

## **COMMITTEE OF THE WHOLE - NOVEMBER 1, 2004**

### **REQUEST FOR ADDITIONAL FUNDING ISLINGTON AVENUE UPGRADES AND IMPROVEMENTS MILLVIEW INVESTMENTS LIMITED**

#### **Recommendation**

The Commissioner of Engineering and Public Works in consultation with the Director of Reserves and Investments recommends:

1. That additional funding in the amount of \$31,620.00 be approved for the Islington Avenue Upgrades and Improvements in Kleinburg, undertaken by Millview Investments Limited as part of their obligations under the Subdivision Agreement for the Millview Phase 1 Subdivision;
2. That the source of funding be from City Wide Development Charges - Engineering.
3. That the inclusion of the matter on a public Committee or Council agenda for the additional funding request identified as Additional Funding – Islington Avenue Upgrades and Improvements is deemed sufficient notice pursuant to Section 2(1)(c) of By-law 394-2002.

#### **Purpose**

To approve additional funding for the Islington Avenue Upgrades and Improvements provided by Millview Investments Limited as part of their work under the Subdivision Agreement for the Millview Phase 1 Subdivision.

#### **Background - Analysis and Options**

As part of the Subdivision Agreement signed in October 1999 for the Millview Phase 1 Subdivision (Draft Plan No. 19T-81061), Millview Investments Limited was required to carry out certain improvements on Islington Avenue abutting the subdivision, including boulevard work, sidewalk, curbs, guardrails, streetlighting and streetscape. The works were completed in 2003. Millview Investments Limited originally estimated the cost of the works payable by the City, including engineering and contingencies to be \$141,510.00. In accordance with S.21.31 of the Subdivision Agreement, upon completion of the works and subsequent to acceptance by the City, the City is required to reimburse Millview Investments Limited in an amount not to exceed the above sum. This amount has been paid in full to Millview Investments Limited earlier this year, out of City Wide Development Charges.

Because of design modifications during construction and subsequent to the original approval and the signing of the Subdivision Agreement, Millview Investments Limited incurred an additional expenditure of \$88,354.02 in excess of their original estimate. This was due to additional costs associated with the placement of a concrete base for interlocking paving stone, sodding and other boulevard preparation and costs associated with street lighting. Staff have reviewed that claim and determined that of the above amount, \$42,126.90 for the concrete base for the interlocking paving stone is attributable to the City, and the balance is to be borne by Millview Investments Limited. Consequently, staff has negotiated with Millview and have determined that this is an appropriate amount in full settlement of any and all outstanding expenditures.

The original project account (Year 2000 Capital Budget Item No. 1337-0-00) still has \$11,780.00 unused funds available to cover part of the outstanding cost. Therefore, an additional amount of \$31,620.00 is required to cover the balance of the outstanding cost, inclusive of the City's 3%

Treasury Administration charges, with the source of funding being City Wide Development Charges.

**Relationship to Vaughan Vision 2007**

Not Applicable.

**Conclusion**

Additional funding of \$31,620.00 should be approved to reimburse Millview Investments Limited for extra expenses incurred in relation to the Islington Avenue upgrades and improvements, with the source of funding being City Wide Development Charges - Engineering.

Should Council concur with the proposed additional funding request, this action would be considered as an amendment to the Capital Budget. Pursuant to the Municipal Act 2001, Section 291(1)(c) before amending a budget, a municipality shall give notice of its intention to amend the budget at a Council meeting. When a capital project has been subject to a meeting during the adoption of the approved capital budget and where additional funding is required to complete the approved works, inclusion of the matter in a staff report requesting additional funding on a public committee or Council agenda is deemed to be sufficient notice pursuant to Section 2(1)(c) of By-law 394-2002. Therefore, no additional notice period is required.

**Attachments**

1. Location Map

**Report prepared by:**

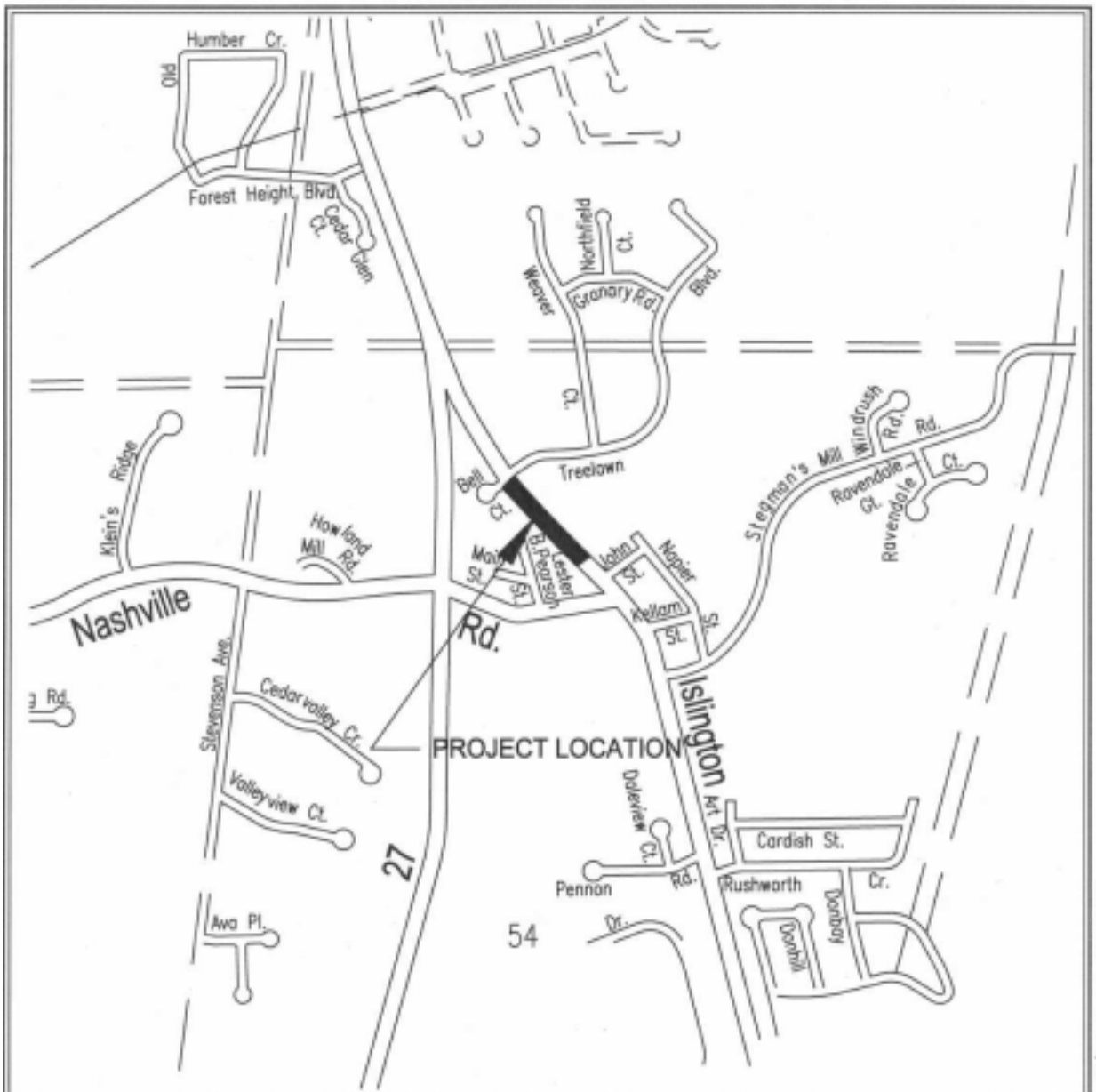
Tom Ungar, P. Eng. – Design Engineer, ext. 3110

Respectfully submitted,

Bill Robinson, P. Eng.  
Commissioner of Engineering and Public Works

Gary P. Carroll, P. Eng.  
Director of Engineering Services

# ATTACHMENT 1



## ISLINGTON AVENUE UPGRADES AND IMPROVEMENTS MILLVIEW INVESTMENTS LIMITED

### LEGEND

 LOCATION OF IMPROVEMENTS



NOT TO SCALE