

MEETING DATE: December 17, 2003

SUBJECT: Procurement Authorization Broadview Station Station Modifications
Contract D5-10

RECOMMENDATION

It is recommended that the Commission authorize the acceptance of the tender submitted by Dineen Construction Corporation (Dineen) in the amount of \$4,449,000.00 for Contract D5-10, Broadview Station – Station Modifications.

FUNDING

Sufficient funds for this design are included in project 3.9 Buildings and Structures – under Broadview Station Modifications, Easier Access Phase II and Fire Ventilation Upgrade projects (as set out on pages 733 - 738, Improvement Category, pages 715 - 720, Legislative Category and pages 693 - 709, State of Good Repair/Safety Category respectively) of the TTC 2004-2008 Capital Program which was approved by the Commission on November 19, 2003.

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BACKGROUND

On December 9, 2002, the Commission approved the conceptual layout for the Broadview Station Modifications Project which includes construction of a second streetcar track with platforms to separate the King and Dundas streetcar lines, provision of an additional bus bay, elevators and associated equipment as part of the Easier Access Phase II project, a second exit from the westbound subway platform and provisions for space for the future fire ventilation equipment.

To date the streetcar second track has been completed and utility work is expected to be completed by year-end.

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DISCUSSION

Contract D5-10, Broadview Station - Station Modifications, provides for all the work related to the completion of the remaining work on the streetcar track and platform, an additional bus bay, two (2) elevators and other associated equipment, to make the station

accessible, and a second exit from the westbound subway platform, as shown in Appendix B.

Specifications and drawings were prepared for Contract D5-10 and a Request for Tenders was posted on TTC's web site as of October 21, 2003. Thirty (30) companies requested copies of the tender documents out of which six (6) submitted a tender as summarized in Appendix A.

Jelco Construction Ltd. (Jelco) submitted the lowest priced tender and did not state any exceptions or qualifications. However, their Bid Bond and Agreement to Bond were executed by a company that is not registered to transact the business of surety insurance in the Province of Ontario, which is contrary to the Insurance Act of Ontario and the contract requirements. As such, Jelco's tender is considered unacceptable.

Dineen submitted the second lowest priced tender and also did not state any exceptions or qualifications, nor offer any alternatives for consideration. Dineen has satisfactorily completed work of a similar size and nature for the Commission within the past five years. Based on a review of the contractor's financial statements, it appears they have the financial capability to perform this contract. Their tender is considered acceptable.

Torcom Construction Inc. (Torcom) submitted the third lowest priced tender and also did not state any exceptions or qualifications, nor offer alternatives for consideration. Their tender is considered acceptable.

Struct-Con Construction Ltd. (Struct-Con) submitted a tender whereby the written portion of the offer is different from the numerical portion, therefore, their tender price could not be determined. As such, Struct-Con's tender is considered unacceptable.

The tenders submitted by Grascan Construction Ltd. and 1031644 Ontario Inc. o/a Consolidated Canadian Contractors were not evaluated further due to the difference in price.

JUSTIFICATION

The tender submitted by Dineen Construction Corporation is the lowest priced acceptable tender.

December 4, 2003

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Attachment – Appendices A and B

APPENDIX A

Broadview Station

Station Modifications

Contract D5-10

SUMMARY OF TENDERS

COMPANY	TENDERED PRICE
1. Jelco Construction Ltd.	\$4,173,000.00
2. Dineen Construction Corporation	\$4,449,000.00
3. Torcom Construction Inc.	\$4,695,000.00
4. Struct-Con Construction Ltd.	undetermined
5. Grascan Construction Ltd.	\$5,656,000.00
6. 1031644 Ontario Inc. o/a Consolidated Canadian Contractors	\$5,844,000.00
Engineer's Estimate	\$6,400,000.00