



12

February 14, 2011

ACTION REQUIRED

To: The Board of Governors of Exhibition Place

From: Dianne Young
Chief Executive Officer

Subject: **All-inclusive Fire Alarm System Inspection, Testing and Maintenance Repair Services Agreement 2011-2012**

Summary:

This report recommends that the Board enter into agreement with Siemens Canada Ltd., commencing April 1, 2011 for the supply of All-inclusive Fire Alarm System Inspection, Testing and Maintenance Repair Services to Exhibition Place.

Exhibition Place uses the services of one contractor for the supply of all labour, materials and equipment necessary to provide inspections, testing, maintenance service and repairs for the fire alarm systems in the various building.

A Request for Quotation (RFQ) process was issued through the City of Toronto, Finance Department, Purchasing and Materials Management Division (PMMD) for the provision of all-inclusive fire alarm system inspection, testing and maintenance repair services.

Recommendations:

It is recommended that the Board enter into agreement with Siemens Canada Ltd for a period of one (1) year, with the option to extend for an additional three one-year periods on the terms and conditions outlined in this report and other such terms and conditions satisfactory to the Chief Executive Officer of the Board and the City Solicitor.

Financial Impact:

The projected annual expenditure for services related to fire alarm systems is \$106,280 and provided for in the 2011 Operating Budget.

Decision History:

In March 2008, Siemens Building Technologies Ltd. was awarded a one year contract commencing April 1, 2008, for fire safety services in various buildings at Exhibition Place. While the RFQ contained provisions to renew the agreement for two additional one year terms

which was exercised with the assistance of PMMD and the final contract year is set to expire on March 31, 2011.

Issue Background:

In January 2011, Exhibition Place through the City of Toronto Finance Department's Purchasing and Materials Management Division, issued an RFQ for the provision of all-inclusive fire alarm system inspection, testing and maintenance repair services in various building at Exhibition Place. The RFQ detailed the Board's specific service requirements and was structured in a manner that required bidders to submit hourly rates for call-in repair services and lump-sum all-inclusive monthly pricing for inspection, testing and maintenance services on a per building basis, for a one-year term with optional pricing for three additional one-year terms.

Comments:

The RFQ closed on January 28, 2011, with one quotation received from Siemens Canada Ltd. in the amount of \$106,280. Staff have reviewed the rates quoted and consider them to be fair and reasonable. Accordingly, staff are recommending entering into an agreement with Siemens Canada Ltd.

Siemens Canada Ltd was founded in 1998, and is a division of Siemens, a multi-national company headquartered in Munich, Germany with worldwide activities in communications, automation and control, power generation, scientific research, transportation, electronics, lighting and engineering. References include Apotex Canada, Commerce Court and Simcoe Place. The City of Toronto Fair Wage and Labour Trades Office confirms that Siemens Canada Ltd is in compliance with the Fair Wage and Labour Trades requirements for this work.

The substantial terms of the agreement will be as follows:

- a) Term: One year commencing April 1, 2011 with the option to extend for an additional three one-year periods subject to satisfactory performance review;
- b) Pricing: Pricing be fixed during the term of the Agreement;
- c) Bonding: Siemens Canada Ltd shall provide a performance bond for the due and proper performance of the all-inclusive contract work, including guaranteed maintenance for a period of one year after final completion of work in the amount of 100% of the quoted price;
- d) Assignment: The agreement between the Board and Siemens Canada Ltd shall not be assigned to Siemens Canada Ltd without the consent of the Board;
- e) Insurance/Indemnity: Siemens Canada Ltd shall provide proof of insurance in a form and amount satisfactory to the Board and containing provisions including the Board, CNEA and the City of Toronto as additional insured with a cross liability/severability of interest clause of standard wording. Insurance shall be primary before any insurance held by the additional insured and the Board shall be entitled to thirty days notice of any intention to cancel or not to renew the policy. United shall indemnify the Board, the CNEA and the City of Toronto with respect to any and all liability arising from any damage or injury as a result of the negligent acts or omissions of Siemens Canada Ltd, or its employees or any other person for whom it is in law responsible, in the supply and quality of the equipment;

- f) Union Obligations: Siemens Canada Ltd shall comply with all agreements in force between the Board and any union or association with respect to Exhibition Place; and
- g) Such other terms and conditions as contained in the Request for Quotations or as required by the General Manager/Operations, Chief Executive Officer, and the City Solicitor.

Contact

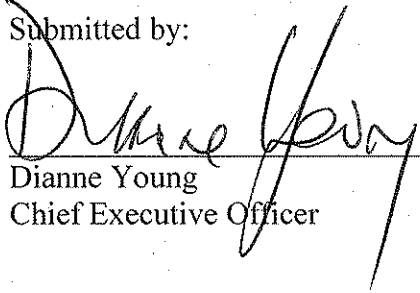
Mark Goss, Director of Operations

Tel: (416) 263-3660

Fax: (416) 263-3681

Email: MGoss@explace.on.ca

Submitted by:



Dianne Young

Chief Executive Officer