

TORONTO TRANSIT COMMISSION REPORT NO.

MEETING DATE: September 25, 2013

SUBJECT: NOTICE OF AWARD
PROCUREMENT AUTHORIZATION AMENDMENT
UNION SUBWAY STATION SECOND PLATFORM AND
CONCOURSE IMPROVEMENTS
CONTRACT CHANGE U2-7-190
CONTRACT U2-7

INFORMATION ITEM

RECOMMENDATION

It is recommended that the Board receive the notice of award of Chair Stintz, Commissioner Parker and the Chief Executive Officer authorizing Contract Change U2-7-190 to EllisDon Corporation Ltd., (EllisDon) in the amount of \$9,718,000.00 for the implementation streetscape improvement of Front Street West between Bay Street and York Street as requested by the City of Toronto.

FUNDING

Funding for this expenditure is provided by the City of Toronto as adopted by City Council on February 20, 2013. A copy of the City of Toronto Staff Report is attached to this report.

BACKGROUND

At its meeting of October 24, 2012, the Board approved the revisions and updates to the Authorization for Expenditures and Other Commitments Policy, effective November 1, 2012, which states that *"The Board delegates authority to the Chair, Vice-Chair and the Chief Executive Officer to authorize items that would normally be authorized by the Board when the approval is required before the next Board meeting. If the Chair and/or Vice-Chair are not available, authority would be deemed to be delegated to any two (2) Commissioners and the Chief Executive Officer."* These authorizations are to be followed up by a notice of award Board report that is to be submitted to the next scheduled Board meeting for information.

At its meeting of January 16, 2011 the Board approved the award of Contract U2-7 to EllisDon in the amount of \$161,550,000.00 for Union Subway Station Second Platform and Concourse Improvements.

**NOTICE OF AWARD - PROCUREMENT AUTHORIZATION AMENDMENT
UNION SUBWAY STATION SECOND PLATFORM AND
CONCOURSE IMPROVEMENTS
CONTRACT CHANGE U2-7-190
CONTRACT U2-7**

Contract details are as follows:

Original Contract Amount	\$161,550,000.00
Approved Contract Changes	13,019,245.77
This Contract Change U2-7-190	<u>9,718,000.00</u>
Revised Contract Amount	\$184,287,245.77

Work under Contract Change U2-7-190 is 0.25% complete.

The TTC is currently constructing a second subway platform at Union Subway Station which requires major excavation work, within the Front Street right-of-way, necessary to construct the new subway platform and to waterproof the subway roof structure. The TTC work under this contract includes reinstatement of Front Street West to its pre-construction configuration between Bay Street and York Street.

The City of Toronto sought and received approval for *Construction of Front Street West Reconfiguration* in accordance with the recent Municipal Class Environmental Assessment Report. Further, City Council authorized the Executive Director, Technical Services, to negotiate and enter into an agreement with, and to issue a sole source purchase order to the TTC utilizing the existing subway platform expansion construction contract.

This contract change includes the reconfiguration of Front Street West with enhanced pavements, lighting and landscaping to meet the City's objective of improving this area for increased pedestrian volumes, improved public realm and enhance pedestrian environment and safety.

DISCUSSION

Following City Council authorization, the City of Toronto undertook the detailed design to implement the preferred reinstatement of Front Street as envisioned by the environmental assessment. The design was completed in May 2013.

Subsequently, EllisDon submitted a price in June 2013 for the Front Street West Reconfiguration based on the design prepared by the City. The City reviewed the final pricing as submitted by EllisDon in the amount of \$9,718,000.00 (including HST) and approved commencement of the work.

At the request of the City, a Change Directive was issued to EllisDon in the amount of \$250,000.00 to allow early work to start and avoid any delay to the project.

**NOTICE OF AWARD - PROCUREMENT AUTHORIZATION AMENDMENT
UNION SUBWAY STATION SECOND PLATFORM AND
CONCOURSE IMPROVEMENTS
CONTRACT CHANGE U2-7-190
CONTRACT U2-7**

The contractor has confirmed in writing that this requested contract change has no effect on the TTC second platform project in terms of budget and schedule.

JUSTIFICATION

Approval of Contract Change U2-7-190 will allow Front Street enhancements to proceed without impacting the project schedule.

August 28, 2013
50-71-82
03050-102-30

Attachment: City Council Report



Tracking Status

- z City Council adopted this item on February 20, 2013 without amendments and without debate.
- z This item was considered by the Public Works and Infrastructure Committee on January 23, 2013 and adopted without amendment. It will be considered by City Council on February 20, 2013.

City Council consideration on February 20, 2013

PW20.3	ACTION	Adopted on Consent	Ward:20, 28
--------	--------	--------------------	-------------

To Increase Sole Source Purchase Authorization for Construction of Front Street West Reconfiguration between Bay Street and York Street with Toronto Transit Commission

City Council Decision

City Council on February 20 and 21, 2013, adopted the following:

1. City Council authorize an increase to the amount of the sole source purchase order to be issued to the Toronto Transit Commission as previously authorized by the adoption of Part 3 of Executive Committee Item EX23.24 in an increased amount not to exceed the prescribed upset limit as set out in Confidential Attachment 1 to the report (January 2, 2013) from the Acting Executive Director, Technical Services, the General Manager, Transportation Services, and the Director, Purchasing and Materials Management, in order to include within the previously authorized scope of work complete streetscape treatments and features as outlined in the Front Street West Reconfiguration Environmental Assessment Study, including the provision of contract administration services.
2. City Council authorize the Acting Executive Director, Technical Services, to negotiate and enter into any amending agreements that may be required to give effect to Council's decision on terms and conditions satisfactory to the Acting Executive Director, Technical Services, and in a form acceptable to the City Solicitor.
3. City Council authorize the public release of the confidential information in Confidential Attachment 1 to the report (January 2, 2013) from the Acting Executive Director, Technical Services, the General Manager, Transportation Services, and the Director, Purchasing and Materials Management, when all cost negotiations have been finalized and any required agreements have been executed in respect of that work.

Confidential Attachment 1 to the report (January 2, 2013) from the Acting Executive Director, Technical Services, the General Manager, Transportation Services and the Director, Purchasing and Materials Management remains confidential in its entirety at this time in accordance with the provisions of the City of Toronto Act, 2006 as it pertains to the security of the property of the municipality or local board. Confidential Attachment 1 will be made public once all cost negotiations have been finalized and any required agreements have been executed in respect

of the work.

Confidential Attachment - The security of the property of the municipality or local board

Background Information (Committee)

(January 2, 2013) Report from the Acting Executive Director, Technical Services, the General Manager, Transportation Services, and the Director, Purchasing and Materials Management, on Increase to Sole Source Purchase Authorization for Construction of Front Street West Reconfiguration between Bay Street and York Street

(<http://www.toronto.ca/legdocs/mmis/2013/pw/bgrd/backgroundfile-54748.pdf>)

(January 2, 2013) Confidential Attachment 1 on Increase to Sole Source Purchase Authorization for Construction of Front Street West Reconfiguration between Bay Street and York Street

Public Works and Infrastructure Committee consideration on January 23, 2013
