



## BID AWARD PANEL CONTRACT AWARD

### **Award of Doc4275189070 to Rutherford Contracting Ltd. for L'Amoreaux Kidstown Waterpark Redevelopment for Parks, Forestry and Recreation**

**Date:** May 2, 2024  
**To:** Bid Award Panel  
**From:** Chief Procurement Officer  
**Wards:** 22

#### **RECOMMENDATIONS**

---

**The Chief Procurement Officer recommends that the Bid Award Panel grant authority to award the following contract:**

**Solicitation Number:**

Request for Tender, Doc4275189070, Contract Number 24-PFR-042

**Description:**

For the supply and delivery of all labour, materials, equipment, and supervision required to complete construction associated with the redevelopment and reconstruction of L'Amoreaux Kidstown Waterpark located at 3159 Birchmount Road, for Parks, Forestry and Recreation.

**Recommended Supplier:**

Rutherford Contracting Ltd.

**Contract Award Value:**

\$19,800,000 net of all applicable taxes and charges  
\$22,374,000 including HST and all applicable charges  
**\$20,148,480** net of HST recoveries

**The contract is expected to start on the date of award and end by December 31, 2025.**

#### **FINANCIAL IMPACT**

---

The total contract award identified in this report is \$19,800,000 net of all applicable taxes and charges, \$22,374,000 including all applicable taxes and charges. The total cost to the City is \$20,148,480 net of HST recoveries.

Funding for this project is included in the 2024 Capital Budget and 2025-2033 Capital Plan for Parks, Forestry, and Recreation as summarized in Table 1 below.

Table 1: Financial Impact Summary of Recommended Contract

| WBS Element                   | Description                                 | Date of Award to December 31, 2024 | January 1, 2025 to December 31, 2025 | Total (Net of HST Recoveries) |
|-------------------------------|---------------------------------------------|------------------------------------|--------------------------------------|-------------------------------|
| CPR119-52-03                  | L'Amoreaux Kidstown Improvements S42        | \$6,996,500                        | \$6,676,500                          | \$13,673,000                  |
| CPR119-49-01                  | CAMP (SGR) Waterplays FY2019-2021           | \$1,950,000                        | \$2,270,000                          | \$4,220,000                   |
| CPR114-52-04                  | Various Buildings & Parks Accessibility     | \$269,740                          | \$269,740                            | \$539,480                     |
| CPR114-52-01                  | PFR Reconciliation & Indigenous Placemaking | \$358,000                          | \$358,000                            | \$716,000                     |
| CPR114-65                     | Outdoor Recreation & Amenities Improvement  | \$500,000                          | \$500,000                            | \$1,000,000                   |
| Total (Net of HST Recoveries) |                                             | \$10,074,240                       | \$10,074,240                         | \$20,148,480                  |

The Chief Financial Officer and Treasurer has reviewed this report and agrees with the financial implications as identified in the Financial Impact section.

## SOLICITATION SUMMARY

**Solicitation Issued:** January 17, 2024 **Solicitation Closed:** March 6, 2024

**Number of Addenda Issued:** Ten (10)

**Number of Bids:** Two (2)

Table 2: Summary of Bids Received including bid price.

| Supplier Name               | Bid Price (excluding H.S.T.) |
|-----------------------------|------------------------------|
| Rutherford Contracting Ltd. | \$19,021,487.91*             |
| Clearway Construction Inc.  | \$19,996,061.50              |

\* Pursuant to the Request for Tender document the contract award value includes contingency.

## **DIVISION CONTACTS**

---

Clarman Yang, Manager, Community and Social Services and City Manager Office,  
Purchasing Client Services, Purchasing and Materials Management, 416-392-1302,  
[Clarman.Yang@toronto.ca](mailto:Clarman.Yang@toronto.ca)

Alex Mut, Manager, Construction Management and Capital Projects, Parks, Forestry  
and Recreation, 416-392-8177, [Alex.Mut@toronto.ca](mailto:Alex.Mut@toronto.ca)

## **COMMENTS**

---

For the recommended contract award, the following requirements have been met:

a. The firm recommended for award is the lowest Supplier meeting specifications or to the highest scoring Supplier based on the evaluation criteria included in the Solicitation and meeting the requirements of the solicitation;

b. the appropriate Division has reviewed submissions and found the price to be reasonable, within available budget and concurs with the recommendation;

c. the total contract value is less than \$20 million dollars (excluding applicable taxes) and the contract term is:

1. for a contract funded by the operating budget, 5 years or less including any option years; or

2. for a contract funded by the capital budget, within the projected term of the capital funding for the project as set out in the capital budget, being within the authority of the Bid Award Panel;

d. the Solicitation document was advertised on the City's internet website and bids or proposals were submitted electronically in Ariba; and

e. the Fair Wage Office confirms the recommended firm understands the Fair Wage Policy and Labour Trades requirements and has agreed to comply fully.

Additional details and information for the above Solicitations are on the file in the Purchasing and Materials Management Division.

## **SIGNATURE**

---

Geneviève Sharkey  
Chief Procurement Officer