



# Exhibition Place

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**ACTION REQUIRED**

## Item No. 11

March 19, 2013

To: The Board of Governors of Exhibition Place

From: Dianne Young, Chief Executive Officer

Subject: **Agreement for Engineering Safety Review & Assessment Services**

### Summary:

This report recommends the Board enter into an agreement with 2122654 Ontario Inc., commencing April 12, 2013, to provide Engineering Safety Review & Assessment Services to Exhibition Place.

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 Engineering Safety Review/Assessment Services to Exhibition Place.

### **Recommendation:**

**It is recommended that the Board enter into an agreement with 2122654 Ontario Inc. for a period of one year, with the option to extend for an additional three separate one year periods, on such terms and conditions as contained in this report, the Request for Quotation, or as required by the Chief Executive Officer and the City Solicitor.**

### Financial Impact:

The projected annual expenditure for services related to Safety Engineering is \$60,000 which is provided for in the 2013 Operating Budget.

### Decision History:

The Exhibition Place 2009-2012 Strategic Plan had a Safety & Security Goal to *ensure a safe and secure environment for employees, guests, and protect our property and our assets* and the strategy to support that goal will be accomplished *by coordinating a security and public safety program.*

At its meeting of January 22, 2010, the Board awarded a three-year contract to Sypher & Associates Field Engineering for the provision of Engineering Safety Review & Assessment Services, commencing April 1, 2010 and expiring March 31, 2013.

### Issue Background:

The agreement with Engineering Safety Review & Assessment Services, expired March 31, 2013.

Safety Engineering services have been provided to Exhibition Place since 1987. These services are required as part of due diligence by the Board to ensure that the grounds and on site events meet safety standards and comply with the prevailing codes respecting fire and life safety, structural integrity, environmental safety, and amusement devices/ride safety

Comments:

On February 14, 2013, Exhibition Place, through the services of PMMD, issued a Request for Quotation to establish a new agreement commencing April 1, 2013.

The RFQ specified the Board's requirements detailing the scope of services, bidder qualifications and specific expertise required. Bidders were required to submit hourly rates for the various levels of professional engineering services called for. These rates were applied to projected annual service hours resulting in lump sum pricing.

The RFQ closed on March 8, 2013, with two quotations received. The results, excluding HST were as follows:

	April 1, 2013 – March 31, 2014	Option Year One	Option Year Two	Option Year Three
2122654 Ontario Inc.	\$47,500	\$48,500	\$49,500	\$50,500
Nadine Int'l Inc.	\$70,000	\$72,500	\$75,000	\$77,500

The 2122654 Ontario Inc. quotation is the overall lowest acceptable bid received in compliance with all requirements. The City of Toronto Fair Wage and Labour Trades Office confirms that 2122654 Ontario Inc. is in compliance with the Fair Wage and Labour Trades requirements.

2122654 Ontario Inc. is a Professional Engineering company with a compliment of 6 experienced professional engineers and whose principal engineer has been providing extensive Safety Engineering Services to Exhibition Place since as early as 1987, including Direct Energy Centre since its opening in 1998.

Staff are recommending the approval of an agreement with 2122654 Ontario Inc. on the following terms and conditions:

- (a) Term: April 12, 2013 to March 31, 2014, with the option to extend for an additional three separate one-year periods.
- (b) Pricing: Pricing be fixed during the term of the Agreement.
- (c) Assignment: The agreement between the Board and 2122654 Ontario Inc. shall not be assigned by 2122654 Ontario Inc. without written consent of the Board.
- (d) Indemnity/Insurance: 2122654 Ontario Inc. shall provide proof of insurance in a form and amount satisfactory to the Board and containing provisions including the Board 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.

- (e) Union Obligations: 2122654 Ontario Inc. shall comply with all agreements in force between the Board and any union or association with respect to Exhibition Place.
- (f) Other Terms: Such other terms and conditions as contained in the Request for Quotations or as required by the Chief Executive Officer and the City Solicitor.

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Submitted by:

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Dianne Young  
Chief Executive Officer