

August 7, 2020
Our File No.: 27456-009

VIA: E-MAIL

Mr. Dave Armstrong
Director of Roads & Public Works
Municipality of Mississippi Mills
3131 Old Perth Road, Box 400
Almonte, ON K0A 1A0

Dear Mr. Armstrong:

**Re: Municipality of Mississippi Mills (Almonte Ward) – Water Storage Facility
Tenders Results and Recommendation**

We are pleased to summarize our review of the five (5) tenders received for the project referenced above. A tabular summary of our review of the tenders received is attached to this Letter.

Of the five (5) tenders received from General Contractors, all five (5) were found to be materially compliant according to Article 1.38 of the Information for Tenderers, except for minor irregularities identified in each bid, which may, at your discretion, affect the validity of their tender bids.

J.C. Sulpher Construction Ltd.

The tender received from Sulpher Construction was materially compliant, except for the following irregularities:

- The Tender Contract on page 5 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.
- The Agreement to Bond on page 7 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.

Black & McDonald Limited

The tender received from Black & McDonald Limited was found to be materially compliant, except for the following irregularities:

- The Tender Contract on page 5 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.
- Statement 'B' was not completed.

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BGL Contractors Limited

The tender received from BGL Contractors Limited was found to be materially compliant, except for the following minor irregularities:

- The Tender Contract on page 5 of the Form of Tender was not sealed and was not signed in the presence of a witness. All other information was provided, including a signature, name and date.
- The Agreement to Bond on page 7 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.

Argue Construction Limited

The tender received from Argue Construction was found to be materially compliant, except for the following irregularities:

- The Tender Contract on page 5 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.
- The Agreement to Bond on page 7 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.
- Statement 'B' was not completed.
- There was an error in the sum of the Schedule of Items and Prices (page 6) which was also noted in the printed amount stated on page 2. The bid on page 6 and page 2 was \$3,284,329.88 and the sum of items 1-8 amount to \$3,284,329.86 for a discrepancy of two (\$0.02) cents.

Thomas Fuller Construction Co. Limited

The tender received from Thomas Fuller Construction Co. Limited was found to be materially compliant, except for the following minor irregularities:

- The bid value was not printed in the space provided on page 2.
- The Tender Contract on page 5 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.
- The Agreement to Bond on page 7 of the Form of Tender was not sealed. All other information was provided, including a signature, name and date.
- Statement 'B' was not completed.

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- There was an error in the sum of the Schedule of Items and Prices (page 6). The bid on page 6 was \$3,275,520.00 and the sum of items 1-8 amount to \$3,297,120.00. For a discrepancy of \$21,600.00. The sum (\$3,297,120.00) of the individual items was interpreted as the intended bid and used for the Tender comparison.

Summary of Tender Bids

The tendered prices of the five (5) materially-compliant tenders, excluding HST, summarized from lowest to highest, are:

1. J.C. Sulpher Construction Ltd.:	\$2,985,765.00
2. Black & McDonald Limited.:	\$3,164,039.00
3. BGL Contractors Corporation:	\$3,198,600.00
4. Argue Construction Limited:	\$3,284,329.86
5. Thomas Fuller Construction Co. Limited	\$3,297,120.00

Decision to Accept Tender Bids

Pursuant to Article 1.38 of Section 00170 'Information for Tenderers', the irregularities identified within each the above bids may be waived by the Owner, and the Owner may decide whether to accept the submission at their discretion based on consideration that the intent of the bidder is clear, the bidder has made a conscientious attempt to comply with the bid requirements and it is fair to all bidders to accept the Tender.

In consideration of the above statement, the above five (5) bids may be considered valid and open for acceptance.

Tender Recommendation

Without consideration of the potential disqualification of bids by the Town for the above-noted irregularities, we recommend that the Municipality of Mississippi Mills enter into contract negotiations with the lowest bidder, **J.C. Sulpher Construction**, based on a tendered amount of **\$2,985,765.00**, excluding HST.

Our recommendation stems from the following:

1. As identified above, all bids received contained minor irregularities. Of the five (5) bids, in our opinion, the bid received from Sulpher Construction was the most materially compliant.
2. J.C. Sulpher Construction submitted the lowest tender bid, approximately \$178,000 less than the next lowest bid.

Mr. Dave Armstrong, Municipality of Mississippi Mills

Should you have any questions regarding this matter, please do not hesitate to contact us.

Yours very truly,

J.L. RICHARDS & ASSOCIATES LIMITED

Prepared by:



Tyler Belding, EIT
Environmental Engineering Intern

Reviewed by:



Mark Buchanan, P.Eng.
Associate, Senior Civil Engineer

TB/MB:jd

Enclosed: Tender Summary Tables

cc: Ms. Sarah Gore, J.L. Richards & Associates Limited