

ADDITIONS AND DELETIONS
Council Agenda - March 9, 2004

IN CAMERA RECOMMENDATIONS

11.2 Halifax Harbour Solutions Sewage Treatment Plant Development Agreement

WHEREAS, beginning in September 1998, HRM undertook a lengthy and detailed RFQ/RFP process for the implementation of the Halifax Harbour Solutions Project ("Project") and, in October 2002, signed agreements ("HREP Agreements") with the Halifax Regional Environmental Partnership ("HREP") and others for the implementation of the Project;

AND WHEREAS the conditions precedent to the effective date of the HREP Agreements were not met by the deadline date and the HREP Agreements are not now in effect;

AND WHEREAS, in August 2003, HRM entered into agreements with Dexter Construction Company Limited to design, plan, engineer, procure, construct and commission the Sewage Collection Systems, Roads and the Outfalls and Diffusers forming part of the Project and to design and construct the Mengoni Avenue Site Expansion;

AND WHEREAS staff was requested to undertake a review of the best means of implementing the balance of the Project and was authorized to negotiate with D&D Water Solutions Inc.

Subject to receiving substantial funding from the Federal Government and subject to receiving confirmation from HRM's insurance advisor, John Thomson, that the terms and conditions of the insurance coverage proposed by D&D Water Solutions Inc. is appropriate given the nature of the Project and current market conditions, Halifax Regional Council:

1. Enter into agreements with D & D Water Solutions Inc. for the design, construction and commissioning of three sewage treatment plants for a guaranteed maximum price of \$133,170,387 (2004 dollars) plus the flow through costs of bonding and insurance plus applicable taxes and inflation as per the draft agreements with funding as per the Budget implications section of this report.
2. Enter into the Project Agreements (namely the STP Development Agreement, Halifax License, Dartmouth License and Herring Cove License) with D & D Water Solutions Inc., Municipal Enterprises Limited, Degremont and Suez substantially in the form of the draft Project Agreement dated February 17, 2004, presented to and reviewed by Council.

11.3 Legal Matter - Canada/Nova Scotia Infrastructure Program

That the Proposed Infrastructure List for 2004-05, as follows, be approved.

	Requested Projects	Total Cost	Revised (March 9/04) Federal/Provincial Share
1	Herring Cove Water & Sewer	\$3,106,200	\$2,070,800
2	Highway 111/Woodside Connector	7,000,000	2,500,000
3	Artificial Outdoor Soccer Facility	3,500,000	1,600,000
4	Mainland Common Recreation Facility	8,000,000	2,000,000
5	Mosher River Fire Station	625,000	417,000
6	Prince's Lodge - Sewer & Water	1,620,000	1,080,000
7	Maplewood - Water - Phase 2	615,000	410,000
	Total 2004-05	\$20,792,000	10,077,800

11.3 Legal Matter - Settlement of Claim

That Halifax Regional Council settle this claim, as set out in the Private and Confidential staff report dated March 2, 2004, brought by the Plaintiff in the amount of \$18,000.00 to achieve a full settlement of the Plaintiff's action upon obtaining a full release from the Plaintiff from any further claims arising out of a motor vehicle accident on April 20, 1999.