

TORONTO TRANSIT COMMISSION REPORT NO.

MEETING DATE: December 14, 2011

SUBJECT: MOUNT DENNIS BUS GARAGE -
TCE CONTAMINATION – CONTRACT AMENDMENT

ACTION ITEM

REASON FOR CONFIDENTIAL INFORMATION:

This report contains advice or communications that are subject to solicitor-client privilege.

RECOMMENDATION

It is recommended that:

1. The Commission receive the information in the attached Confidential Attachment;
2. Authorize the issuance of Contract Amendment No. 18 to Conestoga-Rovers & Associates Limited (CRA) for Geotechnical and Geo-Environmental Engineering Services Triennial Contract G85-215 in the amount of \$3,000,000 increasing the total upset limit amount from \$2,600,000 to \$5,600,000 and extend the expiry date from April 30, 2012 to December 31, 2014; and
3. The information contained in the Confidential Attachment remain confidential in its entirety, as it contains information that is subject to solicitor-client privilege.

FUNDING

There are sufficient funds in the TTC's 2012-2016 Capital Program under the 6.1 Garage Subsurface Remediation Program which was approved by the Commission on September 16, 2011. As City Council approval of the budget is not anticipated until January 2012, staff will monitor the work and manage the contract through work plan releases to ensure that commitments are contained within existing approvals.

BACKGROUND

The presence of trichloroethylene (TCE) substance in the subsurface of Mount Dennis Bus Garage property was identified in 2004. Measured TCE concentrations were below Ministry of the Environment (MOE) standards at the time. As a due diligence measure, an ongoing

monitoring program was implemented in 2007. However, changes to the MOE standards in July 2011 have resulted in the need to increase investigative efforts. Details of the TCE contamination issues at Mount Dennis Bus Garage were provided to the Commission on November 26, 2010, December 15, 2010 and March 8, 2011.

DISCUSSION

Under this contract, CRA have undertaken all site investigations and monitoring related to the TCE contamination at Mount Dennis Bus Garage since 2007.

Based on ongoing discussions with the MOE and Toronto Public Health (TPH), additional monitoring and testing are required at the Mount Dennis Bus Garage area.

The current authority for the contract has been almost 100% committed and given the complexity of the work and to ensure continuity, additional funds in the amount of \$3,000,000 are now required for the ongoing site investigations and monitoring at Mount Dennis Bus Garage. It is essential at this time that CRA continue with the ongoing monitoring, testing and investigations to maintain consistency in the related work and knowledge, as transferring the work to a new consultant at this point in time will cause significant cost increases and delays due to knowledge transfer and potential reanalysis of the overall approach. CRA have performed their work assignments satisfactorily for the Commission to date.

Details of the Conestoga-Rovers & Associates Limited contract are as follows:

Original Upset Limit Contract Amount:	\$ 700,000.00
Approved Contract Amendments:	\$1,900,000.00
Amount of this Amendment No. 18:	<u>\$3,000,000.00</u>
Total Revised Contract Amount:	\$5,600,000.00

The work on this Amendment No. 18 is 0% complete.

The contract will be administered on a Work Assignment Release basis and payment for services will be based on actual work performed.

JUSTIFICATION

The additional increase of authorized funds to CRA will ensure the geo-environmental resources continue to be available to support the Commission's ongoing investigative and monitoring work related to the TCE contamination at Mount Dennis Bus Garage.

November 21, 2011
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Confidential Attachment
