

August 26, 2016

Report To: Administration and Finance Executive Committee

From: Travis Rob, Manager of Operations and Facilities

**RE: Letter Dated July 7, 2016 from Mr. William Krag, owner of 800 Scott Street Fort Frances,  
Water Service Repair Invoice.**

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Please find attached the report dated August 24, 2016 from Mr. Doug Herr, Environmental and Facilities Superintendent outlining the events surrounding the repairs to the water services at 800 Scott Street and charges stemming from these works, which are being disputed.

As is the situation with any damages to Town infrastructure during private works, the property owner is responsible for cost to complete the repairs. The repairs of the damages completed during the works by Mr. Krag were completed by Town forces in accordance with all applicable regulations and standards and in a manner to not delay Mr. Krag's work. According to the TSSA Guideline for Excavation in the vicinity of Utility Lines, when digging within 1m on either side of a known piece of underground infrastructure you are required to dig by hand not by mechanical means to protect the infrastructure. Given that Mr. Krag notes in his letter that he pulled the water lines off of the respective curb stops, it is apparent that he was not digging in this area by hand which was likely the primary causal factor in the damage to the water services.

Based on the record of events report and the extent and type of damage to both water services It is the recommendation of the Operations and Facilities Executive Committee that the request for reconsideration of Mr. Krag's invoice be denied.

Respectfully Submitted

A handwritten signature in black ink, appearing to read 'Travis Rob', with a stylized flourish at the end.

Travis Rob, EIT

Manager of Operations & Facilities

2016Augustbillkragletter

August 24, 2016

Report To: Travis Rob, Manager of Operations & Facilities  
From: Douglas Herr, Environmental & Facilities Superintendent  
**SUBJECT: Water Service Damage Repairs  
800 Scott Street (White Pine Hotel)  
Letter Dated: July 7, 2016 - Received July 15, 2016**

Find attached a letter from Bill Krag disputing the invoice in the amount of \$6,158.73 for repair costs as a result of the damage he caused to the existing water service into the above property.

I have outlined the chain of events that took place, see below:

- November 9, 2015 – Town received an email from Ontario One Call for a locate request at 800 Scott Street. Bill Krag made the request as he was arranging to complete some sewer work within his property.
- November 9, 2015 – Locate was completed by Trish Law. No one was on site to sign the locate form so she emailed a copy to him. (Email attached). The locate states that the water/sewer services are only marked to the property line, not mark on private property. In her email she specifically requests that the form be signed and a copy returned to the Public Works Office prior to work taking place. Failure to do so will invalidate the service locate. No signed copy has been received to date.
- In the mid to later part of November 2015 Mr. Krag came to the Public Works Office looking to purchase materials for his sanitary sewer installation. The Town sold him what he required. When he was here I talked with him. He wanted to know if the Town would install the sewer service for him. I told him that the Town does not do work on private property as there are a number of contractors that do this type of work.
- Another time Mr. Krag came in looking to know the depth of the sewer at the property line as he was going to tie into it. He was installing the sewer pipe from the building back to the sewer pipe at the property line. I told him I could only give him an estimated depth. I also told him that the general practice for installing sewers is to start at the low end, at the cleanout at the property line and work your way back to the building. This way you can maintain proper grade on the sewer pipe and adjust accordingly. If you were to go backwards there is a chance that your newly installed pipe may end up below where you want to tie in. I drew a sketch of what I meant by this, which if I recall he took with him. At no time do I recall discussing the service locates with Mr. Krag.
- November 30, 2015 – Mr. Krag had telephoned the Public Works Office sometime in the middle of the afternoon requesting an emergency turn off as he caught the existing water service on his property. A crew was dispatched to the site. Upon exposing the water service at the property line they found that the curb stop had been pulled off the service pipe. The service line was crimped and left for repair the next day.
- December 01, 2015 – Town crew arrived on site to repair the water service. In order to facilitate a safe repair the existing concrete sidewalk was removed. The existing service,



Town side had to be froze in order to complete the repair and to avoid shutting down the water main itself. A new curb stop, box and spindle were installed at the property line and a short piece of service pipe was installed on the Owner's side to keep the curb stop threads clean. The excavation was then backfilled. It was found that there were two water services going into this property, both were in the off position.

- December 2, 2015 – Mr. Krag telephoned the Public Works office a second time stating that he again needed an emergency water turn off as he snagged his water service. A crew was dispatched to the site and completed a temporary repair, similar to that done on December 01, 2015. The curb stop on this water service (second service) was also pulled off the service pipe.
- December 3, 2015 – Town crew arrived on site to repair the water service. The existing water service was repaired similar to the repair done to the service on December 01, 2015. The excavation was not backfilled as requested by the Owner, Mr. Krag as he had to connect to the services.
- An invoice for the work completed by the Public Works crew was sent to Mr. Krag in December 2015. It wasn't until May 9, 2016 that I received an email from Mr. Krag stating that he was in dispute of the invoice. I tried several times to get ahold of Mr. Krag and finally got a hold of him by telephone. I asked him why it took so long to come forward with the dispute and explained that he would have to write a letter to Council explaining his reasons why he is disputing the invoice. His response was he was very busy and time flew by and that he would write Council a letter. A letter was received Friday July 15, 2016.

In regards to Mr. Krag's letter he mentions that his property only requires one water service and that he should not be made to pay for something he neither asked for nor needs. The two water services were already in place when Mr. Krag purchased the property. Nothing was added since. If Mr. Krag wishes to have one of the service lines permanently terminated then he would have to make application to do so. I would go on to say why would Mr. Krag reconnect both services back up to his building? From what was observed within the building only one service was being used. The other one had been disconnected and capped inside. (This would depend on the present and future use of the property).

Respectfully Submitted,



Douglas Herr, Environmental & Facilities Supt.

Enclosed: Letter – Bill Krag  
Locate (Email)  
Pictures

Fort Frances Mayor and Council  
 Fort Frances Civic Center  
 Fort Frances ON

July 7 2016

William Krag  
 Owner of Property 800 Scott St  
 Fort Frances ON



Mayor and Council:

This letter is concerning invoice 0024472 in the amount of \$6,158.73.  
 I feel this invoice unwarranted and do not feel we should be responsible for the entire amount.

On Nov 30 2015 I was to begin digging a new sewer line into my property located at 800 Scott St. I had obtained the appropriate line locates required for this job. The sewer and water locate was quite vague, so I called the public works department for assistance but was not able to get anyone to come to the property. I went to the public works office and Doug Herr said they wouldn't be able to assist in this process but did provide me with a rudimentary drawing as to where dig to try and find the water line. I dug as best I could and found one water line that was leaking slightly. I called again and asked for someone to come and look at it. No one showed so I continued to dig and hooked the water line and pulled it out of the curb stop and water began to flow and fill the hole. I then called again there was no answer so I left a message about what happened. A crew showed up shortly and was able to stop the leak. Upon the finish of the clean up another old bent curb stop rod was noticed close to the one I was digging by. When asked about it I was told that that would be a dead line and not to worry about it. On Wednesday December 2 2015 I continued digging avoiding the "dead line" but it turned out that line looped around and under where I was digging and that one was also pulled off the curb stop and began filling hole with water. I again called public works and was told a crew would be dispatched. I am not sure how long it was but it was quite a while before anyone showed up thus allowing the water to undermine the side walk.

The line was repaired and I was able to finish with my work. There are other factors that created a lot of difficulty in finishing this project and cost me expenses and time to remedy. I do not believe I should be held responsible for any of the repairs as with assistance of town personnel these events would have been avoided. My property only requires one service and I should not be made to pay for something I neither asked for nor need.

I am responsible for the \$263.50 for Sewer Service Materials.

I would be happy to explain this further in person if you like. But this bill is not an unpaid bill it is a bill in dispute and should not be transferred to land taxes.

Sincerely ;  
 Bill Krag 807 275 9297 fssr@nwonet.net



FORT FRANCES  
OPERATIONS &  
FACILITIES DIVISION  
274-9893

## RECORD OF LOCATE

Locate requests should be made at least 5 days prior to digging  
WE REQUEST 48 HOURS NOTICE ON ALL UTILITY LOCATIONS



Work Location <u>800 SCOTT STREET</u>		REQUESTED BY: <input type="checkbox"/> Bell <input type="checkbox"/> Contractor <input type="checkbox"/> Hydro <input checked="" type="checkbox"/> Home Owner <input type="checkbox"/> Cable <input type="checkbox"/> FFPC <input type="checkbox"/> Gas <input type="checkbox"/> Other
Nature of Work <u>SEWER</u>		
Other Information		Locator: <u>LAW</u>
Name of Contractor <u>LAKE SERVICES</u>		Date Received: <u>9/11/2015</u>
Address of Contractor <u>2003 RR#2</u>		Date Required: <u>16/11/2015</u>
<u>FORT FRANCES, ON</u>		Dispatcher: <u>DANTONE CALL</u>
Locate Expiry Date <u>10/DEC/2015</u>	Postal Code <u>R9A 3M3</u>	Phone <u>275-9297</u>
Requested By <u>B KRAG</u>	Phone <u>fssr@nwnet.net</u>	Ticket #: <u>2015461584</u>
		Work location clear of underground utilities

### CAUTION!

Before excavating commences please read the "Guidelines for Excavations in the Vicinity of Underground Utilities" printed on the reverse of this sheet.

### NOTE!

A new locate is required if any of the following occur: delays occur in acting on this locate beyond 30 days; this sketch and site markings do not coincide; the work location is changed; the nature of the work is changed; markings become unclear, or anything occurs which may indicate that a new or better locate is needed.

#### METHOD OF MARKING

☐ Water Blue Paint  
☐ Sewer Green Paint  
☐ Property Orange Paint

#### REFERENCE MAPS NUMBERS:

SEE ATTACHED MAP

Sketch not drawn to scale.

#### LEGEND

Hydrant   
Pole   
Manhole   
Property Bar (orange) P.B.  
Property Line PL  
Fence Line X  
Catch Basin CB  
Face of Curb F.C.  
Curb Stop (Blue) CS  
Clean Out (green) CO  
Sewer Main (Green) SAN  
Water Main (Blue) WM  
Storm Sewer (Blue) STM  
Anchor   
Sidewalk SW  
Work Area   
Tree/Bush

\* WATER / SEWER SERVICES CONNECT TO SCOTT ST  
MAINS (FRONT OF PROPERTY) - MARKED ONLY  
TO PROPERTY LINE, NOT MARKED ON PRIVATE  
PROPERTY  
- APPROX LOCATION MARKED (NOT TRACED), PROCEED  
WITH CAUTION

\* 300MM CSP STORM SEWER LOCATED CB @ 800  
SCOTT ST WITH CB IN PARKING LOT ACROSS BLVD.

Exposed or damaged utilities must be reported to Fort Frances Operations & Facilities Division at 274-9893

28/11/15  
Locator's Signature

9/11/2015  
Date

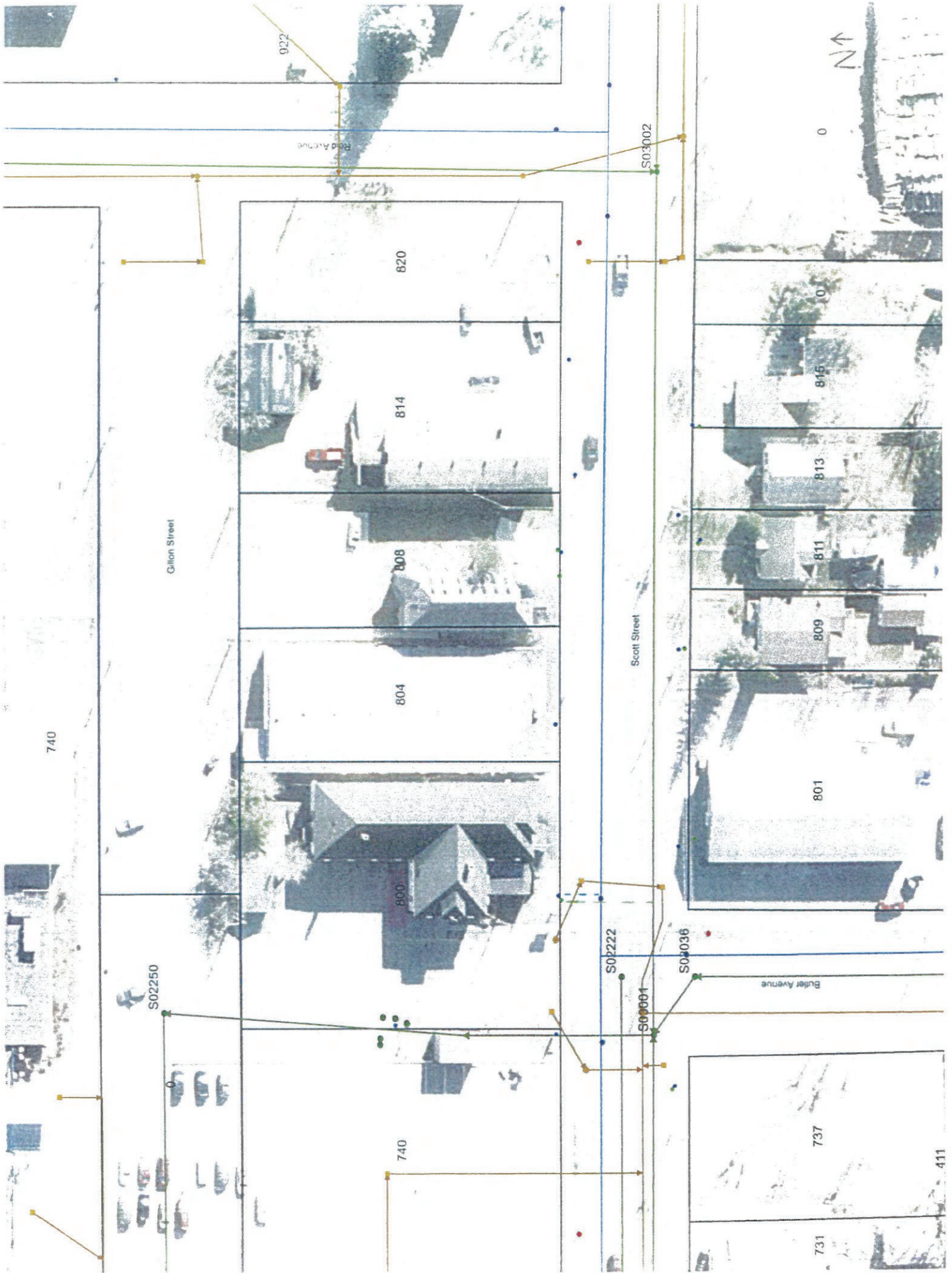
"I acknowledge receipt of a copy of this report and have read and fully understood all instructions and the caution on the reverse side. I also understand that I and/or my Employer will be held responsible for any injury or damages that may occur as a result of negligence on my and/or my Employer's part in the completion of this excavation."

Print name and title of excavator's representative

Representative's Signature

Contractor/Excavator to retain copy of locate on job site









Trish Law/Frances  
11/10/2015 08:36 AM

To fssr@nwonet.net  
cc  
bcc  
Subject locate ticket 2015461584

Bill:

Water/sewer/storm sewer locates for 800 Scott Street. Please sign and return one copy of the Record of Locate sheet (first page only) to my office prior to work taking place on site. Failure to do so will invalidate your service locates.

Regards,  
Trisha

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Trisha Law, B.Sc. (Geography), MGIS  
GIS Expert  
Town of Fort Frances Public Works  
P: (807) 274-9893 ext. 304  
F: (807) 274-7360  
tlaw@fort-frances.com

PDF



2015461584.pdf





WHITE PINE  
IN

NEW  
EQUIPTMEN  
RENTAL  
TT&  
802275 929Z

NOVEMBER 30, 2013 - 2:10 PM





NOVEMBER 30, 2015 - 2:10 PM





NOVEMBER 30, 2015 - 2:10 PM





NOVEMBER 30, 2015 - 2:51 PM





DECEMBER 01, 2015 - 11:20 AM





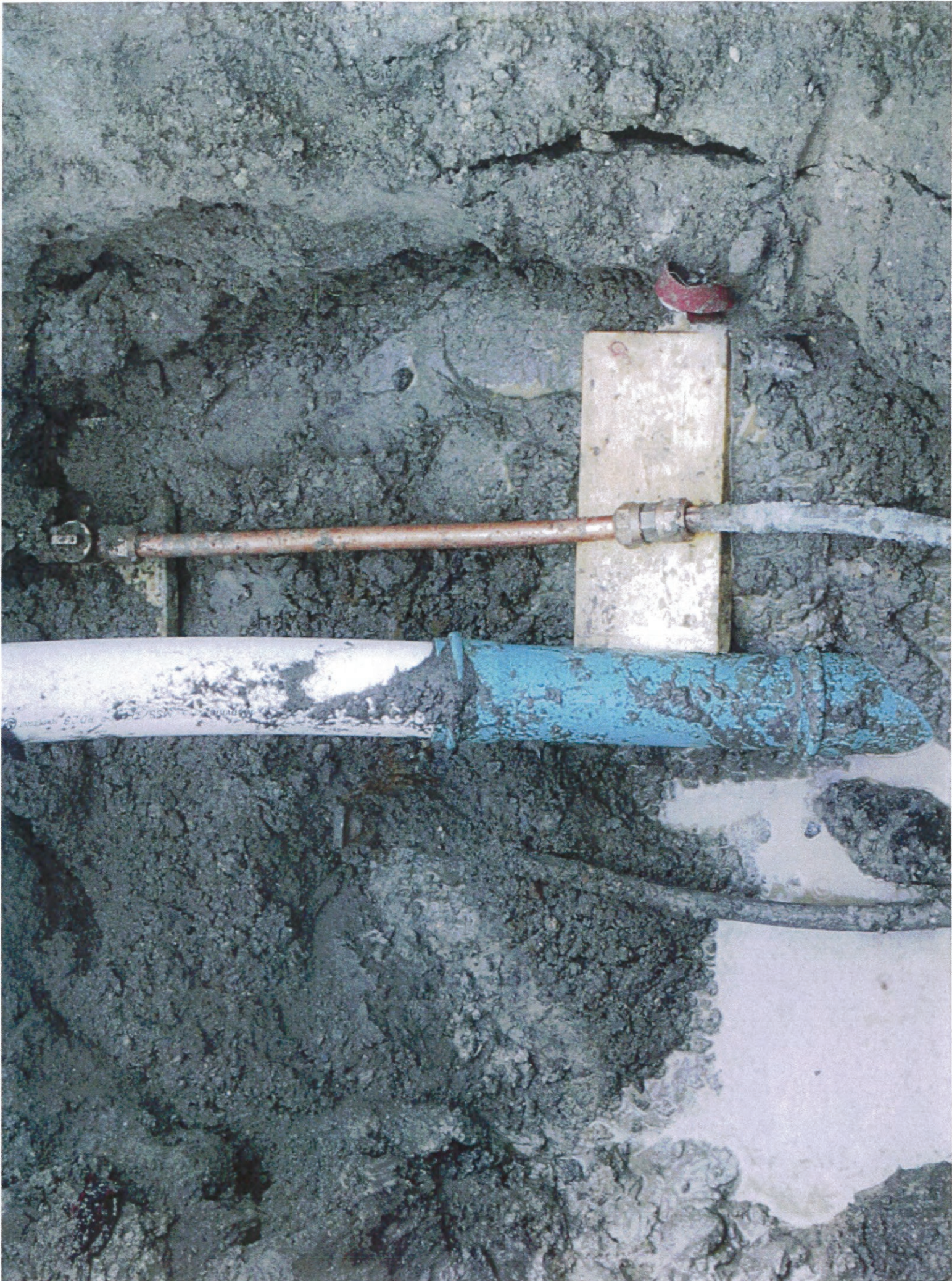
DECEMBER 01, 2015 - 12:40 PM





DECEMBER 01, 2015 - 2:48 PM





DECEMBER 01, 2015 - 3:13 PM





DECEMBER 01, 2015 - 4:55 PM





DECEMBER 02, 2015 - 3:31 PM





DECEMBER 03, 2015 - 11:36 AM





DECEMBER 03, 2015 - 11:38 PM



**800 SCOTT STREET (White Pine Inn)**  
**WATER SERVICE REPAIRS**

Bill Krag

**COST SUMMARY:**

**WATER SERVICES: WATER (Existing 1" COPPER)**

**MONDAY NOVEMBER 30, 2015: Water Service Repair: (Owner pulled on existing water service with small backhoe thus pulling the curbstop off the service line. Vacuum excavated and crimped the copper water service.**

Labour		Hours Worked			Vehicle/Equipment								
Reg.	Rate	Total Reg.	O.T.	Rate	Total O.T.	Meal Chit	Name	Reg.	Rate	Total Reg.	O.T.	Rate	Total O.T.
T. George (WDO)	\$41.47	\$0.00		\$62.21	\$0.00		V124	2	\$21.56	\$43.12			
J. Bruyere (WDO)	\$41.47	\$0.00		\$62.21	\$0.00		E206	2	\$232.63	\$465.26			
G. Wiedenhoef (ORS)	\$41.47	\$82.94		\$62.21	\$0.00		V184	2	\$21.56	\$43.12			
		<u>\$82.94</u>		<u>\$0.00</u>		<u>\$0.00</u>			<u>\$551.50</u>				<u>\$0.00</u>

**TUESDAY DECEMBER 01, 2015: Water Service Repair: (Excavated down to service line, exposed, froze the line and installed a new curbstop. Backfilled.**

Labour				Hours Worked			Vehicle/Equipment							
	Reg.	Rate	Total Reg.	O.T.	Rate	Total O.T.	Meal Chit	Name	Reg.	Rate	Total Reg.	O.T.	Rate	Total O.T.
McArthur	(GO2)	\$41.47	\$0.00		\$62.21	\$0.00		E206	2	\$232.63	\$465.26			\$0.00
Fiset	(LH)	\$41.47	\$0.00		\$62.21	\$0.00					\$0.00			\$0.00
Fiset	(GO1)	\$41.47	\$0.00		\$62.21	\$0.00		E317	1	\$93.22	\$93.22	0.5	\$113.96	\$56.98
Walton	(GO1)	\$41.47	\$41.47		\$62.21	\$0.00		E321	5	\$85.66	\$428.30	0.5	\$106.40	\$53.20
G. Wiedenhoef	(ORS)	\$41.47	\$124.47	0.5	\$62.21	\$31.11		V184	3	\$21.56	\$64.68	0.5	\$21.56	\$10.78
J. Bruyere	(WDO)	\$41.47	\$248.82	0.5	\$62.21	\$31.11								
T. George	(WDO)	\$41.47	\$248.82	0.5	\$62.21	\$31.11		V124	6	\$21.56	\$129.36			\$0.00
Laferriere	(TD)	\$41.47	\$248.82	0.5	\$62.21	\$31.11		V121	3	\$80.55	\$241.65	0.5	\$80.55	\$40.28
			<u>\$912.34</u>			<u>\$124.42</u>	<u>\$0.00</u>				<u>\$1422.47</u>			<u>\$161.24</u>

**WEDNESDAY DECEMBER 2, 2015: Water Service Repair: (Owner pulled on existing water service with small backhoe thus pulling the curbstop off the service line. Vacuum excavated and crimped the copper water service.**

Labour		Hours Worked		O.T.		Vehicle/Equipment						
Reg.	Rate	Total Reg.	Rate	Total O.T.	Meal Chit	Name	Reg.	Rate	Total Reg.	O.T.	Rate	Total O.T.
T. George	(WDO)	\$41.47	\$0.00	\$62.21	\$0.00	V124	3	\$21.56	\$64.68			\$0.00
J. Bruyere	(WDO)	\$41.47	\$0.00	\$62.21	\$0.00	E206	3	\$232.63	\$697.89			\$0.00
G. Wiedenhoef	(ORS)	\$41.47	\$165.88	\$62.21	\$0.00	V184	4	\$21.56	\$86.24			\$0.00
		<u>\$165.88</u>		<u>\$0.00</u>	<u>\$0.00</u>			<u>\$784.13</u>			<u>\$0.00</u>	

**THURSDAY DECEMBER 03, 2015: Water Service Repair: (Excavated down to service line (SECOND LINE), exposed, froze the line and installed a new curbstop. Backfilled.**

Labour			Hours Worked			Vehicle/Equipment								
	Reg.	Rate	Total Reg.	O.T.	Rate	Total O.T.	Meal Chit	Name	Reg.	Rate	Total Reg.	O.T.	Rate	Total O.T.
Walton	(GO1)	\$41.47	\$0.00		\$62.21	\$0.00		E321	2	\$85.66	\$171.32			\$0.00
G. Wiedenhoef	(ORS)	\$41.47	\$82.94		\$62.21	\$0.00		V184	2	\$21.56	\$43.12			\$0.00
J. Bruyere	(WDO)	\$41.47	\$165.88		\$62.21	\$0.00					\$0.00			\$0.00
T. George	(WDO)	\$41.47	\$165.88		\$62.21	\$0.00		V124	4	\$21.56				\$0.00
Woods	(TD)	\$41.47	\$165.88		\$62.21	\$0.00		V122	3	\$80.55	\$241.65			\$0.00
			<u>\$580.58</u>			<u>\$0.00</u>					<u>\$456.09</u>			<u>\$0.00</u>



EQUIPMENT RENTAL: Not Applicable

MATERIALS: Water:

1" curbstop (compression)	2 each	\$88.31	\$176.62
1" copper to copper - compression	2 each	\$30.57	\$61.14
Screened Sand	20 tonnes	\$11.32	\$226.40
Granular A	10 tonnes	\$11.56	\$115.60
Crushed Asphalt	3 tonnes	\$4.82	\$14.46
			<u>\$594.22</u>

MATERIAL: INVENTORY (PW) \$653.64 (includes 10% mark-up)

EXTERNAL CHARGES: Sidewalk Replacement: N/A sq.m. \$42.40 \$0.00 (To be completed in 2016)

OTHER CHARGES:

December 9, 2015	Sanitary sewer connectin inspection fee:	\$43.75
	Water service connection inspection fee (1st service):	\$43.75
December 17, 2015	Sanitary sewer connectin inspection fee:	\$43.75
	Water service connection inspection fee (2nd service):	\$43.75
		<u>\$175.00</u>

TOTAL:

Labour (Reg.)	\$1,741.74
Labour (O.T.)	\$124.42
Equip. (Reg.)	\$3,214.19
Equip. (O.T.)	\$161.24
Equip. (Rental)	\$0.00 includes TOFF portion of HST (1.76%)
Meal Chits	\$0.00
Material	\$653.64
External Charges	\$0.00
Other Charges	\$175.00
<b>SUBTOTAL</b>	<b>\$5,895.23</b>
HST	N/A
<b>TOTAL</b>	<b>\$5,895.23</b>

G/L CODES:

W-961-0430-0595 \$5,895.23

NOTE: CONCRETE SIDEWALK TO BE COMPLETED AND BILLED IN 2016

Send Invoice to:

Bill Krag  
RR#2, Site 212-47  
Fort Frances, Ontario  
P9A 3M3