



Media Release: Immediate

Regional Municipality of Waterloo

Consolidated Council Agenda

Wednesday, April 20, 2016

Closed Session 5:30 p.m.

Waterloo County Room

Regular Meeting 7:00 p.m.

Regional Council Chamber

150 Frederick Street, Kitchener, ON

*Denotes Item(s) Not Part of Original Agenda

- 1. Moment of Silence**
- 2. Roll Call**
- 3. Motion to Go Into Closed Session**

That a closed meeting of Council be held on Wednesday, April 20, 2016 at 5:30 p.m. in the Waterloo County Room in accordance with Section 239 of the Municipal Act, 2001, for the purposes of considering the following subject matters:

- a) labour relations and receiving of advice subject to solicitor-client privilege related to an agreement
- * b) ~~litigation and receiving of advice subject to solicitor-client privilege and proposed or pending acquisition of lands in the City of Kitchener~~
- * c) proposed or pending litigation and receiving of legal advice subject to solicitor-client privilege related to an agreement

4. Motion to Reconvene Into Open Session**5. Declaration of Pecuniary Interest under the “Municipal Conflict of Interest Act”****6. Presentations**

- a) FCM Sustainable Community Awards: Brownfields and Community Climate Action Plan – Rob Horne, Commissioner, Planning, Development & Legislative Services
- b) Employee Awards for Values Excellence Recipients – Mike Murray, Chief Executive Officer

7. Petitions**8. Delegations****9. Minutes of Previous Meetings**

- a) Licensing and Hearings Public Input – March 29, 2016
- b) Closed Council – March 30, 2016
- c) Council – March 30, 2016
- d) Licensing and Hearings Public Input – April 5, 2016
- e) Closed Committee – April 12, 2016
- f) Planning & Works – April 12, 2016
- g) Administration & Finance – April 12, 2016
- h) Community Services – April 12, 2016
- * i) All Council – April 15, 2016

10. Communications

- a) Council Information Package – Friday, April 15, 2016 (**Distributed Electronically**)
- * b) Ted McMeekin, Minister of Municipal Affairs and Housing, Re: “Municipal Elections Modernization Act, 2016” (Request by E. Clarke to bring forward from Council Information Package) A

11. Motion to Go Into Committee Of The Whole to Consider Reports**12. Reports****Finance Reports**

- a) **COR-TRY-16-38**, T2016-105 Fischer-Hallman Road Improvements, 7
Ottawa Street to Bleams Road, City of Kitchener

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Capital Paving Inc. for Fischer-Hallman Road Improvements, Ottawa Street to Bleams Road, City of Kitchener in the amount of \$4,161,063.94 plus all applicable taxes as set out in Report COR-TRY-16-38 dated April 20, 2016.

- b) **COR-TRY-16-39**, T2016-157 Hutchison Road and William Hastings Line 10
Reconstruction, Village of Crosshill, Township of Wellesley, Ontario

Recommendation:

That the Regional Municipality of Waterloo accept the tender of E & E Seegmiller Limited for T2016-157 Hutchison Road and William Hastings Line Reconstruction, Village of Crosshill, Township of Wellesley, Ontario in the amount of \$1,979,233.00 plus all applicable taxes as set out in Report COR-TRY-16-39 dated April 20, 2016.

- c) **COR-TRY-16-40**, T2016-118 Cambridge Centre Terminal 13

Recommendation:

That the Regional Municipality of Waterloo accept the tender of M.J. Dixon Construction Ltd. for T2016-118 Cambridge Centre Terminal, at an adjusted amount of \$3,468,800.00 plus all applicable taxes as set out in report COR-TRY-16-40 dated April 20, 2016.

- d) **COR-TRY-16-41**, T2016-123 Rehabilitation of the Nafziger Road Bridge, 16
Nafziger Road, Between Gerber Road and Lisbon Road, Township of Wilmot

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Carlington Construction Inc. for the Rehabilitation of the Nafziger Road

Bridge, Nafziger Road, Between Gerber Road and Lisbon Road, Township of Wilmot in the amount of \$891,487.00 plus all applicable taxes as set out in Report COR-TRY-16-41 dated April 20, 2016.

- e) **COR-TRY-16-42**, T2016-119 Ira Needles Boulevard (Regional Road No. 70) Widening and Roundabouts, 200m South of Thorndale Drive to Chablis Drive, City of Waterloo 19

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Steed and Evans Limited for T2016-119 Ira Needles Boulevard (Regional Road No. 70) Widening and Roundabouts, 200m South of Thorndale Drive to Chablis Drive, City of Waterloo in the amount of \$3,822,745.00 plus all applicable taxes as set out in Report COR-TRY-16-42 dated April 20, 2016.

And that the Regional Municipality of Waterloo approve an increase in project costs of \$1,067,694.81 gross and \$0.00 net to facilitate the construction of the Thorndale Drive Extension, including roundabout, storm sewer and watermain, undertaken on behalf of the City of Waterloo.

- f) **COR-TRY-16-43**, T2016-139 Victoria Street Improvements, Fisher-Hallman Road to Eastforest Trail and Asphalt Resurfacing, City of Kitchener, Ontario 23

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Capital Paving Inc. for T2016-139 Victoria Street Improvements, Fisher-Hallman Road to Eastforest Trail and Asphalt Resurfacing, City of Kitchener, Ontario in the amount of \$1,177,077.00 plus all applicable taxes as set out in Report COR-TRY-16-43 dated April 20, 2016.

And that the Regional Municipality of Waterloo approve an increase in the project cost of \$6,569.45 gross and \$0 net to facilitate work undertaken on behalf of the City of Kitchener.

- g) **COR-TRY-16-44**, T2016-148 Materials Recycling Centre (MRC) HVAC / Building Automation System (BAS) Upgrades 26

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Velocity Mechanical Inc., for T2016-148 MRC HVAC / BAS Upgrades in the amount of \$169,900.00 plus all applicable taxes as set out in report COR-TRY-16-44 dated April 20, 2016.

- h) **COR-TRY-16-45**, P2016-04 Sunnyside Home Kitchen & Café Cleaning Products 28

Recommendation:

That the Regional Municipality of Waterloo accept the proposal of Diversey Canada Inc., a subsidiary of Sealed Air Corporation, for P2016-04 Sunnyside Home Kitchen & Café Cleaning Products for a contract period of three (3) years commencing May 1, 2016 and ending April 30, 2019 with the option to renew for two (2) additional one (1) year periods at an estimated cost of \$167,352.15 plus applicable taxes as set out in report COR-TRY-16-45 dated April 20, 2016.

- i) **COR-TRY-16-46**, Waterloo Waste Water Treatment Plant Upgrade Contract 4 – Completion Contract, Extension of Consulting Agreement and Funding Agreement 30

Recommendation:

That the Regional Municipality of Waterloo enter into an agreement with H2Ontario Inc. to complete Waterloo Waste Water Treatment Plant Upgrade Contract 4 for the amount of \$6,766,920.85 plus all applicable taxes as set out in Report COR-TRY-16-46;

And that the Regional Municipality of Waterloo extend the Consulting Agreement with AECOM Canada Ltd. to provide contract administration services for the completion of Waterloo Waste Water Treatment Plant Upgrade Contract 4 on a time basis up to an upset amount of \$984,000 plus all applicable taxes;

And that on a without prejudice basis the Commissioner, Transportation and Environmental Services, execute an agreement on behalf of the Region with Travelers Guarantee Company of Canada, as the surety, in a form acceptable to the Regional Solicitor and the Commissioner, for the surety's contribution with respect to the cost of completion of the Waterloo Waste Water Treatment Plant Upgrade Contract 4 pursuant to the performance bond;

And that the Regional Municipality of Waterloo approve an increase in the project budget of \$3,247,600 inclusive of all applicable taxes and \$0 net to facilitate the cost of the work being funded by the surety.

- j) Memo: Continuity of Tax Stabilization Reserve Fund 34

Committee Reports

- a) Planning & Works – attached & marked PS-160412 36
- * b) Closed Planning & Works – attached & marked CPS-160412 37A
- b) Administration & Finance – attached & marked FS-160412 38
- c) Community Services – attached & marked SS-160412 39
- * d) Closed Community Services – attached & marked CSS-160412 41

Chief Administrative Officer

Regional Chair

Regional Clerk

13. Other Matters Under Committee Of The Whole

14. Motion For Committee Of The Whole To Rise And Council Resume

15. Motion To Adopt Proceedings Of Committee Of The Whole

16. Motions

17. Notice of Motion

18. Unfinished Business

19. Other Business

20. Questions

21. Enactment Of By-laws – First, Second & Third Readings

- a) A By-law to Confirm the Actions of Council – April 20, 2016

22. Adjourn

From: Hon. Ted McMeekin [<mailto:minister@mah.gov.on.ca>]
Sent: Monday, April 04, 2016 3:45 PM
To: Ken Seiling
Subject: A Message from Minister McMeekin

April 4, 2016

Dear Chair Ken Seiling,

I am pleased to announce that the government introduced the proposed Municipal Elections Modernization Act, 2016 in the Legislature today. These proposed changes to the *Municipal Elections Act, 1996* will help to ensure that the rules governing how municipal leaders are elected are clear and reflect how modern campaigns and elections should be run. The amendments are a result of the review conducted following the 2014 municipal election, including province-wide consultation that ran from May to July 2015.

The Bill includes provisions that would support fair, modern elections by:

- providing municipalities with the option to use ranked ballots as an alternative to the current method starting in 2018
- providing a framework to regulate third party advertising
- updating campaign finance rules
- increasing accessibility of the election for candidates and voters
- shortening the campaign period

For more information and background on the Bill you may visit:

www.ontario.ca/municipalelections

For a copy of the proposed Municipal Elections Modernization Act, 2016 and to monitor the status of the Bill through the legislative process, please visit the Legislative Assembly of Ontario website:

www.ontla.on.ca/web/bills/bills_detail.do?locale=en&Intranet=&BillID=3873

If you have questions please contact: mea.info@ontario.ca

You can also contact your regional Municipal Services Office:

Eastern Municipal Services Office

General Inquiry: 613-545-2100

Toll Free: 800-267-9438

Central Municipal Services Office

General Inquiry: 416-585-6226

Toll Free: 800-668-0230

Northeastern Municipal Services Office

General Inquiry: 705-564-0120

Toll Free: 800-461-1193

Northwestern Municipal Services Office

General Inquiry: 807-475-1651

Toll Free: 800-465-5027

Western Municipal Services Office

General Inquiry: 519-873-4020

Toll Free: 800-265-4736

Thank you for working with the government to make sure that our local elections continue to be fair and transparent and that the rules are responsive to the changing needs of Ontario's communities.

Best regards,

Ted McMeekin

Minister

Municipal Elections Act Review

The Ministry of Municipal Affairs and Housing reviews the Municipal Elections Act after each Ontario municipal election to determine if it meets the needs of Ontario communities.

Here are some of the changes proposed following the review of the Municipal Elections Act, 1996.

What is Proposed

Ranked Ballots



Ontario has committed to providing municipalities with the option of using ranked ballots in future elections, starting in 2018. The review of the Municipal Elections Act, 1996 in 2015 sparked a lot of public interest and support for ranked ballots.

Proposed changes would give municipal councils the option to pass a by-law to use ranked ballot elections, once the government passes a regulation authorizing these elections. Ranked ballots are not being considered as an option for school board elections at this time.

Most of the details for ranked ballot elections, such as public consultation requirements and how votes would be counted, would be set out in a regulation. The regulation(s) would be put in place once the legislation has been passed.

Election Calendar



The proposed changes reflect a frequent recommendation from the public, municipal councils and municipal staff to shorten the election campaign period. It would be shortened by moving the first day that nominations can be filed from January 1st to May 1st. Nomination day (the deadline to file a nomination) would move from the second Friday in September to the fourth Friday in July.

A number of other deadlines related to elections would also move:

- A municipality would have to pass a by-law to place a question on the ballot by March 1st in the election year. The deadline for other questions (e.g., a school board, a minister's question) would be May 1st.
- The deadline to pass by-laws authorizing the use of alternative voting, such as by mail or by internet, and vote counting equipment would be May 1st in the year before the election (e.g., May 1, 2017 for the 2018 election).
- The clerk would need to have procedures and forms related to alternative voting and vote counting equipment in place by December 31st in the year before the election.

Third Party Advertising



The proposed changes include a framework for third party advertising.

A third party advertisement is a message in any medium (billboard, newspaper, radio, etc.) that supports or opposes a candidate, or takes a position on an issue related to the election. (For example, advertising on an issue related to the election could include encouraging electors to vote in support of public transit, without referring to any specific candidates)

Advertising that does not cost money to post or broadcast, such as comments made on social media, would not be considered to be third party advertising.

Any person, corporation or trade union eligible to contribute to candidates could register as a third party advertiser. Third party advertisers would need to register with the municipality where they want to advertise. If they wanted to advertise in more than one municipality, they would have to register in each municipality.

Registration would allow a third party advertiser to promote or oppose any candidate that the electors in the municipality can vote for (local council, school board trustee positions and regional or county offices), as well as promote or oppose any issue related to the municipality's election.

Third party advertising must be done independently of candidates, who would not be able to direct a third party advertiser on where they should focus their efforts, or what their advertisements should say.

Candidates would not be able to register as third party advertisers. If a candidate wants to promote or oppose an issue related to the election, this would be considered to be part of the candidate's campaign.

The third party advertising framework would replace the current rules for campaigning for “yes” or “no” on a ballot question.

Most campaign finance rules that apply to candidates would also apply to third party advertisers. Third party advertisers would have spending limits, and there would be contribution limits for those wishing to contribute to a third party advertiser.

Campaign Finance



The government is proposing changes to help ensure that the rules are consistent with transparent, accountable, fair and modern election finance practices.

All municipalities would have the option to ban contributions by corporations and trade unions to council candidates. Corporations and trade unions could not be third party advertisers or make contributions to third party advertisers in municipalities where a by-law banning contributions is in effect.

There would be a new spending limit for parties and expressions of appreciation after voting day.

A candidate who does not accept any contributions of money, or incurs any expenses, would not be required to open a bank account.

If a candidate sells items for \$25 or less in order to raise campaign funds, the money would be considered campaign income rather than a contribution. In this case, the candidate would not have to issue a receipt, or make sure that the person buying the item was eligible to make a campaign contribution.

Rules for determining whether two corporations should be considered to be one single corporation would be simplified, so that it could be easier for corporations and candidates to determine whether the contributions from two corporations should count towards the same contribution limit.

Enforcement



Proposed changes to the Municipal Elections Act, 1996 aim to encourage greater compliance with the campaign finance rules.

Every candidate would be entitled to a refund of the nomination fee only if they file their campaign financial statement and, if needed, the auditor's report by the deadline.

There would be a 30-day grace period for candidates and third parties who miss the deadline to file a financial statement and auditor's report, provided that the candidate or third party pays a \$500 late filing fee to the municipality.

If a candidate or third party advertiser has filed their financial statement early and then discovers an error, they could file a corrected financial statement and auditor's report up until the filing deadline.

If an eligible voter believes that a candidate or third party advertiser has contravened an election campaign finance rule, the voter may apply for a compliance audit. Compliance audit committees would be required to provide brief written reasons for their decisions.

There would be a new process to enforce contribution limits. The clerk who conducted the election would be responsible for reviewing the contributions to school boards, council candidates and third party advertisers that are reported on the financial statements. If a contributor appears to have given more than the contribution limits allow, the clerk would report this to the compliance audit committee. The compliance audit committee would decide whether to begin a legal proceeding against the contributor.

Currently, it is an offence to give, lend, offer or promise someone an office or employment in order to convince a person to run for office, not run for office or withdraw from running for office. This would be expanded so that it is also an offence to give, lend, offer or promise someone money or other compensation in order to convince a person to run for office, not run for office or withdraw from running for office.

Voters' List

The government will be working with stakeholders and a stakeholder working group to look at systemic issues in the development of the voters' list, and to try to identify solutions for longer-term improvements. While this work is ongoing, some changes are proposed to the legislation to help address certain issues.

All certified candidates would have access to the parts of the voters' list that apply to the office they're running for beginning September 1st in the election year.

Currently, applications to add, delete or change a person's own information on the voters' list must be done in person or in writing. Municipal clerks would be able to determine other formats that people could use to make these applications.

The process to remove another person's name from the voters' list would be simplified and limited to when an elector on the voters' list has died. An application could be made from September 1st

up until the close of voting on voting day. Even if the clerk has not received a request, the clerk would be able to remove a name from the list if the clerk knows that the person has died.

Nomination and Eligibility

There would be a new requirement that anyone wishing to run for office on a council must submit the signatures of 25 voters supporting the nomination. The individuals providing the signatures would each have to fill out a declaration stating that he or she was eligible to vote on the day that he or she signed the endorsement.

If a candidate files a nomination, and then changes their mind and decides to run for a different office on the same council, they would not have to submit new signatures.

The signature requirement would not apply to candidates running for school board trustee positions.

Proposed changes would also allow the minister to clarify, in regulation, what kinds of circumstances would make a tenant eligible or ineligible to vote as a non-resident voter.

Campaigning

Candidates would be able to access apartment buildings, condominiums, non-profit housing co-ops and gated communities from 9 a.m. until 9 p.m. in order to campaign. Landlords and condominium corporations could also not prohibit tenants or owners from displaying campaign signs in their windows.

Candidates and third party advertisers would need to identify themselves on campaign advertisements and signs, so that it is clear who is responsible for each sign and advertisement that appears or is broadcast.

Election Administration

The proposed legislation includes a number of changes on how elections are conducted.

Municipalities and school boards would be required to set out policies on the use of municipal and board resources during an election. Municipalities and school boards would be able to set out a policy before the election addressing when an automatic recount would be conducted. (For example, a council may decide before the election that if two candidates are within 10 votes of each other, a recount would be held without either of the candidates having to request it.)

Clerks, rather than councils, would determine the dates and times for advance voting, reduced voting hours in certain institutions, and whether voting places will open early on voting day. Voters would not be able to take pictures or videos of their marked ballots.

Members of the public would be able to inspect documents and materials related to the election for 120 days after the results of the election have been declared.

Currently, clerks are only required to declare who won the election. Clerks would be required to provide the public with information regarding the number of votes received by each candidate, the number of votes for “yes” and “no” for a question on the ballot, and the number of declined and rejected ballots.

Accessibility



Clerks would be required to prepare a plan for the identification, removal and prevention of barriers that effect voters and candidates with disabilities, and make the plan available to the public before voting day. The clerk would also need to provide a follow-up report to the public within 90 days after the election.

Clerks would have greater flexibility in determining how certain election documents may be submitted and how notices are sent out.

Original signatures would be required only for nomination forms, third party registration forms and proxy appointment forms.



Report: COR-TRY-16-38

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council
Date: April 20, 2016 **File Code:** F18-30
Subject: T2016-105 Fischer-Hallman Road Improvements, Ottawa Street to
 Bleams Road, City of Kitchener

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Capital Paving Inc. for Fischer-Hallman Road Improvements, Ottawa Street to Bleams Road, City of Kitchener in the amount of \$4,161,063.94 plus all applicable taxes as set out in Report COR-TRY-16-38 dated April 20, 2016.

Summary: Nil

Report:

Tenders were called for T2016-105 Fisher-Hallman Road Improvements, Ottawa Street to Bleams Road, City of Kitchener and were advertised in the Record, in the Daily Commercial News, on the Ontario Public Buyers Association website and on the Region's website. The tenders were opened in the presence of D. Zehr, D. Brown and T. Lumgair.

The following tenders were received:

Capital Paving Inc.	Guelph, ON	\$4,161,063.94
Coco Paving Inc.	Petersburg, ON	\$4,524,170.00
Steed and Evans Limited	St. Jacobs, ON	\$4,661,077.00
E & E Seegmiller Limited	Kitchener, ON	\$4,800,823.00

Network Sewer and Watermain Ltd. Cambridge, ON \$5,828,882.89

The work under this contract includes the reconstruction and widening of Fisher-Hallman Road from Ottawa Street to immediately north of Bleams Road to provide two (2) through lanes of traffic in each direction, asphalt multi-use trails on each side of Fisher-Hallman Road, storm sewers, concrete curb and gutter and traffic control signal modifications.

Construction is scheduled to commence on or about May 9, 2016 with completion to base course asphalt level expected on or about September 30, 2016. Final surface course asphalt will be placed during a one-week period in the summer of 2017 as part of this contract.

Corporate Strategic Plan:

Award of this contract meets the 2015-2018 Corporate Strategic Plan to optimize road capacity to safely manage traffic and congestion under Focus Area 2, Sustainable Transportation.

Financial Implications:

Region of Waterloo – Transportation Division Costs

T2016-105	\$4,161,100
Regional Engineering	260,000
Street Lighting	185,000
Traffic Control Signal Modifications	140,000
Landscaping	122,000
Signal and Line Painting	80,000
Material Inspection and Testing	58,000
GRT Bus Stop Shelter Removal and Reinstallations	17,000
Advertising and Printing	<u>10,000</u>
	Sub-total \$5,033,100
Plus: Applicable Net HST of 1.76%	<u>80,000</u>
	Total <u>\$5,113,100</u>

Note: All figures are rounded to the nearest \$100.

The Region of Waterloo's approved 2016 Ten Year Transportation Capital Program includes a budget of \$6,450,000 (\$5,700,000 in 2016 and \$750,000 in 2017) for the Fischer-Hallman Road Improvements from Ottawa Street to Bleams Road (Project #07121) to be funded from the Development Charge Reserve Fund. Based on the low tender result, the estimated cost of the work is \$5,113,100 which is \$1,337,000 (or approximately 20.7%) under the total project budget. The budget savings are primarily attributable to competitive bidding, a decrease in asphalt pricing from 2015 and cost savings achieved through optimizing the final design following the establishment of the project budget in August 2015.

The final date of acceptance for this tender is May 29, 2016.

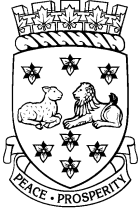
Other Department Consultations/Concurrence:

Transportation and Environmental Services staff was consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-39

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council

Date: April 20, 2016 **File Code:** F18-30

Subject: T2016-157 Hutchison Road and William Hastings Line Reconstruction,
 Village of Crosshill, Township of Wellesley, Ontario

Recommendation:

That the Regional Municipality of Waterloo accept the tender of E & E Seegmiller Limited for T2016-157 Hutchison Road and William Hastings Line Reconstruction, Village of Crosshill, Township of Wellesley, Ontario in the amount of \$1,979,233.00 plus all applicable taxes as set out in Report COR-TRY-16-39 dated April 20, 2016.

Summary: Nil

Report:

Tenders were called for T2016-157 Hutchinson Road and William Hastings Line Reconstruction, Village of Crosshill, Township of Wellesley, Ontario and were advertised in the Record, in the Daily Commercial News, on the Ontario Public Buyers Association website and on the Region's website. The tenders were opened in the presence of P. Linn, W. Gilbert and T. Lumgair.

The following tenders were received:

E & E Seegmiller Limited	Kitchener, ON	\$1,979,233.00
Regional Sewer and Watermain Ltd.	Cambridge, ON	\$2,104,644.55
Kieswetter Excavating Inc.	St. Clements, ON	\$2,123,998.00
Steed and Evans Limited	St. Jacobs, ON	\$2,142,000.00

Capital Paving Inc.	Guelph, ON	\$2,188,026.48
Amico Infrastructures (Oxford) Inc.	Cambridge, ON	\$2,352,302.00
Gedco Excavating Ltd.	Brantford, ON	\$2,385,895.65
Network Sewer and Watermain Ltd.	Cambridge, ON	\$2,509,251.71

The work under this contract includes the complete reconstruction of Hutchison Road and William Hastings Line within the limits of the Village of Crosshill in the Township of Wellesley, including the replacement of the storm drainage system and the construction of new concrete curbs, sidewalks and on road buggy lanes. Surface asphalt will be placed under this contract in 2017.

Construction is expected to commence on or about May 16, 2016 and be complete by August 10, 2016 except for surface asphalt which will be placed in 2017.

Corporate Strategic Plan:

Award under this contract meets the 2015-2018 Corporate Strategic Plan objective to optimize road capacity to safely manage traffic and congestion under Strategic Focus Area 2, Sustainable Transportation.

Financial Implications:

Region of Waterloo – Transportation Division Costs

T2016-157	\$1,979,200
Regional Engineering	270,000
Geotechnical Materials Testing during Construction	80,000
Property Acquisition	40,000
Detours, Signage and Local Road Maintenance	40,000
Utility Relocations	<u>20,000</u>
	Sub-total \$2,429,200
Plus: Applicable Net HST of 1.76%	<u>36,600</u>
	Total <u>\$2,465,800</u>

Note: All figures are rounded to the nearest \$100.

The Region of Waterloo's approved 2016 Ten Year Transportation Capital Program includes funding in the amount of \$3,050,000 in 2016 and \$150,000 in 2017 for the reconstruction of Hutchison Road and William Hastings Line (Project Number 5378) to be funded from the Roads Rehabilitation Reserve (91%; \$2,910,000) and Development Charges Reserve Funds (9%; \$290,000). Based on the low tender result, the Region's cost of the project is \$734,200 or approximately 23% under the project budget. The savings are primarily due to competitive bidding as evidenced by the number of bids submitted, lower asphalt prices than in 2015 and the provision of a full road closure during construction.

The final date of acceptance for this tender is May 28, 2016.

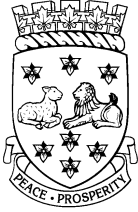
Other Department Consultations/Concurrence:

Transportation and Environmental Services staff were consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-40

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council

Date: April 20, 2016 **File Code:** F18-30

Subject: T2016-118 Cambridge Centre Terminal

Recommendation:

That the Regional Municipality of Waterloo accept the tender of M.J. Dixon Construction Ltd. for T2016-118 Cambridge Centre Terminal, at an adjusted amount of \$3,468,800.00 plus all applicable taxes as set out in report COR-TRY-16-40 dated April 20, 2016.

Summary: Nil

Report:

Tenders were called for T2016-118 Cambridge Centre Terminal to be located at 381 Hespeler Road, Cambridge, ON and were advertised in the Record and on the Region's website. Six General Contractors were pre-qualified for the project under PQ2015-04 due to the complexity of the design requirements. Tenders were opened in the presence of P. McKinnon, N. Hilts and A. Dooling.

The following tenders were received:

M.J. Dixon Construction Ltd.	Mississauga, ON	\$3,468,800.00
Ball Construction Inc.	Kitchener, ON	\$3,536,000.00
G.S. Wark Ltd.	Hamilton, ON	\$3,547,400.00
Ross and Anglin Ontario Ltd.	Etobicoke, ON	\$3,621,000.00
Dineen Construction Corp.	Toronto, ON	\$4,040,000.00

* One bidder was disqualified.

The work for this contract includes the construction of a new satellite transit terminal to be located on the Cambridge Centre mall parking lot on Hespeler Road, Cambridge, inclusive of site works, bus platforms, GRT driver facility for lunches and breaks, passenger shelters for both GRT and aBRT users, and restoration of the existing GRT terminal location on Dunbar Road to a parking lot. Alternate pricing was requested for the exterior of the building's brick to be replaced with building stone to match the aBRT shelters which has been incorporated into the above prices.

The work is anticipated to start immediately with completion in November, 2016.

Corporate Strategic Plan:

Award of this contract meets the 2015-2018 Corporate Strategic Plan objective to create a public transportation network that is integrated, accessible, affordable and sustainable under Strategic Focus Area 2, Sustainable Transportation.

Financial Implications:

T2016-118	\$3,468,800
Regional Engineering and Internal Fees (exempt from HST)	259,400
Consulting Services, Permits, Approvals	194,000
Ancillary Project Costs (security, ITS, furniture, equipment, public art)	<u>164,700</u>
	Sub-total \$4,086,900
Plus: Applicable Net HST of 1.76%	<u>67,400</u>
	Total <u>\$4,154,300</u>

Note: All figures are rounded to the nearest \$100.

The Region's approved 2016 capital budget includes \$5.0 million for the construction of the Cambridge Centre transit terminal. This budget is comprised of \$4.0 million for construction in the GRT capital budget (Project 66088), to be funded from debentures (82%; \$3,272,000) and development charges (18%; \$728,000), and \$1.0 million for the construction of aBRT platforms in the Rapid Transit project budget (Project 68014) to be funded from grants/subsidies (70%; \$700,000) and from RTMP reserve fund (30%; \$300,000). Debt servicing costs to be reflected in future Grand River Transit operating budgets are estimated to be \$378,700 annually over a period of 10 years based on an estimated cost of borrowing of 2.75%.

This undertaking is based on a comprehensive redesign of the transit network and this passenger facility is a key element of integration providing convenient transfers at this strategic location. The estimated cost of this work is \$845,700 under the project budget. These savings are attributable primarily to competitive bidder pricing.

The final date of acceptance for this tender is May 30, 2016.

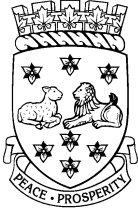
Other Department Consultations/Concurrence:

Facilities Project Management staff was consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-41

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council
Date: April 20, 2016 **File Code:** F18-30
Subject: T2016-123 Rehabilitation of the Nafziger Road Bridge, Nafziger Road,
 Between Gerber Road and Lisbon Road, Township of Wilmot

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Carlington Construction Inc. for the Rehabilitation of the Nafziger Road Bridge, Nafziger Road, Between Gerber Road and Lisbon Road, Township of Wilmot in the amount of \$891,487.00 plus all applicable taxes as set out in Report COR-TRY-16-41 dated April 20, 2016.

Summary: Nil

Report:

Tenders were called for T2016-123 Rehabilitation of the Nafziger Road Bridge, Nafziger Road, Between Gerber Road and Lisbon Road, Township of Wilmot and were advertised in the Record, in the Daily Commercial News, on the Ontario Public Buyers Association website and on the Region's website. The tenders were opened in the presence of K. Brisbois, W. Gilbert and T. Lumgair.

The following tenders were received:

Carlington Construction Inc.	Stoney Creek, ON	\$891,487.00
Engineered Concrete Limited	Kitchener, ON	\$892,408.03
McLean Taylor Construction Limited	St. Marys, ON	\$930,295.22

Clearwater Structures Inc.	Ajax, ON	\$933,335.00
Jarlian Construction Inc.	Burlington, ON	\$984,538.00
Horseshoe Hill Construction Inc.	Caledon Village, ON	\$1,064,681.00

The work under this contract includes the rehabilitation of the Nafziger Road Bridge including isolated concrete repairs, semi-integral abutment conversion, barrier wall replacement, and bridge deck waterproofing with new asphalt pavement.

This project will commence in May 2016 with completion anticipated for September 2016.

Corporate Strategic Plan:

Award of this contract meets the 2015-2018 Corporate Strategic Plan objective to optimize road capacity to safely manage traffic and congestion under Focus Area 2, Sustainable Transportation.

Financial Implications:

Region of Waterloo – Transportation Division Costs

T2016-123	\$891,500
Consultant Engineering	120,000
Regional Engineering	20,000
Geotechnical Consulting	10,000
Signing and Line painting	<u>5,000</u>
	Sub-total \$1,046,500
Plus: Applicable Net HST of 1.76%	<u>18,000</u>
	Total <u>\$1,064,500</u>

Note: All figures are rounded to the nearest \$100.

The Region of Waterloo's approved 2016 Ten Year Transportation Capital Program includes a budget of \$1,140,000 for the Rehabilitation of the Nafziger Road Bridge (Project #5619) to be funded from the Roads Rehabilitation Capital Reserve Fund. Based on the low tender result, the actual cost of Regional work is \$1,064,500, which is \$75,500 (or approximately 6.6%) under the project budget.

The final date of acceptance for this tender is May 28, 2016.

Other Department Consultations/Concurrence:

Transportation and Environmental Services Staff were consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-42

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council

Date: April 20, 2016 **File Code:** F18-30

Subject: T2016-119 Ira Needles Boulevard (Regional Road No. 70) Widening and Roundabouts, 200m South of Thorndale Drive to Chablis Drive, City of Waterloo

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Steed and Evans Limited for T2016-119 Ira Needles Boulevard (Regional Road No. 70) Widening and Roundabouts, 200m South of Thorndale Drive to Chablis Drive, City of Waterloo in the amount of \$3,822,745.00 plus all applicable taxes as set out in Report COR-TRY-16-42 dated April 20, 2016.

And that the Regional Municipality of Waterloo approve an increase in project costs of \$1,067,694.81 gross and \$0.00 net to facilitate the construction of the Thorndale Drive Extension, including roundabout, storm sewer and watermain, undertaken on behalf of the City of Waterloo.

Summary: Nil

Report:

Tenders were called for T2016-119 Ira Needles Boulevard (Regional Road No. 70) Widening and Roundabouts, 200m South of Thorndale Drive to Chablis Drive, City of Waterloo and were advertised in the Record, in the Daily Commercial News, on the Ontario Public Buyers Association website and on the Region's website. The tenders were opened in the presence of J. Armstrong, J. Ellerman and T. Lumgair.

The following tenders were received:

Steed and Evans Limited	St. Jacobs, ON	\$3,822,745.00
Capital Paving Inc.	Guelph, ON	\$4,142,054.55
Coco Paving Inc.	Petersburg, ON	\$4,205,437.50
E & E Seegmiller Limited	Kitchener, ON	\$4,298,121.80
Vista Contracting Ltd.	Cambridge, ON	\$5,003,868.10

The work under this contract includes road widening construction on Ira Needles Boulevard (Regional Road No. 70), including construction of a new roundabout at Thorndale Drive and improvements at the Erb Street roundabout, between 200 metres south of Thorndale Drive to Chablis Drive, in the City of Waterloo. The scope of work consists primarily of widening the roadway surface including new concrete curb and gutter, related storm sewer/structure adjustments, new sidewalk with truncated dome installation at all street crossings and additional street lighting throughout the corridor.

Construction is expected to commence on or about May 2, 2016 with completion expected by mid-November 2016.

Corporate Strategic Plan:

Award of this contract meets the 2015-2018 Corporate Strategic Plan objective to optimize road capacity to safely manage traffic and congestion under Strategic Focus Area 2, Sustainable Transportation.

Financial Implications:

Contract T2016-119 costs are shared as follows:

Region of Waterloo – Transportation Division Costs	\$2,864,300
City of Waterloo	<u>958,400</u>
Total	<u>\$3,822,700</u>

Note: All figures are rounded to the nearest \$100.

Region of Waterloo Transportation Division Costs

T2016-119	\$2,864,300
Utilities, Property	540,000
Consultant Fees	300,000
Region Engineering	90,000
Landscaping	90,000
Detours, Signing, Line Painting	<u>50,000</u>
	Sub-total \$3,934,300
Plus: Applicable net HST of 1.76%	<u>66,800</u>
	Total <u>\$4,001,100</u>

Note: All figures are rounded to the nearest \$100.

The Region of Waterloo's approved 2016 Ten Year Transportation Capital Program includes funding of \$5,405,000 in 2016 and \$525,000 in 2017 for completion of road widening and roundabouts on Ira Needles Boulevard from Highview Drive to Erb Street. In 2014, the Region completed widening of Ira Needles Boulevard from Highview Drive to 200m south of Thorndale Drive. This contract will complete the widening from 200 metres south of Thorndale Drive to Chablis Drive, in the City of Waterloo (Project #07282), to be funded from the Development Charge Reserve Fund. The north limits were extended from Erb Street to Chablis Drive to improve operational movements. Based on the low tender result, the Region's Transportation Division's share of the estimated cost for the Ira Needles Boulevard widening and roundabouts project is \$4,001,100 which is \$1,928,900 (32.5%) below budget. The savings are primarily due to reduced property acquisition costs and competitive bidding.

City of Waterloo Costs

T2016-119	\$958,400
Consultant Fees	68,700
Region Engineering	<u>22,600</u>
	Sub-total \$1,049,700
Plus: Applicable Net HST of 1.76%	<u>18,100</u>
	Total <u>\$1,067,800</u>

Note: All figures are rounded to the nearest \$100.

The City of Waterloo has indicated that they have sufficient funds budgeted for this work and has asked that the work proceed on their behalf.

The final date of acceptance for this tender is May 23, 2016.

Other Department Consultations/Concurrence:

Transportation and Environmental Services staff were consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-43

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council

Date: April 20, 2016 **File Code:** F18-30

Subject: **T2016-139 Victoria Street Improvements, Fischer-Hallman Road to Eastforest Trail and Asphalt Resurfacing, City of Kitchener, Ontario**

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Capital Paving Inc. for T2016-139 Victoria Street Improvements, Fischer-Hallman Road to Eastforest Trail and Asphalt Resurfacing, City of Kitchener, Ontario in the amount of \$1,177,077.00 plus all applicable taxes as set out in Report COR-TRY-16-43 dated April 20, 2016.

And that the Regional Municipality of Waterloo approve an increase in the project cost of \$6,569.45 gross and \$0 net to facilitate work undertaken on behalf of the City of Kitchener.

Summary: Nil

Report:

Tenders were called for T2016-139 Victoria Street Improvements, Fischer-Hallman Road to Eastforest Trail and Asphalt Resurfacing, City of Kitchener, Ontario and were advertised in the Record, in the Daily Commercial News, on the Ontario Public Buyers Association website and on the Region's website. Tenders were opened in the presence of E. Saunderson, K. Brisbois and T. Lumgair.

The following tenders were received:

Capital Paving Inc.	Guelph, ON	\$1,177,077.00
Ekum-Sekum Incorporated o/a Brantco Construction	Cambridge, ON	\$1,312,351.10

*Three bidders were disqualified.

The work of this contract includes roadway improvements on Victoria Street between Fischer-Hallman Road and Eastforest Trail (Project No. 6773) in the City of Kitchener to construct a multi-use trail, upgrade the existing storm sewer system, install curb and gutter and a new pedestrian refuge island. In addition, the contract includes surface asphalt paving of Highland Road from Patricia Avenue to Westmount Road (Project No. 5382), the resurfacing of King Street from Freeport Bridge to River Road (Project No. 6904), and the resurfacing of Bridgeport Road from Lancaster Street to the Hwy 86 NB Ramp (Project No. 6919).

The work is scheduled to commence in May 2016 and be completed by August 2016.

Corporate Strategic Plan:

Award of this contract meets the 2015-2018 Corporate Strategic Plan objective to optimize road capacity to safely manage traffic and congestion under Strategic Focus Area 2, Sustainable Transportation.

Financial Implications:

Contract T2016-139 costs are shared as follows:

Region of Waterloo – Transportation Division Costs	\$1,170,500
City of Kitchener	<u>6,600</u>
Total	<u>\$1,177,100</u>

Note: All figures are rounded to the nearest \$100.

Region of Waterloo Transportation Division Costs

T2016-139	\$1,170,500
Regional Engineering	177,300
Geotechnical Material Testing	18,200
Traffic signing and line painting	<u>10,000</u>
Sub-total	\$1,376,000
Plus: Applicable Net HST of 1.76%	<u>20,900</u>
Total	<u>\$1,396,900</u>

Note: All figures are rounded to the nearest \$100.

The Region of Waterloo's approved 2016 Ten Year Transportation Capital Program includes a budget of \$1,485,000 for T2016-139 Victoria Street Improvements, Fischer-Hallman Road to Eastforest Trail and Asphalt Resurfacing in the City of Kitchener (Projects 05382, 06773, 06904, 06910), to be funded from the Roads Rehabilitation Capital Reserve Fund (65%; \$965,000) and Development Charges (35%; \$520,000). Based on the low tender result, the actual cost of Regional work is \$1,396,900, which is \$88,100 (or approximately 6%) under the project budgets.

City of Kitchener Costs

T2016-139	\$6,600
Regional Engineering	900
Geotechnical Material Testing	<u>100</u>
	Sub-total \$7,600
Plus: Applicable Net HST of 1.76%	<u>100</u>
	Total <u>\$7,700</u>

Note: All figures are rounded to the nearest \$100.

The City of Kitchener has indicated that they have sufficient funds budgeted for this work and has asked that the work proceed on their behalf.

The final date of acceptance for this tender is May 30, 2016.

Other Department Consultations/Concurrence:

Transportation and Environmental Services staff were consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-44

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council

Date: April 20, 2016 **File Code:** F18-30

Subject: T2016-148 Materials Recycling Centre (MRC) HVAC / Building
Automation System (BAS) Upgrades

Recommendation:

That the Regional Municipality of Waterloo accept the tender of Velocity Mechanical Inc., for T2016-148 MRC HVAC / BAS Upgrades in the amount of \$169,900.00 plus all applicable taxes as set out in report COR-TRY-16-44 dated April 20, 2016.

Summary: Nil

Report:

Tenders were called for T2016-148 MRC HVAC / BAS Upgrades and were advertised in the Record, on the Ontario Public Buyers Association website and on the Region's website. The tenders were opened in the presence of S. Agnello, B. Pick and G. Srnicek.

The following bids were received:

Velocity Mechanical Inc.	Kitchener, ON	\$169,900.00
Combined Air Mechanical Services	Mississauga, ON	\$174,000.00

The work under this contract includes the removal and replacement of existing electrical heaters located in the office areas of the Materials Recycling Center (MRC) building located at the Waterloo Regional Landfill Site, supply and installation of new acoustically lined ductwork, thermal insulation of existing air ductwork, and the installation of a new building automation system. These upgrades will improve energy

efficiency and comfort in the building, and allow for improved control and monitoring of the building equipment and system. Twenty-two (22) contractors downloaded the bid document and 9 attended the pre-bid meeting. Work is expected to begin in May 2016 with completion by end of July 2016.

Corporate Strategic Plan:

Award of this contract meets the 2015-2018 Corporate Strategic Plan objective to plan for and provide the infrastructure and services necessary to create the foundation for economic success under Strategic Focus Area 1, Thriving Economy.

Financial Implications:

T2016-148	\$169,900
Plus: Applicable Net HST of 1.76%	<u>3,000</u>
	Total <u>\$172,900</u>

Note: All figures are rounded to the nearest \$100.

The Region's approved 2016 Waste Management Capital Program includes a budget of \$1,413,000 for Waterloo Building Renewal (project #73100) to be funded from debentures. The remainder of funds for this project will be utilized to undertake other building renewal projects. Debt servicing costs to be reflected in future Waste Management operating budgets are estimated to be \$163,500 annually over a period of 10 years based on an estimated cost of borrowing of 2.75%. An amount of \$200,000 has been allocated for this project.

The final date of acceptance for this tender is July 14, 2016.

Other Department Consultations/Concurrence:

Facilities staff was consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-45

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council

Date: April 20, 2016 **File Code:** F18-40

Subject: P2016-04 Sunnyside Home Kitchen & Café Cleaning Products

Recommendation:

That the Regional Municipality of Waterloo accept the proposal of Diversey Canada Inc., a subsidiary of Sealed Air Corporation, for P2016-04 Sunnyside Home Kitchen & Café Cleaning Products for a contract period of three (3) years commencing May 1, 2016 and ending April 30, 2019 with the option to renew for two (2) additional one (1) year periods at an estimated cost of \$167,352.15 plus applicable taxes as set out in report COR-TRY-16-45 dated April 20, 2016.

Summary: Nil

Report:

Proposals were called for P2016-04 Sunnyside Home Kitchen & Café Cleaning Products and were advertised in the Record, on the Ontario Public Buyers Association website and on the Region's website. Proposals were opened in the presence of J. McCarty, O. Patterson and O. Cadena.

The following proposal was received:

Proponent

Location

Diversey Canada Inc., a subsidiary of Sealed Air Corporation

Mississauga, On

The proposal was evaluated using pre-determined technical criteria which included qualifications and experience with similar contracts, service/support, product

availability/packaging, and environmentally preferred product certification, system reports/quality assurance reporting availability, references and price.

The work under this contract includes the supply of all dispensers, equipment, materials and cleaning products for Sunnyside Home kitchen, café and laundry areas.

Eleven (11) companies downloaded the bid document, however only one bid was received. The market for this type of combined product is limited and when contacted, companies that downloaded the bid document noted various reasons for not submitting a bid including too busy, could not supply laundry product, not their core items, only do janitorial cleaning, would have to go through a distributor and would not be able to compete or could not provide the service portion of the contract. Based upon estimates, pricing is considered to be fair and reasonable.

Corporate Strategic Plan:

Award of this contract meets the 2015-2018 Corporate Strategic Plan objective to ensure Regional programs and services are efficient, effective and provide value for money under Strategic Focus Area 5, Responsive and Engaging Government Services.

Financial Implications:

P2016-04 – Estimated annual Cost	\$55,800
Plus: Applicable Net HST of 1.76%	<u>1,000</u>
Total	<u>\$56,800</u>

Note: All figures are rounded to the nearest \$100.

The 2016 approved operating budget for Sunnyside Home includes \$52,700 for cleaning chemicals for laundry and the kitchen. The additional estimated cost of \$4,100 will be covered within the Sunnyside budget.

The final date of acceptance for this proposal is June 30, 2016.

Other Department Consultations/Concurrence:

Sunnyside Home staff was consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Report: COR-TRY-16-46

Region of Waterloo
Corporate Services
Treasury Services (Procurement)

To: Regional Chair Ken Seiling and Members of Regional Council

Date: April 20, 2016 **File Code:** F18-30

**Subject: Waterloo Waste Water Treatment Plant Upgrade Contract 4 –
Completion Contract, Extension of Consulting Agreement and Funding
Agreement**

Recommendation:

That the Regional Municipality of Waterloo enter into an agreement with H2Ontario Inc. to complete Waterloo Waste Water Treatment Plant Upgrade Contract 4 for the amount of \$6,766,920.85 plus all applicable taxes as set out in Report COR-TRY-16-46;

And that the Regional Municipality of Waterloo extend the Consulting Agreement with AECOM Canada Ltd. to provide contract administration services for the completion of Waterloo Waste Water Treatment Plant Upgrade Contract 4 on a time basis up to an upset amount of \$984,000 plus all applicable taxes;

And that on a without prejudice basis the Commissioner, Transportation and Environmental Services, execute an agreement on behalf of the Region with Travelers Guarantee Company of Canada, as the surety, in a form acceptable to the Regional Solicitor and the Commissioner, for the surety's contribution with respect to the cost of completion of the Waterloo Waste Water Treatment Plant Upgrade Contract 4 pursuant to the performance bond;

And that the Regional Municipality of Waterloo approve an increase in the project budget of \$3,247,600 inclusive of all applicable taxes and \$0 net to facilitate the cost of the work being funded by the surety.

Summary: Nil

Report:

The work for Contract 4 is for the construction of aeration and re-aeration tanks, clarifier refurbishment and retrofitting of the secondary digester at the Waterloo Wastewater Treatment Plant ("WWTP"). General construction contract 2011-007, Waterloo WWTP Upgrade Contract 4 - Secondary Treatment and Digestion ("Contract 4") was awarded by Council on December 14, 2011 to Mettko Construction Inc. ("Mettko") for the amount of \$27,009,800 (exclusive of taxes).

In May 2014, Mettko ceased work on the Waterloo WWTP prior to completing Contract 4. Contract 4 included a performance bond from Travelers Guarantee Company of Canada (the "surety") and Regional staff submitted a claim to the surety with respect to the performance bond. Mettko and the Region are also in litigation concerning Contract 4.

The Waterloo WWTP is currently operational. The remaining works under Contract 4 must be completed in order to improve operational reliability and flexibility and meet the Region's upgrade commitments to the Ministry of Environment and Climate Change ("MOECC") and Grand River Conservation Authority ("GRCA") regarding improved nitrification and phosphorus removal.

The Region and the surety negotiated an agreement with H2Ontario Inc. to complete Contract 4 for the amount of \$6,766,920.85 plus all applicable taxes. The Region is currently negotiating an agreement with the surety to share these costs pending final resolution of all claims and litigation. Because this work would proceed in accordance with the performance bond and claim to the surety, these agreements are not subject to the Region's Purchasing By-Law.

The Region's consulting engineer for the Waterloo WWTP Upgrades, including Contract 4, is AECOM Canada Ltd. (AECOM). Given the multi-disciplinary nature of the Contract 4 completion work and the amount of personnel time required, it is necessary to retain an engineering firm to provide contract administration and inspection services. It is in the Region's best interest to continue to retain the services of AECOM to provide contract administration and inspection services for the Contract 4 completion work. The Region and AECOM negotiated an extension of the existing consulting services agreement to provide contract administration services for Contract 4 on a time basis up to an upset amount of \$984,000 plus all applicable taxes. The Region's Purchasing By-law allows for purchase by negotiation where the extension of an existing or previous contract would prove more cost effective or beneficial for the Region.

Construction is scheduled to start in May 2016 with completion planned by the end of 2017.

Corporate Strategic Plan:

The Waterloo WWTP Upgrade project meets the 2015-2018 Corporate Strategic Plan objective to protect the quality and the quantity of our water sources under Strategic Focus Area 3, Environment and Sustainable Growth.

Financial Implications:

Contract 4 construction completion costs are shared as follows:

Region of Waterloo	\$3,892,900
Surety	<u>2,874,000</u>
Total	<u>\$6,766,900</u>

Note: All figures are rounded to the nearest \$100.

Region of Waterloo Costs

Contract 4 Construction Completion	\$3,892,900
Consultant Engineering	984,000
Regional Engineering	160,000
External Legal Fees	<u>200,000</u>
Sub-total	\$5,236,900
Plus: Applicable Net HST of 1.76%	<u>89,400</u>
Total	<u>\$5,326,300</u>

Note: All figures are rounded to the nearest \$100.

The Region's approved 2016 Wastewater Ten Year Capital Program includes a budget of \$5,359,000 in 2016 and 2017 for the Waterloo WWTP Upgrades (project #08809) to be funded from the Wastewater Reserve Fund (67%; \$3,585,200) and Development Charge Reserve Fund (33%; \$1,773,800). The estimated Region share of the completion costs is \$5,329,100 which is \$32,700 below the Region's budget.

Surety Costs

Contract 4 Construction Completion	\$2,874,000
Plus: Applicable Net HST of 13%	<u>373,600</u>
Total	<u>\$3,247,600</u>

Note: All figures are rounded to the nearest \$100.

Other Department Consultations/Concurrence:

Transportation and Environmental Services staff were consulted in the preparation of this report.

Attachments: Nil

Prepared By: Lisa Evans, Manager, Procurement/Chief Purchasing Officer

Approved By: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer



Region of Waterloo

Corporate Services

Office of the Commissioner

Date: April 20, 2016

Memorandum

To: Regional Chair Ken Seiling and Members of Regional Council
From: Craig Dyer, Commissioner, Corporate Services/Chief Financial Officer
Subject: **Continuity of Tax Stabilization Reserve Fund**
File No: F22-01

In discussing Report TES-WMS-16-03, Curbside Waste Collection Policy Changes Implementation Plan, it was noted that the report recommends using the Tax Stabilization Reserve Fund as a source of financing for one-time start up costs in 2016 relating to the new waste collection contracts. Staff was requested to provide additional information including a continuity schedule indicating planned uses of the Tax Stabilization Reserve Fund (TSRF). It was requested that this information be available for review at the Council meeting scheduled for April 20, 2016.

Accordingly, the attached Table One sets out the 2013 to 2015 sources and uses of the TSRF, as well as projected uses from 2016 to 2018. The maximum balance of the TSRF is \$10 million.

TABLE ONE
TAX STABILIZATION RESERVE FUND CONTINUITY

Year	Opening Balance	Interest (1)	Income Support Expenditures (2)	Paramedic Services (3)	Waste Management (4)	Surplus Allocation (5)	Closing Balance (6)
2013	8,822,938	214,892	(3,311,716)	(39,588)		1,860,857	7,547,383
2014	7,547,383	199,251	(2,926,383)	-		3,012,106	7,832,357
2015	7,832,357	155,700	(2,865,584)	-		4,877,527	10,000,000
2016	10,000,000	200,000	(1,547,496)	(442,000)	(799,000)	1,000,000	8,411,504
2017	8,411,504	168,230	(750,000)	(370,000)		1,000,000	8,459,734
2018	8,459,734	169,195	-	-		1,000,000	9,628,929

Notes:

2016 – 2018 (shaded area) is a projection and subject to change

(1) Interest for 2016 to 2018 is assumed to be 2%

(2) Income Support withdrawal based on current caseload and uploading schedule

(3) Paramedic Services withdrawal approved as part of the 2016 budget for the addition of a 24 hour ambulance

(4) Based on Report TES-WMS-16-03

(5) Annual surplus allocation is made according to Regional Policy. If surplus is greater than assumption, the allocation to the TSRF will be increased to such point the ending balance is equal to \$10.0 million

(6) The current policy regarding the TSRF sets the maximum balance of the TSRF at \$10.0 million

The Regional Municipality of Waterloo

Planning and Works Committee

Summary of Recommendations to Council

The Planning and Works Committee recommends as follows:

Conflict:
K. Seiling

1. That the Region of Waterloo accept PDL-CPL-16-23, Monthly Report of Development Activity for March 2016.
2. That the Region of Waterloo promote the 2016 Census and encourage all residents of the Region of Waterloo to complete their census forms, as described in Report No. PDL-CPL-16-24, dated April 12, 2016
3. That the Regional Municipality of Waterloo:
 - a) declare an easement interest in the lands described as Part Lots 31 and 32, German Company Tract, part of PIN 22727-4547 (LT) as shown as Part 1, on Reference Plan 58R-18775, in the City of Kitchener surplus to the needs of the Region, as detailed in Report No. PDL-LEG-16-32 dated April 12, 2016, and provide the standard public notification as required by the Region's property disposition by-law; and
 - b) approve, enter into an Agreement for, and execute all documentation related to, the conveyance of a permanent easement to The Corporation of the City of Kitchener for the sum of \$1.00, for the maintenance of a natural gas main, or other municipal services, on, over and under the lands, as part of the City's transmission system, described as Part Lots 31 and 32, German Company Tract, part of PIN 22727-4547 (LT) as shown as Part 1, on Reference Plan 58R-18775, in the City of Kitchener as detailed in Report No. PDL-LEG-16-32 dated April 12, 2016 pursuant to the Region's property disposition by-law and the satisfaction of the Regional Solicitor.
4. That the Regional Municipality of Waterloo approve the Wilmot pilot transit service to be implemented effective Monday, April 25, 2016, as described in Report No. TES-TRS-16-10, dated April 12, 2016;

And that the Regional Municipality of Waterloo enter into an agreement with 947465 Ontario Ltd. operating as Voyageur Transportation Services to operate this service at an upset limit of \$123,300 plus applicable taxes.

PS-160412

5. That the Regional Municipality of Waterloo, upon completion of construction, amend Traffic Parking By-Law 06-072, as amended, to:
 - i. Add to Schedule 16 – Lane Designation, Northbound Left-turn, Left-turn lane on Fischer-Hallman Road (Regional Road 58) at Ottawa Street (Regional Road 4);
 - ii. Add to Schedule 16 – Lane Designation, Southbound Left-turn, Left-turn lane on Fischer-Hallman Road (Regional Road 58) at Ottawa Street (Regional Road 4);
 - iii. Add to Schedule 20 – Centre Lane Two-Way Left-Turn, on Fischer-Hallman Road (Regional Road 58) from 110 metres south of Ottawa Street (Regional Road 4) to 190 metres south of Ottawa Street (Regional Road 4);
 - iv. Add to Schedule 24 – Reserved Cycling Lanes Anytime on the west side of Fischer-Hallman Road (Regional Road 58) from 21 metres south of Ottawa Street (Regional Road 4) to 68 metres south of Ottawa Street (Regional Road 4);
 - v. Add to Schedule 24 – Reserved Cycling Lanes Anytime on east side of Fischer-Hallman Road (Regional Road 58) from 13 metres north of Bleams Road (Regional Road 56) to 210 metres north of Bleams Road (Regional Road 56); and in the City of Kitchener, as outlined in report TES-TRP-16-09, dated April 12, 2016.
6. That the Regional Municipality of Waterloo:
 - i. approve the Curbside Waste Collection Policy Changes Implementation Plan, which includes an enhanced public outreach and education program, implementation of a bag/container tag program and the necessary resources to support the transition to the new waste collection service levels and contract that come into effect in March 2017;
 - ii. amend the 2016 Waste Management Division Operating Budget to include expenditures of \$799,000 to prepare for the implementation of the new collection contract, to be funded from the Tax Stabilization Reserve Fund with no tax levy impact; and
 - iii. amend the 2016 Waste Management Division Capital Program, with no 2016 tax levy impact,

as set out in Report TES-WMS-16-03 dated April 12, 2016

April 12, 2016

2112146

The Regional Municipality of Waterloo**Planning and Works Committee**

Summary of Closed Recommendations to Council

The Planning and Works Committee recommends as follows:

1. That the Regional Municipality of Waterloo approve the following membership and associated length of term for the Active Transportation Advisory Committee:

Mr. Mike Shipley, for a term ending December 31, 2018.

April 12, 2016

The Regional Municipality of Waterloo
Administration and Finance Committee
Summary of Recommendations to Council

The Administration and Finance Committee recommends as follows:

1. That the Regional Municipality of Waterloo appoint Agree Incorporated as the Ombudsman for the Region of Waterloo for the period June 1, 2016 – May 31, 2018, with an option to renew for two (2) additional two (2) year terms (total of 6 years);

And That the Region Municipality of Waterloo enter into a retainer agreement with Agree Incorporated to provide Ombudsman Services on a fee for service basis for the period June 1, 2016 to May 31, 2018, as described in report PDL-CAS-16-07 dated April 12, 2016.

April 12, 2016

The Regional Municipality of Waterloo

Community Services Committee

Summary of Recommendations to Council

The Community Services Committee recommends as follows:

1. That the Regional Municipality of Waterloo enter into a funding contract effective April 1, 2016 with Sunshine Montessori School Limited, operated as Sunshine Montessori, located at 10 Boniface, Kitchener, Ontario, as outlined in report CSD-CHS-16-10, dated April 12, 2016.
2. That the Regional Municipality of Waterloo formally endorse the 2016 Federation of Canadian Municipalities (FCM) resolution requesting the Federal Government to examine publishers' current practices in making eBooks available to public libraries, as described in Report PDL-LIB-16-04, dated April 12, 2016.
3. That the Regional Municipality of Waterloo approve an expenditure of up to \$385,000 to be funded from the Public Art Reserve Fund for up to seven artwork projects to be incorporated into the ION Light Rail Transit corridor, as described in Report PDL-CUL-16-05, dated April 12, 2016;

And that the ION Light Rail Transit Public Art jury be directed to review the budget required to fund recommended artwork projects as part of their work and report back to Council if the approved budget requires amendment;

And that Councillors Tom Galloway and Jane Mitchell be appointed to the ION Light Rail Transit Public Art Project jury.

4. That the Regional Municipality of Waterloo, as the Board of Health, communicate its support to the Government of Ontario for its continued efforts to protect Ontarians by strengthening the Smoke Free Ontario Act and the Electronic Cigarettes Act (2015) as described in the document "Proposed changes to regulations made under the Smoke-Free Ontario Act and Electronic Cigarettes Act, 2015";

SS-160412

And that the Regional Municipality of Waterloo forward a copy of report PHE-HLV-16-03, dated April 12, 2016 to the Minister of Health and Long-Term Care.

5. That the Regional Municipality of Waterloo request the federal Minister of Health and provincial Minister of Health and Long-Term Care develop consistent real-time monitoring and surveillance of opioid use and overdoses in Canada and Ontario as outlined in the Municipal Drug Strategy Co-ordinator's Network of Ontario's Prescription for Life report;

And that the Regional Municipality of Waterloo request the Minister of Health and Long-Term Care develop an overdose prevention and intervention plan for Ontario;

And that the Regional Municipality of Waterloo, for information, forward a copy of report PHE-IDS-16-03, dated April 12, 2016, to the federal Minister of Health, provincial Minister of Health and Long-Term Care, the Chief Medical Officer of Health for Ontario, Public Health Ontario, local area Members of Parliament (MPs), local area Members of Provincial Parliament (MPPs), and the Waterloo Wellington Local Health Integration Network.

April 12, 2016

CSS-160412

The Regional Municipality of Waterloo
Community Services Committee

Summary of Closed Recommendations to Council

The Community Services Committee recommends as follows:

1. That the Regional Municipality of Waterloo endorse the nomination of Barb Wilkie for the Senior of the Year award presented annually by the Ministry of Citizenship, Immigration and International Trade.

April 12, 2016