05218

Foxwarren Lake Residents Association 192 Foxwarren Dr. Wpg Mb. R2P 2T9 (ph) 697-1540

Councillor Mike O'Shaughnessy
510 Main St.
Wpg. Mb.
R3B 1B9

RE: Funding for Fence on the North Side of the Foxwarren Lake Berm

Dear Councillor O'Shaughnessy

The Foxwarren Lake Residents Association is formally requesting funding assistance for the construction of a chainlink fence on the north side of the Foxwarren Lake development. This fence is intended to enclose the east half of the existing city owned berm to curtail the illegal ATV, dirt bike and snowmobile activity that this berm attracts with regularity. It will also allow our residents the freedom to use their backyards for recreational purposes without fearing for their children's as well as their own safety from the real potential of an ATV losing control at high speed and seriously injuring a resident. Also, by fencing the north side of the berm, the berm will once again serve its intended purpose of noise abatement by keeping the noisy dirt bikes and quads off the berm and providing our residents with the peace and quite that originally attracted us to this neighborhood.

At our May 16th, 2004 meeting with yourself, you indicated the you would fund 50% of the construction cost with the residents picking up the other 50%, contingent on all affected residents (residents whose property backs onto the proposed fence) sign a letter indicating that they are not opposed to the construction of this fence. Attached is a letter signed by all affected residents indicating they are not opposed to the construction of this fence. You will also find attached a sketch that was used for quoting purposes as well as 3 separate quotes from reputable Winnipeg based fencing companies.

The members of the Foxwarren Lake Residents Association have agreed that a five foot high fence would be our preference. Boundary Fencing Co. of 35 Nemy Cres. Wpg. Mb, has provided the best quote for a 5' fence at a unit cost of $6.86/foot. At our meeting you also indicated that you could fund the end tie in costs. The cost to tie in to the existing fence would be $1370.91, and the total cost to yourself including tie in costs would be $3324.46 (tax incl.).

Our association believes that the construction of this fence is the only solution that will **effectively** eliminate the harassment our community has been subjected to. Previously tried methods such as signage and calling the police were not effective in solving the problem and it is time that a more permanent solution be adopted. Your attention to this matter is greatly needed to put the issue to rest once and for all before the snow flies.

Sincerely,

Eric Klawis
President

* Grant is also needed to construct fence that will keep Canada Geese from walking their young from Foxwarren Lake, through the playground and across ...otlands behind

are a severe health hazard for our young children. They have rendered the tot lot and its equipment unusable.

E.K.

Dear Councellor O'Shaughnessy Friday May 28th, 2004

To follow up on the May 16th meeting and as required by your email from May 17th specifically requesting a list of signatures of all affected residents' who's property backs onto the berm on which we are proposing to build a fence.

The following signatures indicate that we have contacted all affected property owners and by signing this document of their own free will, indicate that they are **not opposed** to the construction of a fence on the north side of the berm .

Address

184 Foxwarren Dr

188 Foxwarren Dr

192 Foxwarren Dr

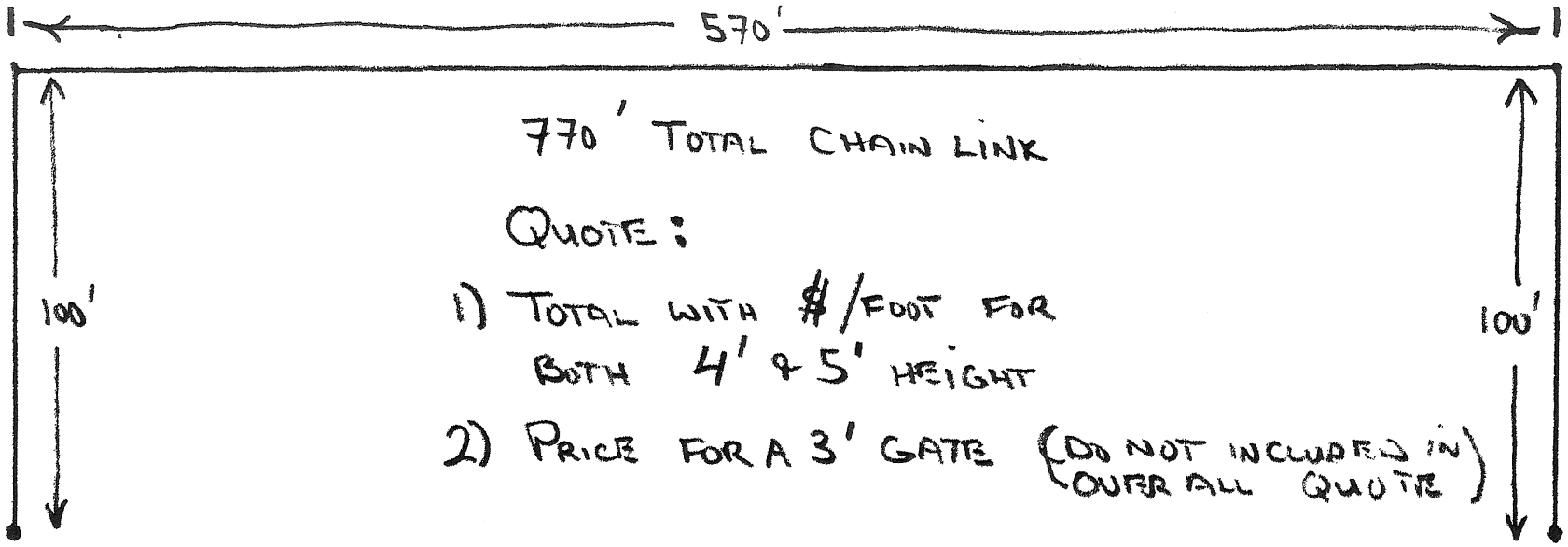
196 Foxwarren Dr

47 Malanchuk Pl

43 Malanchuk Pl

39 Malanchuk Pl

35 Malanchuk Pl



770' TOTAL CHAIN LINK

QUOTE:

1) TOTAL WITH $/FOOT FOR BOTH 4' & 5' HEIGHT
2) PRICE FOR A 3' GATE (DO NOT INCLUDED IN OVERALL QUOTE)

EXISTING FENCE BETWEEN

EXISTING FENCE

- FAX QUOTE TO ERIC KLAWIS 983-5511
- CALL 983-4722 IF MORE INFO IS REQUIRED

BOUNDARY FENCING CO.

35 NEMY CRES. Winnipeg, Manitoba R2Y 0K6
Telephone 896-5794

DATE June 16/04
FILE

TO ERIC KLAWIS	PROJECT
192 FOX WARREN	cell - 997-0611
WPG MB	FAX - 983-5511

WE ARE PLEASED TO SUBMIT OUR QUOTATION FOR THE FOLLOWING FENCE:

SPEC & TYPE	FABRIC MESH GAUGE	GALVANIZED TOP RAIL	GALVANIZED LINE POST	GALVANIZED TERMINAL	OVERALL HEIGHT
Res	2 x 11 gax	1 3/8 O.D. PIPE	1 7/8 O.D. PIPE	1 7/8 O.D. PIPE	4 or 5 FEET

NO SCALE PLAN

Top Rail 1 3/8 14 gauge
Main posts 1 7/8 14 gauge
Line post 1 7/8 14 gauge

EXTRA GATES complete with 2 post & fittings. would be 4' Hi $76.30
5' Hi - 96.30

QUANTITY	MATERIALS NOT TO EXCEED	UNIT	AMOUNT
770 FT.	FENCE INCLUDING FABRIC TOP RAIL LINE POSTS AND FITTINGS		
2	END POSTS COMPLETE 1 7/8		
2	CORNER POSTS COMPLETE 1 7/8		
	GATE POSTS COMPLETE		
	GATES TO MATCH FENCE		

QUANTITY	INSTALLATION NOT TO EXCEED	UNIT	AMOUNT
770 FT.	ERECTION OF FENCE AND GATES		
4	TERMINALS 1 7/8		
	ENCUMBRANCES		
	TAXES		incl.

ALL QUOTATIONS ARE BASED ON NORMAL SOIL CONDITIONS AND A CLEARED FENCE LINE. ADDITIONAL EXPENSES OF INSTALLATION RESULTING FROM THE EXISTENCE OF TREES BRUSH, BEDROCK, BOULDERS, PAVEMENT, SIDEWALK, FOUNDATIONS OR MARSHY GROUND, SHALL BE CHARGED AND PAID FOR AS EXTRAS. THE PURCHASER AGREES TO INDEMNIFY THE SELLER AGAINST ANY CLAIM ARISING FROM DAMAGE CAUSED TO UNDERGROUND CABLES, CONDUITS OR PIPES OF ANY KIND IN THE ERECTION OF FENCE UNLESS THE PURCHASER HAS INFORMED THE SELLER OF THE LOCATION THEREOF. LOCATION INFORMATION IS AVAILABLE ON REQUEST FROM PUBLIC UTILITIES.

TOTAL MATERIALS	incl
TOTAL INSTALLATION	incl.
4' high TOTAL	$4983.00

5' high TOTAL $5278.00
GATES EXTRA.

COSTOMERS ACCEPTANCE DATE

Gary Mymko June 16/04

BOUNDARY REPRESENTATIVE DATE

THIS QUOTATION EXPIRES 30 DAYS FROM THIS DATE

MIDWEST FENCING

5812 RANNOCK AVENUE
WINNIPEG,MANITOBA R3R2A4
(204) 837-8461
FAX. (204) 837-8442

FAX COVER SHEET

FAX NUMBER TRANSMITTED TO: 983-5511

To: ERIC KLAWIS 997-0611
Of:
From: MIDWEST FENCING
Regarding: CHAIN LINK FENCING
Date: JUNE 15/2004

MESSAGE	PAGES*:
WE ARE PLEASED TO QUOTE ON THE SUPPLY & INSTALL OF THE FOLLOWING:	
1) 770'-0 OF 4'-0 - $4900.00	
PRICE PER FOOT $6.37	
2) 770'-0 OF 5'-0 $5340.00	
PRICE PER FOOT 6.94	
3) PRICE PER GATE C/W 2-POSTS - $85.00	
ALL TAXES INCL	
WILFRED PIL	
837-8461	

*COUNTING COVER SHEET. IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (204) 837-8461

Shorty's FENCING LTD.

SHORTY'S FENCING LTD. 3818 WILKES AVE
WINNIPEG, MAN. R3S 1A9 204-895-0202

PROPOSAL/CONTRACT

06/16/2004

Customer Information:

MR. E. KLAWIS
192 FOXWARREN DR.
WINNIPEG, MAN.

Job Information:

BERM FENCE
ALL GALVANIZED FENCE
ADD $150.00 FOR GATE

Notes:

TO SUPPLY AND INSTALL 770' OF 48" HIGH CHAIN LINK FENCE ALONG BERM AREA. THE LABOR AND TAXES ARE INCLUDED IN THE PRICE.

WORK CAN START IN 10-14 WORKING DAYS FROM THE GO AHEAD DATE.

SHORTY'S FENCING LTD. agrees to guarantee above fence to be free from defects in materials and workmanship for one year.

SHORTY'S FENCING LTD. shall advise the customer as to local zoning regulations but responsibility for complying with said regulations and obtaining any required permits shall rest with the customer. SHORTY'S FENCING LTD. will assist the customer, upon request, in determining where the fence is to be erected, but under no circumstance does SHORTY'S FENCING LTD. assume any responsibility concerning property lines or in any way guarantee their accuracy. If property pins cannot be located it is recommended that the customer have the property surveyed.

SHORTY'S FENCING LTD. will assume the responsibility for having underground public utilities located and marked. However, SHORTY'S FENCING LTD. assumes no responsibility for unmarked sprinkler lines, or any other unmarked buried lines or objects. The customer will assume all liability for any damage caused by directing SHORTY'S FENCING LTD. to dig in the immediate vicinity of known utilities.

The final billing will be based on the actual footage of fencing built and the work performed. Partial billing for materials delivered to the job site and work completed may be sent at weekly intervals. Adjustments for material used on this job and adjustments for labor will be charged or credited at the currently established rates. Additional charges for any extra work not covered in this contract that was requested by the customer will also be added. The full amount of this contract along with any additional charges will become payable upon completion of all work whether or not it has been invoiced.

A finance charge of 1 1/2% per month (or a minimum of $1.00), which is an annual percentage rate of 18%, shall be applied to accounts that are not paid within 10 days after completion of any work invoiced. All materials will remain the property of SHORTY'S FENCING LTD. until all invoices pertaining to this job are paid in full. The customer agrees to pay all interest and any costs incurred in the collection of this debt.

Contract Amount: $ 5569.20

Down Payment: $ _____

Balance Due: $ _____

Approved & Accepted for Customer:

_____ _____ _____
Customer Date

Accepted for SHORTY'S FENCING LTD.:

Ken Klassen 06/17/04
Salesperson Date

Shorty's FENCING LTD.

SHORTY'S FENCING LTD. 3818 WILKES AVE
WINNIPEG, MAN. R3S 1A9 204-895-0202

PROPOSAL/CONTRACT

06/17/2004

Customer Information:

MR. E. KLAWIS
192 FOXWARREN DR.
WINNIPEG, MAN.

Job Information:

ALL GALVANIZED FENCE
BERM FENCE
ADD $150.00 FOR WALK GATE

Notes:

TO SUPPLY AND INSTALL 770' OF 60" HIGH CHAIN LINK FENCE ON THE NORTH SIDE OF THE BERM.

THE LABOR AND TAXES ARE INCLUDED IN THE PRICE, THE WORK CAN START IN 10-14 WORKING DAYS FROM THE GO AHEAD DATE.

ALL QUOTES ARE BASED ON ALL FENCES BEING NORMAL RESIDENTAL SPECS, THEY ARE NOT TO THE CITY OF WINNIPEG SPECS.

SHORTY'S FENCING LTD. agrees to guarantee above fence to be free from defects in materials and workmanship for one year.

SHORTY'S FENCING LTD. shall advise the customer as to local zoning regulations but responsibility for complying with said regulations and obtaining any required permits shall rest with the customer. SHORTY'S FENCING LTD. will assist the customer, upon request, in determining where the fence is to be erected, but under no circumstance does SHORTY'S FENCING LTD. assume any responsibility concerning property lines or in any way guarantee their accuracy. If property pins cannot be located it is recommended that the customer have the property surveyed.

SHORTY'S FENCING LTD. will assume the responsibility for having underground public utilities located and marked. However, SHORTY'S FENCING LTD. assumes no responsibility for unmarked sprinkler lines, or any other unmarked buried lines or objects. The customer will assume all liability for any damage caused by directing SHORTY'S FENCING LTD. to dig in the immediate vicinity of known utilities.

The final billing will be based on the actual footage of fencing built and the work performed. Partial billing for materials delivered to the job site and work completed may be sent at weekly intervals. Adjustments for material used on this job and adjustments for labor will be charged or credited at the currently established rates. Additional charges for any extra work not covered in this contract that was requested by the customer will also be added. The full amount of this contract along with any additional charges will become payable upon completion of all work whether or not it has been invoiced.

A finance charge of 1 1/2% per month (or a minimum of $1.00), which is an annual percentage rate of 18%, shall be applied to accounts that are not paid within 10 days after completion of any work invoiced. All materials will remain the property of SHORTY'S FENCING LTD. until all invoices pertaining to this job are paid in full. The customer agrees to pay all interest and any costs incurred in the collection of this debt.

Contract Amount: $ 6006.81

Down Payment: $ _____

Balance Due: $ _____

Approved & Accepted for Customer:

_____ _____
Customer Date

Accepted for SHORTY'S FENCING LTD.:

Kerry Rheisson 06/17/04
Salesperson Date