



**STAFF REPORT  
ACTION REQUIRED**

**Contract Award - Contract No. 08FS-22S  
Tender Call 163-2008  
Dufferin Street Jog Elimination  
Dufferin Street/CN/GO Transit Underpass at Queen  
Street**

<b>Date:</b>	August 25, 2008
<b>To:</b>	Public Works & Infrastructure Committee
<b>From:</b>	Executive Director, Technical Services Acting Director, Purchasing and Materials Management
<b>Wards:</b>	Ward 14 – (Parkdale-High Park) Ward 18 – (Davenport)
<b>Reference Number:</b>	P:/2008/Internal Services/pmmd/pw08016pmmd (AFS 8099)

**SUMMARY**

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The purpose of this report is to advise of the results of Tender Call 163-2008 issued for the construction of the Dufferin Street/CN/GO Transit Underpass at Queen Street in accordance with specifications as required by Technical Services, and to request the authority to award a contract to the recommended bidder.

**RECOMMENDATIONS**

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**The Executive Director of Technical Services and the Acting Director of Purchasing and Materials Management recommend that the Public Works & Infrastructure Committee:**

1. Grant authority to award Contract 08FS-22S, Tender Call 163-2008 to St. Lawrence Cement Inc. C.O.B. as Dufferin Construction Company, in the amount of \$24,832,664.54 net of GST for the construction of the Dufferin Street/CN/GO Transit Underpass at Queen Street having submitted the lowest bid, meeting specifications in conformance with the Tender requirements.

## Financial Impact

The total contract award identified in this report is \$26,074,297.77 including all applicable taxes and charges. The cost to the City, net of GST, is \$24,832,664.54.

Funding is available in the 2008 Transportation Services Capital Budget in the following accounts:

Account #	2008	2009	Total
Dufferin Jog CTP187-01	\$5,000,000.00	\$18,999,732.80	\$23,999,732.80
Neighbourhood Improvements CTP408-02		\$794,231.74	\$794,231.74
Ped. & Cycling CTP707-10	\$38,700.00		\$38,700.00
Total	\$5,038,700.00	\$19,793,964.54	\$24,832,664.54

The engineering estimate for this contract was \$30,000,000.00 excluding GST.

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

## ISSUE BACKGROUND

Tender Call 163-2008 was issued by Purchasing and Materials Management Division and was advertised on the City's Internet Website on July 2, 2008.

The Purchasing and Materials Management Division, at its Public Opening held on July 30th, 2008 opened the following Tenders for Tender Call 163-2008, Contract No. 08FS-22S, for the construction of the Dufferin Street/CN/GO Transit Underpass at Queen Street:

Tenderers	Price Complete Including All Charges Net of GST	Provisional Items Deleted	**Revised Price Complete Including All Charges Net of GST
St. Lawrence Cement Inc. C.O.B.as Dufferin Construction Co.	\$26,461,058.54*	\$1,628,394.00	\$24,832,664.54*
Grascan Construction Ltd. / Torbridge Construction Ltd	\$31,966,436.00*	\$657,800.00	\$31,308,636.00*

\* Tender prices corrected for mathematical errors. Purchasing and Materials Management has verified that the mathematical errors were corrected.

\*\* Revised price complete due to deleted provisional items from the Tender document.

Technical Services staff has deleted provisional items from the Tender submitted by the recommended bidder to bring the award amount within the budget available. Clause 41 of the Information for Tenderers for Contract 08FS-22S, Tender Call 163-2008 states:

**“41. PROVISIONAL ITEMS**

Several tender items for this Contract may have been identified in the Form of Tender and Contract Documents as Provisional Items (P.I.) or Provisional Sum (P.S.). Provisional Items may be cancelled by the Contract Administrator at any time during the Contract. The Contractor shall have no claim for delay and loss of overhead or profit should the Contract Administrator decide to delete any or all Provisional Item(s)/ Provisional Sums.”

The Provisional Items that have been deleted from the contract are: an upgrade to perimeter fences from the standard safety fence, stainless steel as well as polycarbonate architectural cladding of the bridge supports and a substitute of white cement in the roof and walls of the concrete underpass along with the resulting contingency.

**COMMENTS**

The Tender documents submitted by the recommended bidder have been reviewed by the Executive Director, Technical Services and have been found to be in conformance with the Tender requirements.

Technical Services staff has compared the bids to the estimated cost and found the price of the recommended bidder to be reasonable.

The Fair Wage Office has reported that the recommended firm has indicated that it has reviewed and understands the Fair Wage Policy and Labour Trades requirements and has agreed to comply fully.

## **CONTACT**

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## **SIGNATURES**

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W.G. Crowther, P. Eng.  
Executive Director  
Technical Services

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V. Tryl, P. Eng.  
Acting Director  
Purchasing and Materials Management