



STAFF REPORT ACTION REQUIRED

Amendment to Purchase Order No. 6026485 Dufferin Street Jog Elimination Project Contract No. 08FS-22S

Date:	May 3, 2010
To:	Public Works and Infrastructure Committee
From:	Executive Director, Technical Services Chief Planner and Executive Director, City Planning Director, Purchasing and Materials Management Division
Wards:	Ward 14 – Parkdale, High Park Ward 18 – Davenport
Reference Number:	P:/2010/ClusterB/TEC/PW10019 (AFS #11738)

SUMMARY

The purpose of this report is to request the authority to amend Purchase Order No. 6026485, for the Dufferin Street Jog Elimination Project, Dufferin Street/CN/GO Transit Underpass at Queen Street, Contract 08FS-22S. The amendment is required for the reinstatement of architectural cladding requirements previously removed due to budget constraints as well as site landscaping. The total amendment being requested is \$609,523.80 net of all taxes, revising the current contract value from \$24,832,664.54 to \$25,442,188.34 net of all taxes.

RECOMMENDATIONS

The Executive Director of Technical Services, the Executive Director of City Planning and the Director of Purchasing and Materials Management Division recommend that Public Works & Infrastructure Committee grant authority to:

1. Amend Purchase Order No. 6026485 for the Dufferin Street Jog Elimination Project, Dufferin Street/CN/GO Transit Underpass at Queen Street by an additional amount of \$609,523.80 net of all taxes (\$614,887.61 net of GST and HST Recoveries).

Financial Impact

The amendment for an additional amount of \$609,523.80 net of all taxes (\$614,887.61 net of GST and HST Recoveries) increases the current contract value from \$24,832,664.54 to \$25,442,188.34 net of all taxes. Sufficient funding is available in the 2010 City Planning Capital Budget in account CUR054-02 (Places 2009).

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

BACKGROUND

Tender Call No. 163-2008 was issued in July 2008 for the construction of the Dufferin Street Jog Elimination Project, Dufferin Street/CN/GO Transit Underpass at Queen Street. The contract included a Provisional Item for the installation of architectural cladding of the south entrance to the underpass. The staff report for an award of contract was approved by the Public Works and Infrastructure Committee on September 8, 2008 and can be found at the following link:

<http://www.toronto.ca/legdocs/mmis/2008/pw/decisions/2008-09-08-pw18-dd.pdf>

On November 14, 2008 the Purchasing and Materials Management Division issued Purchase Order No. 6026485 to St. Lawrence Cement Inc. C.O.B. Dufferin Construction Company (Dufferin Construction) in the amount of \$24,832,664.54 for Contract 08FS-22S, Tender Call No. 163-2008, being the lowest bid meeting specifications.

Due to budget constraints in City Planning's 2008 Capital Budget, the Provisional Item for the cladding of the south entrance to the underpass was deleted from the contract at the time of award of the contract to Dufferin Construction.

Upon securing the necessary funds as part of City Planning's 2009 Capital Budget, the Urban Design Section of City Planning requested that the architectural cladding item be reinstated into the construction contract and confirmed that the amount be charged against capital account CUR054-02. This account provides \$476,190.47, net of all taxes, for architectural cladding of the south entrance to the underpass, inclusive of a similar treatment to the north entrance of the underpass. The capital account also provides a further amount \$133,333.33, net of all taxes, for site landscaping. Following public consultation a peer review panel was assembled and the portal cladding and site landscaping were recommended by the panel.

COMMENTS

At the time of the tender submission, the Provisional Item for a stainless steel cladding system for the south portal entrance to the underpass was quoted in an amount of \$356,000.00 net of all taxes. This item was to be considered for reinstatement into the contract after the necessary funds were approved in City Planning's 2009 Capital Budget.

However, a subsequent quotation for the south portal entrance in the amount of \$266,496.30 net of all taxes, was received from Dufferin Construction and accepted by the Urban Design Section of City Planning. The quote received was less than the originally tendered amount due to a decrease in the worldwide market index related to the manufacture of stainless steel. Staff from the Technical Services Division and the City Planning Division has reviewed the cost and consider it to be fair and reasonable. In light of the savings and having obtained a positive financial result, City Planning requested a similar architectural treatment of the north end of the underpass to ensure consistency and continuity of design. A total of \$209,694.17 has been budgeted for the additional cladding to the north end.

A summary of the total amendment being requested for the reinstatement of architectural cladding requirements and site landscaping are as follows:

Site landscaping	\$133,333.33
Cladding - South entrance	\$266,496.30
Cladding - North end	\$209,694.17

With the inclusion of the Provisional Items as shown above, Dufferin Construction remains the lowest bid meeting specifications for Tender Call No. 163-2008.

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SIGNATURE

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