

6TH REPORT OF THE
CIVIC WORKS COMMITTEE

Meeting held on February 25, 2013, commencing at 4:03 PM, in the Council Chambers, Second Floor, London City Hall.

PRESENT: Councillor H.L. Usher (Chair), Councillors M. Brown, S. Orser, S. White and J. Martin (Secretary).

ABSENT: Councillor P. Van Meerbergen.

ALSO PRESENT: Councillor B. Armstrong and J. Braam, A. Dunbar, N. Hall, A. Henry, G. Irwin, O. Katolyk, B. Kricher, J. Lucas, S. Maguire, J. Page and J. Stanford.

I. DISCLOSURES OF PECUNIARY INTEREST

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

II. CONSENT ITEMS

2. 2nd Report of the Advisory Committee on the Environment

Recommendation: That the 2nd Report of the Advisory Committee on the Environment, from its meeting held on February 6, 2013, **BE WITHDRAWN** as it was included on the February 26, 2013 Planning and Environment Committee Agenda.

3. Timeline for Major Environmental & Engineering Reports

Recommendation: That, on the recommendation of the Managing Director, Environmental & Engineering Services & City Engineer, the report dated February 25, 2013 with respect to the timeline for major environmental & engineering reports **BE RECEIVED**. 2013-C08

4. Update on Rethink Energy London - Celebrating Progress - Sustainable Energy London

Recommendation: That, on the recommendation of the Director, Environmental Programs & Solid Waste, the report dated February 25, 2013 with respect to an update on "Rethink Energy London - Celebrating Progress - Sustainable Energy London" **BE RECEIVED**. 2013-E19

5. World Figure Skating Championships - Parking

Recommendation: That, on the Recommendation of the Managing Director, Development & Compliance Services and Chief Building Official, the report dated February 25, 2013 with respect to parking during the World Figure Skating Championships **BE RECEIVED**. 2013-M18

6. Valastro v. The Corporation of the City of London - Application to the Ontario Superior Court of Justice - Court File No. 8937-12

Recommendation: That, on the recommendation of the City Solicitor, the decision of the Ontario Superior Court of Justice issued on February 4, 2013 in connection with a motion for an interlocutory injunction to restrain work being done by the Municipality under By-law DR-102-207 **BE RECEIVED**. 2013-L02

7. Amendments to the Traffic and Parking By-law

Recommendation: That, on the recommendation of the Managing Director, Environmental & Engineering Services & City Engineer, the attached proposed by-law (Appendix "A") **BE INTRODUCED** at the Municipal Council meeting to be held on March 5, 2013 for the purpose of amending the Traffic and Parking By-law (P.S. 111). 2013-C01

8. Contract Award: Tender No. 13-04 2013 Infrastructure Lifecycle Renewal Program Contract 7: Price Street and Dakin Street Reconstruction

Recommendation: That, on the recommendation of the Managing Director, Environmental & Engineering Services & City Engineer, the following actions be taken with respect to the Contract Award: Tender # 12-04, 2013 Lifecycle Renewal Program, Contract #7: Price Street and Dakin Street Reconstruction (ES2414-13, EW3765-13, TS3014-13):

- a) the bid submitted by J-AAR Excavating Ltd. (J-AAR), 200 King Street, Ilderton, ON, N0M 2A0, at its tendered price of \$2,326,381.60 (excluding H.S.T.), for the 2013 Infrastructure Lifecycle Renewal Program, Contract #7 project, **BE ACCEPTED**; it being pointed out that the bid submitted by J-AAR was the lowest of nine bids received and meets the City's specifications and requirements in all areas;
- b) Archibald, Gray, McKay Consulting Engineers (AGM), 3514 White Oak Road London ON, N6E 2Z9, **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 \$240,983.00 (excluding H.S.T.), noting that this firm completed the engineering design, 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;
- c) minor future additional annual operating costs of \$1,600.00 **BE RECOGNIZED** as a result of this project noting that these costs are as a result of new infrastructure installation and will be considered and accommodated within future Water & Wastewater 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 February 25, 2013;
- 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 13-04); 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. 2013-L04

9. Appointment of Consultant for the Relocation and Construction of Branch 'B' of the Avenue Municipal Drain ES 4825-11

Recommendation: That, on the recommendation of the Director, Roads & Transportation, the following actions be taken with respect to the Appointment of a Consultant for the Relocation and Construction of Branch 'B' of the Avenue Municipal Drain, in accordance with the *Drainage Act*:

- a) Spriet Associates London Limited, 155 York Street, London, Ontario, Canada N6A 1A8 **BE APPOINTED** Consulting Engineers for the design and construction of Branch 'B' of the Avenue Municipal Drain in the amount of \$17,820.00, excluding HST, in accordance with Section 15, Clause 15.2(d) of the Procurement of Goods and Services Policy;
- b) the financing for this work **BE APPROVED** as set out in the Sources of Financing Report appended to the staff report dated February 25, 2013;

- c) the consulting fees for the project identified in (a) above, **BE IN ACCORDANCE** with the estimate on file, which are based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers;
 - 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. 2013-A05
10. **Southwest Area Sanitary Servicing Master Plan: Appointment of Consulting Engineer (ES5260)**

Recommendation: That, on the recommendation of the Director of Water & Wastewater & Treatment, the following actions be taken with respect to the Southwest Area Sanitary Servicing Master Plan, Appointment of Consulting Engineer:

- a) Stantec Consulting Ltd., 171 Queens Avenue, 8th Floor, London, Ontario, N6A 5J7, **BE APPOINTED** Consulting Engineers in the amount of \$215,000, including 10% 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;
- b) the financing for the project **BE APPROVED** in accordance with the Sources of Financing Report appended to the staff report dated February 25, 2013;
- 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; 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. 2013-A05

11. **Appointment of Consultant for the Reconstruction of the Bannister Drain-Branch 1 Remediation Design ES 4825-11**

Recommendation: That, on the recommendation of the Director, Roads & Transportation, the following actions be taken with respect to the appointment of a consultant for the Bannister Drain-Branch 1 Remediation Design, in accordance with the *Drainage Act*:

- a) Spriet Associates London Limited, 155 York Street, London, Ontario, Canada **BE APPOINTED** Consulting Engineers for the Bannister Drain-Branch 1 Remediation Design, in the amount of \$43,450.00, excluding HST, in accordance with Section 15, Clause 15.2(d) of the Procurement of Goods and Services Policy;
- b) the financing for this work **BE APPROVED** as set out in the Sources of Financing Report appended to the staff report dated February 25, 2013;
- c) the consulting fees for the project identified in (a) above, **BE IN ACCORDANCE** with the estimate on file, which are based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers;
- 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. 2013-A05

III. SCHEDULED ITEMS

IV. ITEMS FOR DIRECTION

12. 2nd Report of the Transportation Advisory Committee

Recommendation: That the following actions be taken with respect to the 2nd Report of the Transportation Advisory Committee from its meeting held on February 5, 2013:

- a) the Mayor **BE ASKED** to write letters to the Canadian Transportation Agency and the Ontario Ministry of Transportation asking that all levels of government encourage cycling as an alternative method of transportation;
- b) clause 2 **BE REFERRED** to the 2013 Budget;

clause 2 reads as follows:

“that the Municipal Council **BE REQUESTED** to approve the 2013 Budget amounts for audible pedestrian signals and cycling facilities; it being noted that the Transportation Advisory Committee heard a verbal presentation from E. Soldo, Director, Roads and Transportation, with respect to these matters”; and,
- c) that clauses 3 to 9, inclusive **BE RECEIVED AND NOTED**.

13. Railway Row Crossing Fee Policy

Recommendation: That, on the recommendation of the Managing Director of Environmental Services & City Engineer, Canadian National Railway’s one-time crossing fee proposal for City owned infrastructure on Canadian National Railway owned right-of-way **BE ACCEPTED**; it being noted that the funding required for the 24 crossings would be \$64,000 and \$55,000 (excluding HST), respectively, from the 2013 Water and Wastewater Operating Budgets. 2013-F11

14. Ontario Water/Wastewater Agency Response Network

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the attached proposed by-law **BE INTRODUCED** at the Municipal Council meeting of March 5, 2013, to:

- a) approve the Mutual Aid and Assistance Agreement for an Ontario Water / Wastewater Agency Response Network (OnWARN); and,
- b) the Mayor and the City Clerk **BE AUTHORIZED** to execute the above-noted agreement. 2013-E08

15. Railway Pedestrian Crossing Safety

Recommendation: That, on the recommendation of the Director, Roads & Transportation, the following actions be taken with respect to railway pedestrian crossing safety:

- a) the Civic Administration **BE AUTHORIZED** to undertake a railway pedestrian crossing assessment study to determine the appropriate pedestrian focused solutions at railway crossings; and,
- b) the Civic Administration **BE REQUESTED** to review and report back to the Civic Works Committee with respect to the use of locomotive whistles within the City of London. 2013-D24

16. Rental of General Equipment with Operators (Tender 13-06) - Revised

Recommendation: That, the previously-approved bids for the Rental of General Equipment with Operators, as appended to the staff report dated January 21, 2013 **BE AMENDED** by deleting “Benko Sewer Service, Division of Badger Daylighting Inc. 6629 Orr Drive, London, ON N6L 1P1” and replacing with “W. Carsey Trucking Inc., 2768 Catherine Street, Dorchester, Ontario N0L 1G4”; it being noted that the affected parties have been notified of the administrative error.

V. DEFERRED MATTERS/ADDITIONAL BUSINESS

None

VI. ADJOURNMENT

The meeting adjourned at 5:35 PM.