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## Public Works and Infrastructure Committee

<b>Meeting No.</b>	4	<b>Contact</b>	Rosalind Dyers, Committee Administrator
<b>Meeting Date</b>	Thursday, April 5, 2007	<b>Phone</b>	416-392-8018
<b>Start Time</b>	9:45 AM	<b>E-mail</b>	rdyers@toronto.ca
<b>Location</b>	Committee Room 1, City Hall		

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### Attendance

Members of the Public Works and Infrastructure Committee were present for some or all of the time periods indicated under the section headed “Meeting Sessions”, which appears at the end of the Minutes.

Councillor Glenn De Baeremaeker, Chair	X
Councillor Shelley Carroll	R
Councillor Adam Giambrone, Vice-Chair	X
Councillor Mark Grimes	X
Councillor Chin Lee	X
Councillor John Parker	X

### Also In Attendance

Councillor Denzil Minnan-Wong

### Confirmation of Minutes

On motion by Councillor Grimes, the Minutes of the meeting of the Public Works and Infrastructure Committee held on February 14, 2007, were confirmed.

PW4.1	Information	Received	Transactional	Ward: All
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### Supply and Delivery of Organic Collection Containers (Green Bin) and Latch Lock Kits

(January 31, 2007) report from the General Manager, Solid Waste Management Services and the Director, Purchasing and Materials Management.

### Financial Impact

The amendment to the current SAP Contract No. 47011505 for the extended period January 1, 2007 to December 31, 2007 results in an increase of \$691,672 from \$569,362 to \$1,261,034 inclusive of all taxes and charges for the Supply and Delivery of Organics Collection Containers and Latch Lock Kits. The total contract value net of GST is \$1,189,654.70.

Table 1

Product	Unit Price	Estimated Quantity	Cost	PST	GST	Total
Residential Curbside Green Bin	\$14.04	33,500	\$470,340	\$37,627	\$28,220	\$536,188
Kitchen Catcher	\$ 3.78	25,500	\$96,390	\$7,711	\$5,783	\$109,885
Raccoon Latch Lock Kits	\$ 8.00	5,000	\$40,000	\$3,200	\$2,400	\$45,600
Total Financial Impact for 2007 Operating Year			\$606,730	\$48,538	\$36,403	\$691,672

The cost has been incorporated in the 2007 Recommended Operating Budget of Solid Waste Management Services in the areas of: North and East Operational Support, South and West Operational Support, and Policy, Planning and Waste Diversion.

Table 2

Service	Account Name	2007 Budget	PST	Total Cost (net of GST)
SW270	Collections	\$432,780	\$34,622	\$467,402
SW170	Program Support	\$173,950	\$13,916	\$187,866
Total		\$606,730	\$48,538	\$655,268

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

### Summary

The intent of this report is to inform Council of the amendment and extension to Contract No. 47011505 for the Supply and Delivery of Organics Collection Containers and Latch Lock Kits. For the purpose of this report Organics Collection Containers includes both the Residential Curbside Green Bin and the Kitchen Catcher.

Changes to the contract were needed to ensure that a supply of Green Bin Program products would be available to residents at a variety of venues throughout the City including Environment Day Events, Home Hardware locations, select Works yards and transfer stations.

The impact of not securing a 2007 supply of these products would have affected the residential Green Bin Program in the following ways:

- additional Organics Collection Containers and Latch Lock Kits would no longer be able to be purchased;
- broken Organics Collection Containers would no longer be able to be replaced;

- new residents would not have the opportunity to pick up a free Organics Collection Container set; and - diversion rate for the program would be negatively affected.

### **Decision Advice and Other Information**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee received the report from the General Manager, Solid Waste Management Services and the Director, Purchasing and Materials Management.

### **Links to Background Information**

2007-03-28-pw04-1.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2373.pdf>)

PW4.2	Information	Deferred	Transactional	Ward: All
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### **Renaming of Community Environment Days**

(March 8, 2007) report from the Acting General Manager, Solid Waste Management Services.

### **Financial Impact**

There are no financial impacts arising from this report.

### **Summary**

The purpose of this report is to provide the Public Works and Infrastructure Committee members with a staff report outlining the feasibility of renaming the City of Toronto's Community Environment Day Program to the "Bob Hunter Environment Day" Program.

Should Council choose to change the name of the Community Environment Day Program, it is operationally feasible; however, since events are currently associated with the local Councillor, renaming the events "Bob Hunter Environment Days" may cause confusion amongst residents. Also, since preparation for the 2007 Community Environment Day season is complete, program-wide changes cannot be rolled out until 2008, if Council wishes to change the name of the Program.

### **Decision Advice and Other Information**

On motion by Councillor De Baeremaeker, the Public Works and Infrastructure Committee deferred consideration of the report from the Acting General Manager, Solid Waste Management Services to its next meeting on May 2, 2007, for public presentations and debate.

### **Links to Background Information**

2007-03-28-pw04-2.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2374.pdf>)

PW4.3	ACTION	Adopted	Policy	Ward: All
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## **Proposed Amendment to the Traffic Calming Policy**

(February 28, 2007) report from the General Manager, Transportation Services.

### **Recommendations**

The Transportation Services Division recommends that:

1. the City of Toronto Traffic Calming Policy be amended with respect to public consultation, in accordance with Appendix 1: Flow Chart of Traffic Calming Process (revised 2007), to reflect changes resulting from the enactment of the City of Toronto Act, 2006.

### **Financial Impact**

There are no additional financial impacts arising from the adoption of the recommendation. There will be, however, operations cost-savings anticipated (i.e., reduced advertising costs), estimated in the amount of \$35,000.00 per year as a result of the amendment to the Traffic Calming public consultation process.

### **Summary**

The City of Toronto Act, 2006 amends a section of the provincial Environmental Assessment Act (EAA) by now excluding traffic calming measures as 'undertakings' and thus they are no longer included in the definition of a class for the purposes of the Act. Consequently, Council will be relieved of this statutory requirement for time consuming and costly notification requirements prior to the installation of traffic calming. This report provides information on the background and implications of this change, and also seeks Council approval to proceed with the recommended revised public consultation process respecting traffic calming.

### **Committee Recommendations**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee recommended that:

1. the City of Toronto Traffic Calming Policy be amended with respect to public consultation, in accordance with Appendix 1: Flow Chart of Traffic Calming Process (revised 2007), to reflect changes resulting from the enactment of the City of Toronto Act, 2006.

### **Links to Background Information**

2007-03-28-pw04-3.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2375.pdf>)

PW4.4	ACTION	Adopted	Transactional	Ward: 35
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**Drain Grant Appeal - 1 Bexhill Avenue**

(January 24, 2007) report from the General Manager, Toronto Water.

**Recommendations**

Toronto Water recommends that Council deny the Drain Grant Appeal for 1 Bexhill Avenue.

**Financial Impact**

There are no financial implications arising from the staff report. There are sufficient funds within the proposed Toronto Water 2007 Operating Budget should Council approve the Drain Grant Appeal.

**Summary**

The property owner of 1 Bexhill Avenue has requested a reimbursement of \$500 for costs incurred to repair the internal plumbing (collapsed trap) due to tree root infiltration under the Tree Root Removal and Grants Policy Program. To qualify for financial assistance Toronto Water staff must verify that damages are the results of roots from a City-owned tree and application must be submitted to the City within one year from the date of the paid invoice. In this case, there are no City trees in the vicinity of this property and the invoice was received twenty-three months after it was paid, therefore, the property owner does not qualify for financial assistance.

In accordance with the provisions of the Toronto Tree Root Removal and Grants Policy, the application requesting reimbursement as submitted by the property owner should be denied on the basis that there is no evidence of sewer connection damage resulting from a City-owned tree and the paid invoice was not submitted to the City within one year from the date of the paid invoice.

**Speakers**

Owner of the Property

**Committee Recommendations**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee recommended that Council deny the Drain Grant Appeal for 1 Bexhill Avenue.

**Links to Background Information**

2007-03-28-pw04-4.doc

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2376.pdf>

PW4.5	ACTION	Adopted	Transactional	Ward: 6
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## **Drain Grant Appeal - 56 Emerald Crescent**

(January 24, 2007) report from the General Manager, Toronto Water.

### **Recommendations**

Toronto Water recommends that Council deny the Drain Grant Appeal for 56 Emerald Crescent.

### **Financial Impact**

There are no financial implications arising from the staff report. There are sufficient funds within the proposed Toronto Water 2007 Operating Budget should Council approve the Drain Grant Appeal.

### **Summary**

The property general manager of 56 Emerald Crescent has requested a total reimbursement of \$2,959 for costs incurred to investigate, clean and repair the sanitary sewer connection due to tree root infiltration under the Tree Root Removal and Grants Policy Program. Eligibility for financial assistance is limited to properties with three or less separate dwelling units. In this case, 56 Emerald Crescent, a residential property with six (6) self-contained dwelling units does not qualify for financial assistance.

In accordance with the provisions of the Toronto Tree Root Removal and Grants Policy, the application requesting reimbursement as submitted by the property general manager should be denied on the basis that this location is a residential property with six (6) self-contained dwelling units and does not qualify for financial assistance.

### **Speakers**

Hubert Stefanski

### **Committee Recommendations**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee recommended that Council deny the Drain Grant Appeal for 56 Emerald Crescent.

### **Motions**

*Amend motion moved by Councillor Mark Grimes (Lost)*

That City Council award a Drain Grant in the amount of \$1,476.60 to the owner of the property at 56 Emerald Crescent.

### **Links to Background Information**

2007-03-28-pw04-5.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2377.pdf>)

PW4.6	ACTION	Adopted	Transactional	Ward: 40
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### **Drain Grant Appeal - 6 Ferncrest Gate**

(January 24, 2007) report from the General Manager, Toronto Water.

#### **Recommendations**

Toronto Water recommends that Council deny the Drain Grant Appeal for 6 Ferncrest Gate.

#### **Financial Impact**

There are no financial implications arising from the staff report. There are sufficient funds within the proposed Toronto Water 2007 Operating Budget should Council approve the Drain Grant Appeal.

#### **Summary**

The property owner of 6 Ferncrest Gate has requested a reimbursement of \$2,000 for costs incurred to repair the sanitary sewer connection due to tree root infiltration under the Tree Root Removal and Grants Policy Program. To qualify for financial assistance Toronto Water staff must verify that damages are the results of roots from a City-owned tree. In this case, the tree in question is a private tree owned by the neighbour at 4 Ferncrest Gate and therefore the property owner of 6 Ferncrest Gate does not qualify for financial assistance.

In accordance with the provisions of the Toronto Tree Root Removal and Grants Policy, the application requesting reimbursement as submitted by the property owner should be denied on the basis that there is no evidence of sewer connection damage resulting from a City-owned tree.

#### **Committee Recommendations**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee recommended that Council deny the Drain Grant Appeal for 6 Ferncrest Gate.

#### **Links to Background Information**

2007-03-28-pw04-6.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2378.pdf>)

<b>PW4.7</b>	<b>ACTION</b>	Adopted	Policy	Ward: All
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### **Amendment to the Drain Grant Policy Appeal Process**

(March 26, 2007) report from the General Manager, Toronto Water.

#### **Recommendations**

The General Manager of Toronto Water recommends that:

1. City Council delegate the authority to consider and finally resolve individual drain grant appeals under the City's Drain Grant Policy to the Deputy City Manager responsible for Toronto Water, subject to the following conditions:
  - a. The delegated authority to act applies only in situations where the General Manager of Toronto Water has determined that the request for a grant is ineligible under the terms of the City's Drain Grant Policy and the grant has been denied.
  - b. A written appeal request must be received by the General Manager of Toronto Water within 60 days of the denial of the drain grant application by the General Manager of Toronto Water.
  - c. A written report must be provided by the General Manager of Toronto Water to the Deputy City Manager containing information detailing the matter and the basis for the denial of the grant application in the first instance. This written report may be made available to the individual making the drain grant appeal.
  - d. The delegated authority to act must be exercised in accordance with the terms and conditions of the City's Drain Grant Policy, as may be amended from time to time by City Council.
  - e. The delegated authority to act includes the ability to consider any submissions which may be made by the individual making the appeal and to make such further inquiries for additional information as may be necessary to properly consider the appeal.
  - f. A written response to the appeal will be provided by the Deputy City Manager to the individual making the appeal.
  - g. The Deputy City Manager's decision on the outcome of the individual drain grant appeal will be final and is not subject to any further appeal.
  - h. City Council retains the ability to revoke this delegation of authority at any time.



- i. Subject to (h), the authority to act with respect to drain grant appeals is fully delegated to the Deputy City Manager responsible for Toronto Water, and neither the Public Works and Infrastructure Committee nor City Council will review and consider drain grant appeals; and
2. subject to the adoption by City Council of Recommendation (1) above, the City's Drain Grant Policy is hereby amended to reflect the delegation of authority to consider and finally resolve drain grant appeals under the City's Drain Grant Policy as set out in Recommendation (1) above.

### **Financial Impact**

There are no financial impacts resulting from this report.

### **Summary**

The purpose of this report is to recommend an amendment to the City's existing Drain Grant Policy whereby authority would be delegated to the Deputy City Manager responsible for Toronto Water to consider and finally resolve individual drain grant appeals under the City's Drain Grant Policy. Currently, the Public Works and Infrastructure Committee and City Council review and consider drain grant appeals.

### **Committee Recommendations**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee recommended that:

1. City Council delegate the authority to consider and finally resolve individual drain grant appeals under the City's Drain Grant Policy to the Deputy City Manager responsible for Toronto Water, subject to the following conditions:
  - a. The delegated authority to act applies only in situations where the General Manager of Toronto Water has determined that the request for a grant is ineligible under the terms of the City's Drain Grant Policy and the grant has been denied.
  - b. A written appeal request must be received by the General Manager of Toronto Water within 60 days of the denial of the drain grant application by the General Manager of Toronto Water.
  - c. A written report must be provided by the General Manager of Toronto Water to the Deputy City Manager containing information detailing the matter and the basis for the denial of the grant application in the first instance. This written report may be made available to the individual making the drain grant appeal.
  - d. The delegated authority to act must be exercised in accordance with the terms and conditions of the City's Drain Grant Policy, as may be amended from time to time by City Council.

- e. The delegated authority to act includes the ability to consider any submissions which may be made by the individual making the appeal and to make such further inquiries for additional information as may be necessary to properly consider the appeal.
  - f. A written response to the appeal will be provided by the Deputy City Manager to the individual making the appeal.
  - g. The Deputy City Manager's decision on the outcome of the individual drain grant appeal will be final and is not subject to any further appeal.
  - h. City Council retains the ability to revoke this delegation of authority at any time.
  - i. Subject to (h), the authority to act with respect to drain grant appeals is fully delegated to the Deputy City Manager responsible for Toronto Water, and neither the Public Works and Infrastructure Committee nor City Council will review and consider drain grant appeals; and
2. subject to the adoption by City Council of Recommendation (1) above, the City's Drain Grant Policy is hereby amended to reflect the delegation of authority to consider and finally resolve drain grant appeals under the City's Drain Grant Policy as set out in Recommendation (1) above.

### **Links to Background Information**

2007-03-28-pw04-7.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2379.pdf>)

PW4.8	Information	Received		Ward: 32
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### **Ashbridges Bay Treatment Plant Mediation Agreement Compliance Report**

(March 9, 2007) report from the General Manager, Toronto Water.

### **Financial Impact**

There are no financial impacts resulting from this report.

### **Summary**

The purpose of this report is to provide a response to the Sixth Interim Compliance Report submitted to Works Committee by the General Manager of Toronto Water on behalf of the Implementation and Compliance Monitoring Committee (ICMC).

The Sixth Interim Compliance Report from the ICMC summarizes the ICMC's concerns with respect to the implementation of the Ashbridges Bay Treatment Plant EA Mediation Agreement and provides a set of recommendations for each concern raised which staff have responded to on a recommendation-by-recommendation basis in the attachment to this report.

The concerns raised by the ICMC are largely related to differences in the interpretation of the Mediation Agreement and dissatisfaction with the outcome of various master planning processes undertaken by Toronto Water. These concerns have been raised in previous reports and in submissions made by the ICMC throughout the comment period allotted during the public review and commenting period associated with each of the planning processes. Toronto Water has considered the issues raised in the decision-making process associated with these plans and responded to the concerns raised in the past. Toronto Water is committed to the implementation of these plans and complete the few remaining tasks in order to fulfil the commitments contained within the Mediation Agreement.

### Decision Advice and Other Information

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee received the report from the General Manager, Toronto Water.

### Links to Background Information

2007-03-28-pw04-8.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2380.pdf>)

2007-03-28-pw04-8.attach.pdf

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2381.pdf>)

PW4.9	Information	Received	Transactional	Ward: All
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### Purchase Order Amendment to Sole Source Contract 47011091

(March 8, 2007) report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

### Financial Impact

A summary of the contract over-expenditure of \$246,692.09, net of GST, representing 35.41% of the revised contract value, is set out in the table below.

Blanket Contract No.	Original Contract Amount	Amendment No. 1	Revised Contract Amount	Over-Expenditure	Total Spent to December 31, 2006
47011091	\$150,000.00	\$300,000.00	\$450,000.00	\$246,692.09	\$696,692.09

All work under this contract has now been completed and all invoices and payments processed. There was sufficient funding available in the 2006 Approved Capital and Operating Budgets at the project and cost centre levels to cover the over-expenditure. The contract over-expenditure will not impact the 2007 Approved Capital and Operating Budgets.

### Summary

This report provides background information on over-expenditures under sole source Contract 47011091 issued to Nelson Aggregates for the Supply and Delivery of Various Types of Quarried Crushed Stone Aggregates, Sand and Gravel to various locations within the City of Toronto.

### Decision Advice and Other Information

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee received the report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

### Links to Background Information

2007-03-28-pw04-9.doc

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2382.pdf>

PW4.10	Information	Received	Transactional	Ward: All
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### Report on Over-Expenditure to Contract 47011275 - Toronto Water Contract 06TE-301WS, Tender Call 235-2005

(March 5, 2007) report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

### Financial Impact

A summary of the contract over-expenditure of \$1,914,607.21 (net of GST), representing 59% of the original value, is set out in the table below.

Contract Number	Original Contract Amount	Total Spent to December 31, 2006	Variance
47011275	\$3,250,519.00	\$5,165,126.21	\$1,914,607.21

All work under this contract has now been completed and all invoices and payments processed. There was sufficient funding available in the 2006 Approved Capital and Operating Budgets at the project and cost centre levels to cover the contract over-expenditure. The above over-expenditure will not impact the 2007 Approved Capital and Operating Budgets.

### Summary

The purpose of this report is to advise on the over-expenditures under Contract 47011275 for the Installation of Water and Sewer Service Connections in Toronto/East York District, and how future contracts will be managed to avoid such over-expenditures.

### Decision Advice and Other Information

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee received the report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

### Links to Background Information

2007-03-28-pw04-10.doc

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2383.pdf>

PW4.11	Information	Received	Transactional	Ward: All
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### Report on Over-Expenditure to Contract 47011438 - Toronto Water Contract 06TEEY-305WS, Tender Call 249-2005

(March 7, 2007) report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

### Financial Impact

A summary of the contract over-expenditure of \$3,237,312.76 (net of GST), representing 158% of the original value, is set out in the table below.

Contract Number	Original Contract Amount	Total Spent to December 31, 2006	Variance
47011438	\$2,050,720.00	\$5,288,032.76	\$3,237,312.76

All work under this contract has now been completed and all invoices and payments processed. There was sufficient funding available in the 2006 Approved Capital and Operating Budgets at the project and cost centre levels to cover the contract over-expenditure. The over-expenditure will not impact the 2007 Approved Capital and Operating Budgets.

### Summary

The purpose of this report is to advise on the over-expenditures under Contract 47011438 for the Emergency Repairs of Water and Sewer Services and Mains in Toronto/East York and Etobicoke/York Districts, and how future contracts will be managed to avoid such over-expenditures.

### Decision Advice and Other Information

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee received the report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

### Links to Background Information

2007-03-28-pw04-11.doc

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2384.pdf>

PW4.12	Information	Received	Transactional	Ward: All
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### **Report on Over-Expenditure to Contract 47011436 - Toronto Water Contract 06NYSC-306WS, Tender Call 250-2005**

(March 7, 2007) report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

#### **Financial Impact**

A summary of the contract over-expenditure of \$1,084,849.2 (net of GST), representing 112% of the original value, is set out in the table below.

Contract Number	Original Contract Amount	Total Spent to December 31, 2006	Variance
47011436	\$964,825.15	\$2,049,674.57	\$1,084,849.42

All work under this contract has now been completed and all invoices and payments processed. There was sufficient funding available in the 2006 Approved Capital and Operating Budgets at the project and cost centre levels to cover the contract over-expenditure. The over-expenditure will not impact the 2007 Approved Capital and Operating Budgets.

#### **Summary**

The purpose of this report is to advise on the over-expenditures under Contract 47011436 for the Emergency Repairs of Water and Sewer Services and Mains in North York and Scarborough Districts, and how future contracts will be managed to avoid such over-expenditures.

#### **Decision Advice and Other Information**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee received the report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management.

#### **Links to Background Information**

2007-03-28-pw04-12.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2385.pdf>)

PW4.13	ACTION	Adopted	Transactional	Ward: 43
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### **Portia Street Reconstruction to be Completed with New Road Construction by Developer**

(March 7, 2007) report from the Executive Director, Technical Services.

**Recommendations**

Technical Services recommends that:

1. the City enter into a financially secured Agreement with the Owner to provide the reconstruction of Portia Street and Engineering Drawings accepted by Technical Services;
2. the terms of the agreement between the City and the Owner be to the satisfaction of the Executive Director, Technical Services and the City Solicitor;
3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
4. the City provide funding to the owner for the City share of the owner's reconstruction in the amount of \$250,000.00 from the Transportation Services Capital Budget; and
5. the City provide funding to the owner for the City share of the watermain replacement in the amount of \$90,000.00 from Toronto Water's District Watermain Replacement account CPW542-01.

**Financial Impact**

Funding for the reconstruction of the existing section of Portia Street will be funded through the Transportation Services Capital Budget. Funding for the replacement of trees within or adjacent to the existing Portia Street right-of-way should also be made available through the same budget.

Replacement of the existing watermain would similarly be undertaken by the developer and paid for by the City through Toronto Water's District Watermain Replacement Account.

Any service connections required to service new lots on Portia Street may be constructed by the developer as part of the road reconstruction but will not be eligible for City funding.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

**Summary**

The purpose of this report is to co-ordinate road construction efforts on Portia Street for rehabilitation of the existing local road by the City and the proposed road extension by the developer. It is suggested that all road construction activities, including the rehabilitation, on Portia Street be completed by the developer's contractors and the City provide financial compensation to the developer for work completed on the existing roadway.

Council authorization is required to enable the City to enter into an Agreement with Sentex Properties Ltd. (the Owner) to undertake the reconstruction of Portia Street and include the Portia Street reconstruction project in the City's Local Road Reconstruction Program. The work is intended to be funded from the Transportation Services Capital Budget and Toronto Water District Watermain Replacement Program to be completed as a sole source contract under the Purchasing By-law.

### Committee Recommendations

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee recommended that:

1. the City enter into a financially secured Agreement with the Owner to provide the reconstruction of Portia Street and Engineering Drawings accepted by Technical Services;
2. the terms of the agreement between the City and the Owner be to the satisfaction of the Executive Director, Technical Services and the City Solicitor;
3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
4. the City provide funding to the owner for the City share of the owner's reconstruction in the amount of \$250,000.00 from the Transportation Services Capital Budget; and
5. the City provide funding to the owner for the City share of the watermain replacement in the amount of \$90,000.00 from Toronto Water's District Watermain Replacement account CPW542-01.

### Links to Background Information

2007-03-28-pw04-13.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2386.pdf>)

PW4.14	ACTION	Adopted	Transactional	Ward: 44
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### **Contract 07FS-14S, Tender Call 12-2007 Kingston Road Bridge over Rouge River Structure Rehabilitation and Kingston Road Resurfacing, Highway 401 Exit Ramp to Altona Road**

(February 26, 2007) report from the Executive Director, Technical Services and the Director, Purchasing and Materials Management.

### Recommendations

The Executive Director of Technical Services and the Director of Purchasing and Materials Management recommend that:

1. the Public Works and Infrastructure Committee award Contract 07FS-14S, Tender Call 12-2007, for the Kingston Road Bridge over Rouge River Structure Rehabilitation and Kingston Road Resurfacing, Highway 401 Exit Ramp to Altona Road to Grscan Construction Ltd./Torbridge Construction Ltd., in the amount of \$6,350,000.00, net of GST, having submitted the lowest bid.



## Financial Impact

The total contract award identified in this report is \$6,731,000.00 including all applicable taxes and charges. The cost to the City, net of GST, is \$3,517,640.25. The balance of cost, net of GST, is \$2,832,359.75 and is recoverable from third parties. Funding is available in the 2007 Recommended Transportation Services and City Planning Capital Budgets. Funding has been pre-approved to be committed in Transportation – City Bridge Rehabilitation (CTP507-01- \$1,958,940.25), Major Road Resurfacing (CTP307-01- \$1,500,000.00), Various Construction Projects (CTP807-01-\$2,832,359.75) and City Planning Account - Routes 2006 (CUR036-01- \$58,700.00). The engineering estimate for this contract is \$6,466,000.00 including all applicable taxes.

The following table details the work breakdown and funding sources:

Source	Component					Total
	Bridge	Communication Infrastructure	Road Resurfacing	Street Scaping	Streetlighting	
City - Structures	1,840,000.00	118,940.25				1,958,940.25
City – District			1,500,000.00			1,500,000.00
City Planning				58,700.00		58,700.00
Total City Cost	\$1,840,000.00	\$ 118,940.25	\$1,500,000.00	\$58,700.00		\$3,517,640.25
Region of Durham	1,840,000.00	118,940.25			26,770.00	1,985,710.25
City of Pickering					34,530.00	34,530.00
Bell Canada		582,119.50				582,119.50
THS Inc.					230,000.00	230,000.00
Total Third Party	\$ 1,840,000.00	\$ 701,059.75			\$ 291,300.00	\$2,832,359.75
Total Cost	\$ 3,680,000.00	\$ 820,000.00	\$ 1,500,000.00	\$ 58,700.00	\$ 291,300.00	\$6,350,000.00

## Summary

This contract award is within the delegated authority of the Public Works and Infrastructure Committee.

The purpose of this report is to advise on the results of the Tender issued for the Kingston Road Bridge over the Rouge River, Structure Rehabilitation and Kingston Road Resurfacing, Highway 401 Exit Ramp to Altona Road, in accordance with specifications as required by Technical Services, and to request authority to award a contract to the recommended bidder.

### Decision Advice and Other Information

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee awarded the contract as recommended in the staff recommendation in the Recommendation Section of the report (February 26, 2007) from the Executive Director, Technical Services and the Director, Purchasing and Materials Management, and in accordance with Section 195.15 of the Toronto Municipal Code, Purchasing.

### Links to Background Information

2007-03-28-pw04-14.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2387.pdf>)

(Executive Director, Technical Services; Director, Purchasing and Materials Management – April 5, 2007)

PW4.15	ACTION	Adopted	Transactional	Ward: 28, 30
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### Contract 07FS-17S, Tender Call 68-2007 Dundas Street East Bridge over the Don Valley Structure Rehabilitation and Pavement Reconstruction

(March 15, 2007) report from the Executive Director, Technical Services and the Director, Purchasing and Materials Management.

### Recommendations

The Executive Director of Technical Services and the Director of Purchasing and Materials Management recommend that:

1. the Public Works and Infrastructure Committee award Contract 07FS-17S, Tender Call 68-2007, for the Dundas Street East Bridge over the Don Valley, Structure Rehabilitation and Pavement Reconstruction to St. Lawrence Cement Inc. carrying on business as the Dufferin Construction Company, in the total amount of \$8,532,761.00, net GST, having submitted the lowest bid.

### Financial Impact

The total contract award identified in this report is \$9,044,726.66 including all applicable taxes and charges. The cost to the City, net of GST, is \$5,804,761.00. The balance of cost, net of GST, is \$2,728,000.00 and is recoverable from third parties such as the Toronto Transit Commission and Toronto Hydro. Funding is available in the approved 2007 Transportation Services and Toronto Water Capital Budgets as follows: City Bridge Rehabilitation (CTP507-01-\$1,104,761.00), Don Valley Parkway Rehabilitation (CTP110-1-\$4,200,000.00), Major Road Resurfacing (CTP307-01-\$160,000.00), Various Construction Projects (CTP807-01-\$2,728,000.00) and District Watermain Replacement (CPW542-01- \$340,000.00). The engineering estimate for this contract is \$7,210,000.00 including all applicable taxes.

The following table details the work breakdown and funding sources:

Source	Component				
	Bridge	Track Work	Road Resurfacing	Toronto Water	Total
City – Expressway (CTP110-1)	\$4,200,000.00				
City – Structures (CTP507-01)	\$1,104,761.00				
City – Districts (CTP307-01)			\$160,000.00		
City – Water (CPW542-01)				\$340,000.00	
Total City Costs	\$5,304,761.00		\$160,000.00	\$340,000.00	\$5,804,761.00
Toronto Transit Commission (CTP807-01)	\$1,800,000.00	\$728,000.00			\$2,528,000.00
Toronto Hydro (CTP807-01)	\$ 200,000.00				\$ 200,000.00
Total Cost net GST	\$7,304,761.00	\$728,000.00	\$160,000.00	\$340,000.00	\$8,532,761.00

## Summary

This contract award is within the delegated authority of the Public Works and Infrastructure Committee.

The purpose of this report is to advise on the results of the Tender issued for the Structural Rehabilitation of the Dundas Street East Bridge over the Don Valley and the Pavement Reconstruction from Hamilton Street to River Street in accordance with specifications as required by Technical Services, and to request the authority to award a contract to the recommended bidder.

## Decision Advice and Other Information

On motion by Councillor Grimes, the Public Works and Infrastructure Committee awarded the contract as recommended in the staff recommendation in the Recommendation Section of the report (March 15, 2007) from the Executive Director, Technical Services and the Director, Purchasing and Materials Management, and in accordance with Section 195.15 of the Toronto Municipal Code, Purchasing.

## Links to Background Information

2007-03-28-pw04-15.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2388.pdf>)

(Executive Director, Technical Services; Director, Purchasing and Materials Management – April 5, 2007)

PW4.16	ACTION	Adopted	Transactional	Ward: 42
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## **Contract 07 SC-O3RD, Tender Call No. 33-2007 Finch Avenue/CPR (Connection Track) Grade Separation and Infrastructure Enhancements**

(March 13, 2007) report from the Executive Director, Technical Services, and the Director, Purchasing and Materials Management

## Recommendations

The Executive Director of Technical Services and the Director of Purchasing and Materials Management recommend that:

1. the Public Works and Infrastructure Committee award Contract 07SC-03RD, Tender Call No. 33-2007, for the construction of the Finch Avenue/CPR (Connection Track) Grade Separation and Infrastructure Enhancements to Dagmar Construction Inc., in the amount of \$13,171,602.15, net of GST, subject to the City entering into an agreement with the Canadian Pacific Railway Company with terms and conditions satisfactory to the Deputy City Manager and in a form satisfactory to the City Solicitor and the City obtaining confirmation from the Toronto and Region Conservation Authority and Ministry of Environment of their intent to provide the City with the required environmental permits.

## Financial Impact

The total contract award identified in this report is \$13,961,898.28, including all applicable taxes and charges. The cost to the City, net of GST, is \$13,171,602.15. Funding in the amount of \$13,171,602.15 (excluding GST) has been included in the Approved 2007 Transportation Services Capital Budget (Account CTP804-20 - \$12,669,892.60) and the Approved 2007 Toronto Water Capital Budget (Account CPW535-01 - \$501,709.55).

The engineering estimate prior to tender for this contract was \$12,600,000.00 including all applicable taxes. This variation of 11% between the engineering estimate and the low bid can be attributed to the addition via an addendum of 4 additional tender items and revised requirements stipulated by the rail authority after the preparation of the engineering estimate. We have reviewed the bidder's prices submitted and find that they are representative for this type of work given the prevailing market conditions.

## Summary

This contract award is within the delegated authority of the Public Works and Infrastructure Committee.

The purpose of this report is to advise of the results of Tender Call No. 33-2007 issued for the construction of the Finch Avenue/CPR (Connection Track) Grade Separation and Infrastructure Enhancements in accordance with specifications as required by Technical Services, and to request that the Public Works and Infrastructure Committee award a contract to the recommended bidder, subject to the City entering into an agreement with the Canadian Pacific Railway Company with terms and conditions satisfactory to the Deputy City Manager and in a form satisfactory to the City Solicitor and the City obtaining confirmation from the Toronto and Region Conservation Authority and Ministry of Environment of their intent to provide the City with the required environmental permits.

### **Decision Advice and Other Information**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee awarded the contract as recommended in the staff recommendation in the Recommendation Section of the report (March 13, 2007) from the Executive Director, Technical Services and the Director, Purchasing and Materials Management, and in accordance with Section 195.15 of the Toronto Municipal Code, Purchasing.

### **Links to Background Information**

2007-03-28-pw04-16.doc

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2598.pdf>

(Executive Director, Technical Services; Director, Purchasing and  
Materials Management – April 5, 2007)

<b>PW4.17</b>	<b>ACTION</b>	Adopted	Transactional	Ward: All
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### **Ministry of Transportation of Ontario - "Work by Others Program"**

(March 29, 2007) report from the General Manager, Transportation Services.

### **Recommendations**

The Transportation Services Division recommends that:

1. City Council authorize the General Manager of Transportation Services to execute agreements with the Ministry of Transportation of Ontario in relation to the improvements to the rehabilitation of the pavement and sidewalks on roadways within the public right of ways under the jurisdiction of the Province of Ontario at Kennedy Road at Highway 401, McCowan Road at Highway 401 and Weston Road at Highway 401, on the terms and conditions as generally set out in this report, and on such other terms and conditions satisfactory to the General Manager of Transportation Services, and in a form satisfactory to the City Solicitor;
2. the General Manager of Transportation Services be authorized to execute any similar agreements with the Province of Ontario in the future, in relation to work on the sections of roadways crossing and within the right-of-way under Ministry of Transportation jurisdiction, and

3. the appropriate City officials be authorized to take the necessary action to give effect thereto.

### **Financial Impact**

There are no financial implications resulting from the adoption of this report.

Transportation Services improvements identified in this report have been approved by City Council as part of the 2007 Capital Budget process. Funds for works under MTO jurisdiction are fully recoverable with no net financial impact to the City.

### **Summary**

The purpose of this report is to obtain City Council approval for the General Manager, Transportation Services to be granted the authority to enter into legal agreements with the Ministry of Transportation of Ontario (MTO) in order to undertake road rehabilitation works within the portion of roads crossing above or below MTO's highways, where MTO currently has jurisdiction.

### **Committee Recommendations**

On motion by Councillor Giambrone, the Public Works and Infrastructure Committee recommended that:

1. City Council authorize the General Manager of Transportation Services to execute agreements with the Ministry of Transportation of Ontario in relation to the improvements to the rehabilitation of the pavement and sidewalks on roadways within the public right of ways under the jurisdiction of the Province of Ontario at Kennedy Road at Highway 401, McCowan Road at Highway 401 and Weston Road at Highway 401, on the terms and conditions as generally set out in this report, and on such other terms and conditions satisfactory to the General Manager of Transportation Services, and in a form satisfactory to the City Solicitor;
2. the General Manager of Transportation Services be authorized to execute any similar agreements with the Province of Ontario in the future, in relation to work on the sections of roadways crossing and within the right-of-way under Ministry of Transportation jurisdiction; and
3. the appropriate City officials be authorized to take the necessary action to give effect thereto.

### **Motions**

*Introduce Report motion moved by Councillor Adam Giambrone (Carried)*

### **Links to Background Information**

2007-03-28-pw04-17.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2732.pdf>)

PW4.18	ACTION	Referred	Transactional	
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## **Extension of the No Fault Grant Program**

(April 5, 2007) Member Motion from Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt.

### **Summary**

Advising that on August 19, 2005, a severe rain storm hit the City of Toronto and caused severe road damage, sewer backups and basement flooding to numerous homes within the City.

After the storm, City Council approved a No Fault Grant Program for these directly affected homes who would receive a flood grant of up to \$3000.00 from damages arising from the storm.

Over 100 homes within Ward 39 applied to the No Fault Grant Program when it was established to assist these homeowners who suffered flood damage from the August 19, 2005 storm.

Recently, there was a main sewer backup that affected 17 homes in the Huntingwood and Birchmount neighbourhood on December 3, 2006. Furthermore, there was another sewer backup that affected 5 homes on Glendower Circuit on February 19, 2007.

Many of these homes that suffered flooded basements have had the insurance claims denied and have had their insurance policies cancelled. The No Fault Grant Program was established only to deal with storm damage arising from the August 19, 2005 storm.

That the Public Works and Infrastructure Committee request staff to report back on the extension of the No Fault Grant Program to these directly affected homes.

### **Speakers**

Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt

### **Decision Advice and Other Information**

On motion by Councillor Grimes, the Public Works and Infrastructure Committee requested the General Manager, Toronto Water to report back to the Committee on the extension of the No Fault Grant Program to those directly affected homes referred to in the Member Motion from Councillor Del Grande.

### **Motions**

*Introduce Report motion moved by Councillor Mark Grimes (Carried)*

PW4.19	ACTION	Referred	Transactional	
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## Sewer Backups and Basement Flooding of Homes

(April 5, 2007) Member Motion from Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt.

### Summary

Many homeowners that were affected with the flooding of August 19, 2005, who also suffered flood damage from the December 6, 2006 and February 19, 2007 sewer back ups have not been able to get basement flood insurance or home insurance and have had their insurance claims denied.

That the Public Works and Infrastructure Committee request Risk Management to report back to the next meeting to discuss matters involving claims against the City of Toronto on the issue of sewer backups and basement flooding of homes with the intent of running an in-house insurance program for homeowners.

### Speakers

Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt

### Decision Advice and Other Information

On motion by Councillor Grimes, the Public Works and Infrastructure Committee requested the Deputy City Manager and Chief Financial Officer to report to the next meeting of the Public Works and Infrastructure Committee on matters involving claims against the City of Toronto relating to the issue of sewer backups and basement flooding of homes with the intent of running an in-house insurance program for homeowners.

### Motions

*Introduce Report motion moved by Councillor Mark Grimes (**Carried**)*

### Meeting Sessions

Session Date	Session Type	Start Time	End Time	Public or Closed Session
2007-04-05	Morning	9:45 AM	10:30 AM	Public

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Chair