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Planner: J. Michaud

TO:	CHAIR AND MEMBERS COMMUNITY AND PROTECTIVE SERVICES COMMITTEE
FROM:	JOHN M. FLEMING MANAGING DIRECTOR, PLANNING AND CITY PLANNER
SUBJECT:	SINGLE-SOURCE CONTRACTOR SELECTION – CONTINUATION OF GARDEN TERRACE AND SPLASH PAD AT QUEEN’S PARK– CANADA 150 FUNDING MEETING ON JULY 18, 2017

RECOMMENDATION

That, on the recommendation of the Managing Director, Planning & City Planner, the following actions **BE TAKEN** with respect to the continuation of the Garden Terrace and Splash Pad project at Queen’s Park:

- a) That Civic Administration **BE AUTHORIZED** to single source appoint Frank Van Bussel and Sons Limited, 3 Ilderbrook Circle, P.O. Box 340, Ilderton ON, N0M 2A0, in accordance with Section 14.4d and 14.4e of the City of London’s Procurement of Goods and Services Policy;
- b) the financing for this project **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix A;
- c) the Civic Administration **BE AUTHORIZED** to undertake all the administration acts that are necessary in connection with this contract, and;
- 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 related to this project.

PREVIOUS REPORTS PERTINENT TO THIS MATTER
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- **Proposed Queen’s Park Improvements** – August 22, 2005, Report to Planning Committee
- **Queen’s Park Master Plan** – June 22, 2009, Report to Planning Committee
- **Canada 150 Community Infrastructure Program Intake Two Contribution Agreement** – April 11, 2017, Report to Corporate Services Committee

BACKGROUND

Purpose:

This report recommends that Frank Van Bussel and Sons Limited be single source appointed as the contractor to complete Queen’s Park Garden Terrace and Splash Pad, one of London’s approved Canada 150 Community Infrastructure Projects. The final cost has not yet been negotiated with the contractor as the design is being finalized, but the amount will be up to \$133,000.00.

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Context:

The redevelopment of Queen’s Park is identified as a priority in the Planners Action Team (PACT) April 2003 report entitled “Re-establishing Value – A Plan for the Old East Village”. This report recognized that there is a need to provide more open space in the neighbourhood and a positive and visible enhancement to the Dundas Street corridor. At the heart of the Old East Village, Queen’s Park has the potential to become one of London’s main urban parks.

In 2008, a Master Plan for Queen’s Park was prepared. The work was done hand in hand with the Queen’s Park Steering Committee composed of representatives from the City of London, the Western Fair District (WFD), the Old East Village Business Improvement Area (OEV BIA) and the Old East Village Community Association (OEVCA). The Final Report on the Mater Plan was presented to the Steering Committee on May 27, 2009 and was received with enthusiasm by all parties involved.

In 2016, the City applied for a Canada 150 Grant to support the Garden Terrace and Splash Pad to be constructed adjacent to the Confederation Building. In April 2017, the City of London was approved for a project worth \$435,000.00, of which \$160,000.00 was provided by the Federal government for design and construction. As part of the project, conduits and infrastructure were installed and a mechanical room created in the Confederation Building for the splash pad controls. The remainder of the splash pad portion of the project can now proceed, up to the amount of \$133,000.00. It is a requirement of the grant that all construction work be completed by the end of March 2018. This means that the project must be completed this fall, as this type of outdoor construction cannot occur in winter conditions.

Frank Van Bussel and Sons Limited was the successful bidder of Tender T16-23 and built this phase of the project in the fall of 2016. The City and the Community is pleased with the final product and the skills and quality of workmanship that the contractor has demonstrated.

Purchasing Process:

The Procurement of Goods and Services Policy section 14.4 states that Single Source means that there is more than one source of supply in the open market, but only one source is recommended due to predetermined and approved specifications. The procurement may be conducted using a Single Source process if the goods and / or services are available from more than one source, but there are valid and sufficient reasons for selecting one supplier in particular, as follows:

14.4 d. There is need for compatibility with goods and / or services previously acquired or the required goods and / or services will be additional to similar goods and / or services being supplied under an existing contract (i.e. contract extension or renewal);

14.4 e. The required goods and / or services are to be supplied by a particular supplier(s) having special knowledge, skills, expertise or experience.

The Queen’s Park splash pad is a continuation of the existing garden terrace that was completed in the fall 2016. To achieve this, staff have hired the same consultants to complete the project (Arthur Lierman Landscape Architecture and Development Engineering) and recommend utilizing the same contractor that completed the 2016 work. Frank Van Bussel has special knowledge, skills and expertise associated with the hardscape finishes and recently installed infrastructure to support the splash pad installation at Queen’s Park. Continuing with this contractor will also save time associated with an open tender process which is critical in order to meet tight timelines associated with the Canada 150 Community Infrastructure Program. Lastly, the contractor has agreed to maintain their 2016 unit prices from tender T16-23 (obtained through an open bid process), which is at the financial advantage of the Corporation.

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For all these reasons, we are requesting approval of this Single-Source purchase.

Financial Impacts:

Funding for this project was provided under the Canada 150 Community Infrastructure Program. The City of London was approved for a project worth \$435,000.00, of which \$160,000.00 was provided by the Federal government. Construction of the splash pad will be completed within the approved project budget up to a maximum of \$133,000. Design fees utilize the remaining \$27,000.00.

The splash pad is planned to be in operation for the 2018 summer season. Additional operating costs will be requested as part of assessment growth funding and included in the operating budget.

Acknowledgements:

This report was prepared by Julie Michaud, Planning – Environmental and Parks Planning.

SUBMITTED BY:	REVIEWED BY:
JEFF BRUIN, OALA, CSLA MANAGER OF PARKS AND OPEN SPACE DESIGN, ENVIRONMENTAL AND PARKS PLANNING	ANDREW MACPHERSON, OALA, CSLA MANAGER, ENVIRONMENTAL AND PARKS PLANNING
REVIEWED AND CONCURRED BY:	RECOMMENDED BY:
IAN COLLINS DIRECTOR, FINANCIAL SERVICES	JOHN M. FLEMING, MCIP, RPP MANAGING DIRECTOR, PLANNING & CITY PLANNER

Attach: Appendix A – Source of Financing

Cc: John Freeman, Manager of Purchasing and Supply

7/5/2017

JM/jm

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APPENDIX 'A'

Chair and Members
Community and Protective Services Committee

#17138
July 18, 2017
(Approve Single Source Contractor)

RE: Approve Single Source Contractor Selection
Continuation of Garden Terrace and Splash Pad at Queen's Park
(PO 351701)
Capital Project PD2139 - Addition of Splash Pad at Queen's Park (Canada 150)
Frank Van Bussel and Sons Limited - \$133,000 (excluding H.S.T.)

FINANCE & CORPORATE SERVICES REPORT ON THE SOURCE OF FINANCING:

Finance & Corporate Services confirms that the cost of this project can be accommodated within the financing available for it in the Capital Works Budget and that, subject to the adoption of the recommendations of the Managing Director, Planning and City Planner, the detailed source of financing for this project is:

<u>ESTIMATED EXPENDITURES</u>	<u>Approved Budget</u>	<u>Revised Budget</u>	<u>Committed To Date</u>	<u>This Submission</u>	<u>Balance for Future Work</u>
Engineering	\$40,000	\$30,000	\$26,773		\$3,227
Construction	393,000	403,000	259,102	135,341	8,557
City Related Expenses	2,000	2,000			2,000
NET ESTIMATED EXPENDITURES	<u>\$435,000</u>	<u>\$435,000</u>	<u>\$285,875</u>	<u>\$135,341</u> 1)	<u>\$13,784</u>
<u>SOURCE OF FINANCING:</u>					
Capital Levy	\$255,000	\$255,000	\$157,275	\$83,941	\$13,784
FedDev Ontario Contribution (Canada 150)	160,000	160,000	108,600	51,400	0
Other Contributions-Western Fair	20,000	20,000	20,000		0
TOTAL FINANCING	<u>\$435,000</u>	<u>\$435,000</u>	<u>\$285,875</u>	<u>\$135,341</u>	<u>\$13,784</u>

Financial Note:

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|----|--------------------------------------|------------------|
| 1) | Contract Price | \$133,000 |
| | Add: HST @13% | 17,290 |
| | Total Contract Price Including Taxes | 150,290 |
| | Less: HST Rebate | 14,949 |
| | Net Contract Price | <u>\$135,341</u> |
- 2) The final cost has not yet been negotiated with the contractor as the design is being finalized, but the amount will be up to \$133,000.
- 3) Additional operating costs will be requested as part of assessment growth funding.

EH

Jason Senese
Manager of Financial Planning & Policy