



October 10, 2006

REPORT TO COMMITTEE OF THE WHOLE

SUBJECT: Award of Tender 144-T-06
Construction of East Cathedral Neighbourhood Park

CONTACT/AUTHOR: Linda A. Irvine, Manager, Parks and Open Space
Development, ext. 2120
Alex Moore, Senior Construction Buyer, ext. 2990

RECOMMENDATION:

THAT the report entitled "Award of Tender 144-T-06, Construction of East Cathedral Neighbourhood Park" be received;

AND THAT the contract for tender 144-T-06 for the construction of East Cathedral Neighbourhood Park be awarded to the lowest price qualified bidder, Gateman Milloy Inc. in the amount of \$399,683.37 (Base tender items of \$369,909.20 and Provisional items 1.0, 2.0, 2.1, 3.0, 4.2 for \$29,774.17), exclusive \$40,000.00 contingency and GST;

AND THAT a consultant and construction contingency amount of \$40,000.00 exclusive of GST be established to cover any additional consulting services and/or sub-consulting fees and to cover any additional construction costs including authorized contingencies and approved change orders, and that the Director of Planning and Urban Design or designate be authorized to approve expenditure of this contingency amount up to the specified limit in accordance with the Expenditure Control Policy;

AND THAT the award be funded from Planning and Urban Design's 2005 Capital Budget account #81-5350-6649-005, East Cathedral Neighbourhood Park, in the amount of \$429,000.00, \$15,000 from a letter of credit issued to the Town by Metrus to cover for grading work and \$39,981.37 from the remaining balance in Planning and Urban Design's 2004 Capital Budget Account #81-5350-6252-005, Brother Andre (Mount Joy) Neighborhood Park;

AND FURTHER THAT upon payment of all invoices associated with this project, any remaining funds will be returned to the original funding sources;

FINANCIAL CONSIDERATIONS:

The following table is a summary of the financial considerations for this report:

Original Budget and Account #	\$429,000	81-5350-6649-005 East Cathedral Neighborhood Park
Current Budget Available (unspent)	\$384,702	
Less Cost	(\$399,683)	Awarded to Gateman Milloy Inc.
Less Contingency	(\$40,000)	
Budget Remaining	(\$54,981)	
<u>Funding for Shortfall</u>	\$39,981	81-5350-6252-005 Brother Andre Neighbourhood Park
	\$15,000	Letter of credit from Metrus to cover grading work
Total	\$54,981	

Total Estimated Project Costs:

Total Budget Available (Original and Additional)	\$483,981.37
Less:	
Construction Cost	\$ 399,683.37
Contingency – Consulting Fees and Construction	\$ 40,000.00
Internal Capital Admin. Fee (3.5%)	\$ 15,015.00
Consultant Fees (Grieve & Associates)	\$ 25,750.00
Shady Lane Tree Works	\$ 3,533.00
Budget Remaining	\$ 0.00

PURPOSE:

The purpose of this report is to award the contract for the construction of East Cathedral Neighbourhood Park located at the corner of Rockliffe Gate and Hazelton Avenue. This residential community is located north of Major Mackenzie Dr and east of Woodbine Avenue.

BACKGROUND:

Scott Grieve of Grieve and Associates was hired as the consulting landscape architect to provide design and contract administration services and to administer any sub-consultants as required.

This neighborhood park is comprised of a junior/senior playground, a gazebo, pathways, seating, and landscaped areas. The community was consulted during the design process and a presentation of the park concepts was made to the Building and Parks Construction Committee.

Provisional items were added to this tender to ensure that standard park development service levels are maintained while guaranteeing that the base bid would be within the original budget. Additional funding for selected provisional items (stone columns for gazebo, four benches, three trash receptacles, and 24 spruce trees) and for a 10% contingency will be from the balance remaining in capital account 81-5350-6252-005 Brother Andre (Mount Joy) N. P.

The remaining favourable variance in tender 145-T-06, Construction of Mount Joy (Brother Andre) Neighbourhood Park, is \$98,982.00 and staff recommends that \$39,981.00 of this be used to cover the budget shortfall on this tender.

Certain grading works that are the responsibility of the developer (Metrus) for the park block in subdivision agreement 19TM-01002, Phase 1, 65M-3670, were included in this tender under the commitment from Metrus that they will reimburse the Town for the cost of these works. The cost of these works is estimated at between \$15,000 and \$20,000, however, the exact cost to be reimbursed to the Town will be based on the unit prices in the tender and actual site works undertaken. Letters of credit are being held by the Town as part of Metrus' subdivision agreement to secure for these works.

A contingency of \$40,000 has been established to cover any additional and unanticipated design and/or construction costs including authorized contingencies and approved change orders associated with this project.

Upon payment of all invoices associated with this project, any remaining funds will be returned to the original funding sources.

OPTIONS/ DISCUSSION:

The construction tender 144-T-06 was issued in accordance with the Purchasing By-law 2004-341. Staff and the consultant have reviewed the bid documents and are satisfied that all terms, conditions, bid prices and specifications comply with the Town's requirements.

BID INFORMATION:

Advertised	ETN
Bids closed on	October 6, 2006
Number picking up bid documents	12
Number responding to bid	7

DETAILED PRICING INFORMATION:

Company	Base Tender Prices	Provisional Items	Total Price
Gateman-Millooy Inc	\$ 369,909.20	\$ 29,774.17	\$ 399,683.37
Mopal Construction	\$ 383,224.00	\$ 36,320.00	\$ 419,544.00
Farmark Haulage	\$ 384,855.66	\$ 35,080.00	\$ 419,935.66
Salivan Landscape	\$ 395,623.00	\$ 26,250.00	\$ 421,873.00
Pine Valley Ent. Ltd	\$ 398,558.98	\$ 39,330.00	\$ 437,888.98
Royal Crest Paving	\$ 380,208.00	\$ 66,640.00	\$ 446,848.00
Rutherford Contracting	\$ 439,565.09	\$ 29,715.00	\$ 469,280.09

Note: Exclusive of GST

BID EVALUATION:

The tender was evaluated on the selection of the lowest qualified bid. The bids have been verified for accuracy and compliance with the tender terms and conditions.

The consultant and Town staff have checked the references of the lowest bidder and report that this company has a good reputation in the industry and is qualified to do the work.

PROJECT SCHEDULE:

Subject to Council's award of this tender, construction of this project is scheduled to commence October 2006 and should be completed by August, 2007, weather permitting.

FINANCIAL TEMPLATE (Separate Attachment):**ENVIRONMENTAL CONSIDERATIONS:**

Not applicable

ACCESSIBILITY CONSIDERATIONS:

Not applicable

ENGAGE 21ST CONSIDERATIONS:


Not applicable

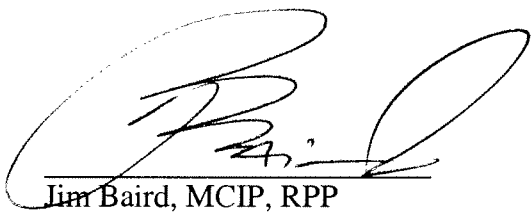
BUSINESS UNITS CONSULTED AND AFFECTED:

The Finance Department has reviewed this report and their comments have been incorporated.

RECOMMENDED

BY:


Valerie Shuttleworth, MCIP, RPP
Director, Planning and Urban Design


Jim Baird, MCIP, RPP
Commissioner, Development Services

FINANCIAL INFORMATION

Committee Name: General Committee - Finance And Administrative Issues Committee Date: October 10, 2006
 Report Name: Award of Tender #144-T-06, Construction of East Cathedral Neighborhood Park

G/L Account: 81-5350-6649-005

Account Type (Op/Cap): Capital

Account Description: East Cathedral Neighborhood Park

Original Budget: 429,000 (A)

Less Spent to Date: 14,503 (B)

Less O/S Commitments: 29,795 (C)

Current Budget Available 384,702 (D) = (A) - (B) - (C)

Funding Required excl Contingency 399,683 (E)

Awarded to: Gateman Milloy Inc.

Contingency (if applicable) 40,000 (F)

Budget Remaining (54,981) (G) = (D) - (E) - (F)

SECTION A - COMPLETE THIS SECTION IF ADDITIONAL FUNDING IS REQUIRED (Balance Remaining is Negative)

1. Complete the following sentence: Additional funds are required as a result of...

price escalation/market conditions.

2. Funding Source(s):

	Amount	Account(s):	Comments:
Funding Shortfall:	(54,981)	(G)	
	39,981	81-5350-6252-005	There's \$98K remaining in the Brother Andre N.P. account
	15,000		Letter of credit from Metrus to cover grading work
	0		
Total:	54,981		

SECTION B - CAPITAL ACCOUNT STATUS

Status: Close Upon Final Payment

If project(s) are to remain open an explanation is required:

Project to remain open until payment of the last invoice from any contractor or consultant associated with this project, and then closed.

SECTION C - FUTURE BUDGET IMPLICATIONS

Identify Future Financial Impact:

	Year	Amount \$	Description
Expenditures	2007	9,572	Parks Maintenance Impact based on \$6,758 / ha cost
Revenues			
Capital Requirements			

SECTION D - FINANCE DEPARTMENT COMMENTS

NOTES:

1. All figures exclude GST and include PST where applicable.