



PO Box 1749  
Halifax, Nova Scotia  
B3J 3A5 Canada

## Item No. 11.1.2

**Halifax Regional Council**  
**September 25, 2007**

**TO:** Mayor Kelly and Members of Halifax Regional Council

A handwritten signature in black ink, appearing to read "Dan English".

**SUBMITTED BY:**

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Dan English, Chief Administrative Officer

A handwritten signature in black ink, appearing to read "Wayne Anstey".

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Wayne Anstey, Deputy Chief Administrative Officer - Operations

**DATE:** September 11, 2007

**SUBJECT:** **Award - Unit Price Tender No. 07-276, New Paving of Subdivision Streets Inside the Core Area; Lexington Court and Wilshire Close - Central Region**

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### **ORIGIN**

The 2007/08 Capital Budget.

### **RECOMMENDATION**

It is recommended that Council award Tender No. 07-276, New Paving of Subdivision Streets Inside the Core Area; Lexington Court and Wilshire Close - Central Region to Dexter Construction Company Limited for a Total Tender Price of \$173,967.58 (net HST included) with funding from Capital Account No. CXU00715, New Paving of Subdivision Streets Inside the Core Area, as outlined in the Budget Implications section of this report.

## **BACKGROUND**

The Approved 2007/08 Capital Budget includes funds for the paving of Lexington Court and Wilshire Close.

## **DISCUSSION**

Tenders were called on August 29, 2007 and closed on September 6, 2007. Bids were received from the following companies:

<b><u>Name of Company</u></b>	<b><u>Bid Price (Net HST Included)</u></b>
Dexter Construction Company Limited	\$173,967.58*
Lafarge Canada Inc.	\$194,394.81
Ocean Contractors Limited	\$217,200.90
Basin Contracting Limited	\$224,420.24

### **\*recommended bidder**

The scope of work for this tender generally consists of the installation of new asphalt, shoulder gravels and associated reinstatement.

It is anticipated that work will commence within two weeks of the tender award and take three weeks to complete.

This is a **UNIT PRICE** contract and the cost will be dependent upon the actual quantities measured and approved by the HRM Project Manager.

The installation of new paving is subject to Local Improvement Charges. Local Improvement Charges will be based on a charge per foot of frontage and will be recovered by way of frontage charges to the abutting property owners.

Property owners on Lexington Court were successfully petitioned for paving in 2003 at a proposed rate of \$20.00 per linear foot. Due to the higher cost of asphalt and construction, the cost of paving has increased and therefore, it is anticipated LIC rates will be higher than on this petition. Councillor Meade has requested that the right to petition be waived and that the property owners will be responsible for paying the Local Improvement Charges associated with installation of new paving. All property owners on Lexington Court have been notified in writing of Councillor Meade's decision. The property owners on Wilshire Close were successfully petitioned in 2005 at an interim rate of \$30.00 per linear foot.

On April 25, 2006, Halifax Regional Council approved a blended actual costs approach in determining the rate of Local Improvement Charges. The rate will be set once the tenders have been completed and the final costs determined.

### **BUDGET IMPLICATIONS**

Based on the lowest tendered price of \$173,967.58, including net HST, funding is available in the Approved 2007/08 Capital Budget from Account No. CXU00715 - New Paving of Subdivision Streets Inside the Core Area. The budget availability has been confirmed by Financial Services.

**Budget Summary:**                      **Capital Account No. CXU00715, New Paving of Subdivision Streets Inside the Core Area**

Cumulative Unspent Budget	\$ 196,763
<b>Less: Tender No. 07-276</b>	<b><u>\$ 173,968 *</u></b>
Balance	\$ 22,795

\* The projects included in this tender were estimated in the Approved 2007/08 Capital Budget at \$218,000.

	<u>Budget</u>	<u>Bid Price(Net HST Included)</u>
Lexington Court	\$159,000	\$124,839
Wilshire Close	<u>\$ 59,000</u>	<u>\$ 49,129</u>
	\$218,000	\$173,968

The balance of funds in Account CXU00715 will be used to help fund future paving of gravelled subdivision streets as they become identified through the Capital Budget process.

### **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 to this course of action.

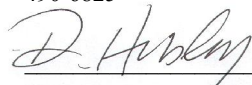
## ATTACHMENTS

Location plan of Lexington Court and Wilshire Close  
Copy of petition to property owners on Lexington Court  
Copy of survey letter to property owners on Wilshire Close  
Copy of letter to property owners on Lexington Court and Wilshire Close

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

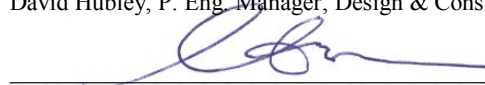
Report Prepared by: Dean Knowles, CET, Design Engineering Technologist, Design & Construction Services at 490-6825

Report Approved by:



David Hubley, P. Eng. Manager, Design & Construction Services at 490-4845

Financial Approval by:



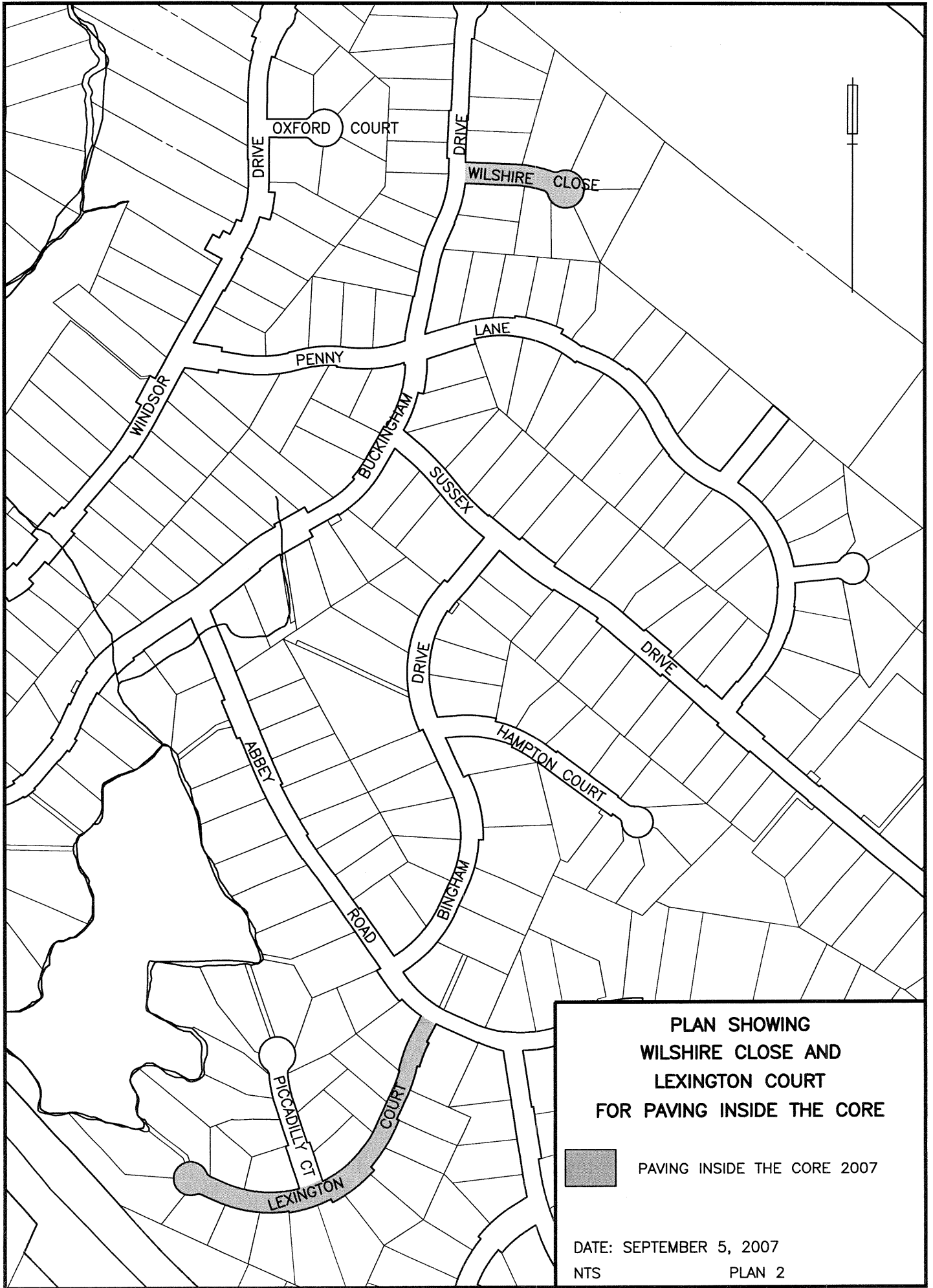
Catherine Sanderson, Senior Manager, Financial Services at 490-1562

Report Approved by:



Mike Labrecque, P. Eng., Director, Transportation and Public Works Services at 490-4855

DHK/pm



**PLAN SHOWING  
WILSHIRE CLOSE AND  
LEXINGTON COURT  
FOR PAVING INSIDE THE CORE**



PAVING INSIDE THE CORE 2007

DATE: SEPTEMBER 5, 2007

NTS

PLAN 2



Halifax Regional Municipality  
 SEP - 2 2008  
 Regional Operations  
 Engineering Services

STREET PAVING PETITION

We the residents of Lexington Court in the Community of Stillwater Lake request that our streets be paved. As property owners we agree to pay up to a maximum of \$20.00 per linear foot of frontage.

The Local Improvement Charge amount payable, may at the option of the owner of the property, be paid in equal annual installments for a period not exceeding ten years. Installments are due on the anniversary date of the original billing, until the full debt is paid. This billing may also be paid in full at any time if the abutter so desires. The unpaid balance is subject to an interest rate based on the maximum of the prime rate as set by the Royal Bank of Canada plus 2% at time of notification.

Address	Owners Signature	Phone #	Yes	No
✓ 39 Lexington Court	Jeannette Pelley	826-2571	✓	
✓ 4 Lexington Court	<sup>Brian</sup> Paulette Dorville	826-9551	✓	
✓ 1 LEXINGTON CT	Sam Janner	826-9124	✓	
✓ 32 Lexington Ct	Gary J. Cough / Susan Cough	826-2585	✓	
✓ 7 Lexington Ct	Bronda Pelletier	826-9707	✓	
✓ 10 Lexington Court	Glenn Anderson	826-1950	✓	
✓ 23 LEXINGTON CRT.	KEVIN HUNT	826-7453	✓	
✓ 28 Lexington Court	<sup>Stuart</sup> Steven Conway	826-7032	✓	
✓ 36 LEXINGTON COURT	Paul	826-9309	✓	
✓ 36 LEXINGTON CT.	Lynne Goulet	826-9209	✓	
✓ 16 Lexington Ct	Jami Connors	826-1607	✓	
30 Lexington Ct	Stephanie Cote	826-2403	✓	
✓ 40 Lexington Ct	L. Beale	826-7319	✓	
✓ 51 LEXINGTON CT	Alho	826-2884	✓	
✓ 47 LEXINGTON CT	Paul	826-2920	✓	
✓ 44 LEXINGTON CT	K. Bantillon	826-9383	✓	
✓ 48 Lexington Ct	DL	826-9791	✓	



P.O. Box 1749  
 Halifax, Nova Scotia  
 B3J 3A5 Canada

May 4, 2005

Dear Sir/Madam:

**Re: Paving of Wilshire Court- Stillwater Lake**  
**Limits Buckingham Drive to Cul-de-sac**

In order to facilitate the process used to determine which streets are to be included in future Cost Sharing Programs for the consideration by the Nova Scotia Department of Transportation and Public Works (NSDOT&PW) and HRM Council, we are attaching a survey.

The purpose of this survey is to ascertain if there is sufficient support from property owners regarding the proposed paving of Wilshire Court. If NSDOT&PW and HRM Council approve this project, paving will be subject to Local Improvement Charges as stated in By-Law Number S-400. The Local Improvement Charges will be based on 50% of the actual cost invoiced by NSDOT&PW. Therefore the frontage charge will vary from year to year.

Final billings for all Local Improvement Projects are payable over a 10 year period, with the first installment due 30 days after the billing date. Installments are due on the anniversary date of the original billing, until the full debt is paid. This billing may also be paid in full at any time if the abutter so desires. The unpaid balance is subject to an interest charge at the rate of 2% above the Municipality's bankers Prime Rate of Interest at the time the project is approved by Halifax Regional Council.

If you are in agreement to pay the interim rate of \$30.00 per linear foot frontage of your property for paving please sign and return the attached agreement by **May 27, 2005** to:

Mail: Ann Reid, LIC Clerk  
 Design & Construction Services  
 P.O. Box 1749  
 Halifax, NS B3J 3A5

Hand Deliver: Ann Reid, LIC Clerk  
 21 Mount Hope Ave.  
 Dartmouth, NS  
 Fax: (902) 490-4858  
 Email: [reida@halifax.ca](mailto:reida@halifax.ca)

Residents will be notified in writing if the Local Improvement Rate exceeds the interim rate of \$30.00. If you require further clarification, please call Ann Reid at (902) 490-6849.

Yours very truly,

David Hubley, P. Eng.  
 Manager, Design & Construction Services

cc: Councillor Gary Meade, District 23  
 Mike Labrecque, P.Eng., Director, Transportation & Public Works Services  
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**TRANSPORTATION & PUBLIC WORKS SERVICES, Design & Construction**

<i>Regional Transportation Planning</i>	<i>Metro Transit</i>	<i>Traffic &amp; Right of Way</i>	<i>Service Delivery &amp; Quality Improvement</i>	<i>Design &amp; Construction</i>	<i>Public Works Operations</i>
Tel: (902) 490-4845			Fax: (902) 490-4858		
E-mail: <a href="mailto:hubleyd@halifax.ca">hubleyd@halifax.ca</a>			Website: <a href="http://www.halifax.ca">www.halifax.ca</a>		

August 21, 2007

Dear Sir/Madam:

**Paving - Lexington Court - Stillwater Lake**  
**Limits from Abbey Road to end**

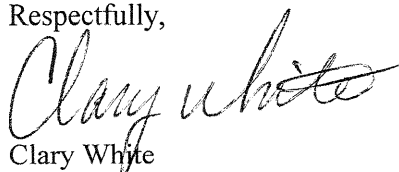
The property owners on Lexington Court were successfully petitioned for paving in 2003 at a proposed LIC rate of \$20.00 per linear foot. Unfortunately, due to the high cost of asphalt and construction, the Local Improvement Rate at this time could be as high as \$30.00 per linear foot.

Councillor Meade has decided not to repetition the residents since Lexington Court has been on the paving list for a number of years and HRM has received many phone calls requesting the paving be completed ASAP. Pursuant to the Municipal Government Act and HRM Local Improvement Policy, the Councillor for the area has the right to waive the petition process with Council's approval. Councillor Meade is choosing to exercise this right. Therefore; the property owners will be responsible for paying the Local Improvement Charges associated with installation of the new paving. On April 25, 2006, Halifax Regional Council approved a blended actual costs approach in setting the LIC. The rate will be set once all tenders have been completed and final cost is known.

The Local Improvement Charge amount payable may, at the option of the owner of the property, be paid in equal annual installments for a period not exceeding ten years. Installments are due on the anniversary date of the original billing, until the full debt is paid. This billing may also be paid in full at any time, without interest penalty, if the abutter so desires. The unpaid balance is subject to an interest rate based on the maximum of the prime rate as set by the Royal Bank of Canada plus 2% at time of notification.

If you have any question pertaining to this matter, please do not hesitate to call Clary White at 490-4865 or e-mail: [whitec@halifax.ca](mailto:whitec@halifax.ca).

Respectfully,



Clary White  
Supervisor Drafting and Plan Records

cc: Councillor Gary Meade , District 23  
Mike Labrecque, P.Eng., Director, Transportation & Public Works  
David Hubley, P. Eng., Manager Design & Construction

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