Minute No. 372
Report - Standing Policy Committee on Public Works - April 15, 2003

Item No. 10 Delegation of Authority to the Director of Public Works to Award Time Sensitive Contracts Exceeding One Million Dollars ($1,000,000.00) for the Period May 1, 2003 to August 31, 2003
File GL-9.2 (Vol. 17)

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Public Works and adopted the following:

1. That during the period May 1, 2003 to August 31, 2003, Council delegate authority to the Chief Financial Officer, with the consent of the Chair of Public Works, to award time sensitive contracts exceeding one million dollars ($1,000,000.00), and that the award authority not be further delegated for:

    a) Canada/Manitoba/City Infrastructure Program – Redwood Bridge Rehabilitation Project
    b) Regional Streets Program:
        - Fermor Ave. East Bound – Rue Archibald to Lagimodiere Blvd.
        - St. Mary's Rd. – Fermor Ave. to Dunkirk Ave.
    c) Residential Street Renewal Program

    provided that the awards do not exceed the funding for each project/program.

2. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law in accordance with the foregoing and submit same directly to Council for approval.

3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing, including the execution of any documents related thereto.

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DECISION MAKING HISTORY:

Moved by Councillor Angus,

That the recommendation of the Standing Policy Committee on Public Works be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On April 23, 2003, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Public Works and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On April 15, 2003, the Standing Policy Committee on Public Works concurred in the administrative recommendation, as amended, namely:

- That the words “Chief Financial Officer” replace the words “Director of Public Works” in Recommendation No. 1.

and submitted its recommendation to Executive Policy Committee and Council.

Re: Delegation Of Authority To The Director Of Public Works To Award Time Sensitive Contracts Exceeding One Million Dollars ($1,000,000.00) For The Period May 1st, 2003 To August 31st, 2003.

For Submission To: Standing Policy Committee on Public Works

Original Report Signed By: J. A. Thomson, P. Eng., Director of Public Works

Report Date: March 20th, 2003

Recommendation(s):

1) That during the period May 1st, 2003 to August 31st, 2003, Council delegate authority to the Director of Public Works, with the consent of the Chair of Public Works, to award time sensitive contracts exceeding one million dollars ($1,000,000.00), and that the award authority not be further delegated for:
   i. Canada/Manitoba/City Infrastructure Program – Redwood Bridge Rehabilitation Project
   ii. Regional Streets Program:
   - Fermor Ave. East Bound – Rue Archibald to Lagimodiere Blvd.
   – St. Mary's Rd. – Fermor Ave. to Dunkirk Ave.
   iii. Residential Street Renewal Program

Provided that the awards do not exceed the funding for each project/program

2) That the City Solicitor/Manager of Legal Services be directed to prepare the necessary by-law to be submitted to Council.

REPORT SUMMARY:

Key Issues:

- Delegation of authority to the Director of Public Works to award time sensitive contracts exceeding one million dollars will allow projects to be completed in 2003.

IMPLICATIONS OF THE RECOMMENDATION(S):

General Implications:

- [ ] None
- [x] For the organization overall and/or other departments
- [x] For the community and/or organizations external to the City
- [ ] Involves a multi-year phase in process

Comments:

1. The Redwood Bridge Rehabilitation Project is being tendered in July. Due to the tight schedule, award of the contract is required in early August. The next Standing Policy Committee on Public Works meeting is on September 9th, 2003.

2. Some Regional and Residential Street Renewal Projects will not be completed in 2003 if award of contracts are delayed until the Standing Policy Committee on Public Works meets. Provincial funding for the Residential Street Renewal Program must be spent by March 1st, 2004. Because the Capital Budget was not approved until the end of March, the timing of Tender advertising and awards will be compressed in order to carry out the work in the up-coming season. This compression will result in the necessity for Special Meetings of the Standing Policy Committee on Public Works unless the Director is able to make these awards.

Policy Implications:

- [ ] No
- [x] Yes

Comments: Council must pass a by-law to delegate authority to a member of the administration pursuant to Section 43 of The City of Winnipeg Act.

Environmental Implications:

- [x] No
- [ ] Yes

Comments:

Human Resource Implications:
☑ No
☐ Yes
Comments:

Financial Implications:
☑ Within approved current and/or capital budget
☐ Current and/or capital budget adjustment needed
Comment:

REPORT

REASON FOR THE REPORT:

The award of contracts exceeding one million dollars ($1,000,000.00) must be approved by a Standing Policy Committee. However, the Standing Policy Committee on Public Works does not meet in August of this year. The Redwood Bridge Rehabilitation Project requires award in early August. Residential Street Renewal Projects will require prompt awards between May and July.

Where Council has delegated a specific authority to a Standing Policy Committee, Council approval is required to delegate the specific authority to a member of the administration. A by-law for the delegation of authority is required pursuant to Section 43 of The City of Winnipeg Act.

HISTORY:

On October 15th, 2002, the Canada/Manitoba/City Infrastructure Program was announced, which included the Redwood Bridge Rehabilitation Project.

On March 28th, 2003, the 2003 Capital Budget was approved by Council.

The Minister of Intergovernmental Affairs, Province of Manitoba, has not yet announced a contribution towards the City of Winnipeg 2003 Residential Street Renewal Program.

DISCUSSION:

The Director of Public Works currently has delegated authority to award contracts up to and including one million dollars ($1,000,000.00).

1. Canada/Manitoba/City Infrastructure Program:

The Canada/Manitoba/City Infrastructure Program includes the Redwood Bridge Rehabilitation Project. This report is requesting authority for the Director of Public Works to award the contract to ensure timely completion of the project. Due to the very tight schedule to construct these works, time is not available to wait for Standing Policy Committee's meeting on September 9th. The preliminary design was completed and approved in late 2002 and the detailed design was begun in January of 2003. As the project involves significant engineering design and the preparation of thirty-five (35) to forty (40) complex and detailed contract drawings, the tender is expected to be advertised in July and will require award in early August.

2. Regional Street Renewal Program:

The tenders for Fermor Avenue East Bound from Rue Archibald to Lagimodiere Boulevard and St. Mary's Road from Fermor Avenue to Dunkirk Drive, which each exceed $1,000,000.00, have tender closing dates in mid April and therefore cannot make the Standing Policy Committee of Public Works meeting on May 13th. The next meeting is scheduled for June 10th. Due to their size and complexity, starting dates of mid to late May are required to complete the projects in 2003.

3. Residential Street Renewal Program:

Funds in the amount of $8,800,000.00 are approved in the 2003 Capital Estimates. Two Residential Street Renewal tenders which exceed $1,000,000.00 have tender closing dates in late April and therefore cannot make the Standing Policy Committee on Public Works meeting on May 13th. The next meeting is scheduled for June 10th. The consultants have advised that starting dates of mid to late May are required in order to complete the projects in 2003. A report recommending additional residential streets to be renewed with Provincial Funding was approved by Standing Policy Committee on Public Works on March 11th, 2003. In anticipation of a provincial contribution of $5,000,000.00 to the Residential Street Renewal Program, three consultant assignments have been made and these tenders will all exceed $1,000,000.00. The tenders have all been prepared and are ready to advertise once the Province announces their contribution. The tenders will then be immediately advertised and must be awarded promptly in order to complete the projects in 2003.

The Director of Public Works will consult with the Chairperson of the Standing Policy Committee on Public Works prior to making each award.

It is therefore recommended:

1) That during the period May 1st, 2003 to August 31st, 2003, Council delegate authority to the Director of Public Works, with the consent of the Chair of Public Works, to award time sensitive contracts exceeding one million dollars ($1,000,000.00), and that the award authority not be further delegated for:
   i. Canada/Manitoba/City Infrastructure Program – Redwood Bridge Rehabilitation Project
   ii. Regional Streets Program:
      - Fermor Ave. East Bound – Rue Archibald to Lagimodiere Blvd.
      - St. Mary's Rd. – Fermor Ave. to Dunkirk Ave.
   iii. Residential Street Renewal Program

Provided that the awards do not exceed the funding for each project/program

2) That the City Solicitor/Manager of Legal Services be directed to prepare the necessary by-law to be submitted to Council.

Financial Impact Statement **Date:** **March 20th, 2003**

Project Name:

Delegation of Authority to the Director of Public Works to Award Time Sensitive Contracts Exceeding One Million Dollars ($1,000,000.00) for the Period May 1st, 2003 to August 31st, 2003

COMMENTS:

There is no financial impact as the costs of the projects will be the same regardless of who awards the contracts. At the time of recommendations for awards, financial impact statements will be prepared for each project.

"Original signed by Darcy Stewart, CA"

Approved by Divisional Accountant Trainee:

In preparing this report, there was consultation with and concurrence by:

N/A.

This Report Submitted by:

Department:	Public Works Department
Division:	Engineering Division
Prepared by:	K. Turko, C.E.T. – 986-5009
Processed by:	K. Ross
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