

City Council**Motion without Notice**

MM16.43	ACTION			Ward: 10
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Purchase Order Amendment on Contract with Midome Construction Services Limited for the New Streetcar Tracks on Adelaide Street - by Deputy Mayor Ausma Malik, seconded by Councillor Alejandra Bravo

** This Motion has been deemed urgent by the Chair.*

** This Motion is not subject to a vote to waive referral. This Motion has been added to the agenda and is before Council for debate.*

Recommendations

Deputy Mayor Ausma Malik, seconded by Councillor Alejandra Bravo, recommends that:

1. City Council authorize an amendment to Purchase Order #6054610 and Contract 23ECS-RD-09SP with Midome Construction Services Limited for the installation of new streetcar tracks and associated infrastructure on Adelaide Street, between York Street and Victoria Street in the amount of \$5,466,401.89 net of Harmonized Sales Tax recoverable, revising the current Purchase Order value from \$43,617,897.60 net of Harmonized Sales Tax recoverable to up to \$49,084,299.49 net of Harmonized Sales Tax recoverable.

Summary

The purpose of this motion is to seek on behalf of the Chief Engineer and Executive Director, Engineering and Construction Services and the General Manager, Transportation Services, City Council's authorization to amend Purchase Order #6054610 and contract 23ECS-RD-09SP with Midome Construction Services Limited dated March 29, 2023, for the installation of new streetcar tracks and associated infrastructure on Adelaide Street, between York Street and Victoria Street. This work is a part of the planned streetcar detour around the Ontario Line Queen Street closure.

The project, delivered by the City and funded by Metrolinx, is progressing well and is on schedule for completion by June 2024. In accordance with Item 2023-GG2.16, approved by City Council on March 29, 2023, Midome Construction Services Limited was awarded a non-competitive contract totalling \$40,240,992, exclusive of Harmonized Sales Tax recoveries to deliver the work.

In December 2023, City Council authorised MM13.23, an Amendment to the contract which increased the value of the Purchase Order #6054610 by a total value of \$3,376,905.60, from \$40,240,992, to \$43,617,897.60 net of Harmonized Sales Tax recoverable.

A second Purchase Order Amendment is now required to address several unforeseen design changes, including relocation of Toronto Hydro, Zayo, Rogers and Beanfield cables, reconstructing several Toronto Water combined sewer brick manhole chambers within the new

streetcar tracks and installing Toronto Transit Commission (TTC) priority loops and traffic signals at York/Adelaide intersection to meet current design requirements.

The total value of this second Purchase Order Amendment being requested is \$5,466,401.89 net of Harmonized Sales Tax recoverable, revising the current Purchase Order value from \$43,617,897.60 net of Harmonized Sales Tax recoverable to up to \$49,084,299.49 net of Harmonized Sales Tax recoverable. The full value of this Purchase Order Amendment will be funded by Metrolinx, in accordance with the Metrolinx letter/agreement dated March 18, 2024. The Metrolinx-funded works will be accommodated within the 2024-2033 Transportation Services 3rd party funded capital budget (CTP 817-01). A budget adjustment will be required in the subsequent capital variance report to right-size the account to accommodate this amendment.

To enable the utilization of the additional funds from Metrolinx within the awarded contract to Midome, City Council approval is required.

Reason for urgency: Construction work is currently taking place on Adelaide Street.

Background Information (City Council)

Member Motion MM16.43