

THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE

BY-LAW NO. 37/2022

*Being a By-law to Authorize Execution of a Contract Agreement with Behan Construction Limited with regard to Contract No. 26T-ENG-2022 – Rose Glen Road Reconstruction Project*

WHEREAS the Municipal Act, 2001, Section 9 provides in part that a Municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE ENACTS AS FOLLOWS:

1. THAT the Mayor and Municipal Clerk are hereby authorized to execute on behalf of the Corporation of the Municipality of Port Hope a Contract Agreement with Behan Construction Limited with the terms and conditions as set out in Appendix "A" attached hereto comprising part of this By-law.
2. THAT the Mayor and Clerk are hereby authorized and directed to sign the said Agreement and any related documentation to carry out the purpose of this by-law.
3. THAT this By-law shall come into force the day it is finally passed.

READ a FIRST, SECOND and THIRD time and finally passed in Open Council this      day of                      , 2022.

\_\_\_\_\_  
Les Andrews, Deputy Mayor

\_\_\_\_\_  
Brian Gilmer, Clerk

**MUNICIPALITY OF PORT HOPE  
CONTRACT AGREEMENT**

**THIS AGREEMENT** made this 17<sup>th</sup> day of May, 2022.

**BETWEEN:**

BEHAN CONSTRUCTION LIMITED  
Hereinafter called the "Proponent"  
THE PARTY OF THE FIRST PART

**-AND-**

The Corporation of the Municipality of Port Hope  
Hereinafter called the "Owner",  
THE PARTY OF THE SECOND PART

**WITNESSETH**, that the party of the first part, for and in consideration of the payment or payments specified in the Tender for this work hereby agrees to finish all necessary machinery, tools, equipment, supplies, labour and other means of construction and, to the satisfaction of the Owner, to do all work as described hereafter, furnish all materials except as herein otherwise specified, and to complete such works in strict accordance with the Plans, Specifications and Tender therefore, all of which are to be read herewith and form part of this present agreement as fully and completely to all intents and purposes as though all the stipulations thereof have been embodied herein.

According to the terms and conditions as set out in Tender #26T-ENG-2022, a copy of which is hereto annexed, which Proposal was accepted by the "Owner" on the;

17<sup>th</sup> day of May, 2022.

**THE** Proponent covenants and agrees with the Owner to provide, as more specifically set out in the Proposal Documents and provide such goods/services, labour of all kinds whatsoever as may be necessary for Supplying the said services, as hereinafter specified and in accordance with the conditions and requirements prepared therefore and attached hereto and which are expressly acknowledged and made part of this Proposal.

IN witness where of the parties hereto have hereunto set their hand and seals on the above date.

SIGNED, SEALED AND DELIVERED )

**PROPONENT – BEHAN CONSTRUCTION LIMITED**

By: \_\_\_\_\_

)

)

)

Position: \_\_\_\_\_

(I have authority to bind the Company)

)

)

) Witness: \_\_\_\_\_

(If not under Seal)

)

)

)

)

THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE

)

)

) Per: \_\_\_\_\_

Les Andrews, Deputy Mayor

)

)

) Per: \_\_\_\_\_

Brian Gilmer, Clerk

Contract No. 26T-ENG-2022  
Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road  
Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022



**MUNICIPALITY OF  
PORT HOPE**

USE INK OR  
TYPEWRITER

**THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE**

**BID OPPORTUNITY**

**CONTRACT NO. 26T-ENG-2022**

**For Rose Glen Road Reconstruction-Ward St. to Phillips Rd.**

BEHAN CONSTRUCTION LIMITED

Name of Firm

P.O. Box 596 Cobourg, ON K9A 4L3

Address

Postal Code

905 372 9862

Telephone Number

905 372 1213

Fax Number

TOM BEHAN

Name of Person Signing for Firm

KEVIN ROBINSON

Name of Contact Person

KEVIN@BEHAN.CA

Email Address for Contact Person

WWW.BEHAN.CA

Company Web site

**Closing Date:** May 4<sup>th</sup>, 2022  
**Closing Time:** 11:00:00 A.M., Local time

**INQUIRIES:**

Purchasing and Risk Management Coordinator  
[procurement@porthope.ca](mailto:procurement@porthope.ca)  
**Phone:** 905-885-4544  
**Fax:** 905-885-1807

**Issued:** April 13<sup>th</sup>, 2022

**TENDERS RECEIVED BY:**

Finance Department  
Municipality of Port Hope  
Town Hall, 56 Queen Street, Port Hope, ON, L1A 3Z9

Contract No. 26T-ENG-2022

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Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

**PART D – FORM OF TENDER**  
**AGREEMENT TO CONTRACT AND SCHEDULE OF PRICES**

CONTRACT NUMBER: 26T-ENG-2022

DESCRIPTION: Rose Glen Road Reconstruction

SUBMITTED TO: The Corporation of the MUNICIPALITY OF PORT HOPE

The undersigned, the bidder, having examined the *RFT* including all information to *Bidders*, general terms and conditions, supplementary terms and conditions (if applicable), specifications, and attachments and appendices as issued by the Corporation of the MUNICIPALITY OF PORT HOPE and including Addenda number 1 to 2 and having visited the Project Site (where required) hereby offer and agree to enter into a *Contract* to supply the *Equipment* and *Services* required by this *RFT* at the costs detailed in the attached Schedule of Prices. Furthermore, it is certified that the undersigned is/are authorized and empowered to sign and submit this *Tender*.

**Terms of Payment**

Discount for Prompt Payment N/A % \_\_\_\_\_ Days. (Refer to Section B, Item 18)

**Base Price Schedule**

- Spec. - The numbers in this column refer to the applicable issue of the Ontario Provincial
- No. Standard Specifications
- SP - Refers to Special Provisions
- (P) - Plan Quantity Payment Item

Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
<b>Part 'A': GENERAL</b>						
A1	OPSS 100, SP	Mobilization/Demobilization, incl. Field Office	LS	100%	—	11353.63
A2	OPSS 100, SP	General Sitework	LS	100%	—	10299.22
A3	SP	<b><i>Provisional Item</i></b> Hydro Vac. Excavate to Confirm Utilities	ea.	5.00	2162.21	10811.05
A4	OPSS 100, SP	Pre-Condition Survey	LS	100%	—	6191.35
A5	OPSS 805, SP	Erosion and Sediment Control	LS	100%	—	7356.67
A6	OPSS 706, SP	Maintenance of Traffic and Staging	LS	100%	—	15469.13

Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
A7	SP	Bonds, Insurance and Maintenance Security	LS	100%	—	32709.11
A8	SP	Paid Duty Police Officer for Intersections	HR	75	169.24	12693.00
<b>Total Part 'A' (carried to Summary)</b>						106883.16
<b>Part 'B': ROAD WORK REMOVALS</b>						
B1	OPSS 201, SP	Clearing, Grubbing, and Tree Maintenance	LS	100%	—	18165.01
B2	OPSS 206, 510, SP	Asphalt Removal, Full Depth – Road Reconstruction	m <sup>2</sup>	5750	4.54	26105.00
B3a	OPSS 206, 510, SP	Asphalt Removal, Full Depth – Road Widening (Saw Cut)	m <sup>2</sup>	250	31.53	7882.50
B3b	OPSS 510, SP	Partial Depth Asphalt Removal (40mm)	m <sup>2</sup>	335	25.41	8512.35
B4	OPSS 206, 510	Removal of Asphalt Driveways and Sidewalks	m <sup>2</sup>	1115	6.91	7704.65
B5	OPSS 206, 355, SP	Removal of Rip Rap	m <sup>2</sup>	35	12.41	434.35
B6	OPSS 206, 510, SP	Removal of Curb and Gutter, incl. outlets	m	190	15.75	2992.50
B7	OPSS 206, 510, SP	Removal of Concrete Sidewalk	m <sup>2</sup>	215	13.73	2951.95
B8	OPSS 206, 510, SP	Removal of Existing Structures (Maintenance Holes, Catch Basins, Ditch Inlets, and Valve Chambers)	ea	3	287.56	862.68
B9	OPSS 206, 510, SP	Remove and Dispose of Culverts/Storm Pipe (ALL TYPES AND SIZES)	m	250	24.62	6155.00
B10	OPSS 510, 703, SP	Remove, Salvage and Reinstall Street Signs	ea	20	240.09	4801.80
B11	OPSS 510, SP	Miscellaneous Removals (Mailbox, Junction Boxes, Etc.)	LS	100%	—	4678.21
B12	OPSS 710, SP	Pavement marking obliterating-Soda blasting - Schmidt Accustrip system or equivalent (lines, 10 cm wide, all patterns, all colours)	m	760	7.93	6026.80

Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
<b>Total Part 'B' (carried to Summary)</b>						97 272.80
<b>Part 'C' ROAD WORKS</b>						
C1	OPSS 801, SP	Tree Protection	m	200	14.81	2962.00
C2-1	OPSS 206, 501, 510, SP	Earth Excavation (Grading) – Cut to Fill	m <sup>3</sup> (P)	3165	18.81	59533.65
C2-2	OPSS 206, 501, 510, SP	Earth Excavation (Grading) – Cut to Dispose offsite	m <sup>3</sup> (P)	4072	21.30	86733.60
C3	OPSS 180, 206, 501, SP	Excavation, Tracking and Hauling Plan	LS	1	—	2211.83
C4	OPSS 180, 206, 501, SP	Testing, documentation, tracking, hauler information for excess soil by QP	m <sup>3</sup>	4072	3.95	16084.40
C5	OPSS 355, SP	Interlocking Brick Walkways	m <sup>2</sup>	12	313.88	3766.56
C6-1	OPSS 314, SP	Granular 'A' - Road	t	2845	29.01	82533.45
C6-2	OPSS 314, SP	Granular A - Sidewalk / MUP / Driveways	t	2625	29.01	76151.25
C7-1	OPSS 314, SP	Granular 'B' - Road	t	7985	17.90	142931.50
C7-2	OPSS 314, SP	Granular 'B' - Driveways	t	620	17.90	11098.00
C8	OPSS 501, SP	Water for Compaction	m <sup>3</sup>	300	17.99	5397.00
C9	OPSS 408, SP	Rebuild Structures	ea	5	2237.79	11188.95
C10	OPSS 353, SP	Concrete Curb and Gutter (All Types)	m	2015	68.94	138914.10
C11	OPSS 351, SP	Concrete in Sidewalk including Entrances	m <sup>2</sup>	1300	87.90	114270.00
C12	OPSS 351, SP	Tactile Plates	Ea.	18	310.28	5585.04
C13	OPSS 408, SP	Adjust Existing Structures (CB, MH, VC)	Ea.	2	939.27	1878.54
C14	OPSS 308, SP	Tack Coat	m <sup>2</sup>	6900	1.30	8970.00

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Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

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Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
C15	OPSS 310, 311, SP	Hot Mix H.L.-8 in Roads	t	935	142.16	132919.60
C16	OPSS 310, 311, SP	Hot Mix H.L.-3 in Roads	t	690	143.29	98870.10
C17	OPSS 310, 311 SP	Hot Mix H.L.-3F in Driveways	t	125	269.29	33661.25
C18	OPSS 310, 311, SP	Hot Mix H.L.-8 in Driveways	t	120	269.29	32314.80
C19	OPSS 310, 311, SP	Hot Mix H.L.-3F in Multi-use path	t	520	162.47	84484.40
C20	OPSS 506	Calcium Chloride Flake	kg	4500	1.88	8460.00
C21	OPSS 710, 1716, 1750 SP	Pavement Markings - 10 cm Width White Durable – All Types	m	100	7.90	790.00
C22	OPSS 710, 1716, 1750 SP	Pavement Markings - 30 cm Width White Durable	m	50	28.21	1410.50
C23	OPSS 710, 1716, 1750 SP	Pavement Markings - 10 cm Width Yellow	m	700	2.82	1974.00
C24	OPSS 802, SP	Topsoil and Sod	m <sup>2</sup>	2640	15.23	40207.20
C25	OPSS 804, SP	Topsoil and Seed and Mulch	m <sup>2</sup>	3720	10.16	37795.20
C26	OPSS 703, 706, SP	Supply and Install New Roadway Signage	LS	1	—	8182.55
C27	OPSS 405, SP	150mm Perforated Plastic Pipe Subdrain with Geotextile	m	2015	14.06	28330.90
C28	OPSS 802, SP	Deciduous Trees				
		a) Carnival Hedge Maple	Ea.	9	643.11	5787.99
		b) Autumn Spire Red Maple	Ea.	5	614.91	3074.55
		c) Allegheny Serviceberry	Ea.	7	547.21	3830.47



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Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
		d) Rising Sun Redbud	Ea.	20	676.96	13539.20
		e) Thomless Cockspur Hawthorn	Ea.	6	609.26	3655.56
		f) Princeton Sentry Ginkgo	Ea.	7	705.17	4936.19
		g) Seven-Son Flower	Ea.	7	643.11	4501.77
		h) Golden Rain Tree	Ea.	2	705.17	1410.34
		i) Royal Star Magnolia	Ea.	23	592.34	13623.82
		j) Kwanzan Flowering Cherry	Ea.	4	643.11	2572.44
		k) Mt. Fuji Flowering Cherry	Ea.	3	643.11	1929.33
		l) Red Oak	Ea.	2	620.55	1241.10
		m) Agincourt Beauty Lilac	Ea.	12	705.17	8462.04
C29	SP	Asphalt Cement Adjustment Allowance (ITO = \$1,065.45)	LS	100%	12,500.00	12,500.00
<b>Total Part 'C' (carried to Summary)</b>						<b>1360675.17</b>
<b>Part 'D' STORM SEWER</b>						
D1	OPSS 407, 402 SP	600mm x 600mm Concrete Catch Basin, OPSD 705.010	Ea.	11	3228.88	35517.68
D2	OPSS 407, 402 SP	600mm x 1450mm Concrete Twin Inlet Catch Basin, OPSD 705.020	Ea.	2	5548.42	11096.84
D3	OPSS 407, 402 SP	600mm x 600mm Ditch Inlet OPSD 701.012	Ea.	11	3820.96	42030.56
D4	OPSS 407, 402 SP	600mm x 1200mm Ditch Inlet, OPSD 701.013	Ea.	1	5822.18	5822.18
D5	OPSS 407, 402, 1850, SP	1200mm Maintenance Hole, OPSD 701.010	Ea.	5	5488.66	27443.30
D6	OPSS 407, 402, 1850, SP	1500mm Maintenance Hole, OPSD 701.011	Ea.	11	7327.34	80600.74

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Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

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Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
D7	OPSS 407, 402, 1850, SP	1800mm Maintenance Hole, OPSD 701.012	Ea.	1	9004.04	9004.04
D8	OPSS 407,402, 1850, SP	2400mm Maintenance Hole, OPSD 701.013	Ea.	1	14655.01	14655.01
D9	OPSS 407, 402 SP	Connect to Existing MHs, CBs, and Sewers	Ea.	2.0	2938.93	5877.86
D10	OPSS 421, 902, 904, 905, 1350 SP	Concrete Headwall per OPSD 804.040	Ea.	1	28003.75	28003.75
D11	OPSS 410, 401 SP	150mm Storm Sewer	m	7.3	260.84	1904.13
D12	OPSS 410, 401 SP	300mm Storm Sewer	m	203.3	314.56	63950.05
D13	OPSS 410, 401 SP	450mm Storm Sewer	m	37.8	371.91	14058.20
D14	OPSS 410, 401 SP	525mm Storm Sewer	m	99.5	360.24	35843.88
D15	OPSS 410, 401 SP	600mm Storm Sewer	m	103.8	404.22	41958.04
D16	OPSS 410, 401 SP	675mm Storm Sewer	m	216.9	550.26	119351.39
D17	OPSS 410, 401 SP	750mm Storm Sewer	m	119	663.42	78946.98
D18	OPSS 410, 401 SP	825mm Storm Sewer	m	43.1	716.10	30863.91
D19	OPSS 410, 401 SP	900mm Storm Sewer	m	95	853.39	81072.05
D20	OPSS 410, 401 SP	1050mm Storm Sewer	m	14.5	994.97	14427.07
D21	OPSS 410, 401 SP	Supply and Install 250mm PVC Storm Leads	m	140.7	298.37	41980.66
D22	OPSS 1801, SP	525 mm CSP Extension	m	7.5	422.63	3169.73

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Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
D23	OPSS 1801, SP	675 mm CSP Extension	m	9	474.39	4269.51
D24	OPSS 206, SP	Outfall Channel incl. Excavation, Grading, Topsoil and OSC Bank Seed Mix 8215	m	383	92.80	35465.80
<b>Total Part 'D' (carried to Summary)</b>						827313.36
<b>Part 'E' WATERMAIN</b>						
E1	OPSS 401, 441, 442, SP	Lower Existing 400mm Watermain	m	10	1968.77	19687.70
E2	OPSS 408 SP	Adjust WW, WC, WS to Grade	<del>m</del> EA	6	247.43	1484.58
E3	401, 441, 442, SP	Adjust Hydrant Sets (2-0.1 m, 0.2 m, 0.3 m, 0.6 m, 2-0.8 m)	<del>m</del> EA	7	2134.78	14943.46
E4	SP	Insulation on Exist. Watermain per MPH 100	m	95	103.61	9842.95
<b>Total Part 'E' (carried to Summary)</b>						45958.69
<b>Part 'F' TRAFFIC SIGNALS</b>						
F1	OPSS 106, SP	General and Start Up Costs	LS	100%	—	1274.25
F2	OPSS 602	Supply/Install 460 mm Diameter Precast Concrete Handhole incl. Frame and Cover (OPSD-2112.02)	ea	7	1209.26	8464.82
F3	OPSS 602	Supply/Install 675 mm Diameter Precast Concrete Handhole incl. Frame and Cover (OPSD-2112.03)	ea	1	1854.32	1854.32
F4	OPSS 603	Supply and Install 1-50mm Rigid PVC Ducts, Direct Buried	m	<del>22.0</del> 35	89.11	3118.85
F5	OPSS 603	Supply and Install 2-75mm Rigid PVC Ducts, Direct Buried	m	20.0	104.11	2082.20
F6	OPSS 603	Supply and Install 2-100mm Rigid PVC Ducts, Direct Buried	m	65.0	109.32	7105.80

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Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
F7	OPSS 603	Supply/Install 2 X 100 mm Rigid PVC Ducts Direct Buried Unshrinkable Backfill (OPSD-2103.030)	m	65.0	228.49	14851.85
F8	OPSS 604	Supply and Install 3/C-#2 AWG Low Voltage Copper Cable in Duct	m	15.0	48.38	725.70
F9	OPSS 604	Supply and Install 2/C-#6 Awg Low Voltage Copper Cable in Duct	m	20.0	18.35	367.00
F10	OPSS 604	Supply and Install 2/C-#8 Awg Low Voltage Copper Cable in Duct	m	5.0	18.35	91.75
F11	OPSS 604, SP	Supply and Install 2/C #14AWG Extra Low Voltage Cable for Pedestrian Pushbuttons	m	<del>100.0</del> 210	10.34	2171.40
F12	OPSS 604	Supply and Install 19/C #14AWG Traffic Signal Cables in Duct for Traffic Heads	m	170.0	23.04	3916.80
F13	OPSS 604	Supply and Install 12/C #14AWG Traffic Signal Cables in Duct for Pedestrian Heads	m	<del>65.0</del> 160	18.48	2956.80
F14	OPSS 604	Supply and Install #6 Awg Copper Ground Wire (OPSD 2547.010)	m	180.0	12.87	2316.60
F15	OPSS 609	Supply and Install 19mm x 3.0m Ground Rods	ea	8	251.23	2009.84
F16	OPSS 616	Supply and Install 7.0m Heavy Duty, Steel Poles, Base Mounted	ea	5	1553.86	7769.30
F17	OPSS 615	Supply and Install 10.7m Steel Poles, Base Mounted	ea	3	2137.67	6413.01
F18	OPSS 616	Supply and Install 1.5m Pushbutton Pole, Base Mounted	ea	<del>4</del> 8	841.06	6728.48
F19	OPSS 616	Supply and Install Concrete Footings In Earth for 7.0m Pole (OPSD-2200.01)	ea	5	2662.30	13311.50
F20	OPSS 616	Supply and Install Concrete Footings In Earth for 10.7m Pole (OPSD-2200.01)	ea	3	2809.56	8428.68
F21	OPSS 616	Supply and Install Concrete Footings In Earth for 1.5m Pole (OPSD-2200.041)	ea	<del>4</del> 8	1735.57	13884.56

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Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
F22	OPSS 616	Construct Concrete Controller Pad (OPSD-2514.020)	ea	1	1962.02	1962.02
F23	OPSS 617	Supply and Install 75W LED Roadway Lighting Luminaires and 2.4 m Aluminum Arm and Bracket Assemblies on Steel Poles	ea	1	2058.50	2058.50
F24	OPSS 620	Supply and Install 3.7m Single Member Aluminum Traffic Signal Mast Arm (OPSD 2501.01)(OPSD 2501.02)	ea	2	801.21	1602.42
F25	OPSS 620	Supply and Install 4.6m Single Member Aluminum Traffic Signal Mast Arm (OPSD 2501.01)(OPSD 2501.02)	ea	1	898.93	898.93
F26	OPSS 620	Supply and Install 5.5m Single Member Aluminum Traffic Signal Mast Arm (OPSD 2501.01)(OPSD 2501.02)	ea	3	1126.99	3380.97
F27	OPSS 620	Supply and Install 6.1m Single Member Aluminum Traffic Signal Mast Arm (OPSD 2501.01)(OPSD 2501.02)	ea	2	1231.24	2462.48
F28	OPSS 620	Supply and Install 450mm Double Arm Brackets (OPSD 2505.010)	ea	4	325.55	1302.20
F29	OPSS 620	Supply and Install LED Type Traffic Signal Heads	ea	8	918.49	7347.92
F30	OPSS 620	Supply and Install 12" LED Type Pedestrian Signal Heads	ea	<del>4</del> 8	848.73	5189.84
F31	OPSS 622, SP	Supply and Install 8 phase NEMA type Traffic Signal Controller	ea	1	27100.72	27100.72
F32	OPSS 623	Provide Controller Modifications for addition of Vehicle Detection and Pedestrian Pushbuttons	ea	1	7452.12	7452.12
F33	OPSS 623 SP	Supply and Install Wavetronic Scanner Vehicle Detection System	ea	2	12587.43	25174.86
F34	OPSS 623, SP	Supply and Install Audible Pedestrian Push Buttons, Push Button Signs	ea	<del>4</del> 8	973.75	7790.00
F35	OPSS 614, SP	Supply and Install Power Supply Panel, Base and Grounding	ea	1	9074.12	9074.12
<b>Total Part 'F' (carried to Summary)</b>						<b>212640.61</b>



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Item No.	Spec No.	Description	Unit	Qty	Unit Price	Total
		<b>SUMMARY</b>				
		Part 'A': GENERAL				106883.16
		Part 'B': ROAD WORK REMOVALS				97272.80
		Part 'C': ROAD WORK				1360675.17
		Part 'D': STORM SEWER				827313.36
		Part 'E': WATERMAIN				45958.69
		Part 'F': TRAFFIC SIGNALS				212640.61
		<b>Sub-Total Parts A, B, C, D, E &amp; F</b>				2650743.79
		<b>Total Base Price (excluding HST)</b>				2650743.79
		<b>HST (13% of Sub-Total Base Price)</b>				344596.69
		<b>Total Tender Amount (including HST)</b>				2995340.48

Evaluation of pricing is based on the BASE price EXCLUDING all tax.

Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

**Appendices to Tender:**

The information on sub-contractors, prices, and applicable taxes, as called for in this RFT is provided in the attached Schedule of Prices, Appendices and forms an integral part of this RFT.

This Tender is irrevocable and is to continue open to acceptance by the Municipality for a period of ninety (90) calendar days after the date and time set for submission of the Tender.

Furthermore, it is certified that the undersigned is/are authorized and empowered to sign and submit this Tender. Signing this Form of Tender binds the bidder to all terms, conditions (including Schedule of Prices) found within the Request for Tenders.

Dated at COBORN this 4<sup>TH</sup> day of MAY, 2022

Contact Person KEVIN ROBINSON

Telephone No. 905 372 9862 Fax No. 905 372 1213

Email address: KEVIN@BEHAN.CA

Company: BEHAN CONSTRUCTION LIMITED  
(Name)

P.O. Box 596  
(Street Address or Postal Box Number)

COBORN, ON K9A 4L3  
(Municipality, Province, and Postal Code)

Signature: 

(I have the authority to bind the corporation)

Print Name and Title: TOM BEHAN, PRESIDENT

**THIS DOCUMENT MUST BE SIGNED AND SUBMITTED TO BE A VALID OFFER OR THE TENDER WILL BE REJECTED.**

**THE FORM OF TENDER MUST BE EXECUTED WITH AN ORIGINAL SIGNATURE MADE IN INK.**

Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

### PART D – FORM OF TENDER/AGREEMENT TO CONTRACT SUBCONTRACTORS

CONTRACT NUMBER: 26T-ENG-2022

DESCRIPTION: *Rose Glen Road Reconstruction*

SUBMITTED TO: The Corporation of the MUNICIPALITY OF PORT HOPE

I/We, BEHAN CONSTRUCTION LIMITED  
(Company Name)  
of P.O. Box 596 COBBOURG, ON K9A 4L3  
(Business Address)

having examined the RFT including all information to Bidders, general terms and conditions, supplemental terms and conditions (if applicable), specifications, and attachments and appendices as issued by the Municipality and including Addenda number 1 to 2 and having visited the Project Site and in accordance with Part C, item 4(b) of the RFT, hereby offer to subcontract the following companies/individuals for the Services and Equipment.

Name of Subcontractor	Phone Number	Contact	Discipline
DRAIN BROS.	705-639-2301	BRIAN SHORBY	PAVING
CON-MAR GROUP	905-939-9221	NELSON CONDECO	CURB/ SIDEWALK
OZA INSPECTIONS	800-667-8263	DAVID WILLIAMS	PRE-CON
CRESSMAN LANDSCAPING	905-372-3801	DEE CRESSMAN	LANDSCAPING
ON-TEK ELECTRIC	416-894-6997	SCOTT JOHNSON	ELECTRICAL

**ANY** substitutes or changes in subcontractors **must** be agreed upon and authorized in writing by the *Municipality*.



Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

### PART D - REFERENCE INFORMATION

Bidders are required to provide three (3) references listing contracts similar to the project described in this RFT and undertaken within the past three (3) years.

- (1) NAME (Company/Government Agency) LAKEFRONT UTILITY SERVICES INC.  
Contract Description HARDEN ST WATERMAIN & SANITARY IMPROVEMENTS.  
Contact Person LARRY SPYRKA  
Phone Number () 905 372-2193 Fax Number: \_\_\_\_\_  
Email Address (if available): LSPYRKA@LUSI.ON.CA  
Number of Years at Location: \_\_\_\_\_ Value of Contract \$ 1,500,000
- (2) NAME (Company/Government Agency) TOWN OF COBORN  
Contract Description KERR ST EXTENSION  
Contact Person TERRY HOEKSTRA  
Phone Number () 905 372 9971 Fax Number: \_\_\_\_\_  
Email Address (if available): T.HOEKSTRA@COBORN.CA  
Number of Years at Location: \_\_\_\_\_ Value of Contract \$ 6,000,000
- (3) NAME (Company/Government Agency) QUINTE WEST  
Contract Description ~~TIM COLASANTE~~ NEW INDUSTRIAL RD  
Contact Person TIM COLASANTE  
Phone Number () 613 392 2841 Fax Number: \_\_\_\_\_  
Email Address (if available): TIMC@QUINTEWEST.CA  
Number of Years at Location: \_\_\_\_\_ Value of Contract \$ 800,000

The Municipality reserves the right to check additional references and sources to those supplied by the Proponent.

**NOTE: THIS DOCUMENT MUST BE COMPLETED AND WILL FORM A PART OF THE SELECTION PROCESS**

Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

### AGREEMENT TO BOND

To: The Corporation of the MUNICIPALITY OF PORT HOPE (the "Municipality")  
56 Queen Street  
Port Hope, Ontario L1A 3Z9

and to: \_\_\_\_\_ (the "Contractor")

We, the undersigned, hereby undertake and agree to become bound as Surety for the Contractor in:

- (a) a performance bond totaling \_\_\_\_\_ percent (\_\_\_\_%) of the total price and conforming to the form of Performance Bond in the format of CCDC 221 or in a form acceptable to the *Municipality*.
- (b) a labour and material payment bond totaling \_\_\_\_\_ percent (\_\_\_\_%) of the total price and conforming to the form of labour and material payment bond in the format of CCDC 222 or in a form acceptable to the *Municipality*,

if the bid for the contract contained herein is accepted by the *Municipality*.

If the above-mentioned bid is accepted, the undersigned will execute the bond within ten (10) days of notification of acceptance of the bid.

Dated at \_\_\_\_\_, \_\_\_\_\_, 2\_\_\_\_  
(City or Municipality) (Date)

\_\_\_\_\_  
Surety

\_\_\_\_\_  
Signature of Authorized Signing Officer

\_\_\_\_\_  
Name of office/Position of Authorized Signing Officer

**NOTE:** This agreement must be executed on behalf of the Surety Company by its authorized officers under the company's Corporate Seal and the Surety Company must be a satisfactory Guarantee Company, authorized by law to carry on business in the Province of Ontario.

Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

CONTRACT NUMBER: 26T-ENG-2022

THE MUNICIPALITY OF PORT HOPE

**LETTER OF UNDERTAKING**

(Bid Security)

\_\_\_\_\_  
(Date)

The MUNICIPALITY OF PORT HOPE

FINANCE DEPARTMENT

56 Queen Street

Port Hope, Ontario L1A 3Z9

**RE: BID SECURITY – CONTRACT NO. 26T-ENG-2022**

Pursuant to the request of and for the account of our customer,

\_\_\_\_\_  
(Name of Contractor)

\_\_\_\_\_  
(address)

WE HEREBY UNDERTAKE and agree to provide in your favour an irrevocable Standby Letter of Credit in an amount equal to \$\_\_\_\_\_ (100 %) percent of the contract price for the due and proper performance of the Work shown and described in the Tender/RFT Document, if our customer's Bid is accepted by the Municipality. Such Standby Letter of Credit is automatically renewable unless advised by written notice to the Procurement Administrator 30 days preceding the expiry date or dates that the letter of credit will not be renewed, in which case the Municipality may draw on the Standby Letter of Credit, notwithstanding that the customer may not be in default of any contract with the Municipality or the work is otherwise being performed from time to time in accordance with all requirements of the Municipality.

\_\_\_\_\_  
(Name of Bank or Financial Institution)

PER: \_\_\_\_\_  
Print Name (Authorized Signing Officer)

PER: \_\_\_\_\_  
Signature (Authorized Signing Officer)

Contract No. 26T-ENG-2022

Description: Rose Glen Road Reconstruction – Ward Street to Phillips Road

Closing Time: 11:00:00 A.M., May 4<sup>th</sup>, 2022

**CORPORATION OF THE MUNICIPALITY OF PORT HOPE**

**Proof of Liability Insurance will be accepted on this form only (with no amendments).**

**NOTE: If Insurance is placed in primary, excess layers, file separate certificates for each.**

**CERTIFICATE OF INSURANCE**

This is to certify to the Municipality of Port Hope that the Named Insured set forth below is insured by Travelers Canada - CGL

Intact Insurance - Auto and coverage is provided as follows:  
(Name of Insurer)

Named Insured		Address of Insured		
Behan Construction Limited		Box 596, Cobourg, ON K9A 4L3		
COVERAGE	POLICY NUMBER	EFFECTIVE DATE	EXPIRY DATE	LIMIT OF COVERAGE
CGL - Commercial General Liability	CCP8077207	June 24, 2021	June 24, 2022	\$ 5,000,000
Commercial General Liability Policy – Includes Bodily Injury and Property Damage Liability, Personal Injury Liability, Contractual Liability, Non-Owned Automobile Liability, Owner's and Contractor's Protective Coverage, Products and Completed Operations, Contingent Employers Liability, Cross Liability/Severability of Interest Clauses.				
Automobile Liability	720005338	June 5, 2021	June 5, 2022	\$ 5,000,000
Automobile Policy - must cover all vehicles owned and/or leased by the Named Insured.				
Umbrella or Excess Layers				\$

This Certificate verifies that the **Municipality of Port Hope** has been added as an **Additional Insured** without subrogation to the **CGL Policy** as described above, but only with respect to its interest in the operations of the Named Insured shown on this document.

This Certificate verifies that the Policy(ies) of Insurance as described above has/have been issued to the Named Insured shown on this document by the Insurer identified below and is/are in force at this time.

The Policy(ies) identified above shall apply as primary insurance and not excess to any other insurance that may be available to the Municipality of Port Hope.

If canceled or changed in any manner, for any reason, during the period of coverage stated herein so as to affect this certificate, thirty (30) days prior written notice by registered mail will be given by the insurer(s) to the:

CORPORATION OF THE MUNICIPALITY OF PORT HOPE

56 Queen Street

Port Hope, Ontario L1A 3Z9

**Attention:** Sarah Cooks Procurement Administrator, Finance Department

This Certificate is executed and issued to the Municipality of Port Hope, the day and date herein indicated below.

The Authorized Representative has the authority to bind the Insurer.

Name and Address of Insurer	Authorized Representative	Date of Execution
Travelers Canada Intact Insurance	X <u>Stephanie Fraser</u> (signature)	<u>28/04/22</u> dd/mm/yy
Name and Address of Insurance Broker	Authorized Representative	Date of Execution
Brokerlink Inc. 995 Elgin Street West Cobourg, ON K9A 5J3	X <u>Stephanie Fraser</u> (signature)	<u>28/04/22</u> dd/mm/yy

## Your clearance(s) / Vos certificats de décharge

We confirm that the business(es) listed below are active and in good standing with us.  
 Nous confirmons que la ou les entreprises énumérées ci-dessous sont actives et que leurs comptes sont en règle.

Contractor legal or trade name / Raison sociale ou appellation commerciale de l'entrepreneur	Contractor address / Adresse de l'entrepreneur	Contractor NAICS Code and Code Description / Code du SCIAN de l'entrepreneur et description	Clearance certificate number / Numéro du certificat de décharge	Validity period (dd-mm-yyyy) / Période de validité (j- mmm-aaaa)
BEHAN CONSTRUCTION LIMITED	PO BOX 596 STN MAIN, C/O ALICE BEHAN, COBOURG, ON, K9A4L3, CA	007020: Non-Exempt Partners and Executive Officers in Construction - G2 237310: Highway, street and bridge construction 237110: Water and sewer line and related structures construction	A0000HUV8I	20-Feb-2022 to 19-May-2022

Under Section 141 of the *Workplace Safety and Insurance Act*, the WSIB waives our right to hold the principal (the business that has entered into a contractual agreement with the contractor/subcontractor) liable for any unpaid premiums and other amounts the contractor may owe us for the validity period specified.  
 Aux termes de l'article 141 de la *Loi sur la sécurité professionnelle et l'assurance contre les accidents du travail*, la WSIB renonce à son droit de tenir l'entrepreneur principal (l'entreprise qui a conclu une entente contractuelle avec l'entrepreneur ou le sous-traitant) responsable de toute prime impayée et autre montant que l'entrepreneur pourrait lui devoir pour la période de validité indiquée.



KR



**ADDENDUM 1  
Contract 26T-ENG-2022  
FOR Roseglen Road Reconstruction**

Please find below an addendum for the above-mentioned Request for Tender. The information provided in this Addendum forms part of Contract # **26T-ENG-2022** and is to be taken into consideration prior to submitting a Tender.

From	<b>Procurement and Risk Management Coordinator</b> The Municipality of Port Hope 56 Queen Street Port Hope, ON L1A 3Z9	Date	April 13, 2022
		Email:	<a href="mailto:procurement@porthope.ca">procurement@porthope.ca</a>
		Telephone:	905-885-4544
Subject:	Submission Requirements		

All Bidders shall have a Bidding System Vendor account and be registered as a Plan Taker for this Bid opportunity, which will enable the Bidder to download the Bid Call Document, to receive Addenda email notifications and download all documents without the watermark “preview” on them.

To ensure receipt of the latest information and updates via email regarding this bid, or if a Bidder has obtained this Bid Document from a third party, the onus is on the Bidder to create a Bidding System Vendor account and be register as a Plan Taker for the bid opportunity.

**ELECTRONIC BID SUBMISSIONS ONLY**, shall be received by the Bidding System. Hardcopy submissions not permitted.

Bidders are cautioned that the timing of their Bid Submission is based on when the Bid is RECEIVED by the Bidding System, not when a Bid is submitted, as Bid transmission can be delayed due to file transfer size, transmission speed, etc.

For the above reasons, it is recommended that sufficient time to complete your Bid Submission and to resolve any issues that may arise. The closing time and date shall be determined by the Bidding System’s web clock.

Bidders should contact bids&tenders support listed below, at least twenty-four (24) hours prior to the closing time and date, if they encounter any problems. The Bidding System will send a confirmation email to the Bidder advising that their bid was submitted successfully. If you do not receive a confirmation email, contact bids&tenders support at [support@bidsandtenders.ca](mailto:support@bidsandtenders.ca).

Please note, the Instructions to Bidders states “The *Bidder* shall list and attach any addenda that were considered when the *Tender* was prepared. Failure to execute and return all addenda issued by the *Municipality* will result in the *Tender* being deemed as *Improper*”

MUNICIPALITY OF PORT HOPE

Late Bids are not permitted by the Bidding System.

To ensure receipt of the latest information and updates via email regarding this bid, or If a Bidder has obtained this Bid Document from a third party, the onus is on the Bidder to create a Bidding System Vendor account and register as a Plan Taker for the bid opportunity.

Bidders shall acknowledge receipt of any addenda through the Bidding System by checking a box for each addenda and any applicable attachment.

It is the responsibility of the Bidder to have received all Addenda that are issued. Bidders should check online at [Bids and Tenders - Port Hope](#) prior to submitting their Bid and up until Bid closing time and date in the event additional addenda are issued.

If a Bidder submits their bid prior to the Bid closing time and date and an addenda have been issued, the Bidding System shall WITHDRAW the Bid submission and the bid status will change to an INCOMPLETE STATUS and Withdraw the Bid. The Bidder can view this status change in the "MY BIDS" section of the Bidding System.

The Bidder is solely responsible to:

make any required adjustments to their Bid; and

acknowledge the addenda; and

Ensure the re-submitted Bid is RECEIVED by the Bidding System no later than the stated bid closing time and date.

Please note, the Instructions to Bidders states "The *Bidder* shall list and attach any addenda that were considered when the *Tender* was prepared. Failure to execute and return all addenda issued by the *Municipality* will result in the *Tender* being deemed as *Improper*"  
MUNICIPALITY OF PORT HOPE

ADD # 2

km

**Question:**

Item F34 - Supply and Install Audible Pedestrian Push Buttons, Push Button Signs

The specified Polara APS pushbutton is no longer available. Please advise on the current APS system that is desired for this item.

**Answer:**

Polara iNavigator iN2 with 5X7 signage is the current APS system that is desired.

**Question:**

There are no pushbuttons or pedestrian heads on the East side of the intersection. Is this intentional or an oversight?

**Answer:**

The pedestrian push buttons on the east side were an oversight. Please note the following quantity changes required to address this.

F4	OPSS 603	Supply and Install 1-50mm Rigid PVC Ducts, Direct Buried	m	35.0
F11	OPSS 604, SP	Supply and Install 2/C #14AWG Extra Low Voltage Cable for Pedestrian Pushbuttons	m	210.0
F13	OPSS 604	Supply and Install 12/C #14AWG Traffic Signal Cables in Duct for Pedestrian Heads	m	160.0
F18	OPSS 616	Supply and Install 1.5m Pushbutton Pole, Base Mounted	ea	8.0
F21	OPSS 616	Supply and Install Concrete Footings In Earth for 1.5m Pole (OPSD-2200.041)	ea	8.0
F30	OPSS 620	Supply and Install 12" LED Type Pedestrian Signal Heads	ea	8.0



F34	OPSS 623, SP	Supply and Install Audible Pedestrian Push Buttons, Push Button Signs	ea	8.0
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