

**11TH REPORT OF THE**  
**CIVIC WORKS COMMITTEE**

Meeting held on June 16, 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:** Councillors B. Armstrong, P. Hubert, B. Polhill and J.B. Swan; J. Braam, C. Colvin, A. Dunbar, J. Freeman, T. Grawey, G. Kotsifas, B. Krichker, J. Lucas, D. MacRae, L. Mottram, D. Mounteer, 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. Contract Award: VMP Noise Attenuation Wall (Tender No. T14-62)

Recommendation: That, notwithstanding the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the contract award of the Veterans Memorial Parkway (VMP) Noise Attenuation Wall:

- a) pursuant to section 13.8 of the Council Procedure By-law, the actions of the Municipal Council taken at its meeting of January 14, 2014, with respect to part a) of clause 3 of the 2nd Report of the Civic Works Committee, related to the Veterans Memorial Parkway (VMP) noise attenuation wall BE RECONSIDERED to provide for a noise wall to be constructed of material other than wood; it being noted that part a) of clause 3 reads as follows:

“a) a wooden noise wall BE APPROVED for the purpose of noise abatement from 151 Martinet Avenue to 272 Simpson Crescent, it being noted that the draft 2014 Capital Budget includes a \$500,000 item for the wall; and,”

- b) part a) of clause 3 of the 2nd Report of the Civic Works Committee, noted above, BE RESCINDED;

- c) part a) of clause 3 of the 2nd Report of the Civic Works Committee BE AMENDED to read as follows:

“a) a noise wall BE APPROVED for the purpose of noise abatement from 151 Martinet Avenue to 272 Simpson Crescent; it being noted that the draft 2014 Capital Budget includes a \$500,000 item for the wall;”

- d) the alternate product tender bid submitted by Blue Sky Fence & Deck Inc., at its submitted tendered price of \$564,803.49, including H.S.T., for the construction of the VMP Noise Attenuation Wall with SimTek Fence EcoStone product BE ACCEPTED; it being noted that the bid submitted by Blue Sky Fence & Deck Inc., for the wooden noise wall was the lowest of four (4) bids received; it being further noted that the alternate product submission has been deemed to provide a net benefit over a wooden wall, and meets the City’s specifications and requirements in all areas;

- e) the financing for this project BE APPROVED as set out in the Sources of Financing Report to be developed prior to the Council meeting;
- f) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- g) 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 14-62); and,
- h) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, required to give effect to these recommendations. (2014-L04)

Motion Passed

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

### 3. Union Gas Alternate Locate Agreement

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to an Alternate Locate Agreement between The Corporation of the City of London and Union Gas Limited:

- a) the proposed by-law appended to the staff report dated June 15, 2014, as Appendix 'A', BE INTRODUCED at the Municipal Council meeting to be held on June 24, 2014, for the purpose of approving the Alternate Locate Agreement between the City and Union Gas Limited, substantially in the form attached to the by-law and satisfactory to the City Solicitor; and,
- b) the Mayor and the City Clerk BE AUTHORIZED to execute the Alternate Locate Agreement, approved in a), above, on behalf of the City of London. (2014-L04)

Motion Passed

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

### 4. Gordon Sanitary Trunk Sewer Rehabilitation Project No. ES2473 RFP No. 14-26

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 construction of the Gordon Sanitary Trunk Sewer Rehabilitation Project No. ES2473, RFP No. 14-26:

- a) the proposal submitted by LiquiForce Services, at its price of \$1,648,800.00, excluding H.S.T., for the Gordon Sanitary Trunk Sewer Rehabilitation project BE ACCEPTED; it being noted that their submission meets the City's specifications and requirements in all areas and was the best rated proposal using the price-per-point evaluation system;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated June 16, 2014;
- c) Dillon Consulting Limited BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the estimate, on file, at an amount of \$51,590.00, excluding H.S.T., based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers; and in accordance with Clause 15.2(g) of the Procurement of Goods and Services Policy;

- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and,
- e) the approvals 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. (2014-L04)

Motion Passed

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

5. White Oak Development Area Stormwater Management Municipal Class EA Addendum Study

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 White Oak Development Area Stormwater Management Municipal Class EA Addendum Study:

- a) the EA Addendum Study BE ACCEPTED in accordance with the Municipal Class EA process requirements; it being noted that the preferred servicing alternative, Alternative 4, recommends:
  - i) one dry regional Stormwater Management (SWM) Facility (#4) for quantity control;
  - ii) one wet regional SWM Facility for quantity and quality control (#3);
  - iii) modification to an existing wet SWM Facility (#2);
  - iv) revegetation of 1600m of the White Oak Channel; and,
  - v) an enclosure of 100 linear metres of the existing portion of the West Tributary channel in the Meadowlands Industrial Park into the proposed conduit/pipe system;
- b) the consulting fees for AECOM Canada Ltd. BE INCREASED by \$5,000 to a new upset limit of \$272,180.00, excluding H.S.T., in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy due to an additional mandatory supplementary Public Information Meeting;
- c) the financing for this work BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated June 16, 2014;
- d) a notice of Completion BE FILED with the Municipal Clerk; and,
- e) the Addendum to the Municipal Class EA Schedule "B" for Storm/Drainage and Stormwater Management Works for the White Oak Development Area BE PLACED on public record for a 30-day review period. (2014-E20)

Motion Passed

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

6. Appointment of Consulting Engineer for Inspection, Contract Administration and Engineering Services (Green Valley Drain Storm/Drainage and Stormwater Management Remediation Works)

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 consultant for inspection, contract administration and engineering services associated with the construction of the Green Valley Drain Storm/Drainage and Stormwater Management Remediation Works:

- a) the engineering fees for Delcan Corporation BE INCREASED by \$149,176.00 to the upset limit of \$307,572.00 for the additional design and engineering work associated with delays in MOE approvals and to carry out the inspection and general construction administration, and the

post-construction monitoring, including contingency, excluding H.S.T.; in accordance with Section 15.2(g) of the Procurement of Goods and Services Policy;

- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated June 16, 2014; and,
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work. (2014-A05)

Motion Passed

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

- 7. Appointment of Consulting Engineer for Inspection, Contract Administration and Engineering Services Associated with the Construction of 2014 Infrastructure Lifecycle Renewal Project: Contract D Dundas 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 D: Dundas Street:

- a) Delcan Corporation (Delcan) 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 \$189,420.00 including contingency, excluding H.S.T., 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;
- 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 June 16, 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)

- 8. Murray Marr Stormwater Management Facility Sediment Removal Project No. ES 2532

Recommendation: That, on the recommendation of the Director of Water and Wastewater, Environmental and Engineering Services, the following actions be taken with respect to the award of the contract for the Murray Marr Stormwater Management Facility Sediment Removal Project (ES 2532):

- a) the proposal submitted by Blue-Con Construction, at its price of \$278,476.00, excluding H.S.T., for the construction of the Murray Marr Stormwater Management Facility Sediment Removal BE ACCEPTED; it being noted that Blue-Con Construction submitted the low bid, and meets the proposal requirements in all areas;

- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated June 16, 2014;
- c) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work;
- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with these projects, 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)

- 9. Appointment of Consulting Engineer for the Functional and Detailed Design of the Murray Marr No. 4 Stormwater Management Facility

Recommendation: That, on the recommendation of the Director, Roads and Transportation, the following actions be taken with respect to appointment of a consultant for functional and detailed design engineering services of the Murray Marr No. 4 Stormwater Management Facility:

- a) Ecosystem Recovery Incorporated BE APPOINTED to carry out the functional and detailed design of the Murray Marr No. 4 Stormwater Management Facility (ESSWM-MM4) in the total amount of \$141,427.00 (the estimated Ecosystem Recovery Incorporated consulting fee of \$128,570.00 plus the City's contingency of \$12,857.00, excluding H.S.T.); in accordance with Section 15.2(d) of the Procurement of Goods and Services Policy;
- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated June 16, 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 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)

Motion Passed

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

- 10. Downtown London Parking Study

Recommendation: That, on the recommendation of the Director, Roads and Transportation, the following actions be taken with respect to the Downtown London Parking Study:

- a) the consulting fees for MMM Group Limited BE INCREASED by \$30,000.00, to a new upset limit of \$170,000.00, excluding H.S.T., in accordance with Section 15.2 (g) 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 June 16, 2014; and,

- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project. (2014-T02)

Motion Passed

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

- 11. By-law for the Execution of a Garbage Collection Agreement with The University of Western Ontario

Recommendation: That, on the recommendation of the Director, Environment, Fleet and Solid Waste, the following actions be taken with respect to the Garbage Collection Agreement with The University of Western Ontario:

- a) the proposed by-law appended to the staff report dated June 16, 2014, BE INTRODUCED at the Municipal Council Meeting of June 24, 2014 to approve a Garbage Collection Agreement with The University of Western Ontario; and,
- b) the Mayor and the City Clerk BE AUTHORIZED to execute the Agreement on the City's behalf. (2014-C01)

Motion Passed

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

### III. SCHEDULED ITEMS

- 12. Street Renaming - Terrace Street (West of Adelaide Street South)

Recommendation: That, on the recommendation of the Manager of Development Services, the following actions be taken with respect to the resolution of Municipal Council in response to an application by AAR-CON Enterprises Corp. for a street renaming:

- a) the portion of Terrace Street, west of Brookside, closed by By-law S.-1231-674 be re-opened for public use and that the by-law appended to the staff report dated June 16, 2014, as Appendix 'A', to repeal By-Law S.-1231-674, BE INTRODUCED at Council effective 30 days after the registration of Draft Approved Plan 39T-02511;
- b) the by-law appended to the staff report dated June 16, 2014, as Schedule 'B', to re-name the specified portion of Terrace Street to Hayes Street, BE INTRODUCED at the first available Council meeting within 30 days after the registration of the Draft Approved Plan 39T-02511 and subject to final approval of the Draft Approved Plan 39T-02511 by the Ontario Municipal Board and subject to approval of the street name change noted in a) above; and,
- c) the applicant BE REQUIRED to pay for the full cost of the street renaming, on a 100% cost recovery basis, including, but not limited to, street signage, advertisement, by-law registrations;

it being noted that the Civic Works Committee received a presentation from L. Mottram with respect to this matter;

it being pointed out that there were no oral submissions made at the public participation meeting associated with this matter. (2014-D29)

Voting Record:

Motion Passed

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

Motion to open public participation meeting.

Motion Passed

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

Motion to close public participation meeting.

Motion Passed

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

**IV. ITEMS FOR DIRECTION**

None.

**V. DEFERRED MATTERS/ADDITIONAL BUSINESS**

None.

**VI. ADJOURNMENT**

The meeting adjourned at 4:35 PM.