

14TH REPORT OF THE
CIVIC WORKS COMMITTEE

Meeting held on September 10, 2012, commencing at 4:02 PM, in the Council Chambers, Second Floor, London City Hall.

PRESENT: Councillor H.L. Usher (Chair), Mayor J. Fontana, Councillors J.L. Baechler, S. Orser, P. Van Meerbergen and S. White and B. Mercier (Secretary).

ALSO PRESENT: Councillors M. Brown, J. P. Bryant and P. Hubert, J. Braam, A. Cook, A. Dunbar, M. Feldberg, B. Krichker, J. Logan, J. Lucas, D. MacRae, S. Maguire, A. Rozentals, J. Simon, J. Stanford, R. Welker and J. Yanchula.

I. DISCLOSURES OF PECUNIARY INTEREST

1. That it **BE NOTED** that no pecuniary interests were disclosed.

II. CONSENT ITEMS

2. **Rate Structure Review - A New Funding Model for Water, Sanitary and Storm Drainage Charges**

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the report dated September 10, 2012, with respect to the rate structure review for a new funding model for water, sanitary and storm drainage charges **BE RECEIVED** for information. (2012-F17-00)

3. **Annual Ministry of Environment Inspection of the City Water Distribution System**

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the report dated September 10, 2012, with respect to the annual Ministry of Environment inspection of the City Water Distribution System **BE RECEIVED** for information. (2012-W13-00)

4. **Highway 401 Highbury Avenue Interchange Reconstruction - Ministry of Transportation Class Environmental Assessment Addendum**

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the Preferred Plan in the Class Environmental Assessment Addendum Study conducted by the Ontario Ministry of Transportation for the reconstruction of the Highway 401/Highbury Avenue Interchange **BE ENDORSED**; it being noted that this endorsement is for the technical aspects of the Preferred Plan, including the widening of Highbury Avenue to six lanes from Highway 401 southerly to Wilton Grove Road. (2012-S07-00)

5. **Design, Supply, Delivery and Installation of Urban Streetscape Planters Along Downtown Street Corridors (Request For Proposal 12-27)**

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the following actions be taken with respect to the design, supply, delivery and installation of urban streetscape planters along downtown street corridors (RFP 12-27):

- a) the proposal submitted by Ro-Buck Contracting, 2326 Fanshawe Park Road East, London, ON, N5X 4A2, at its contract price of \$127,500.00, excluding H.S.T., **BE ACCEPTED**; it being noted that the Ro-Buck Contracting bid meets the City's terms, conditions and specifications;
- b) the funding for this project **BE APPROVED** as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated September 10, 2012;

- c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this purchase; and,
- d) 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. (2012-S03-00)

6. **Traffic Signal Modifications (Tender 12-85 and Tender 12-91)**

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the following actions be taken with respect to the contract award for the traffic signal modifications at the Trafalgar Street/Highbury Avenue, King Street/Wellington Street, Dufferin Avenue/Clarence Street, and Queens Avenue/Clarence Street intersections:

- a) the bid submitted by CRU Solutions, a division of EARTH (Holdings) Inc., 180 Whiting Street, Ingersoll, ON, N5C 3B5, at its tendered price of \$199,728.00, excluding H.S.T., for the traffic signal modifications at the Trafalgar Street/Highbury Avenue, King Street/Wellington Street, intersections Project (Tender 12-85), **BE ACCEPTED**; it being noted that the bid submitted by CRU Solutions was the lowest of the four (4) bids received and meets the City's specifications and requirements in all areas; it being further noted that there is no anticipated additional operating costs to the Engineering Department Operating Budget in 2013 and subsequent years, associated with approval of this tender;
- b) the bid submitted by CRU Solutions, a division of EARTH (Holdings) Inc., 180 Whiting Street, Ingersoll, ON, N5C 3B5, at its tendered price of \$247,861.00, excluding H.S.T., for the traffic signal modifications at the Dufferin Avenue/Clarence Street and Queens Avenue/Clarence Street intersections Project (Tender 12-91), **BE ACCEPTED**; it being noted that the bid submitted by CRU Solutions was the lowest of the three (3) bids received and meets the City's specifications and requirements in all areas; it being further noted that there is no anticipated additional operating costs to the Engineering Department Operating Budget in 2013 and subsequent years associated with approval of this tender;
- c) the financing for these projects **BE APPROVED** as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated September 10, 2012;
- d) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with these projects;
- e) the approval hereby **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 these projects (Tenders 12-85 and 12-91); and,
- f) the Mayor and the City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations. (2012-S09-00)

7. **Supply, Delivery and Installation of 2012 Fall Infill Street Trees (Tender 12-87)**

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the following actions be taken with respect to the supply, delivery and installation of the 2012 Fall infill street trees (Tender 12-87):

- a) the tender submitted by Klomp's Landscaping Inc., 2963 Road 119, R.R. #7, St. Mary's, ON, N4X 1C9, at its contract price of \$129,563.35, excluding H.S.T., **BE ACCEPTED**; it being noted that Klomp's Landscaping Inc. submitted the lowest bid and meets the terms, conditions and specifications in all areas of Tender 12-87;

- b) the financing for this purchase **BE APPROVED** as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated September 10, 2012;
- c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this contract; and,
- d) 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. (2012-E05-00)

8. Landscaping at the Manning Drive Regional Material Recovery Facility (Tender 12-93)

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the following actions be taken with respect to landscaping at the Manning Drive Regional Material Recovery Facility (Tender 12-93):

- a) the tender submitted by PLS Landscaping and Excavation Limited, 1124 Gainsborough Road, London, ON, N6H 5N1, at its contract price of \$122,285.50, including contingency and excluding H.S.T., **BE ACCEPTED**; it being noted that PLS Landscaping and Excavation Limited submitted the lowest bid and meets the terms, conditions and specification of Tender 12-93;
- b) the funding for this project **BE APPROVED** as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated September 10, 2012;
- c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this purchase; and,
- d) 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. (2012-W08-00)

9. Contract Award - Street Lighting Replacement on King Street Between Richmond Street and Clarence Street (Tender 12-94)

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the following actions be taken with respect to the contract award for the replacement of street lighting on King Street between Richmond Street and Clarence Street (Tender 12-94):

- a) the bid submitted by Stacey Electric Company Ltd., 179 Bartlett Drive, Unit B, Toronto, ON, M4A 1E6, at its tendered price of \$259,298.50, excluding H.S.T., for the replacement of street lighting on King Street between Richmond Street and Clarence Street Project, **BE ACCEPTED**; it being noted that the bid submitted by Stacey Electric Company Ltd. was the lowest of the four (4) bids received and meets the City's specifications and requirements in all areas; it being further noted that there is no anticipated additional operating costs to the Engineering Department Operating Budget in 2013 and subsequent years associated with approval of this tender;
- b) the financing for this project **BE APPROVED** as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated September 10, 2012;
- c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this project;
- d) the approval hereby **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 12-94);

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. (2012-S08-00)

10. Contract Award - Decommissioning of Historical Production Wells (Project No. EW3754)

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the following actions be taken with respect to the contract award for the decommissioning of historical production wells (EW3754):

- a) the appointment of the second lowest bidder, Aardvark Drilling Inc., 25 Lewis Road, Unit C, Guelph, ON, N1H 1E9, for the 2011 decommissioning of the historical production wells contract, at its corrected tendered price of \$165,550.00, excluding H.S.T., **BE ACCEPTED**; it being noted that City is exercising the first (1) year of a three (3) year term contract (Tender 10-97) awarded to Aardvark Drilling Inc. and that all original unit prices have been maintained; it being further noted that this is the first year of a three-year term contract, where the City has the sole discretion to renew the contract for two additional terms based on the price and performance of the contractor;
- b) the financing for this project **BE APPROVED** as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated September 10, 2012;
- c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this project;
- d) the approval hereby **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; 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. (2012-W13-00)

11. Single Source Supply and Installation of Screen Room Inlet Gates and Associated Works at Greenway Pollution Control Centre

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the following actions be taken with respect to the contract award for the upgrade to the screen room inlet gates at the Greenway Wastewater Treatment Plant (ES5084-12); it being noted that the work will be done as a Single Source contract under section 14.4(e) of the Procurement of Goods and Services Policy:

- a) the quote of \$529,222.05, excluding H.S.T., as submitted by Gate Tech Industries Inc., 900 Riverbank Drive, Cambridge, ON, N3H 4R6, **BE ACCEPTED**;
- b) the financing for this project **BE APPROVED** as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated September 10, 2012;
- c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this project; and,
- d) 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. (2012-W06-00)

12. **Contract Award - Landfill Gas Collection and Flaring System Operation**

Recommendation: That, on the recommendation of the Director, Environmental Programs and Solid Waste, the following actions be taken with respect to the appointment of a Consulting Engineer to oversee the technical operation of the W12A Landfill gas collection and flaring system:

- a) Comcor Environmental Limited **BE AUTHORIZED** to carry out the landfill gas collection and flaring system operations in accordance with the estimate, on file, at an upset amount of \$4,200 per month, excluding H.S.T., and weekend call outs, based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers, and in accordance with Section 15, Clause 15.2(g) of the City of London's Procurement of Goods and Services Policy;
- b) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this project;
- c) the approval hereby **BE CONDITIONAL** upon the Corporation entering into a formal contract with each Consultant for their respective project; and,
- d) the Mayor and the City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations. (2012-W04-00)

13. **Proposed Renaming of Kipps Lane**

Recommendation: That **NO ACTION BE TAKEN** with respect to the communication dated August 17, 2012, from Professor D. Kerr, Department of Sociology, King's University College, 266 Epworth Avenue, relating to his suggestion to rename Kipps Lane to Damien Warner Avenue. (2012-M00-00)

III. **SCHEDULED ITEMS**

14. **Bicycles on Sidewalks**

Recommendation: That, on the recommendation of the Managing Director, Engineering and City Engineer, the attached revised proposed by-law (Appendix "A") **BE INTRODUCED** at the Municipal Council meeting to be held on September 18, 2012, for the purpose of amending the Streets By-law (S-1) to allow children under the age of 14 to ride bicycles on City sidewalks; it being noted that the proposed by-law amendment will encourage minor persons to cycle and to recognize cycling as a method of active transportation; it being noted that the Civic Works Committee heard the attached presentation from A. Rozentals, Transportation Planning and Design, with respect to this matter;

it being pointed out that at the public participation meeting associated with this matter, the following individuals made an oral submission in connection therewith:

- P. Riley, 1278 Limberlost Road – indicating that the London Police Service have expressed a reluctance to issue fines at its current rate; and asking if a lower fine has been considered.
- O. Hobson, 45 Evergreen Avenue – expressing that the current by-law is poorly written and he is happy that the City is considering this right now; indicating that he encourages his children to ride their bikes on the sidewalk; expressing encouragement for licensing of bicycles and providing education; and noting that cyclist should have their own lane.
- Resident – expressing the need for safer roads for cyclists; and noting the difference between biking on small side roads and unsafe City streets.
- G. Fowler, 511-380 Adelaide Street North – indicating that walking is an active right; noting that there is no enforcement of legislation at all; expressing that what the City currently has is unenforceable; and

requesting that the City not put the pedestrian at greater risk, by taking the right from the pedestrian to make it safer for the cyclist.

- Resident, 60 Blackfriars Street – asking if there is any way that bikes can be walked across streets; noting that he has been a cyclist for 20 years;
- D. Mitchell, 660 William Street – indicating that in the 2 block walk to City Hall he saw two people riding on the sidewalk with two police officers within sight of them; and stating that cyclists should be licensed to make them aware of what they should do and what the consequences are if they don't.
- G. Brown, 59 Ridout Street – asking how many fines have been handed out and why do we not have dedicated cyclist lane routes, cyclist infrastructure with complete routes in our City; indicating that he has had four broken bones because of impacts with cars; and noting that he lived in Holland for 5 years. (2012-S08-00)

IV. ITEMS FOR DIRECTION

15. Concerns with London Hydro

Recommendation: That the communication from Todor Ivanov, 264 Brunswick Crescent, with respect to his concerns about London Hydro **BE REFERRED** to London Hydro Inc., for its consideration; it being noted that the Civic Works Committee did not grant delegation status to Mr. Ivanov. (2012-W12-00)

V. DEFERRED MATTERS/ADDITIONAL BUSINESS

None.

VI. ADJOURNMENT

The meeting adjourned at 6:03 PM.