

## **Amendment to Purchase Order Number 6042899 with DTAH for Professional Landscape Architecture Services for Construction Administration of Lower Don Trail Improvements Phase 2 for Parks, Forestry and Recreation Division**

**Date:** December 19, 2023

**To:** General Government Committee

**From:** Acting General Manager, Parks Forestry and Recreation and Chief Procurement Officer

**Wards:** Toronto Centre - 13 and Toronto-Danforth - 14

### **SUMMARY**

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The purpose of this report is to request authority to amend Purchase Order Number 6042899 issued to DTAH - Du Toit Allsopp Hillier, as a result of Request for Proposal Document Number 9118-15-5017, for professional and technical landscape architectural services for the Lower Don Trail Access Ramp to Riverdale Pedestrian Bridge and Site Improvements to Riverdale Park West

This purchase order amendment is requested to address required work within the original scope resulting from a delay to the project schedule due to unexpected circumstances and unforeseen site conditions that required obtaining additional approvals and permits to continue work.

The total value of the purchase order amendment being requested is \$178,678 net of all applicable taxes and charges (\$181,823 net of Harmonized Sales Tax recoveries), revising the current purchase order from \$460,288 net of all applicable taxes and charges (\$468,389 net of Harmonized Sales Tax recoveries) to \$638,966 net of all applicable taxes and charges (\$650,212 net of Harmonized Sales Tax recoveries). This amendment also requires an extension of the purchase order delivery date from June 24, 2024 to November 30, 2026, to guarantee a two-year warranty inspection following construction.

## RECOMMENDATIONS

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The Acting General Manager, Parks, Forestry and Recreation, and Chief Procurement Officer recommend that:

1. The General Government Committee, in accordance with Section 71-11.1C of the City of Toronto Municipal Code Chapter 71 (Financial Control Bylaw), grant authority to amend Purchase Order Number 6042899 issued to DTAH - Du Toit Allsopp Hillier, for the provision of all professional and technical landscape architectural services for the Lower Don Trail Accessible Path to Riverdale Pedestrian Bridge and Implementation of Lower Don Trail Improvements Phase 2 by increasing the value by \$178,678 net of all applicable taxes and charges (\$181,822 net of Harmonized Sales Tax recoveries), from \$460,288 net of all applicable taxes and charges (\$468,389 net of Harmonized Sales Tax recoveries) to \$638,966 net of all applicable taxes and charges (\$650,212 net of Harmonized Sales Tax recoveries), and extend the purchase order delivery date from June 24, 2024 to November 30, 2026, to guarantee a two-year warranty inspection following construction.

## FINANCIAL IMPACT

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The purchase order amendment request included in this report will increase the total value of design services by an additional \$178,678 net of all applicable taxes and charges (\$181,823 net of Harmonized Sales Tax recoveries). This will increase the current purchase order value from \$460,288 net of all applicable taxes and charges (\$468,389 net of Harmonized Sales Tax recoveries) to \$638,966 net of all applicable taxes and charges (\$650,212 net of Harmonized Sales Tax recoveries).

Funding for this purchase order amendment is included in Parks, Forestry and Recreation's 2023 Council Approved Capital Budget and 2024-2032 Capital Plan as summarized in Table 1 below (net of Harmonized Sales Tax recoveries).

Table 1: Financial Impact Summary

WBS Element	Description	Year	Total (Net of HST Recoveries)
CPR114-52-04	Various Buildings & Parks Accessibility	2023	\$181,823

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

## DECISION HISTORY

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At its meeting on February 15, 2023, City Council approved Parks, Forestry and Recreation's 2023-2032 Capital Budget and Plan through item 2023.MPB4.1 (98) and additional funds of \$2.500 million for Various Buildings and Parks Accessibility project. <https://secure.toronto.ca/council/agenda-item.do?item=2023.MPB4.1>

At its meeting on February 17, 2022, City Council approved Parks, Forestry and Recreation's 2022-2031 Capital Budget and Plan through item 2022.EX30.2 (177) and \$2.500 million for the Various Buildings and Parks Accessibility project. <https://secure.toronto.ca/council/agenda-item.do?item=2022.EX30.2>

## COMMENTS

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Parks, Forestry, and Recreation in partnership with Transportation Services is proceeding with phase 2 construction of Lower Don Trail Improvements. The scope of the project includes:

- an accessible sloped path installation from the pedestrian bridge at Riverdale Park to Lower Don
- a new staircase installation at Dundas Bridge
- fencing replacement between Metrolinx railway and the trail with new Metrolinx standard ClearVu fences
- asphalt paving, trail widening and new fencing between Red Bridge (north of the pedestrian bridge) and the south end at Corktown Common
- planting restoration throughout the Phase 2 area (between the Belleville Underpass and Bala Underpass) of Lower Don Trail
- new swales between the trail and the Don River

The original purchase order value was issued on February 23, 2016 in the amount of \$76,954 net of all applicable taxes and charges (\$78,308 net of Harmonized Sales Tax recoveries) for the preliminary feasibility of a sloped path design including hydraulic modelling and early coordination with Metrolinx.

This is the seventh amendment to the purchase order since 2015 and is required to continue contract administration services that were delayed due to unforeseen site conditions and circumstances which required obtaining additional approvals and permits from various government agencies. In order to continue work, the additional approvals and permits required included: permit for a railway crossing on Metrolinx property, which also necessitated additional tree removal permits, permit for an Enbridge gas main in close proximity to the foundation excavation, and the investigation of erosion from the Don Valley River. Prior Purchase Order Amendments are outlined in Attachment 1.

The construction is now commencing and is anticipated to reach completion by Q3 2024. This amendment also requires an extension of the purchase order delivery date from June 24, 2024 to November 30, 2026, to guarantee a two-year warranty inspection following construction.

It is the opinion of City staff that the costs submitted by DTAH - Du Toit Allsopp Hillier for the requested amendment are considered fair and reasonable, in keeping with the terms and conditions of Request for Proposal Document Number 9118-15-5017.

## **CONTACT**

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## **SIGNATURE**

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Howie Dayton  
Acting General Manager, Parks, Forestry and Recreation

Geneviève Sharkey  
Chief Procurement Officer

## **ATTACHMENTS**

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Attachment 1: Table 1 – Purchase Order Amendments since 2016

**Attachment 1: Table 1 – Purchase Order Amendments since 2016**

<b>Timeline</b>	<b>Total</b>	<b>Reason</b>
November 2016	\$139,644 net of all applicable taxes and charges (\$142,102 net of HST recoveries).	To advance the detailed design phase.
December 2016	No increase in the purchase order value.	Administrative amendment reallocating funds between line items in the purchase order.
January 2017	No increase in the purchase order value.	Administrative amendment reallocating funds between line items in the purchase order.
January 2018	No increase in the purchase order value.	Administrative amendment reallocating funds between line items in the purchase order.
February 2019	\$108,560 net of all applicable taxes and charges (\$110,471 net of HST recoveries).	For design changes related to Metrolinx requirements and third-party engineering reviews that are required for approval to construct.
December 2022	\$135,130 net of all applicable taxes and charges (\$137,508 net of Harmonized Sales Tax recoveries).	To cover additional professional services required following the termination of the first construction contract and to support the re-tendering process and additional contract administration services for the extended period of construction with a new contractor.