

ADDENDUM

REGULAR MEETING OF CITY COUNCIL

2009 04 27

4:30 P.M.

4. DELEGATIONS/PROCLAMATIONS

- (g) Syd Parlour, Director, Administration and Organizational Development, Algoma Family Services will be in attendance concerning Proclamation – Children's Mental Health Week.

PART ONE – CONSENT AGENDA

5. COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

- (hh) **Contract 2009-2E – Reconstruction of Wellington Street East – Simpson Street to East Street**

A report of the Design and Construction Engineer is attached for the consideration of Council. The relevant By-laws 2009-80 and 2009-81 are listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (1) ADMINISTRATIVE

- (a) **Canada Infrastructure Stimulus Programs**

A further report of the Commissioner of Community Services is attached for the consideration of Council.

7. UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL

- (c) Mover - Councillor T. Sheehan
Second - Councillor O. Grandinetti

Whereas the Essar Centre in Sault Ste. Marie has been a venue for some awesome bands; and

7. (c) Whereas these concerts have provided fantastic entertainment for the citizens of Sault Ste. Marie and provided a boon to the local economy as people have travelled long distances to our City for them; and
Whereas "the hottest band in the world, KISS," will tour this fall in the first-ever fan-routed tour which will take votes straight from people via the internet on which Cities they will play;
Now therefore be it resolved that people be encouraged to vote for Sault Ste. Marie, Canada on www.kissonline.com

10. **CONSIDERATION AND PASSING OF BY-LAWS**

AGREEMENT

- (m) 2009-80 A by-law to authorize a contract between the City and Pioneer Construction Inc. for the reconstruction of Wellington Street East between Simpson Street and East Street (Contract 2009-2E).

A report from the Design and Construction Engineer is on the agenda.

TEMPORARY STREET CLOSING

- (n) 2009-81 A by-law to authorize the temporary closing of Wellington Street East from Simpson Street to East Street from May 10, 2009 to October 31, 2009 for road reconstruction.

A report from the Design and Construction Engineer is on the agenda.

PARKING

- (o) 2009-87 A by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305.

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



5(hh)
ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2009 04 27

Our File: Contract 2009-2E

Acting Mayor Bryan Hayes and
Members of City Council
Civic Centre

**RE: CONTRACT 2009-2E
RECONSTRUCTION OF WELLINGTON STREET EAST – SIMPSON STREET TO EAST
STREET**

Tenders received for Contract 2009-2E were opened at a public meeting Thursday, April 23, 2009 in the Steelton Room of the Civic Centre. Present at the opening was Councillor Susan Myers as well as City staff and contractor representatives.

The contract calls for the full reconstruction of approximately 850 metres of roadway including storm and sanitary sewers, watermains, street lighting and traffic signals.

A total of four (4) tenders were received. Each tender has been checked as shown on the attached report from AECOM Canada Ltd. The low tender of \$5,272,234.33 (incl. GST) was received from Pioneer Construction Inc. which is above the pre tender estimate of \$5,015,109.07 by \$257,125.26. When GST and PUC costs are removed and an allowance for engineering is added, the City's projected cost to complete the entire project is \$4,740,000.00, which is over the budget in the 2009/10 Capital Works plan by \$240,000.00. This potential overrun can be covered by the underrun in the McNabb/South Market tender.


Recommendation

It is recommended that Contract 2009-2E be awarded to Pioneer Construction Inc. By-Law **2009-80** authorizing execution of the Contract and By-law **2009-81** authorizing a road closure of Wellington Street East (Simpson Street to East Street) from May 10, 2009 until October 31, 2009 have been placed on the Agenda for your consideration.

Respectfully submitted,

Recommended for approval,


Carl Rumiel, P. Eng.
Design and Construction Engineer


Jerry D. Dolcetti, RPP
Commissioner Engineering & Planning

CR/al
attachment

RECOMMENDED FOR APPROVAL


Joseph M. Fratesi
Chief Administrative Officer

5(hh)

AECOM

AECOM

523 Wellington Street East, Sault Ste. Marie, ON, Canada P6A 2M4
T 705.942.2612 F 705.942.3642 www.aecom.com

April 24, 2009

Project Number: 60400

Mr. D. Elliott, P. Eng.
City of Sault Ste. Marie
Engineering Department
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5N1

Dear Mr. Elliott:

**Re: Contract No. 2009-2E – Reconstruction of Wellington Street East
East Street to Simpson Street
Tender Report**

We have reviewed the tenders received by the City Clerk's office on Thursday, April 23, 2009 for the above contract and present herewith our Tender Report.

1.0 Introduction

Contract No. 2009-2E – Reconstruction of Wellington Street East consists of the reconstruction of Wellington Street between East Street and Simpson Street. The reconstruction work generally consists of the full reconstruction of approximately 850 metres of roadway including removals, grading, geotextile, select subgrade material, granular subbase and base, asphalt, curb and gutter, sidewalks, storm and sanitary sewers, watermain, street lighting, traffic signals and associated appurtenances.

The tender advertisement was published in the Sault Star on Saturday, March 28, 2009 for notification to prospective bidders of the availability of the tender documents. The tender documents were also available for review by potential bidders at the Sault Ste. Marie Construction Association, Sudbury Construction Association and the Consultant's office.

A total of twelve (12) Contractors and Suppliers picked up tender documents during the tender period following submission of the \$50.00 refundable deposit. Plan takers consisted of six (6) general contractors, four (4) subcontractors and two (2) suppliers.

During the tender period, there were questions from plan takers on a few issues that were subsequently clarified by addendum. Two (2) addenda were issued by the Consultant to address issues/questions raised by the plan takers and to incorporate some final design related changes.

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2.0 Summary of Tenders

Four (4) Contractors submitted sealed tenders for Contract No. 2009-2E to the City Clerk's office prior to the closing time of 3:00 p.m. on Thursday, April 23, 2009. The tenders were publicly opened at 3:15 p.m. on the same day by Councillor Myers in the presence of City and Consultant staff as well as representatives of the bidding Contractors. At the time of the tender opening, the Total Tender Values were read and the tenders were reviewed to ensure they included the required \$200,000 tender deposit and agreement to bond.

The tender deposits, which were in the form of certified cheques, were retained by the City while the balance of the tender submissions was provided to the Consultant for a further detailed review of each tender submitted.

The following were the results of the submitted Total Tender Values, including GST, in ascending order of bid price:

1. Pioneer Construction Inc. - \$5,272,234.23
2. R.M. Belanger Inc. - \$5,330,591.70 (corrected)
3. Palmer Construction Group Inc. - \$5,441,548.77
4. Ellwood Robinson Limited - \$5,499,620.39

It should be noted that the Total Tender Value for each includes a contingency allowance of \$100,000 along with various provisional items. The tender costs also include expenditures for replacement of the existing watermain which are chargeable to the PUC Services Inc.

The Engineer's tender estimate for this Contract was \$5,015,109.07 which was compiled based on prices from the 2008 Wellington Street contract along with allowances for inflation. A Summary of Tender Prices for each of the above tenders along with the Engineer's tender estimate is attached as Appendix 1. The original copies of all tenders received are attached to this report, for the City's records.

3.0 Review of Tenders Received

The tenders were reviewed to ensure all tender submission requirements were complied with as stipulated in the Information to Tenderers. A Summary of the review is attached as Appendix 2. The following specific comments are noted:

1. All tenders were properly signed and executed.
2. The tenders were checked for mathematical errors. All tenders were correctly calculated in computing the Total Tender Value except for the submission from R.M. Belanger which contained two mathematical errors that decreased their price by \$9,296.28. This did not change their ranking amongst the tenders submitted.

3. The Instructions to Tenderers indicated that all tenders were to include a \$200,000 tender deposit in the form of a certified cheque. All tenders complied with submission of the required certified cheques.
4. The tender document called for submission of Statements 'A' to 'D' which outline the tenderers' related work experience, supervisory staff, available construction equipment and proposed sub-contractors. All tenderers filled in the appropriate statements or attached separate breakdowns except for the tender submitted by R.M. Belanger. They did not fill in Statement 'D' listing their subcontractors.
5. The tenderers were required to provide an Agreement to Bond from a Surety Company certifying that they are able to obtain the required 100% Performance and 50% Labour and Material Payment bonds. An Agreement to Bond was attached to each tender submitted.
6. All tenderers were required to acknowledge any Addenda received during the tender period. All tenderers confirmed receipt of Addendum No.'s 1 and 2.

4.0 Discussions

In our review of the tenders submitted, we did not note any significant errors or omissions with the tenders that would lead to disqualification of any of the submitted tenders.

With respect to the low tenderer, Pioneer Construction Inc., they are a well known local Contractor who have completed numerous City contracts in the past including the adjacent 2008 Wellington contract from Trunk to Simpson. Subcontractors identified in their tender submission include Rainone 2007 for the underground work, Double S for the electrical items and Tranberg for the landscaping.

5.0 Tender Estimate

The low tender amount of \$5,272,234.23 (incl. GST) is higher than the Engineer's tender estimate by \$257,124 (incl. GST) or approx. 5%. The overrun in the budget estimate costs is summarized as follows:

City - Roadwork/Storm Sewers (incl. traffic signals and street lighting) - \$113,499
City - Sanitary Sewers - \$39,883
PUC - Waterworks - \$103,742

6.0 Recommendations

In summary, based on our detailed review of the tenders submitted, we recommend the following:

1. The tender submitted by Pioneer Construction Inc. in the amount of \$5,272,234.23 (incl. GST) be accepted for award of Contract No. 2009-2E,
2. The required by-law be passed by Council as per the attached Form of Agreement for execution of the related construction contract; and

5(hh)

Page 4
D. Elliott - City of Sault Ste. Marie Engineering
April 24, 2009

3. AECOM be authorized to issue an award letter to the successful Contractor which will include requirements for the Contractor to submit the required contract documentation (ie: bonds, insurance, etc.) and prepare the related contracts for signing by both parties.

We hope you find this report acceptable, although, please do not hesitate to call should you have any questions regarding the contents of this Tender Report.

Yours very truly,
AECOM Canada Ltd.



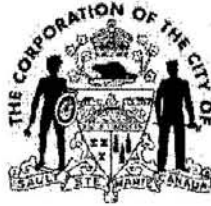
Darrell Maahs, C. Tech.
Project Manager

DRM:nm

Encl.
cc:

6(1)(a)

NICHOLAS J. APOSTLE
COMMISSIONER COMMUNITY SERVICES



COMMUNITY SERVICES DEPARTMENT
Community Centres Division
Municipal Day Nurseries Division
Recreation & Culture Division

2009 04 27

Mayor John Rowswell
and Members of City Council

Infrastructure Stimulus Funding Program – W.J. McMeeken Centre

Elsewhere on your agenda is a report from Joseph M. Fratesi, C.A.O. regarding this matter. The project deals with replacing the McMeeken Centre and adding a multi-use indoor sports centre and a library. In his report Mr. Fratesi mentions that the consultants that were engaged for the Multi-Use Indoor Sports Centre will provide a report to Council that reviews three important criteria for the project to move forward and be considered for the application stage of the Funding program.

The three criteria are:

1. What is the estimated cost of the project?
2. Can the project fit on the property that the McMeeken Centre presently is situated on?
3. Can the project be completed within the time frame set by the program – construction to commence later this year with substantial completion by March 31, 2011?

The consultant's review is attached.

Recommendation

It is recommended that Council accept the information provided by the consultants regarding the W.J. McMeeken Centre – Infrastructure Stimulus Funding Project.

Respectfully submitted,

Nicholas J. Apostle
Commissioner Community Services

jb/council/mcmeeken upgrades review by apoh apr 27

attachment

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

West End Community Centre

Preliminary Scoping Report

for the
Corporation of the City of
Sault Ste. Marie, Ontario



Prepared by:
epoh inc. architects and consulting engineer
+ stem engineering inc.

April 2009

Executive Summary

The Corporation of the City of Sault Ste. Marie have commissioned Epoh inc. to develop a preliminary scoping report for a proposed new Municipal Multi Use Complex, "**West End Community Centre**" to be located at the McMeeken site. This complex represents a single site development, intended to house a new hockey arena, a new West End Branch library, and two new indoor "multi use" turf fields. Whereas each of these components were previously contemplated, as separate projects, the City believes that a consolidated approach is now possible due to Infrastructure Stimulus Funding made available through senior levels of Government. It is believed that the McMeeken site is the most appropriate site, given its size, accessibility, familiarity etc...

This report provides critical information that will be required if the City wishes to submit an application for the Infrastructure Stimulus Funding Programs noted above. As a first step, the City wishes to satisfy itself or "confirm" that this project, as presently contemplated, fits within the basic parameters of the qualifying criteria. The focus of this report therefore is to address the following:

1. **Location:** Can the McMeeken site accommodate the proposed new development?
This project can be developed at the McMeeken site, however it will be necessary to acquire additional land. A vacant parcel is available directly towards the south, and when combined with the McMeeken site, is large enough to accommodate the present and future needs for this project.
2. **Capital Cost:** Are the anticipated total Capital Costs for this project compatible with the City's funding share, recognizing that approximately two thirds may be leveraged from senior levels of Government?
The capital cost for this project will range between \$20 to \$22 million. Based on a 1/3 cost sharing arrangement, amongst the three levels of government, the city's contribution will range between \$7 to \$7.33 million
3. **Schedule:** Is this project "Shovel Ready" – commence construction in 2009, and obtain Substantial Completion by March 31 2011?
It will be possible to begin construction in 2009, based on the development of an "Early Works" package involving site work. The main building project will begin construction in spring 2010 and be Substantially complete by March 31, 2011. Construction will continue through the summer and be totally complete between June and August 2011. The schedule for this project will be challenging and aggressive and therefore the project should commence immediately.

The following sections attempt to bring clarity to these issues so that the City can make an informed decision as to whether to proceed with the next steps, based on the preliminary work that is available.



Location

The McMeeken Site has been identified as the "preferred" site for this project. This site is situated on Goulais Ave. approximately one quarter mile north of the Second Line Intersection. The current City owned parcel is approximately 8.7 acres, and is surrounded by Korah Secondary School on the north side and vacant land towards the south and east sides.

Council may recall that this site was considered as part of the Indoor Multi Use Sports Complex project, but at the time, the current McMeeken Centre was to remain, consequently making it difficult to fit a new building on that site. With the current project, whereby the McMeeken will be replaced, this site has been re-evaluated for its ability to accommodate the following new project components:

- New arena – 35,000 sf
- New Multi Use Indoor Fields – 60,000 sf
- New Library – 6000 sf
- Administration Offices – 4000 sf
- Multi Use Meeting Rooms – 6500 sf
- Spectator Seating – 8000 sf
- Public Areas – 10000 sf

The preliminary Space Program for the West End Community Centre anticipates approximately 130,000 sf of floor area located on two levels. Coincidentally this compares with the John Rhodes Community Centre which is also approximately 130,000 sf. The following conclusions have been established with respect to the McMeeken site:

1. The new facility can be easily and adequately serviced from Goulais Ave. New water, sanitary, storm, electrical and communications infrastructure are available and will be extended to the new building and site.
2. The current City owned parcel is **too small** and cannot accommodate a development of this size. It will be necessary to acquire land for this purpose. Fortunately, the 4 acre parcel directly to the south is vacant and when combined with the McMeeken site, is large enough to accommodate the present and some future needs for this project. To the best of our knowledge, the subject property is available and the City has made arrangements to secure it at a fair market value. This parcel will require to be re zoned to Institutional.
3. The existing McMeeken arena should be demolished prior to the start of construction for the main project (spring 2010). It is recommended that the facility not be available for the 2010 / 2011 season. This is based on two factors, the first being the need to maintain an aggressive schedule in order to achieve Substantial Completion by 2011, and the other to achieve an optimal building design that maximizes operational and functional efficiencies. We must note that this is the conservative approach, because at this stage of design, it is not possible to confirm whether this outcome can be avoided, however we will continue to explore opportunities such as revising the building design or staging of construction in a manner that will minimize impact to current operations at the McMeeken Centre, while not compromising the integrity of the new project.

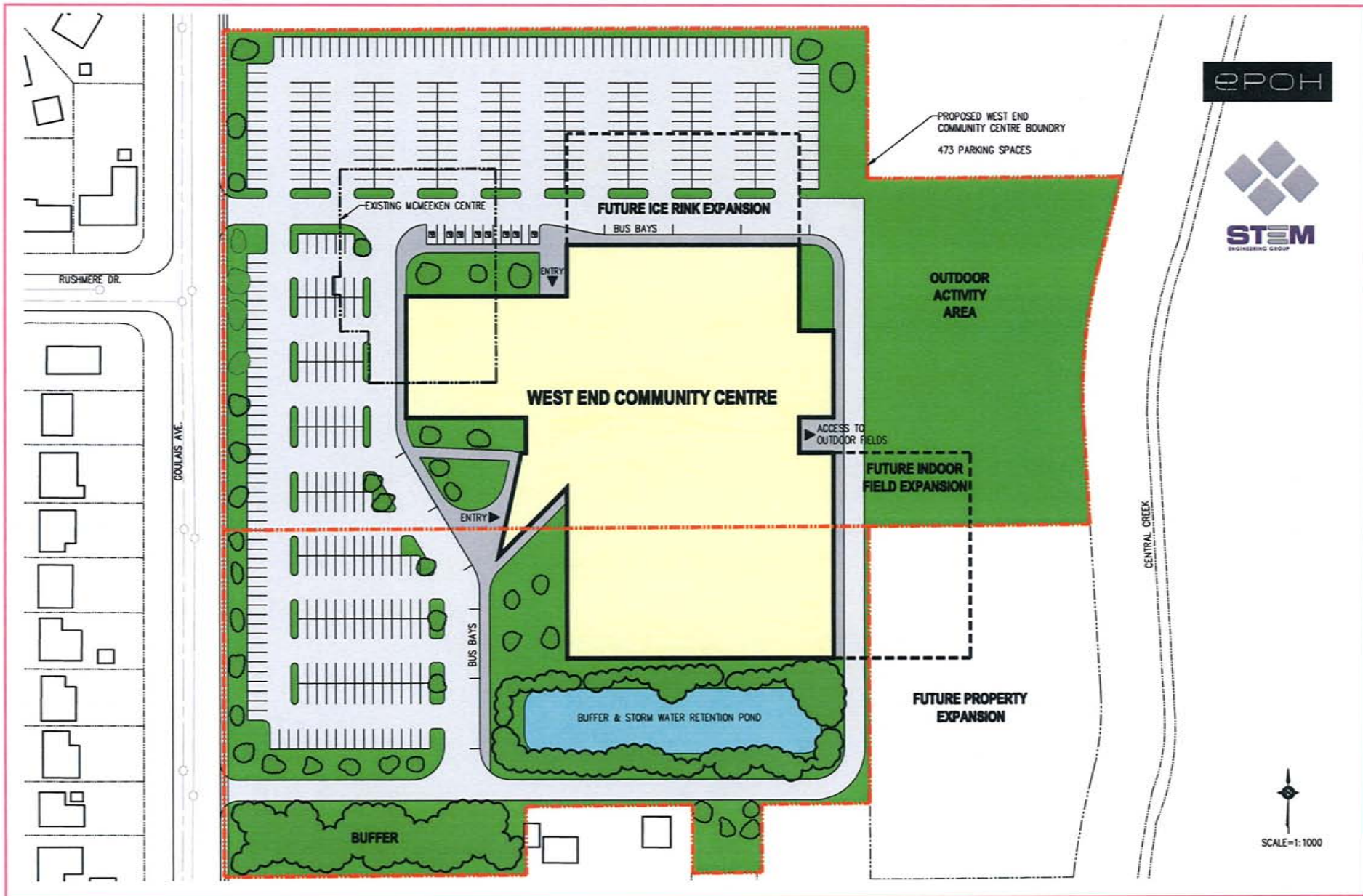
Conceptual Design Analysis

At this level of planning it is customary to prepare conceptual designs for the buildings and site in order to validate that the parcel being considered is adequate for its intended purpose. For a building like this to work properly, the project components must be organized according to critical adjacency based on the type of use, efficiency of construction, operational efficiency, and architectural character. Preliminary Conceptual Plans are attached herein which illustrate the suggested organization of the facility. Some of the high lights are noted below:

- Quadrant design provides ease of circulation in two directions, north / south to parking and east / west to access recreational components including outdoor activity areas on the east side of the building
- Quadrant design provides future expansion potential in all directions.
- Library and Admin along Goulais Ave on west side for easy visibility and access to public
- Entry to building from two sides recognizing parking on the north and south of the site
- A combined change room facility between the ice pad and indoor fields creates flexibility, construction cost efficiency and maximum opportunities for spectator seating, multi use meeting rooms, at level two.
- Level two creates access potential to an indoor walking track at the mezzanine level of the indoor fields.
- This building will be designed to the most current Barrier Free Design Guidelines being implemented for civic projects in Sault Ste. Marie. The majority of the building program is located on level 1 where the greatest degree of accessibility is achieved.
- This building will be designed as a Green Building maximizing opportunities for energy efficiency and minimizing environmental impacts. The project will be positioned to achieve LEED certification status if the City wishes to pursue this initiative.

The conceptual design for the site involves placing the building in the approximate centre to enable future expansion potential towards the north and east sides. The parking lot surrounds the building to the west and north sides and provides this facility with approximately 473 spaces. Based on our knowledge of the John Rhodes Community Centre operation, this quantity is considered to be ideal, although it exceeds the City's Zoning Bylaw.

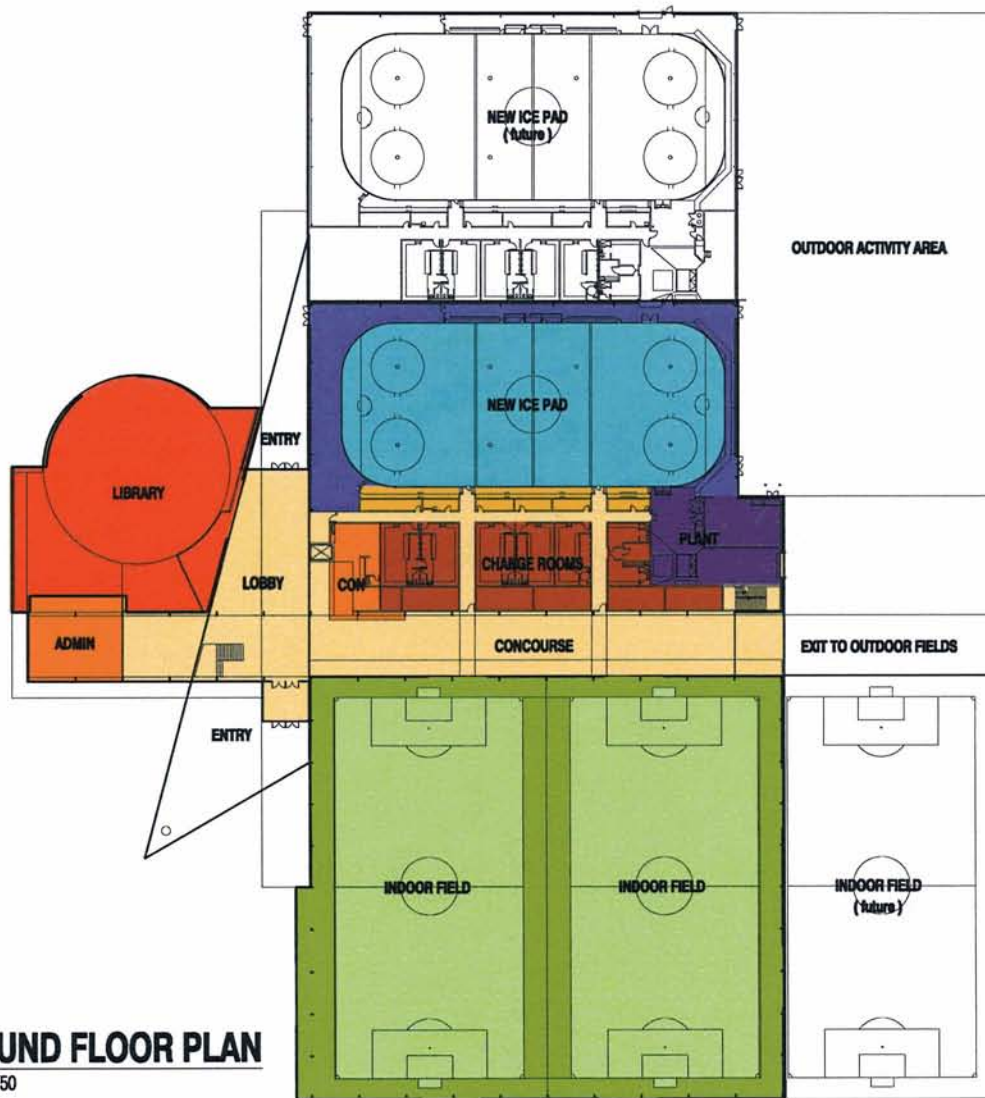






GROUND FLOOR PLAN

SCALE 1:750



ePOH

726 QUEEN STREET EAST
SAULT STE. MARIE, ON. CA. P6B 2B9
EMAIL: INFO@EPOCHINC.COM
TEL: (705) 949-5291 FAX: (705) 949-5292

scale

Not to be used for construction unless
issued and signed by the Architect or Engineer

All measurements to be confirmed in field by Contractor.
Errors & omissions to be reported to Architect or Engineer
prior to proceeding with work. Responsibility for
coordination of all work remains with General Contractor

revision

West End Community Center
Preliminary Scoping Report
for the Corporation of the City of
Sault Ste. Marie, Ontario

Design Concept Level 1

Project Name:

Dwg. Name:

Date: 26 Apr 2009

Scale: 1:750

Checked by: f.pastore

Drawn by: k.lavergne

Project No.:
0916

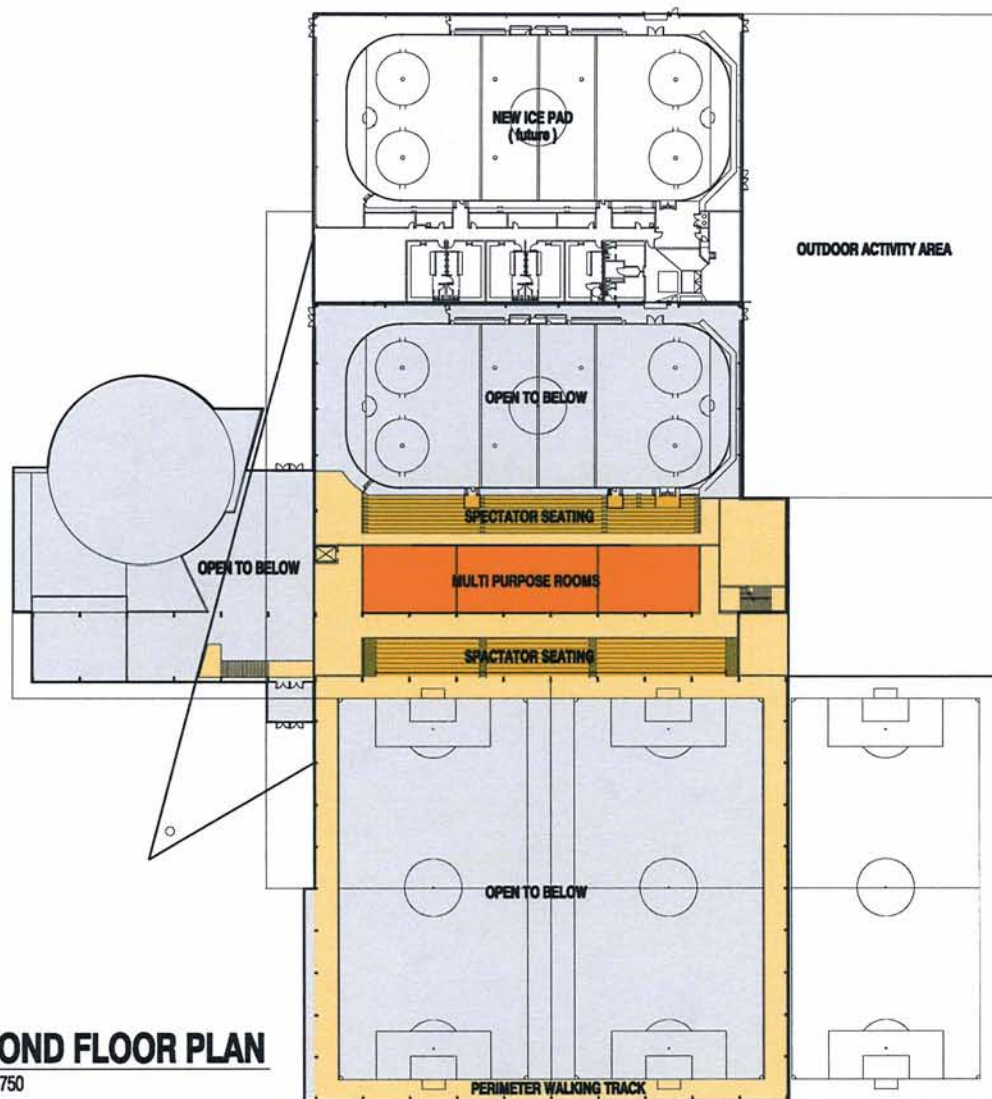
Dwg. No.:

SK1



SECOND FLOOR PLAN

SCALE 1:750



ePOH

7265 QUEN STREET 2ND FLOOR
SAULT STE. MARIE ON. CA. P6A 2G9
EMAIL: INFO@EPOCHINC.COM
CALL: (708) 946-8281 FAX: (708) 946-8292

Scale

Not to be used for construction unless
signed and signed by the Architect or Engineer

All measurements to be confirmed in field by Contractor.
Errors & omissions to be reported to Architect or Engineer
prior to proceeding with work. Responsibility for
coordination of all work remains with General Contractor

revision

West End Community Center
Preliminary Scoping Report
for the Corporation of the City of
Sault Ste. Marie, Ontario

Design Concept Level 2

Project Name:

Dwg. Name:

Date: 26 Apr 2009

Scale: 1:750

Checked by: f.pastore

Drawn by: k.lavergne

Project No.:
0916

Dwg. No.:

SK2

Capital Cost

This Cost Estimate is intended to provide the City of Sault Ste. Marie with a preliminary, but realistic assessment of the total project costs associated with the proposed new West End Community Centre.

From the documentation available, and from historical data on recent similar recreational projects, this project was measured and priced based on unit cost rates considered to be competitive for a Stipulated Sum project of this type in the Sault Ste. Marie area, on the effective date of this report.

The Total Project Costs including building, site development, and related soft costs will range between **\$20 to \$22 million**. A Class D Capital Cost Estimate is available if requested, for further reference.

Breakdown

An approximate capital cost breakdown based on the various project components is summarized below:

2 Indoor Turf Fields - \$8 million
1 Ice Pad Arena - \$8 million
Library Branch and Admin Offices - \$3 million
Public Spaces / Meeting Rooms / Spectator Seating - \$3 million

Unit Cost Summary

This project was analysed based on data available from:

- the previous detailed work completed for the Indoor Multi Use Sports Complex
- historical data from the John Rhodes Community Centre escalated to 2009
- Hanscomb's Yardstick for Costing 2009
- historical data available on 8 other recreational projects recently completed across the province
- available data on 1 other recreational complex being contemplated in Northern Ontario

The blended unit rate for this facility is at approximately **\$170 per square foot**. This value is consistent with the above noted projects.



Implementation Schedule

A detailed work plan and implementation schedule was developed in order to understand, with confidence, the timelines and associated challenges facing this project. This schedule will evolve as detailed planning proceeds. It is imperative that detailed design begin immediately. Construction Documents will be developed in two packages, in order to satisfy the "shovel ready" commitment that must be made with the application. For simplicity, it will be possible to begin construction this year. The first stage involves an "Early Works" package that initiates construction of the site works. Such elements include: clearing and grubbing, rough grading, underground services and possibly excavation. This activity is scheduled to begin in October 2009. The construction of the Main Building Project would commence in April of 2010 with Substantial Completion expected in late March of 2011. The project would continue for another 3 months beyond Substantial in order to accomplish final site work and achieve Total completion by early June 2011. Attached in the following pages is a rolled up summary of the project schedule that establishes the duration of some the major phases and milestone dates for this project. A detailed account is also included which better describes the work plan.

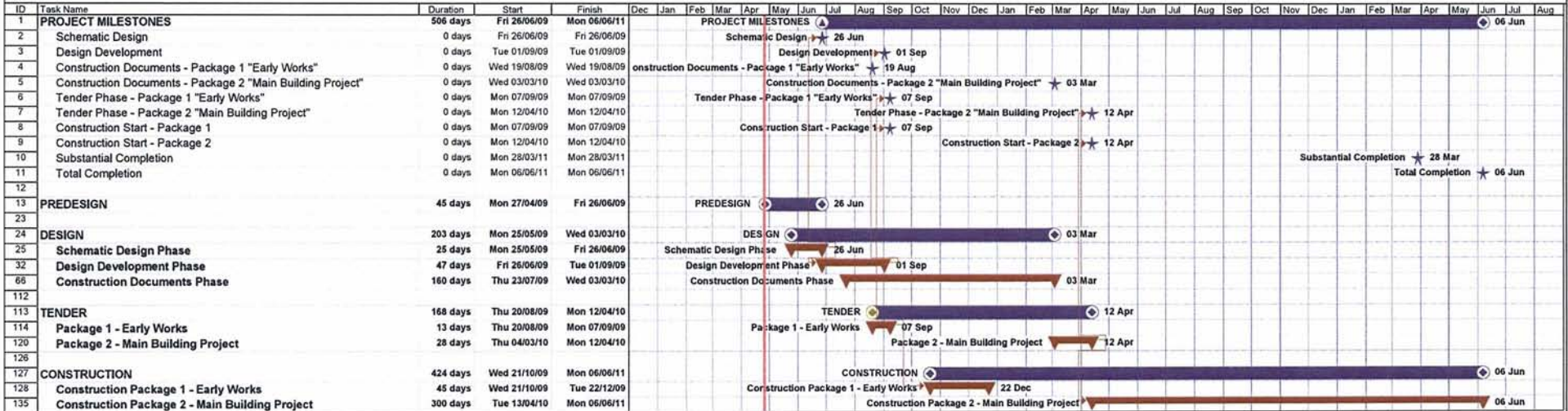
Funding Applications and Approval - concurrent	1 month
Detailed Design and Construction Documents Stage	10 months
Tender / Award	1 1/2 months
Construction to Substantial	12 months
To Total Completion	3 months
Contingency	2 months

Total Timeline**24 to 29 months**

notes: This preliminary schedule assumes that the project will proceed as a **Stipulated Sum Tender** for the two packages mentioned above. We believe that this is the most time and cost effective method of project delivery. Based on our experiences with each, we believe that other methods available, although offering perceived benefits, present greater risk both in terms of time and / or cost. The process of Design Build would yield a much longer timeline and potentially reduce the quality and value of the investment, whereas Construction Management can expedite the process but will definitely result in increased Capital Cost.

West End Community Centre

for
The City of Saint-Etienne



Project: S01100501 Preliminary M Pla
Date: Sat 25/04/09

Task Milestone Star Rolled Up Task Rolled Up Progress External Tasks Group By Summary
Progress Summary Split Project Summary Deadline

Next Steps in the Design Process

The next steps in the design process will be to thoroughly develop and review the Architectural Space Program and Schematic Design Concepts with the User groups for each Program area, receive as much public Input as possible and to meet with the City's Steering Committee. It is intended that during these next activities, the Scope of the project will be refined to better suit the functional and operational requirements of the users and reconciled to match the available funds for the project.

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2009-80

AGREEMENTS: (E.3.4) A by-law to authorize a contract between the City and Pioneer Construction Inc. for the reconstruction of Wellington Street East between Simpson Street and East Street. (Contract 2009-2E)

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Acting Mayor and the Deputy Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to a contract in the form of Schedule "A" hereto dated the 27th day of April, 2009 and made between the City and Pioneer Construction Inc. for the reconstruction of Wellington Street East between Simpson Street and East Street. (Contract 2009-2E)

2. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and **PASSED** in open Council this 27th day of April, 2009.

ACTING MAYOR – BRYAN HAYES

DEPUTY CLERK – MALCOLM WHITE

NOTICE

THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may not be enacted at all **AND** if enacted, it may not be in the form of the DRAFT copy.

CITY SOLICITOR

CORPORATION OF THE CITY OF SAULT STE. MARIE

**Contract No. 2009-2E
Reconstruction of Wellington Street East
From East Street to Simpson Street**

FORM OF AGREEMENT

This Agreement made (in triplicate) this 27th day of April in the year 2009 by and between

Pioneer Construction Inc. hereinafter called the "Contractor"

AND

The Municipal Corporation of the City of Sault Ste. Marie, Ontario hereinafter called the "Corporation".

WITNESSETH: That the Contractor and the Corporation undertake and agree as follows:

1. The Contractor will provide all the materials and all the works shown and described in the contract documents entitled:

**CONTRACT NO. 2009-2E
RECONSTRUCTION OF WELLINGTON STREET EAST
FROM EAST STREET TO SIMPSON STREET**

which have been signed in triplicate by both parties and which were prepared under the supervision of AECOM Canada Ltd., acting as agent and Contract Administrator and herein entitled, the Contract Administrator.

2. The Contractor will do and fulfill everything indicated by the Agreement, the General Conditions, the Specifications, the Special Provisions, Instructions to Tenderers, Form of Tender, Addenda, if any, and the Drawings.
3. The Contractor will complete all the work under the supervision and direction and to the entire satisfaction of the Contract Administrator within the period of time specified.

4. The Corporation shall pay to the Contractor the contract price as set forth in the Form of Tender in accordance with the provisions as set forth in the General Conditions and the Special Provisions. The quantities contained in the Form of Tender are approximate only and the final payment shall be made for the actual quantities that are incorporated in or made necessary by the work covered by the contract.
5. The Corporation shall pay the Contractor for work that is ordered in writing by the Contract Administrator and that cannot be classified as coming under any of the contract units and for which no unit price, lump sum, or other basis can be agreed upon, on a time and material basis as set out in the General Conditions.
6. The Contractor shall indemnify and save harmless the Corporation, its officers, employees and agents, from all loss, damages, costs, charges and expenses of every nature and kind whatsoever which may be made or brought against the Corporation, its officers, employees and agents, by reason or in consequence of the execution and performance or maintenance of the work by the Contractor, its employees, agents or officers.
7. All communications in writing between the Corporation, the Contractor and the Contract Administrator shall be deemed to have been received by the Addressee if delivered to the individual, a member of the firm or an officer of the Corporation for whom they are intended or if sent by post or by telegram addressed as follows:

The Corporation: The Corporation of the City of
Sault Ste. Marie
P. O. Box 580
Civic Centre, 99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5N1

The Contractor: Pioneer Construction Inc.
845 Old Goulais Bay Road
Sault Ste. Marie, Ontario
P6A 5K8

The Contract Administrator: AECOM Canada Ltd.
523 Wellington Street East
Sault Ste. Marie, Ontario
P6A 2M4

10(m)

IN WITNESS WHEREOF the parties hereto have executed this Agreement by the day and year first above written.

Signed, Sealed and Delivered
in the presence of

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

~~Mayor X John Rowsell XXX~~
ACTING MAYOR - BRYAN HAYES

(seal)

~~City Clerk X Donna P. Irving X~~
DEPUTY CITY CLERK - MALCOLM WHITE

THE CONTRACTOR

Company Name

(seal)

Signature

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2009-81

TEMPORARY STREET CLOSING: (S.2.) A by-law to authorize the temporary closing of Wellington Street East from Simpson Street to East Street from May 10, 2009 to October 31, 2009 for road reconstruction.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **TEMPORARY CLOSING OF WELLINGTON STREET EAST
FROM SIMPSON STREET TO EAST STREET**

The Council of The Corporation of the City of Sault Ste. Marie hereby authorizes the temporary closing to vehicular traffic of Wellington Street East from Simpson Street to East Street from May 10, 2009 to October 31, 2009 for road reconstruction.

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

Read THREE times and PASSED in open Council this 27th day of April, 2009.

ACTING MAYOR – BRYAN HAYES

DEPUTY CLERK – MALCOLM WHITE

NOTICE

THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may not be enacted at all AND if enacted, it may not be in the form of the DRAFT copy.

CITY SOLICITOR

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THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2009-87

PARKING: (P.1.2.4.) A by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 15 of the *Police Services Act*, R.S.O. 1990, chapter P.15 and amendments thereto, **ENACTS AS FOLLOWS:**

1. **SCHEDULE "A" TO BY-LAW 90-305 AMENDED**

Schedule "A" to By-law 90-305 is hereby repealed and replaced with Schedule "A" attached to this by-law.

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE times and **PASSED** in open Council this 27th day of April, 2009.

ACTING MAYOR – BRYAN HAYES

DEPUTY CITY CLERK – MALCOLM WHITE

D:\Bylaws\2009 Bylaws\2009-87 Parking Officers

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CITY SOLICITOR

BADGE NO.	SPECIAL CONSTABLE	EMPLOYER	PROPERTY LOCATION
12	ROUSE BRIAN	ALGOMA UNIVERSITY	1520 QUEEN ST E
25	MCLEOD ROD	FLEMING & SMITH	378 QUEEN ST E & APARTMENTS
35	RENDELL VERN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
75	ORR DEREK	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE
87	MILLER STEVE	NORPRO SECURITY	ST MARY'S PAPER
92	BARONE MARCELLO	ALGOMA UNIVERSITY	1520 QUEEN ST E
105	SEBECIO JOHN LUDVIC	DENTAL BUILDING	845 & 216 QUEEN ST E
112	TAYLOR GARY	ALGOMA UNIVERSITY	1520 QUEEN ST E
115	LEE RICARD JOHN	ALGOMA UNIVERSITY	1520 QUEEN ST E
128	CAIN JOSEPH	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK
151	PARR DEREK RAYMOND	NORPRO SECURITY	ST MARY'S PAPER
153	TASSONE VITO	TASSONE CHIROPRACTIC	673 QUEEN ST E
163	BUMSACCO PHILIP CARMEN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
178	D'AGOSTINI ROSMARY	DR. RAYMOND CHO	71 & 131 EAST ST
179	DARLOW LEONARD	ALGOMA UNIVERSITY	1520 QUEEN ST E
185	MARMAN JASON	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
190	LALONDE BRIAN	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK
191	BROWN STEVEN GEORGE	SEP. SCHOOL BOARD	SEPARATE SCHOOL BOARDS PROPERTIES
196	SEABROOK LAURA LEE	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
238	BECK DESMOND	G4S SECURITY	SAULT AIRPORT/HOSPITAL/ALGOMA UNIVERSITY
240	MASON STEPHEN	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.
241	COGHILL ROBIN	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.
242	CHAI GILBERT	DR. RAYMOND CHO	71 & 131 EAST ST/129 SECOND LINE W
249	CHO LINDA	DR. RAYMOND CHO	71 & 131 EAST ST/129 SECOND LINE W
253	TRAVISON TERRANCEY (TERRY)	NORTH EAST SECURITY	BELLUVE MARINA & BONDAR MARINE & PARK
262	ADAM CINDY	SAULT COLLEGE	SAULT COLLEGE
263	RECOLLECT HOLLY	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP
267	CORBIERE JOHN ALLAN	G4S SECURITY	CROSS COUNTRY/DAVEY HOME/HOSPITAL/ALGOMA UNIVERSITY/AIRPORT
274	DAVIDSON JAMES	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.
275	EBARE WALLACE	G4S SECURITY	DAVEY HOME/HOSPITAL/UNIVERSITY/308 FARWELL TERR/AIRPORT
276	SMITH DENNIS ROBERT	G4S SECURITY	DAVEY HOME/HOSPITAL/UNIVERSITY/AIRPORT
296	MURDOCK JESHIA	NORPRO SECURITY	SAULT COLLEGE/GROUP HEALTH/REGENT PROP.
297	SWIRE WILLIAM JAMES	NORPRO SECURITY	SAULT COLLEGE/GROUP HEALTH/REGENT PROP.
299	MANN DUSTIN	G4S SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT
299	DIMMA WILLIAM GEORGE	G4S SECURITY	SAULT HOSPITAL/DAVEY HOME/ALGOMA UNIVERSITY/AIRPORT
301	COTTINGHAM EDWARD ALLEN	G4S SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT
307	GUREVITCH JASON	NORTH EAST SECURITY	CAMBRIAN MALL/PINE/CHURCHILL PLAZA/BELLUVE PARK&MARINA/STEELBACK
308	PIGEAU EDWARD	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
314	AASEN PAULINE	KOPRASH BUILDING SER.	ONTARIO REALTY CORP/ROBERTA BONDAR PLACE
316	MCCULLOCH BRANDON	G4S SECURITY	SAULT HOSPITAL/ALGOMA UNIVERSITY/AIRPORT
321	LORENZO COREY	NORPRO SECURITY	SAULT COLLEGE/GROUP HEALTH/REGENT PROP/ST. MARY'S PAPER
320	ONEILL ROY	RIOCAN PROPERTIES	CAMBRIAN & PINE & CHURCHILL PLAZAS
331	HAMILTON SILVI	RIOCAN PROPERTIES	CAMBRIAN & PINE & CHURCHILL PLAZAS
334	MILLER BRAD	CITY OF SAULT STE MARIE	TRANSIT SERVICES AREAS
336	GROSSO DONALD	NORTH EAST SECURITY	CHURCHILL & PINE PLAZAS/CAMBRIAN MALL
337	RENNISON JEFF	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE
346	DAMIGNANI MATTHEW	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE
342	PICK DENNY	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE
343	CHILMAN JODI	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE
344	KARPE KENNETH	DAYS INN	DAYS INN HOTEL
345	SETCHELL RODDY	NORTH EAST SECURITY	CHURCHILL & PINE PLAZAS/CAMBRIAN MALL/STEELBACK/BELLUVE MARINA
345	HAZELTON MARGARET	CITY OF SAULT STE MARIE	BELLEVEU MARINA
347	BEDELL LUCAS	CITY OF SAULT STE MARIE	BELLEVEU MARINA
348	LEWIS PETER	NORPRO SECURITY	SAULT COLLEGE/ELGIN TOWERS/GROUP HEALTH CENTRE
351	MCLEOD JENNIFER	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE/REGENT PROPERTIES
352	O'CONNOR DANIEL	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE/REGENT PROPERTIES/INCO
354	STEEVES ROBERT	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE/REGENT PROPERTIES/INCO
357	BONENFANT TERRANCE	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
359	COLLINS LESLEE	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
360	HALLIGAN AGNES	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
363	SMELTZER LESLEY	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
364	SMELTZER PETER	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
365	CLOUSTON JOHN	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
366	TROINOW VICTORIA	G4S SECURITY	SAULT HOSPITAL/ALGOMA UNIVERSITY/AIRPORT
367	MORIN NATHAN	NORTH EAST SECURITY	STEELBACK CENTRE
368	WILLET JORDAN	NORPRO SECURITY	SAULT COLLEGE
369	CARMICHAEL MARY	ON FINNISH HOME ASS.	FINNISH REST HOME
370	HANSEN LOUIS	ON FINNISH HOME ASS.	FINNISH REST HOME
371	LAKE ROBERT	ON FINNISH HOME ASS.	FINNISH REST HOME
372	BENOIT ALAIN	ON FINNISH HOME ASS.	FINNISH REST HOME
373	RISSANEN ANJA	ON FINNISH HOME ASS.	FINNISH REST HOME
374	TAAYEL ANDRE	CITY OF SAULT STE MARIE	TRANSIT SERVICES AREAS
376	FINN ROBERT	G4S SECURITY	SAULT HOSPITAL/AIRPORT
377	BAOGERO PAUL	G4S SECURITY	ALGOMA UNIVERSITY/AIRPORT/HOSPITAL
379	SMITH BENJAMIN	G4S SECURITY	SAULT HOSPITAL/AIRPORT
379	MANGONE MATTHEW	G4S SECURITY	SAULT HOSPITAL/AIRPORT
380	MARIN MARTY	G4S SECURITY	SAULT HOSPITAL/AIRPORT
381	DEVOE PATTI-JEAN	SOLID SECURITY SERVICES	CAMBRIAN MALL
382	HALPIN MATTHEW	SOLID SECURITY SERVICES	CAMBRIAN MALL
383	DEVOE DANIEL	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA
384	BOREAN RICK	CITY OF SAULT STE MARIE	ROBERTA BONDAR PARK/BELLEVEU MARINA
385	LOUBERT JACOB	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
386	MAJOR ROBERT	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
387	DENNING ROBERT	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
388	VILLENEUVE CHRIS	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE

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355	SANDIE, KEVIN	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
359	DUNN, PAR	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
361	MCLEOD, HEIDI	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
362	MEINCKE, KENNETH	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
363	PRESCOTT-LACASSE, JOSE	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
364	REID, RAYMOND	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
365	KELLY, PATRICK	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
366	THOMAS, RANDALL	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
367	LAFRAMBOISE, YVON	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
368	BELANGER, CAROL	NORTH EAST SECURITY	ALGOMA UNIVERSITY
369	MELLE, ALDO	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
400	JOHNSON, MICHAEL	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
401	MARTIN, DANIEL	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
402	DOWNEY, ALEXANDER	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
403	RUFFOLO, DOMINIC	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
404	HUDSON, BRIAN	CORPS OF COMM.	22 BAY ST
405	MATCHETT, GAGEY	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
406	LEBLANC, SERGE	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
407	CYR, SARAH	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
408	ST PIERRE, ANDRE	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
409	MOAR, ALEXANDRA	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE