

COMMITTEE OF THE WHOLE – SEPTEMBER 19, 2005

AWARD OF TENDER T05-209 VISTA GATE PARKETTE – PARK DEVELOPMENT AND REQUEST FOR ADDITIONAL FUNDS

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Purchasing and Parks Development and the Manager of Capital, recommends:

1. That T05-209, VISTA GATE PARKETTE – PARK DEVELOPMENT be awarded to Pine Valley Enterprises Inc. for the amount of \$125,195.00 (excluding G.S.T.); and,
2. That a contingency allowance in the amount of \$12,000.00 be approved within which the Director of Parks Development is authorized to approve amendments to the contract; and,
3. That additional funding in the amount of \$15,000.00 be approved with \$13,500 funded from City Wide Development Charges – Parks Development and \$1,500 funded from taxation; and,
4. That notwithstanding Council's policies that no service category in a pre-financing position (deficit) be increased and that no commitment be more than 50% of anticipated revenues for any service category that is already in a pre-financed position, Council approve the request for additional funds in the amount of \$15,000 (funded \$13,500 from City Wide Development Charges – Parks Development and \$1,500 from taxation); and,
5. That the inclusion of the matter on a public Committee or Council agenda for the additional funding request identified as Award of Tender T05-209 Vista Gate Parkette – Park Development and Request for Additional Funds is deemed sufficient notice pursuant to Section 2(1)(c) of By-law 394-2002; and,
6. That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

Economic Impact

Capital project #6061-0-05 was approved in the 2005 budget. The annual operating cost of \$6,000.00 is required to maintain this park once completed.

Purpose

The purpose of this report is to seek approval to award tender T05-209 for the development of VISTA GATE PARKETTE.

Background - Analysis and Options

The project involves the construction of Vista Gate Parkette located near Keele Street and Kirby Road. Project #6061-0-05 was approved in the 2005 capital budget and includes the following in accordance with the master landscape plan: senior/junior playground structure, swings, net climber, asphalt and pre-cast concrete unit paver walkway, site furnishings, tree and shrub planting and hydraulic seeding. The proposed park components were developed through community consultation and were reviewed by the York Regional Police with regards to the principles of CPTED – Crime Prevention Through Environmental Design.

This tender was advertised in the Daily Commercial News and the Electronic Tender Network (ETN). Tenders were closed and publicly opened on Tuesday, September 13, 2005 at 3:00pm. Ten (10) bid documents were issued and five (5) were received. The bid results are as follows:

<u>Contractor</u>	<u>Total Tendered Price</u> (excluding GST)
Pine Valley Enterprises Inc.	\$125,195.00
Zuron Construction Inc.	\$155,180.00
Forest Contractors Ltd.	\$157,731.00
Ferdom Construction	\$177,430.00
Lima's Gardens & Construction	\$178,000.00

The estimated cost for this project including design, construction, and a contingency allowance is \$180,000.00 and is calculated as follows:

Consulting Fees (not including G.S.T.)	\$ 12,000.00
Play Equipment Purchase (not including G.S.T.)	\$ 24,746.09
Tender Advertisement	\$ 500.00
Pine Valley Enterprises Inc. Tender Price (not including G.S.T.)	\$125,195.00
Contingency Allowance ($\pm 10\%$)	<u>\$ 12,000.00</u>
Subtotal	<u>\$174,441.09</u>
Treasury Administration (3%)	<u>\$ 5,233.23</u>
Total	\$179,674.32

Rounded \$180,000.00

The 2005 Capital Budget (Project #6061-0-05) allocates \$165,000.00 for the design and construction of the project, with \$149,000.00 from City Wide Development Charges – Parks Development and \$16,000.00 from Taxation.

The additional funding request is required to offset the \$3,000.00 difference between the preliminary cost estimate generated in early 2005 and the actual tendered price and for \$12,000.00 for contingency purposes should unforeseen site conditions arise during construction. Any contingency allocation that is not used during construction of this parkette will be pro-rated and returned to City Wide Development Charges – Parks Development and taxation accordingly.

Relationship to Vaughan Vision 2007

Vista Gate Parkette development will provide facilities that promote a safe, livable, and sustainable parkland environment for the local community.

This report is consistent with the priorities previously set by Council and the necessary resources have been not been allocated.

Conclusion

Additional funding in the amount of \$15,000.00 from the City Wide Development Charges – Parks Development is required in addition to the funds approved in the 2005 Capital Budget (Project # 6061-0-05) to award this tender. Parks Development and Purchasing Department staff have reviewed the bid submissions and have determined that the low bid contractor, Pine Valley Enterprises Inc., is deemed to meet the requirements of the contract.

Should Committee of the Whole concur with the proposed additional funding request, this action would be considered 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 Bylaw 394-2002. Therefore, no additional notice period is required.

Upon award of tender, this project will commence in the month of October 2005 and is anticipated to be completed in December 2005, weather permitting.

Attachments

None

Report prepared by:

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Respectfully submitted,

Marlon Kallideen
Commissioner of Community Services