

**10TH REPORT OF THE**  
**CIVIC WORKS COMMITTEE**

Meeting held on May 26, 2014, commencing at 4:04 PM, in the Council Chambers, Second Floor, London City Hall.

**PRESENT:** Councillor H.L. Usher (Chair), Councillors J.L. Baechler, S. Orser and P. Van Meerbergen and J. Martin (Secretary).

**ABSENT:** Councillor N. Branscombe.

**ALSO PRESENT:** J. Braam, A. Dunbar, G. Kotsifas, B. Krichker, J. Lucas, M. Ribera, L. Rowe, E. Soldo and J. Stanford.

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**I. CALL TO ORDER**

1. Disclosures of Pecuniary Interest

Recommendation: That it BE NOTED that no pecuniary interests were disclosed.

**II. CONSENT ITEMS**

2. 5th Report of the Transportation Advisory Committee

Recommendation: That the 5th Report of the Transportation Advisory Committee, from its meeting held on May 6, 2014, BE RECEIVED.

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

3. Fox Hollow SWM Facility No. 1 - Increase in Contract Value (ES3020-FH1)

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Fox Hollow SWM Facility No. 1 – South Cell and Woodlot Berm clay cut-off wall works:

- a) the Fox Hollow No. 1 SWM Facility – South Cell and Woodlot Berm (Tender T13-77) contract value with Bre-Ex Limited BE INCREASED by \$502,202.00 to an upset limit of \$2,417,312.00, excluding HST, in accordance with Section 20.3 (e) of the Procurement of Goods and Services Policy;
- b) the consulting fees for Stantec Consulting Ltd. BE INCREASED by \$63,931.00 to a new upset limit of \$1,817,342.50, excluding HST, in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy due to additional design, tender and contract preparation and administration works associated with the storm/drainage and stormwater management servicing works in the Fox Hollow Development Area;
- c) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated May 26, 2014; and,
- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work. (2014-L04)

Voting Record:

Motion to approve all parts, excluding part b).

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

Motion to approve part b).

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher (3)

NAYS: J.L. Baechler (1)

4. Parking Location Agreement with Community Carshare for Utilizing Municipal Parking Lot Locations

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Parking Location Agreement with Community CarShare for utilizing municipal parking lot locations:

- a) the proposed by-law, appended to the staff report dated May 26, 2014, BE INTRODUCED at the Municipal Council Meeting of June 10, 2014, to approve the Parking Location Agreement with The People's Car Co-Operative Inc., operating as Community CarShare, with respect to providing six parking spaces for use by the car sharing operation; and,
- b) the Mayor and the City Clerk BE AUTHORIZED to execute the Agreement on the City's behalf. (2014-D19/L04)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

5. Contract Award: 2014 Arterial Road Rehabilitation - Contract 2 (Tender No. 14-52)

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the award of a contract for the 2014 Arterial Road Rehabilitation, Contract 2:

- a) the bid submitted by Coco Paving Inc., at its submitted tendered price of \$3,324,000.00, excluding HST, for the 2014 Arterial Road Rehabilitation, Contract '2' project, BE ACCEPTED; it being noted that the bid submitted by Coco Paving Inc. was the lowest of three (3) bids received and meets the City's specifications and requirements in all areas;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated May 26, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender 14-52); and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-L04)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

6. Single Source Purchase of Pre-Heater Heat Exchanger and Re-Heater Heat Exchanger at Greenway Wastewater Treatment Centre

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the purchase of replacement pre-heater and re-heater heat exchangers at Greenway Wastewater Treatment Centre:

- a) approval hereby BE GIVEN to enter into negotiations for the single source purchase of new pre-heater and re-heater heat exchangers from Alstom Power Inc;
- b) the approval given herein BE CONDITIONAL upon the Corporation negotiating satisfactory prices, terms and conditions with Alstom Power Inc., to the satisfaction of the Managing Director, Environmental and Engineering Services and City Engineer; it being noted that there will not be sufficient time to adhere to the normal Committee and Council contract approval process due to escalating steel commodity prices resulting in limited price guarantees; and,
- c) the approval hereby BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order relating to the subject matter of this approval. (2014-F17)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

7. Emergency Repair - Incinerator Reheater

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the staff report dated May 26, 2014, with respect to the emergency repair of the incinerator exhaust gas re-heater at the Greenway Wastewater Treatment Plant (Project ES5084), BE RECEIVED. (2014-E03)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

8. Appointment of Consulting Engineers - Infrastructure Lifecycle Renewal Program 2015-2016

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of Consulting Engineers for the 2015-2016 Infrastructure Lifecycle Renewal Program:

- a) the following Consulting Engineering firms BE APPOINTED Consulting Engineers for the pre-design and design of the said projects, in the amounts identified below, all including contingency but excluding HST, in accordance with the estimate on file, based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers; and in accordance with Section 15.2 of the City of London's Procurement of Goods and Services Policy; it being noted that these consultants shall obtain approval to proceed with subsequent phases of engineering for their projects subject to satisfying all financial, reporting and other conditions contained within this Policy:
  - i) Contract 1: AECOM Canada Ltd, in the amount of \$327,434.80;
  - ii) Contract 2: Dillon Consulting Ltd, in the amount of \$447,412.90;
  - iii) Contract 3: IBI Group, in the amount of \$212,257.10;
  - iv) Contract 4: Spriet Associates, in the amount of \$309,518.00;
  - v) Contract 5: AECOM Canada Ltd, in the amount of \$138,590.10;

- vi) Contract 6: Archibald, Gray & McKay Engineering, in the amount of \$275,709.50;
- vii) Contract 7: R.V. Anderson Associates Limited, in the amount of \$166,375.00;
- viii) Contract A: Archibald, Gray & McKay Engineering Limited, in the amount of \$471,680.00; and,
- ix) Contract B: Spriet Associates, in the amount of \$315,617.50; and,
- b) the financing for design of the projects identified in a), above, BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated May 26, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with each Consultant for the respective project; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

- 9. Appointment of Consulting Engineer for Inspection, Contract Administration and Engineering Services Associated with the Construction of 2014 Infrastructure Lifecycle Renewal Project: Contract #5 Second Street

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a Consulting Engineer for the 2014 Infrastructure Lifecycle Renewal Project; Contract #5: Second Street:

- a) Stantec Consulting Ltd. (Stantec) BE AUTHORIZED to carry out the inspection, contract administration and engineering services, including geotechnical services for the said project, in accordance with the estimate, on file, at an upset amount of \$267,960.00, including contingency, excluding HST, based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers; and in accordance with Section 15.2 (g) of the City of London's Procurement of Goods and Services Policy, noting that this firm completed the engineering design for this project;
- b) the financing for the work identified in a), above, BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated May 26, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the Consultant for the project; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other document, if required, to give effect to these recommendations. (2014-A05)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

10. Contract Award: 2014 Infrastructure Lifecycle Renewal Program Contract 1: Simcoe Street and Henry Street Reconstruction Irregular Result (Tender No. 14-08)

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the award of contracts for the 2014 Infrastructure Lifecycle Renewal Program, Contract 1: Simcoe Street and Henry Street Reconstruction Project:

- a) the bid submitted by Tri-Con Excavating Incorporated, at its tendered price of \$3,217,385.41, excluding HST, for the 2014 Infrastructure Lifecycle Renewal Program, Contract 1 project, BE ACCEPTED; it being noted that the bid submitted by Tri-Con Excavating Incorporated represents the second lowest compliant bid, third lowest of seven bids received, and meets the City's specifications and requirements in all areas;
- b) Spriet Associates London Limited (Spriet), BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the estimate, on file, at an upset amount of \$249,474.50, including contingency and excluding HST, based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers; and in accordance with Section 15.2 (g) of the City of London's Procurement of Goods and Services Policy; it being noted that this firm completed the engineering design for this project;
- c) minor future additional annual operating costs of \$450.00 BE RECOGNIZED as a result of this project; it being noted that these costs are as a result of new infrastructure installation and will be considered and accommodated within future Wastewater and Treatment operating budgets;
- d) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated May 26, 2014;
- e) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- f) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender 14-08); and,
- g) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-L04)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

11. Mud Creek Subwatershed

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Mud Creek Subwatershed Study Update for Water Resources components under Climate Change conditions:

- a) the Mud Creek Subwatershed Study (MCSS) Update for Water Resources components under the Climate Change Conditions BE ACCEPTED;
- b) alternative 1 BE APPROVED as the preferred alternative for the proposed Subwatershed Mitigation and Implementation Strategies Plan in the MCSS Update; it being noted that this includes the following recommendations:

- i) peak flow controls on lands with future land use change;
  - ii) 70% TSS removal in accordance with the Ministry of the Environment guidelines;
  - iii) improvements to the Mud Creek morphology by sediment removal in the middle reaches, bank treatments in the lower reaches and channel stabilization in the upper reaches;
  - iv) implementation of the proposed Regional SWM servicing works and Private Permanent Systems (PPS);
  - v) review and development of City policy for property and existing infrastructure within flood risk areas;
  - vi) structural inspection of the CNR culvert by CNR to assess the feasibility of structural lining;
  - vii) management of stormwater flows north of the CP railway line;
  - viii) cleaning of sediment from the culverts and connecting storm sewers;
  - ix) a Municipal Class Environmental Assessment (EA) study undertaken for the proposed applicable remediation and servicing works; and,
  - x) updates to monitoring programs; and,
- c) the consulting fees for Delcan Corporation BE INCREASED by \$35,000.00 to a new upset limit of \$235,622.40, excluding HST, in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy due to supplementary assessments of the existing flood reductions and risk assessment for Oxford Street, the attendance and preparation for information/progress meetings with the UTRCA and various City's department/divisions.

it being noted that the Civic Works Committee reviewed and received a communication dated May 9, 2014, from Aird and Berlis, LLP, with respect to this matter. (2014-E20)

#### 12. Dingman Creek No. B-4 SWM Facility Class Environmental Assessment Study Appointment of Consulting Engineer

Recommendation: That, on the recommendation of the Director, Roads and Transportation, the following actions be taken with respect to appointment of a consulting engineer for Dingman Creek No. B-4 SWM Facility Class Environment Assessment Study:

- a) Delcan Corporation BE APPOINTED to carry out the Dingman Creek No. B-4 SWM Facility Class Environment Assessment Study in the total amount of \$215,415.00, the estimated Delcan consulting fees of \$195,832.00 plus the City's contingency of \$19,583.00, excluding HST, in accordance with Section 15.2(d) of the Procurement of Goods and Services Policy;
- b) the Mayor and the City Clerk BE AUTHORIZED to execute an agreement with the Dingman Creek No. B-4 landowner, herein called "the Owner" identified as 2219008 Ontario Limited, which requires the owner to pay the total cost in the amount of \$215,415.00, the estimated consulting fees of \$195,832.00 plus the City's contingency of \$19,583.00, excluding HST, to engage the consultant to undertake a Dingman Creek No. B-4 SWM Facility Class Environment Assessment Study;
- c) the Mayor and the City Clerk BE AUTHORIZED to execute an agreement with Delcan Corporation for the Dingman Creek No. B-4 SWM Facility Class Environment Assessment Study; it being noted that the City will be

a proponent of this Class EA in partnership with the landowners;

- d) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated May 26, 2014;
- e) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work;
- f) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- g) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

13. Dingman Creek/North Lambeth No. P9 SWM Facility Class Environmental Assessment Study Appointment of Consulting Engineer

Recommendation: That, on the recommendation of the Director, Roads and Transportation, the following actions be taken with respect to appointment of a consulting engineer for the Dingman Creek/North Lambeth No. P9 SWM Facility Class Environmental Assessment Study:

- a) Stantec Consulting Limited BE APPOINTED to carry out the Dingman Creek/North Lambeth No. P9 SWM Facility Class Environmental Assessment Study in the total amount of \$183,948.00, the estimated Stantec consulting fees of \$167,226.00 plus the City's contingency of \$16,722.00, excluding HST; in accordance with Section 15.2(d) of the Procurement of Goods and Services Policy;
- b) the Mayor and the City Clerk BE AUTHORIZED to execute an agreement with the Dingman Creek/North Lambeth No. P9 landowners, herein called "the Owner" identified as Colonel Talbot Developments Inc., which requires the owner to pay the total cost in the amount of \$183,948.00, the estimated consulting fees of \$167,226.00 plus the City's contingency of \$16,722.00, excluding HST, to engage the consultant to undertake the Dingman Creek/North Lambeth No. P9 SWM Facility Class Environmental Assessment Study;
- c) the Mayor and the City Clerk BE AUTHORIZED to execute an agreement with Stantec Consulting Limited for the Dingman Creek/North Lambeth No. P9 SWM Facility Class Environmental Assessment Study; it being noted that the City will be the proponent in this Class EA in partnership with the landowners;
- d) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated May 26, 2014;
- e) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work;
- f) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- g) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

14. Blackfriars Bridge Environmental Assessment Appointment of Consulting Engineer

Recommendation: That, on the recommendation of the Director, Roads and Transportation, the following actions be taken with respect to the Blackfriars Bridge Environmental Assessment Study:

- a) Dillon Consulting Limited BE APPOINTED Consulting Engineers to complete the Environmental Assessment Study, in the amount of \$194,564.70, excluding HST, in accordance with Section 15.2 (e) of the Procurement of Goods and Services Policy;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated May 26, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05/D14)

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

15. (ADDED) Execution of Contribution Amending Agreements with Each of the Government of Canada and the Government of Ontario for the HELP Clean Water Initiative

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the proposed by-law appended to the staff report dated May 26, 2014 BE INTRODUCED at the Municipal Council meeting of June 10, 2014, to authorize the execution of a Contribution Amending Agreements for the HELP Clean Water initiative with each of the Government of Canada and the Government of Ontario by The Corporation of the City of London, on its own behalf and on behalf of the Lake Huron Primary Water Supply System and the Elgin Area Primary Water Supply System in the City's capacity as Administering Municipality, as authorized by the respective Board of Management. (2014

Motion Passed

YEAS: S. Orser, P. Van Meerbergen, H.L. Usher, J.L. Baechler (4)

**III. SCHEDULED ITEMS**

None.

**IV. ITEMS FOR DIRECTION**

None.

**V. DEFERRED MATTERS/ADDITIONAL BUSINESS**

None.

**VI. ADJOURNMENT**

The meeting adjourned at 4:34 PM.