Subject: Retaining Wall Tender Dunsmoor Park

Report Number: Parks and Recreation-2020-03

Meeting Date: Monday, April 20, 2020

Recommendation: THAT Council award the Dunsmoor Park retaining wall tender to Ackert Construction Ltd., at a cost of $77,673.41 (inclusive of non-refundable HST).

Date to be considered by Council: Monday, April 20, 2020

Report Summary:

The installation of a retaining wall at the newly constructed washroom building at Dunsmoor Park was included in the 2020 capital budget. This is needed to address the grade differential along the south and west sides of the new washroom building. BM Ross recommended that some of the restoration work included in the original construction tender be transferred to this project. BM Ross reviewed all submissions to ensure they were compliant with tender specifications and upon review are recommending that the tender be awarded to Ackert Construction Ltd in the amount of $77,673.41 (inclusive of non-refundable HST).

Origin: Construction of Dunsmoor Washroom Building

Existing Policy: Purchasing and Procurement Policy GG. 2.17

Background/Analysis:

In 2019, a new washroom building was constructed at Dunsmoor Park in Kincardine. As a result of this construction, a retaining wall is required to address the grade differential along the south and west sides of the new washroom building; and minimize the overall parking space impacts. The retaining wall project was included in the 2020 capital budget. There will be an aluminum hand rail on top of the retaining wall and a set of cement steps at the southwest corner. A sidewalk around the building will ensure that the washroom facility is fully accessible.
BM Ross recommended that instead of completing the restoration work as was included in the original construction contract to Allen-Hastings Inc, that instead we transfer the restoration costs from the original washroom project to the retaining wall project. The transfer of restoration costs from the washroom project to this project amounted to $16,150.

This transfer expanded the scope of work of the retaining wall project to now also include widening the parking lot on the west side near the boardwalk, install a conduit to facilitate the installation of electricity to two buildings in the park north of the washroom building and restore the disturbed areas with topsoil, seed and mulch.

The transfer amount from the 2019 washroom construction tender of $16,150 along with the 2020 budgeted construction amount of $58,500 amounts to $74,650.00 available for this project.

The tender deadline was April 2, 2020 and the tenders were opened on April 8, 2020. Five submissions were received with the results as follows:

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Total Bid (including non-refundable HST)</th>
</tr>
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<tbody>
<tr>
<td>Ackert Construction Ltd.</td>
<td>$77,673.41</td>
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<tr>
<td>Omega Contractors Inc.</td>
<td>$93,793.55</td>
</tr>
<tr>
<td>VanDriel Excavating Inc.</td>
<td>$98,316.69</td>
</tr>
<tr>
<td>Roubous Farm Service Ltd.</td>
<td>$108,079.30</td>
</tr>
<tr>
<td>Kurtis Smith Excavating Inc.</td>
<td>$111,936.00</td>
</tr>
</tbody>
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BM Ross has reviewed all submissions and are recommending that the project be awarded to Ackert Construction Ltd, and further indicate that the tenderer is experienced at completing this type of work.

Staff have reviewed the Province of Ontario’s list of essential services regarding construction activity during the COVID-19 pandemic and feel that the Retaining Wall project falls under Section 28 which includes “Construction projects and services required to ensure safe and reliable operations of, or to provide new capacity in, critical provincial infrastructure, including transit, transportation, energy and justice sectors beyond the day-to-day maintenance.”

**Community Plan and Integrated Community Sustainability Plan (ICSP) Considerations:** To ensure that the assets of the Municipality of Kincardine continue to be well promoted, valued, enhanced and supported.

**Financial Implications:** As part of the 2019 capital budget Council originally budgeted $275,000 for the Dunsmoor Park washroom project; however the tender that was accepted in 2019 for the construction of the washroom facility
was for $260,340.75 leaving $14,659.25 of funds remaining for the washroom project.

As indicated above in the report the current funds available through the transfer or work from the original tender and the 2020 allocated amount for the retaining wall project is $74,650.

The tender being recommended for the retaining wall project is for $77,673.41, leaving a shortfall of $3,023.41 required for this project to proceed, staff is recommending that these extra funds come from the original budgeted amount from 2019 to enable this project to proceed in 2020. It should be noted that the funds are coming from the Community Benefits Reserve Fund.

Attachments: N/A