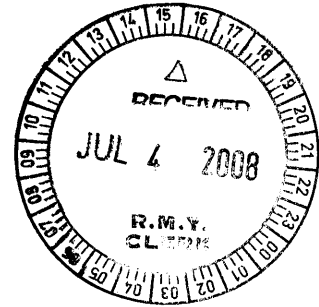




June 27, 2008



Mr. Denis Kelly
Regional Clerk
The Regional Municipality of York
17250 Yonge Street
Newmarket, ON L3Y 6Z1

**REGION OF YORK
CLERK'S OFFICE**

FILE No. - P06

**RE: AWARD OF TENDER #068-T-08
WOODBINE BYPASS CONSTRUCTION – PHASE 1 (7.12.2)**

Dear Mr. Kelly:

This will confirm that at the meeting of Council held on June 24, 2008, Clause 17 of Report No. 36, was approved as follows:

“That the correspondence dated June 16, 2008 from Scott R. Cole, Cole Engineering Group Ltd., be received; and,

That the report entitled “Award of Tender # 068-T-08 Woodbine Avenue Bypass Construction – Phase 1” be received; and,

That the tender be awarded to the lowest price qualified bidder, TACC Construction Ltd in the total amount of \$11,033,279.68 exclusive of GST subject to the receipt of funding as described in this report; and,

That a contingency amount of \$950,000 exclusive of GST be established to cover any additional construction costs and that the Director of Engineering be authorized to approve expenditure of this contingency amount up to the specified limit with monthly reporting to the Town Treasurer; and,

That the award of the contract for construction inspection and contract administration services to Earth Tech Canada in the amount of \$201,000 as described in the April 11, 2006 staff report be confirmed; and,

That the value of the contract for construction inspection and contract administration services to Earth Tech Canada be increased by \$90,500 to a total of \$291,500 exclusive of GST to cover the increased scope of services and updated construction schedule as described in this report; and,

That a contingency amount of \$32,700 exclusive of GST be established to cover any additional construction inspection and contract administration costs and that the Director of Engineering be authorized to approve expenditure of this contingency amount up to the specified limit; and,

That staff be authorized to retain Earth Tech Canada to re-design the Elgin Mills/Woodbine Bypass intersection to accommodate the 404 North Secondary Plan as required by the Ministry of Transportation for an upset limit not to exceed \$ 50,000 exceeding GST to be funded by Cathedral Developers; and,

That a contingency amount of \$250,000.00 exclusive of GST be established to cover the additional costs of constructing the Elgin Mills/Woodbine Bypass intersection to accommodate the 404 North Secondary Plan and that the Director of Engineering be authorized to approve expenditure of this contingency amount up to the specified limit; and,

That a contingency amount of \$935,000 exclusive of GST to be funded by Cathedral Developers be established to cover any Contractors claims which may result from delays in obtaining the outstanding permits and approvals from the TRCA and/or Ministry of Transportation and that the CAO be authorized to approve expenditure of this contingency amount up to the specified limit; and,

That staff be authorized to retain the geotechnical consulting firm of Geo-Canada Ltd. as a preferred supplier to provide geotechnical and materials testing services during construction for an upset limit not to exceed \$154,000 exclusive of GST; and,

That a contingency amount of \$20,000 exclusive of GST be established to cover any additional geotechnical and materials testing services during construction and that the Director of Engineering be authorized to approve expenditure of this contingency amount up to the specified limit; and,

That staff be authorized to issue a Purchase Order to Geo-Canada Ltd in the amount of \$80,000 to cover the cost of geotechnical and materials testing services provided during the Woodbine Bypass trunk sanitary sewer project as described in the June 19th 2007 report; and,

That staff be authorized to retain a qualified independent environmental consulting firm in accordance with the Town's Purchasing Bylaw to provide on-site environmental monitoring to ensure compliance with TRCA permit requirements for an upset limit not to exceed \$65,000 exclusive of GST; and,

That staff be authorized to issue a Purchase Order to Powerstream Ltd in the amount of \$50,000 to cover the cost of connecting the street lighting and traffic signal systems to the existing electrical distribution network; and,

That the sidewalk and illumination portions of the tender (\$1,759,285.39) be funded from the Engineering Department's Capital Accounts #8339, #8400 and #8455; and,

That a contingency amount of \$ 338,230.50 exclusive of GST be established to cover possible hydro power supply work and that the Director of Engineering be authorized to approve expenditure of this contingency amount up to the specified limit; and,

That staff be authorized and directed to do all things necessary, including the execution of documents, to give effect to the above; and,

That upon payment of all the invoices, any remaining funds be applied to the construction of outstanding works in Phase 1 and 2a of the Woodbine Avenue Bypass project; and,

That the Ministry of Transportation and the Region of York be advised that the Town of Markham does not support a double left turn for eastbound Elgin Mills Road to northbound Woodbine By-pass; and,

That staff proceed with the Class Environmental Study for the Hwy 404 northbound exit ramp extension to Lord Melbourne Street as the preferred route for truck access into the Cathedral and 404 North business lands; and further,

That staff confirm with the Region of York that the Region will pay all costs with respect to the Carlton Creek culvert replacement."

Sincerely yours,

A handwritten signature in black ink, appearing to be 'Kim Kitteringham', with a horizontal line extending to the right.

Kim Kitteringham
Deputy Clerk