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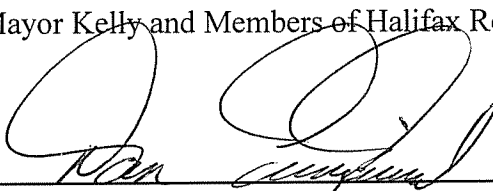


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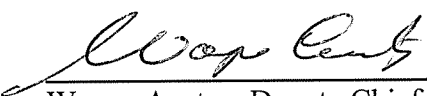
Halifax Regional Council
June 20, 2006

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY:



Dan English, Chief Administrative Officer



Wayne Anstey, Deputy Chief Administrative Officer - Operations

DATE: June 14, 2006

SUBJECT: Paving of Subdivision Streets Outside the Core; Construction Agreement No. 2006-004

ORIGIN

This report originates from staff.

RECOMMENDATION

It is recommended that His Worship the Mayor and the Municipal Clerk be authorized, by resolution of Regional Council, to sign on behalf of Halifax Regional Municipality, Construction Agreement No. 2006-004 between HRM and the Nova Scotia Department of Transportation and Public Works (NSDOT&PW), to pave the 3 "J" class subdivision roads as outlined in the Discussion Section of this report.

BACKGROUND

Each year HRM submits a prioritized list of gravel streets outside the core area to the Nova Scotia Department of Transportation and Public Works (NSDOT&PW) for cost sharing for paving under the Aid-to-Municipalities Program. Under this program, the streets are owned and maintained by the Province. HRM has also submitted 3 additional streets, funded by the 2006/07 Approved Advanced Capital Budget, to be included in the Aid-to-Municipalities Program in order to be more cost effective and to minimize disruption to the local residents.

DISCUSSION

On April 4, 2006, HRM submitted to NSDOT&PW a prioritized list of gravel streets for consideration in the 2006 paving program. On June 1, 2006, HRM received a letter from NSDOT&PW with proposed Construction Agreement No. 2006-004, which provides for completion of paving on the following streets which are owned by HRM:

Fox Hollow Drive	St. Margaret's Bay Village (District 23)
Ashberry Court	St. Margaret;s Bay Village (District 23)
Fox Point Drive	St. Margaret's Bay Village (District 23)

The work consists of grading, gravelling and asphalt paving at an estimated cost of \$388,200 and will be cost shared 50/50 between HRM and the abutting property owners.

The installation of new paving is subject to Local Improvement Charges. On April 25, 2006, Halifax Regional Council approved a blended actual costs approach in determining the rate of Local Improvement Charges. The LIC rate will be calculated on all HRM new paving tenders once the work has been completed and the final costs determined. For these three streets the paving will be included in the Aid-to-Municipalities Program and HRM will be invoiced for 100% of the cost. The LIC rate could vary between the properties located on the Provincial owned section of St. Margaret's Village and the properties on the HRM section.

BUDGET IMPLICATIONS

Funding for the paving projects is included in the Advanced Approved 2006/07 Capital Budget in Account No. CXU00715, New Paving of Subdivision Streets Inside the Core Area. The budget availability has been confirmed by Financial Services.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

ALTERNATIVES


There are no recommended alternatives.

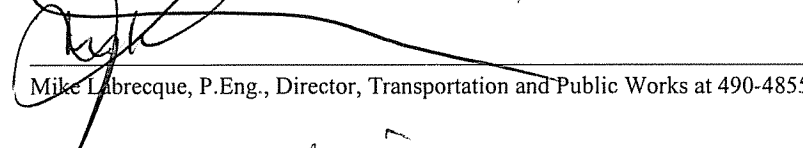
ATTACHMENTS

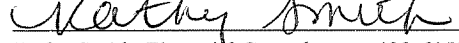
Construction Agreement No. 2006-004. (copy)
Plan 1 - showing Fox Hollow Drive, Fox Point Court and Ashberry Court

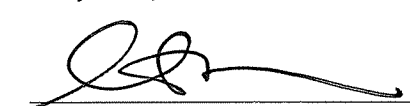
A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/agenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Dean Knowles, CET, Design & Construction Services at 490-6825

Business Unit Review: 
David Hubley, P.Eng., Manager, Design & Construction Services at 4900-4845

Report Approved by: 
Mike Labrecque, P.Eng., Director, Transportation and Public Works at 490-4855

Financial Review: 
Kathy Smith, Financial Consultant at 490-6153

Report Approved by: 
Catherine Sanderson, Senior Manager, Financial Services at 490-1562

DHK/krr



NOVA SCOTIA
Transportation and
Public Works

CONSTRUCTION AGREEMENT NO. 2006-004

THIS AGREEMENT made this 29th day of May A.D., 2006.

BETWEEN: THE HONOURABLE ANGUS MacISAAC, as Minister of Transportation and Public Works for the Province of Nova Scotia, hereinafter called the "Minister",
OF THE ONE PART

-and-

The **HALIFAX REGIONAL MUNICIPALITY**, a body corporate, hereinafter called the "Municipality".

OF THE OTHER PART

WHEREAS the Municipality has requested that the Minister pave certain streets owned by the Municipality;

AND WHEREAS the Minister is paving certain streets owned by the Province in the area of the streets owned by the Municipality;

NOW THIS AGREEMENT WITNESSETH that in consideration of covenants, promises and agreements herein contained to be by them observed, performed and paid, the parties mutually agree as follows:

1. INTERPRETATION:

In this Agreement, "Paving" means the work of completion of grading, gravelling and asphalt concrete paving of the streets listed below and shall also include pre-engineering, and/or design costs, on site engineering supervision and inspection and incidental costs from the edge of the existing paved roadway to the limit of the right of way.

2. CONSTRUCTION:

a) The Minister agrees to carry out work on the following streets in the Municipality:

<u>Name</u>	<u>Description</u>	<u>Length</u>	<u>Cost</u>
Fox Hollow Drive (HRM's Portion)	St Margaret's Bay Village	0.24	\$91,000
Ashberry Court	Margaret's Bay Village	0.51	\$186,200
Fox Point Drive	St Margaret's Bay Village	0.30	\$111,000

The work consists of grading, gravelling, and asphalt concrete paving. The work is estimated to cost \$ 388,200 and will be fully paid for by the Municipality.

b) As soon as possible after the tender closing, the Department shall supply the Municipality with the name of the successful bidder and respective bid. At that time, the Department will give the Municipality a more accurate estimate of the complete costs.

c) The Municipality shall acquire at its own expense all land required for the construction of the streets and shall bear the cost of any and all land claims for damage or alterations to property or otherwise arising out of or connected with the construction of the streets.

d) The Municipality shall pay to the Minister within 60 days of submission of accounts, one hundred percent (100%) of the cost of all construction completed in accordance with the provisions.

IN WITNESS WHEREOF the Minister has hereunto subscribed his hand and affixed his seal and the Municipality has set and affixed its corporate seal authenticated by the signatures of the Mayor and the Municipal Clerk hereunto duly authorized.

SIGNED, SEALED AND DELIVERED

in the presence of

Witness

Minister of Transportation & Public Works
Province of Nova Scotia

Witness

Mayor

Witness

Municipal Clerk

RESOLUTION OF COUNCIL

The following Resolution was passed at a meeting of the Council of the Halifax Regional Municipality of on the ____ day of _____ A.D., 2006.

Moved by

Seconded by

"That the Mayor and myself be authorized to sign Construction Agreement No.2006-004 for the paving of the following streets:

Fox Hollow Drive (HRM's Portion), Ashberry Court, Fox Point Drive

dated the 29th day of May A.D., 2006."


Motion Carried.

I certify that the above Resolution was passed at a duly called meeting of the Halifax Regional Municipal Council on _____ A.D., 2006.

Municipal Clerk



PLAN SHOWING
FOX HOLLOW DRIVE
FOX POINT COURT
AND ASHBERRY COURT
FOR PAVING

 PAVING AS PER CONSTRUCTION
AGREEMENT 2006-004

DATE: JUNE 12, 2006
NTS