

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 20-1511

**Being a by-law to authorize the Clerk to execute an agreement with Temagami
Electrical Services Inc. for the Servicing and Maintenance of Navigational Aids - Lake
Temagami.**

WHEREAS under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS under Section 9 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS on the 4th day of June 2020, the Council of the Municipality of Temagami received Report 2020-M-055 and passed Resolution 20-1267 to award the tender for the contract for Servicing and Maintenance of Navigational Aids on Lake Temagami to Temagami Electrical Services Inc. at a total price of \$21,215.88 plus HST for a 3-year term;

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami hereby enacts as follows:

1. That the Clerk is hereby authorized and directed to accept the tender and execute the agreement attached hereto as Schedule "A" to this bylaw.
2. That this bylaw shall come into force and take effect upon final passing thereof.
3. That the Clerk of the Municipality of Temagami is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

BE TAKEN AS READ A FIRST time on this 25th day of June, 2020.

READ A SECOND AND THIRD time and finally passed this 25th day of June, 2020.


Mayor


Clerk

TENDER AND ACCEPTANCE

Page 4 of 5

The above mentioned tender price is hereby submitted on the full understanding that it is an irrevocable offer by the tenderer for a period of thirty (30) days from the tender closing date and the tenderer hereby covenants that it will perform and execute the work as described herein at the price herein quoted if it is notified by the Municipality of Temagami within thirty (30) days of the tender closing date that it is the successful tenderer.

Signed, Sealed and Delivered this 3 day of June 2020..

In the presence of:

TEMAGAMI ELECTRICAL SERVICE INC
(name of Ami/Company/Individual)

Per [Signature] Seal
(signing officer and position).

Per _____ Seal
(signing officer and position)

(N.B. Affix Corporate Seal if an incorporated Company)

[Signature]
(Signature of Witness)

ACCEPTANCE

Accepted on behalf of The Corporation of the Municipality of Temagami this 25 day of June 2020..

WITNESSED BY

[Signature]
Signature

[Signature]
The Corporation of the Municipality of Temagami

TENDER AND ACCEPTANCE

Page 1 of 4



TENDER CLOSING

DATE: MAY 13, 2020

TIME: 1 pm

FILE NUMBER: _____

Tender for: SERVICING MARINE AIDS TO NAVIGATION - LAKE TEMAGAMI

Tender submitted by: Electrical Services Inc
(Name of Company or Individual)

44-T212 Lake T emagami
(Address)

Temagami, CL PO H J H o

705 237-8250 _____
(Phone) (Facsimile)

The undersigned tenderer (hereinafter referred to as "the Contractor") hereby offers to The Corporation of the Municipality of Temagami (hereinafter referred to as "the Municipality") to furnish all necessary labour, superintendence, plant, tools, boat, appliances, equipment, supplies and other accessories, services and facilities necessary to execute in a careful and workman like manner,

THE SERVICING AND MAINTENANCE OF MARINE AIDS TO NAVIGATION LISTED IN THE SCHEDULE OF RATES ATTACHED AS ANNEX "A".

The Contractor hereby undertakes to perform the work in strict accordance with the full intent of the Terms and Conditions set forth in the following documents which are attached hereto and which form part of the tender package:

♦ Tender & Acceptance

- Annex "A" - Schedule of Rates
- Annex "B" - Contractor's Declaration
- Annex "C" - Supplementary Conditions
- Annex "D" - Work Specification for Buoys
- Annex "E" - Maintenance Specification
- Annex "F" - Buoy Service Report
- Annex "G" - Fixed Aids Routine Service Report
- Annex "H" - Contractor's Inspection Report

TENDER AND ACCEPTANCE

Page 2 of 4

I. 3 YEAR MAINTENANCE PROPOSAL

Year One (2020)

Year One Total: \$ 7071.96

Year Two (2021)

Year Two Total: \$ 7071.96

Year Three (2022)

Year Three Total: \$ I. S 7071.96

Note: All fees associated with the schedule above must be incorporated in section 4, Tendered Prices / Basis of Payment.

TENDER AND ACCEPTANCE

Page 3 of 4

2. REQUIREMENT

Provision of labour and materials (with the exception of buoys, lights and anchors which will be provided by the Municipality as necessary to service Marine Aids to Navigation in accordance with the attached specifications to the satisfaction of the Departmental Representative.

3. PERIOD OF CONTRACT

Services to be provided for a period of up to three (3) years commencing June 15, 2020 and ending on the 14th day of June 2023.

NOTE TO CONTRACTOR: The Contractor understands and warrants that, in no event, shall the Contractor commence under either period until formal written approval has been received.

4. TENDERED PRICES/BASIS OF PAYMENT

Prices quoted in the Schedule of Rates included as Annex "A" are firm all-inclusive annual rates for the provision of labour, tools, equipment, their maintenance, repairs and replacement costs, all travel time to and from the worksite and all other costs related to the performance of services requested under this agreement exclusive of buoys, lights and anchors.

4.1	Total Estimated Cost from Annex "A" <i>Schedule of Rates</i> - For Aids - Year One	<u>\$2651.95</u>
	Total Estimated Cost from Annex "A" <i>Schedule of Rates</i> - For Buoys -Year One	<u>\$4419.35</u>
4.2	Total Estimated Cost from Annex "A" <i>Schedule of Rates</i> - For Aids - Year Two <i>SLSI</i> %	<u> </u>
	Total Estimated Cost from Annex "A" <i>Schedule of Rates</i> - For Buoys -Year Two	<u>\$4419.98</u>
4.3	Total Estimated Cost from Annex "A" <i>Schedule of Rates</i> - For Aids - Year Three	<u>\$2651.95</u>
	Total Estimated Cost from Annex "A" <i>Schedule of Rates</i> - For Buoys - Year Three \$	<u>4419.58</u>
4.4	TOTAL ESTIMATED CONTRACT PRICE FOR THREE YEARS (3.1 + 3.2 + 3.3) <i>IA 152*</i>	<u> </u>
	ESTIMATED TOTAL HST AMOUNT FOR THREE YEARS	<u>\$31,581.06</u>

4. FEDERAL GOODS AND SERVICES TAX (HST)

HST is excluded from the price(s)/rates indicated herein. Any amount to be levied by the Contractor in respect of the HST is to be shown separately on all invoices for goods supplied or services supplied and will be paid by the Municipality of Temagami. The Contractor is responsible for their own remittance of any HST paid or due to Revenue Canada.

5. METHOD OF PAYMENT

Payment for services rendered to the satisfaction of the Departmental Representative will be made in accordance with Section 6 of the Supplementary Conditions.

6. LIMITATION OF EXPENDITURE

- 6.1 It is understood that this tender/contract is based on reimbursement for actual services performed by the Contractor.
- 6.2 The Contractor shall not perform any work under this Contract which would cause the total cost to exceed the amount indicated in 4.4 above, unless an increase is so authorized by the Contracting Authority and effected by a written amendment to the Contract.

TENDER AND ACCEPTANCE

Page 4 of 4

7. **DEPARTMENTAL CONTACT**

The contractor shall direct all questions, reports, correspondence, etc. concerning work under this contract to:

CRAIG DAVIDSON, TREASURER/ADMINISTRATOR
THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
7 Lakeshore Drive, P.O. Box 220
Temagami, Ontario POH 2H0
Telephone: (705) 569-3421 extension 204 Fax: (705) 569-2834

8. **CONTRACTOR MAILING/SHIPPING ADDRESS**

All correspondence, supplies, etc. concerning the aids covered by this Contract shall be sent to the contractor at the following address:

44-T212 Lake Temagami
P.O. Box 70
Temagami ON POH 2H0

Any notice to the parties hereunder shall be effectively given if sent by letter, courier or fax addressed to the party at its address indicated above. Any notice so given shall be deemed to have been received by the other party at the time when in the ordinary course, such letter, email or facsimile should have reached its destination.

9. **INVOICING INSTRUCTIONS**

Invoices are to be submitted in duplicate, quoting **Contract No.** and the **Contractor's HST Registration No.** to the following address:

CRAIG DAVIDSON, TREASURER/ADMINISTRATOR
THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
7 Lakeshore Drive, P.O. Box 220
Temagami, Ontario POH 2H0
Telephone: (705) 569-3421 Fax: (705) 569-2834

10. **CONTRACTING AUTHORITY**

Questions pertaining to any of the documents included in this package and to the Terms and Conditions of any resulting contract are to be referred to:

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
7 Lakeshore Drive, P.O. Box 220
Temagami, Ontario
POH 2H0

CONTACTS:
CRAIG DAVIDSON, TREASURER/ADMINISTRATOR
PHONE: (705) 569-3421 Extension 204
FAX: (705) 569-2834

THE LOWEST QUALIFIED OR ANY OTHER TENDER NOT NECESSARILY ACCEPTED.

CONTRACTOR'S DECLARATION

The contractor is to list and describe below, by category, the equipment, facilities and experience they have available to carry out the work outlined in the tender specifications. The contractor understands and agrees that the Municipality may verify this information.

Note to Contractor: Attach additional page if more space is required to answer any of these questions.

Services to be provided for a period of up to three (3) years commencing June 15, 2020 and ending on the 14th day of June 2023.

Vehicle(s)	<u>Type and Description</u> Ford F250 truck for material pick up																									
Boat(s)	<u>Type, size and ability to handle and lift buoys described in the tender specifications</u> Stanley 22' with 250 Yamaha engine front drop down gate																									
Storage	<u>Municipality to provide.</u>																									
Miscellaneous	<u>Can you provide:</u> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%;">Ladders</td><td style="width: 10%;">Yes</td><td style="width: 10%; text-align: center;"><input checked="" type="checkbox"/></td><td style="width: 10%;">No</td><td style="width: 10%; text-align: center;"><input type="checkbox"/></td></tr> <tr> <td>Painting Stages</td><td>Yes</td><td style="text-align: center;"><input type="checkbox"/></td><td>No</td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td>Blocks and Tackles</td><td>Yes</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>No</td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td>Bosuns Chairs</td><td>Yes</td><td style="text-align: center;"><input type="checkbox"/></td><td>No</td><td style="text-align: center;"><input checked="" type="checkbox"/></td></tr> <tr> <td>Painting Equipment</td><td>Yes</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>No</td><td style="text-align: center;"><input type="checkbox"/></td></tr> </table>	Ladders	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Painting Stages	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Blocks and Tackles	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Bosuns Chairs	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Painting Equipment	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
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Experience	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Do you have painting experience?</td><td style="width: 10%;">Yes</td><td style="width: 10%; text-align: center;"><input checked="" type="checkbox"/></td><td style="width: 10%;">If "Yes" state no. of yrs.</td><td style="width: 10%; text-align: center;"><input type="text"/></td><td style="width: 10%;">No</td><td style="width: 10%; text-align: center;"><input type="text"/></td></tr> <tr> <td>Do you have mechanical experience?</td><td>Yes</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>If "Yes" state no. of yrs.</td><td style="text-align: center;"><input type="text"/></td><td>No</td><td style="text-align: center;"><input type="text"/></td></tr> <tr> <td>Do you have electrical experience?</td><td>Yes</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>If "Yes" state no. of yrs.</td><td style="text-align: center;"><input type="text"/></td><td>No</td><td style="text-align: center;"><input type="text"/></td></tr> </table>	Do you have painting experience?	Yes	<input checked="" type="checkbox"/>	If "Yes" state no. of yrs.	<input type="text"/>	No	<input type="text"/>	Do you have mechanical experience?	Yes	<input checked="" type="checkbox"/>	If "Yes" state no. of yrs.	<input type="text"/>	No	<input type="text"/>	Do you have electrical experience?	Yes	<input checked="" type="checkbox"/>	If "Yes" state no. of yrs.	<input type="text"/>	No	<input type="text"/>				
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Ability	<p>Are you able to climb and work on towers to a height of 18 metres? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Have you performed work similar to that required by this contract? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>If "Yes", specify below or attach additional information if necessary.</p> <p style="margin-left: 40px;">we have had the⁴ contract to maintain the buoys and fixed aids since 2011.</p>																									

**Qualifications/
Training**

Working at Heights	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
WHMIS	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Certified Electrician	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Renewable Energy Certification	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>

Specify below or attach additional training information if necessary.

Electrician
Present Occupation

May 11, 2020
Date


Contractor's Signature

1. 3 YEAR MAINTENANCE PROPOSAL

Year One (2020)

Year One Total: \$ 707 1,94=

Year Two (2021)

Year Two Total: \$ 7^7 / ■ 5

6

Year Three (2022)

Year Three Total: \$ 7o7Z• ? 6

Note: All fees associated with the schedule above must be incorporated in section 4, Tendered Prices / Basis of Payment

2. **REQUIREMENT**

Provision of labour and materials (with the exception of buoys, lights and anchors which will be provided by the Municipality as necessary to service Marine Aids to Navigation in accordance with the attached specifications to the satisfaction of the Departmental Representative.

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4.1	Total Estimated Cost from Annex "A" Schedule of Rates - For Aids - Year One	<u>\$2651.95</u>
	Total Estimated Cost from Annex "A" Schedule of Rates - For Buoys - Year One	<u>\$4419.75</u>
4.2	Total Estimated Cost from Annex "A" Schedule of Rates - For Aids - Year Two	<u>\$2651.93</u>
	Total Estimated Cost from Annex "A" Schedule of Rates - For Buoys - Year Two	<u>\$4419.98</u>
4.3	Total Estimated Cost from Annex "A" Schedule of Rates - For Aids - Year Three £^<£\$7^3	<u> </u>
	Total Estimated Cost from Annex "A" Schedule of Rates - For Buoys - Year Three \$	<u>441^ .98</u>
4.4	TOTAL ESTIMATED CONTRACT PRICE FOR THREE YEARS (3.1 + 3.2 + 3.3)	<u>\$21215.88</u>

ESTIMATED TOTAL HST AMOUNT FOR THREE YEARS \$2758.06

4. **FEDERAL GOODS AND SERVICES TAX (HST)**

HST is excluded from the price(s)/rates indicated herein. Any amount to be levied by the Contractor in respect of the HST is to be shown separately on all invoices for goods supplied or services supplied and will be paid by the Municipality of Temagami. The Contractor agrees to remit any HST paid or due, to Revenue Canada.

5. **METHOD OF PAYMENT**

Payment for services rendered to the satisfaction of the Departmental Representative will be made in accordance with Section 6 of the Supplementary Conditions.

6. **LIMITATION OF EXPENDITURE**

- 6.1 It is understood that this tender/contract is based on reimbursement for actual services performed by the Contractor.
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8. **CONTRACTOR MAILING/SHIPPING ADDRESS**

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44-T212 LQ.AE Temaga
P.O. Box 70
Temaga in O/U2-POH

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POH2H0

CONTACT:
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PHONE: (705) 569-3421 Extension 204
FAX: (705) 569-2834

THE LOWEST QUALIFIED OR ANY OTHER TENDER NOT NECESSARILY ACCEPTED.

TENDER SERVICING MARINE AIDS TO NAVIGATION - LAKE TEMAGAMI

open date: April 13, 2020 at 1:05 p.m

Present in the room: *Barry Turcotte; Sujil Fournier*

Company Name	Amount
<i>Temagami Electrical Services Inc</i>	<i>7071.96 / year</i>
	<i>Total: 21215.88</i>