

Update on additional costs associated with Extraction of the Micro-Tunneling Boring Machine on Contract 20ECS-LU-01FP

Date: April 4, 2023

To: General Government Committee

From: City Solicitor

Wards: 4 (Parkdale-High Park)

SUMMARY

This report provides an update to members of the General Government Committee on their request for the City Solicitor, in consultation with the Interim Chief Engineer and Executive Director, Engineering and Construction Services, to report back on options to recover costs related to the emergency non-competitive contract associated with the rescue of the micro-tunneling boring machine used on Contract 20ECS-LU-01FP in the vicinity of Old Mill Drive.

RECOMMENDATIONS

The City Solicitor recommends that:

1. The General Government Committee receive this report for information.

FINANCIAL IMPACT

There is no financial impact resulting from the adoption of the recommendations in this report.

DECISION HISTORY

At its meeting on March 3, 2023, the General Government Committee adopted Item GG2.14, as amended, requesting that the City Solicitor, in consultation with the Interim Chief Engineer and Executive Director, Engineering and Construction Services, review the circumstances arising from the rescue of the Micro-Tunneling Boring Machine on Old Mill Drive and to report back to the April 20, 2023 meeting of the General

Government Committee on options available to recover the costs incurred by the City. The Council adopted item and the corresponding staff reports can be found at: <https://secure.toronto.ca/council/agenda-item.do?item=2023.GG2.14>

COMMENTS

Since the adoption of Item GG2.14 by the General Government Committee, staff in Legal Services, Engineering and Construction Services, and other City divisions continue to meet and work together to collect documents, gather information, discuss, and review the circumstances in question.

This process is ongoing, and the City Solicitor will report back to the General Government Committee later in 2023 once Legal Services staff have had the opportunity to complete their review and analysis.

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SIGNATURE

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