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February 28, 2008

Ms. Ulli Watkiss
City Clerk
City of Toronto
Toronto City Hall
100 Queen Street West
Toronto, Ontario
M5H 2N2

Dear Ms. Watkiss:

At its meeting on Wednesday, February 27, 2008, the Commission considered the attached report entitled, "Procurement Authorization Birchmount Bus Garage – Acoustical Barrier Wall Contract E3-28."

The Commission approved the Recommendation contained in the report, as listed below:

"It is recommended that the Commission authorize:

1. the award of Contract E3-28, Birchmount Bus Garage – Acoustical Barrier Wall to Yukon Construction Inc. (Yukon) in the amount of \$1,489,300.00;
2. Forwarding this report to the City for the reallocation of debt funding in order to increase CTT038 Birchmount Garage Renovations by \$250,000.00 which can be accommodated by reducing funding in CTT024 Fire Ventilation Upgrade by \$250,000.00; and
3. Holding funds of \$250,000.00 if necessary in TTC accounts pending City Approval.

The foregoing is forwarded to the City Budget Committee for consideration of the Commission's request embodied in Recommendation No. 2 concerning the reallocation of debt funding.

Sincerely,

Vincent Rodo
General Secretary
1-16
Attachment



TORONTO TRANSIT COMMISSION REPORT NO. 3(a)

MEETING DATE: February 27, 2008

SUBJECT: PROCUREMENT AUTHORIZATION
BIRCHMOUNT BUS GARAGE –
ACOUSTICAL BARRIER WALL
CONTRACT E3-28

RECOMMENDATION

It is recommended that the Commission authorize:

1. The award of Contract E3-28, Birchmount Bus Garage – Acoustical Barrier Wall to Yukon Construction Inc. (Yukon) in the amount of \$1,489,300.00;
2. Forwarding this report to the City for the reallocation of debt funding in order to increase CTT038 Birchmount Garage Renovations by \$250,000.00 which can be accommodated by reducing funding in CTT024 Fire Ventilation Upgrade by \$250,000.00; and
3. Holding funds of \$250,000.00 if necessary in TTC accounts pending City Approval.

FUNDING

There are insufficient funds for this expenditure included in Project 3.9 Buildings and Structures, under Birchmount Garage Renovations as set out on pages 819 to 821, Category State of Good Repair/Safety of the TTC 2008-2012 Capital Program, which was approved by City Council on December 11, 2007.

An increase in funding of \$250,000.00 is required to accommodate the expenditure. Project Approval Funds are available under 3.9 Buildings and Structures, Fire Ventilation Upgrade.

The funding increase for the project will be reflected in the proposed TTC 2009-2013 Capital Program submission.

BACKGROUND

The Birchmount Garage Renovations project includes the replacement of the indoor bus storage structure, installation of indoor service lines, provision of an outdoor bus storage system and installation of an acoustical barrier wall.

Contract E3-28 is the last contract to deliver the project. The work under this contract includes the installation of an acoustical barrier wall on the west and north property lines of Birchmount Bus Garage as a requirement of the Certificate of Approval from the Ministry of Environment.

DISCUSSION

Specifications and drawings were prepared for Contract E3-28 and a Request for Tenders was posted on the TTC's Web site as of August 29, 2007. Thirteen companies requested copies of the tender documents, out of which five submitted a tender and are summarized in Appendix 'A'.

Yukon Construction Inc. submitted the lowest priced tender and did not state any exceptions or qualifications. Yukon has not performed work of a similar size and nature for the Commission in the past. Reference checks were conducted and all are considered satisfactory. Yukon did not state any exceptions or qualifications and their tender is considered acceptable.

Jeviso Construction Corporation submitted the second lowest priced tender and also did not state any exceptions or qualifications and their tender is considered acceptable.

Alpeza General Contracting Inc. submitted the third lowest priced tender and also did not state any exceptions or qualifications and their tender is considered acceptable.

The Agreement to Bond submitted by Yukon covers both a Labour and Material Payment Bond and a Performance Bond and was submitted by Trisura Guarantee Insurance Company, who have been verified as a Surety Company licensed to transact business under the Insurance Act of Ontario.

Yukon will be required to execute a Performance Bond and Labour and Material Payment Bond each in the amount of 50% of the contract value.

JUSTIFICATION

Contract E3-28 was previously tendered as Contract E3-24 on July 6, 2007. Three companies requested copies of the Tender document, but E3-24 was cancelled when the tender closed without bids. When contacted to determine why they did not bid, one of the reasons given was that the specified installation method is not a typical one due to site conditions and seemed difficult to execute.

The lowest acceptable tender by Yukon Construction Inc., in the amount \$1,489,300.00 reflects the price premium for special installation method due to difficult site conditions.

**PROCUREMENT AUTHORIZATION
BIRCHMOUNT BUS GARAGE -
ACOUSTICAL BARRIER WALL
CONTRACT E3-28**

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It is therefore recommended to proceed with the award of Contract E3-28 to Yukon Construction Inc.

December 14, 2007

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Attachment – Appendix 'A' Summary of Tenders

APPENDIX 'A'

BIRCHMOUNT BUS GARAGE - ACOUSTICAL BARRIER WALL CONTRACT E3-28

SUMMARY OF TENDERS

COMPANY	TENDERED PRICE
Yukon Construction Inc. *	\$1,489,300.00
Jeviso Construction Corporation	\$1,859,221.00
Alpeza General Contracting Inc.	\$2,042,620.00
Anskon Contracting Inc.	\$2,056,999.94
Aplus General Contractor	\$2,308,748.00
Engineers Estimate	\$1,200,000.00
Recommended Company *	