

November 20, 2009

ACTION REQUIRED

To: The Board of Governors of Exhibition Place

From: Dianne Young
Chief Executive Officer

Subject: **Agreement for High Voltage Inspection, Testing and Maintenance**

Summary:

This report recommends the Board enter into an agreement with Black & McDonald Ltd., commencing February 1, 2010 for the supply of all labour, materials and equipment necessary to provide high voltage inspection, testing and maintenance services to Exhibition Place.

A Request for Quotation (RFQ) process was issued through the City of Toronto, Finance Department, Purchasing and Materials Management Division for the provision of high voltage inspection, testing and maintenance services to Exhibition Place.

Recommendation:

It is recommended that the Board approve an agreement with Black & McDonald Ltd. for a period of one (1) year, with the option to extend for an additional two (2) 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 high voltage inspection, testing and maintenance services, is \$55,000 and is provided for in the current year budget.

Decision History:

On December 20, 2006, the Board entered into agreement with Black & McDonald Ltd. for the supply of all labour, materials and equipment necessary to provide high voltage inspection, testing and maintenance services, commencing February 1, 2007 and expiring January 31, 2010.

On October 20, 2009, Exhibition Place through the services of City of Toronto issued a Request for Quotation to establish a new agreement for the provision of high voltage inspection, testing and maintenance services commencing February 1, 2010.

Issue Background:

The RFQ specified the Board's requirements and was structured in a manner that required bidders to provide fixed annual fees for the inspection, testing and maintenance to the various electrical substations as well as hourly rates for additional service work as may be called for. Firm prices were quoted for the full term.

The RFQ closed on November 6, 2009 with 4 quotations received. The first year prices were as follows:

Black & McDonald Ltd.	\$77,557.83
Ainsworth Inc.	\$78,253.48
B & B Electric Co.	\$85,792.35
B.G. High Voltage Systems Ltd.	\$353,457.34

Staff report favourably on Black & McDonald's references and past performance on site. The City of Toronto Fair Wage and Labour Trades Office confirms that Black & MacDonald is in compliance with the Fair Wage and Labour Trades requirements for this work

Staff are recommending the approval of an agreement with Black & McDonald on the following terms and conditions:

- (a) Term: One year commencing February 1, 2010 with the option to extend for an additional two one-year periods subject to satisfactory performance review and budget availability.
- (b) Pricing: Pricing is to be fixed during the term of the Agreement in accordance with the terms of the RFQ
- (c) Assignment: The agreement shall not be assigned by Black without written consent of the Board.
- (d) Indemnity/Insurance: Black 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.
- (e) Union Obligations: Black shall comply with all trade union/association agreements affecting work done on the grounds.
- (f) Other Commercial Terms: The agreement shall include other standard commercial terms respecting termination and other matters in a form satisfactory to the City Solicitor and the CEO.

Contact

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Dianne Young, Chief Executive Officer