

**CITY OF VAUGHAN**

**EXTRACT FROM COUNCIL MEETING MINUTES OF JANUARY 20, 2015**

Item 5, Report No. 1, of the Finance, Administration and Audit Committee, which was adopted without amendment by the Council of the City of Vaughan on January 20, 2015.

**5 BUDGET AMENDMENT AND AWARD OF TENDER T14-285  
INSTALLATION OF BASEBALL BACKSTOP FENCING AT BINDERTWINE PARK  
WARD 1**

**The Finance, Administration and Audit Committee recommends approval of the recommendation contained in the following report of the Commissioner of Planning and the Director of Parks Development, dated January 12, 2015:**

**Recommendation**

The Commissioner of Planning and the Director of Parks Development, in consultation with the Director of Purchasing Services and the Director of Financial Planning & Analytics, recommend:

1. THAT Tender T14-285, Installation of Baseball Backstop Fencing at Bindertwine Park, be awarded to Bramalea Fence Limited in the amount of \$198,750.60, plus applicable taxes;
2. THAT a 10% contingency allowance, in the amount of \$19,875.00, plus applicable taxes be approved within which the Director of Parks Development is authorized to approve amendments to the contract;
3. THAT the amounts of the above recommendations illustrated within this report, including all contingency allowances and administration recovery and applicable taxes be funded from Capital Project PK 6492-14 and a budget amendment of \$68,664.45 transferred from PK 6299-12 to PK 6492-14;
4. THAT the inclusion of this matter on a Public Committee or Council agenda with respect to amending the capital budget identified as Budget Amendment and Award of Tender T14-285, Installation of Baseball Backstop Fencing at Bindertwine Park is deemed sufficient notice pursuant to Section 2(1)(c) of By-Law 394-2002; and
5. THAT the Mayor and City Clerk be authorized to sign the appropriate documents.

**Contribution to Sustainability**

The proposed installation of baseball backstop fencing at Bindertwine Park will ensure that an acceptable level of service is maintained for the health and well-being of park users. This project includes the provision of new backstop fencing at increased heights to better protect the adjacent tennis courts and parking area from foul balls.

**Economic Impact**

Capital Project PK-6492-14, Bindertwine Park-Ball Diamond Backstop & Fence Improvements has a remaining balance of \$156,519.30, requiring an additional amount of \$68,664.45 in order to proceed with the remaining work. The additional funding is proposed to be transferred from Capital Project PK-6299-12, Concord Thornhill Regional Park Artificial Turf Soccer Field. The warranty for this project ended in August 2014 and all outstanding works have been completed. A detailed explanation of the funding is provided in the Background – Analysis and Options section of this report.

CITY OF VAUGHAN

**EXTRACT FROM COUNCIL MEETING MINUTES OF JANUARY 20, 2015**

Item 5, Finance Report No. 1 – Page 2

**Communications Plan**

Not applicable.

**Purpose**

The purpose of this report is to seek Council approval to award Tender T14-285, installation of baseball backstop fencing at Bindertwine Park and amend the budget for Capital Project PK-6492-14 by transferring \$68,664.45 from Capital Project PK-6299-12.

**Background - Analysis and Options**

**Bindertwine Park has many sports facilities in close proximity, with sub-standard setback spacing between facilities compared to current standards.**

Bindertwine Park is one of Vaughan's oldest parks and a main recreational hub for the Kleinburg Community. Park facilities include permitted sports fields (ball diamond, senior soccer and mini soccer), a triple tennis court (home of the Kleinburg Tennis Club), parking and a children's playground. Due to the age of the park the setback distance between facilities do not meet current City standards, which can cause conflict between user groups and compromise safety for park users (see Attachment 1).

In 2013, during the redevelopment of the tennis courts, the Kleinburg Tennis Club advised City staff that foul balls from the adjacent ball diamond would often enter the tennis court playing area, posing a safety risk for tennis players. Staff reviewed the situation and as part of the tennis court redevelopment project an additional 5 meters of sports netting was added to the perimeter fence adjacent to the ball diamond.

**Capital Project PK-6492-14 was approved in the 2014 Capital Budget for replacement of the ball diamond backstop to increase the fencing height to better protect adjacent areas from foul balls.**

Following completion of the tennis court redevelopment project in 2013 staff were advised that foul balls from the ball diamond were still entering the tennis court. Parks Development reviewed the situation further with Parks Operations and Risk Management and submitted Capital Project PK-6492-14 with a scope of work to replace the existing backstop fencing at the ball diamond. This project was approved by Council as part of the 2014 Capital Budget.

**On November 4, 2014, bids were received for T14-285 Installation of Baseball Backstop Fencing at Bindertwine Park.**

The tender for this project was advertised on October 21, 2014, in the Daily Commercial News, Ontario Public Buyers Association (OPBA), Biddingo and on the City Webpage and closed on November 4, 2014. A total of 3 sets of bid documents were picked up from the Purchasing Services Department and the following 2 bids were received:

<b>Contractor</b>	<b>Total Bid Amount (excl. H.S.T.)</b>
Bramalea Fence Ltd.	\$198,750.00
Vertical Horizons Contracting Inc.	\$221,047.90

**CITY OF VAUGHAN**

**EXTRACT FROM COUNCIL MEETING MINUTES OF JANUARY 20, 2015**

Item 5, Finance Report No. 1 – Page 3

\*The estimated cost for the construction of this project is \$225,200.00 and is calculated as follows:

<b>Item Summary</b>	<b>Totals</b>
Bramalea Fence Limited Bid Price (excluding H.S.T.)	\$198,750.00
Contingency (10%)	\$ 19,975.00
Total	\$218,625.00
Administration Recovery (3%)	\$ 6,558.75
Net Total Cost	\$225,183.75

**ROUNDED \$ 225,200.00**

\*Note: Permitting parks receive a full HST rebate and therefore HST is not included in capital project.

<b>PROJECT FUNDING POSITION SUMMARY</b>		
<b>CAPITAL PROJECT</b>	<b>PK-6492-14</b>	<b>PK-6299-12</b>
Approved Budget	\$162,277.00	\$1,256,600.00
Less: Expenses & Commitments to Date	\$ 5,757.70)	(\$1,036,006.52)
<b>Current Funds Remaining</b>	\$156,519.30	\$ 220,593.48
Less: Net Total Cost	(\$225,183.75)	
<b>Amount Exceeding Capital Project Budget</b>	(\$ 68,664.45)	
PK-6492-14 Balance Charged to PK-6299-12	\$ 68,664.45	(\$ 68,664.45)
<b>Balance Remaining</b>	<b>\$0</b>	<b>\$ 151,929.03</b>

This project is not considered to be high in complexity and is of short duration with a well-defined scope. In accordance with the Contingency Matrix (identified in Appendix 1 of the Capital Project Finance Administration and Reporting Policy), a contingency allowance of 10% has been identified as an appropriate amount to address any unforeseen work in completing the scope of this project.

Following the release of the tender for the backstop fencing project, all bids received were over budget. Parks Development Staff reviewed the bids with the engineering consultant and concluded that bid amounts were generally higher than anticipated due to the upgraded fence post and footing design required to address the existing high water table at Bindertwine Park. The review also confirmed that low bid is in line with industry standards, the American Chain Link standards and engineered to meet the specific requirements of the existing site conditions at Bindertwine Park.

**Based on the review by staff, and in effort to alleviate safety concerns associated with ball diamond use, it is appropriate to award T14-285 Installation of Baseball Backstop Fencing at Bindertwine Park to Bramalea Fence Ltd.**

Any residual funds will be transferred back to the original funding source upon completion of the project.

**CITY OF VAUGHAN**

**EXTRACT FROM COUNCIL MEETING MINUTES OF JANUARY 20, 2015**

Item 5, Finance Report No. 1 – Page 4

**Relationship to Vaughan Vision 2020/Strategic Plan**

In consideration of the strategic priorities related to Vaughan Vision 2020, the recommendations of the report will assist in enhancing and maintaining community safety, health and wellness by ensuring that an appropriate level of service for the roadway conditions are maintained for the citizens of Vaughan.

**Regional Implications**

Not applicable.

**Conclusion**

Staff recommends that Tender T14-285 be awarded to Bramalea Fence Ltd. in the amount of \$198,750.00, plus a contingency allowance of \$19,875.00, and administrative recovery. Additionally the funding shortfall amount of \$68,664.45 is proposed to be transferred from Capital Project PK-6299-12 Concord Thornhill Regional Park Artificial Turf to Capital Project PK-6492-14 Bindertwine Park Baseball Backstop Fencing.

**Attachments**

1. Aerial Map of Bindertwine Park

**Report prepared by:**

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Martin Tavares, Acting Manager of Parks Development and Construction, Ext. 8882

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)