	Chatham-Kent, ON	\$154,726.38
5	Murray Mills Excavating & Trucking	Sarnia, ON	\$176,856.87
6	Klompstra Construction Limited	Sombra, ON	\$241,085.50

The Engineering Division has reviewed the tenders and found them to be complete in all respects. It is the recommendation herein that the contract be awarded to McNally Excavating who submitted the lowest tender bid.

### **Council Term Priorities**

This report supports the following Council Term Priorities:

			
<b>Deliver Excellent Service</b>	<b>Promote Safety &amp; Well-Being</b>	<b>Grow Our Community</b>	<b>Ensure Environmental Sustainability</b>
		<b>3a</b>	

### **Consultation**

The tenders were digitally received by the Purchasing Division and reviewed by the Engineering Division.

### **Communication**

The tender documents were posted on the Chatham-Kent Bids & Tenders website for prospective contractors to review. Unsuccessful bidders were notified by the Purchasing Division through the Bids & Tenders website.

Affected landowners will be included in the pre-construction meetings with the successful bidder, consultant, and staff to minimize disturbance to their schedules and properties. Construction signage will be implemented in accordance with Ontario Traffic Manual Book 7 to inform residents of traffic impacts.

### **Diversity, Equity, Inclusion and Justice (DEIJ)**

This report does not have implications related to diversity, equity, inclusion or justice.

## **Financial Implications**

Table 2 provides an overview of the recommended costs:

**Table 2: Recommended Costs and Funding Summary**

<b>Description</b>	<b>Total</b>
<b>A) Project Costs</b>	
Recommended Award	\$125,050.00
Plus 13% HST	\$16,256.50
<b>Total Costs (including HST)</b>	<b>\$141,306.50</b>
Less 11.24% HST Rebate	(\$14,055.62)
<b>Total Project Costs</b>	<b>\$127,250.88</b>
<b>B) Project Account</b>	
Howard Gillespie Drain Enclosure Capital Account (HOCGILA324)	\$127,250.88
<b>Total Project Account Charges</b>	<b>\$127,250.88</b>
<b>C) Estimated Costs Assessed to Municipality</b>	
Assessment costs to Road Authority	\$23,952.00
1.76% tax (less HST rebate)	\$421.55
<b>Total Estimated Costs Assessed to Municipality</b>	<b>\$24,373.55</b>

The costs for this project are proposed to be charged to the Gillespie Drain Enclosure Capital Account (HOCGILA324). Actual project costs will be assessed on a pro-rata basis against the lands and roads, as per the assessment schedule included in the drainage report. The Municipality's assessed costs listed above will be funded from the Roadside Drainage Municipal Assessment Account, funded from Public Works base budget.

Prepared by:

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

Matthew Smith, CPA, CGA Manager, Purchasing and Accounts Payable

Attachment: None