

Windsor, Ontario August 29, 2011

REPORT NO. 12 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held July 27, 2011

Present: Councillor Hatfield, Chair
Councillor Payne
Councillor Sleiman

Absent: Councillor Halberstadt
Councillor Valentinis

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

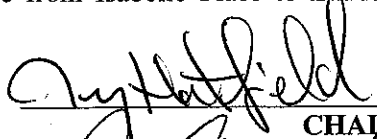
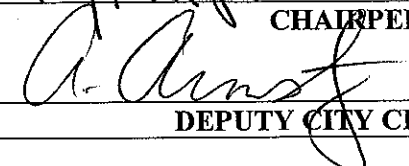
Moved by Councillor Sleiman, seconded by Councillor Payne,

- I.** That in view of the City of Windsor's intention to initiate the construction of curbs and gutters on St Rose Avenue from Isabelle Place to Lauzon Road, as shown located on **attached** Drawing C-3111, the **attached** report of the City Engineer to address the requirements of Section 6 of Ontario Regulation 586/06, **BE APPROVED** and the requirements regarding the notices to the public and owners of the lots liable to be specially charged with respect to the work, as required by Section 5 of Ontario Regulation 586/06, **BE UNDERTAKEN**, said notices to be in content as per the report of the City Engineer.
- II.** That assuming a sufficiently signed petition against the St Rose Avenue project is **NOT** received, the City Engineer **BE AUTHORIZED** to proceed with the tendering and Award of Tender to the low bidder, subject to the tender meeting project specifications, and being within the approved estimated budget; and subject to the terms and conditions of the City of Windsor's Purchasing By-law 400-2004; and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low tenderer, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer.
- III.** That the City Engineer **BE REQUIRED** to provide an approval report to Council on the Tender Award.

Carried.

Report Number 15391 SW/11123 1

Clerk's Note: The report of the City Engineer dated June 25, 2011 entitled "Initiation of Construction of Curbs and Gutters on: St. Rose Avenue from Isabelle Place to Lauzon Road" is **attached** for information.


CHAIRPERSON

DEPUTY CITY CLERK

| NOTIFICATION: | | | | |
|---------------------------|---------|------------------------------|-----------|-----|
| Name | Address | Email Address | Telephone | FAX |
| Councillor Jo-Anne Gignac | | joagignac@city.windsor.on.ca | | |

THE CORPORATION OF THE CITY OF WINDSOR
Environment & Transportation Standing Committee – Administrative Report

**MISSION STATEMENT:**

"The City of Windsor, with the involvement of its citizens, will deliver effective and responsive municipal services, and will mobilize innovative community partnerships"

| | | | |
|---------------------------|-----------------------------|------------------------------------|-------------------------------------|
| LiveLink REPORT #: | 15391 SW/11123 | Report Date: | July 5, 2011 (3107-07/12/11:ebr) |
| Author's Name: | Pat Winters | Date to Standing Committee: | July 27, 2011 |
| Author's Phone: | 519-255-6257, ext. 6734 | Classification #: | |
| Author's E-mail: | pwinters@city.windsor.on.ca | | |

TO: Environment & Transportation Standing Committee

SUBJECT: Initiation of Construction of Curbs and Gutters on:
 St Rose Avenue from Isabelle Place to Lauzon Road

1. RECOMMENDATION: City Wide: _____ Ward(s): 6

- I.** That in view of the City of Windsor's intention to initiate the construction of curbs and gutters on St Rose Avenue from Isabelle Place to Lauzon Road, as shown located on **attached** Drawing C-3111, the **attached** report of the City Engineer to address the requirements of Section 6 of Ontario Regulation 586/06, **BE APPROVED** and the requirements regarding the notices to the public and owners of the lots liable to be specially charged with respect to the work, as required by Section 5 of Ontario Regulation 586/06, **BE UNDERTAKEN**, said notices to be in content as per the report of the City Engineer.
- II.** That assuming a sufficiently signed petition against the St Rose Avenue project is **NOT** received, the City Engineer **BE AUTHORIZED** to proceed with the tendering and Award of Tender to the low bidder, subject to the tender meeting project specifications, and being within the approved estimated budget; and subject to the terms and conditions of the City of Windsor's Purchasing By-law 400-2004; and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low tenderer, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer.
- III.** That the City Engineer **BE REQUIRED** to provide an approval report to Council on the Tender Award.

EXECUTIVE SUMMARY: N/A

2. BACKGROUND:

The road pavement on St Rose Avenue from Isabelle Place to Lauzon Road is currently in poor condition and is rated as "Now Deficient" in the City's Road Condition Rating System. Council Resolution 179/2005 approved a new local improvement policy to address the rehabilitation or reconstruction of certain deteriorated roads where curbs and gutters do not exist. This policy is applicable to the section of St Rose Avenue mentioned above, as the road is absent of curbs and gutters and the pavement is deteriorated to the point where it requires replacement.

It is now the intention of Administration to complete curb and gutter, boulevard, and pavement restoration on St Rose Avenue from Isabelle Avenue to Lauzon Road in 2012.

3. DISCUSSION:

As discussed above, the intention of Administration is to complete the proposed works in 2012, with the City's financial obligations to be covered under two separate projects. Budget Resolution B15/2011 approved capital expenditures, including Project ECP-005-10, which is a program relating to roads having a rural cross-section that are in need of pavement rehabilitation and do not require sewer rehabilitation. Outlined as one of the four proposed work locations, costs associated with the curb and gutter and boulevard restoration on St Rose Avenue from Isabelle Place to Lauzon Road will be covered under Project ID 7111012.

The pavement rehabilitation will be funded through the City Wide Road Rehabilitation Program. The proposed works will be completed in 2012 due to the limited budget of the 2011 City Wide Road Rehabilitation Program.

Section 6 of Ontario Regulation 586/06 specifies the information which must be provided to the public and to the owners of the lots liable to be specially charged before passing a Local Improvement Charges By-law under Section 5 of Ontario Regulation 586/06. If within 30 days after the required notices with respect to the local improvement work are given and a sufficiently signed petition AGAINST undertaking the work is NOT submitted as determined under Section 10, a recommendation will be made to Council to approve a local improvement charges by-law to undertake the work. It should be noted that although it is not eligible under the noted local improvement policy, due to the presence of existing curbs, curb and gutter, boulevard and pavement restoration will be completed on the section of St Rose Avenue from Isabelle Place to Virginia Avenue, in conjunction with the described works, as this section also requires replacement at this time.

4. FINANCIAL MATTERS:

The estimated costs to the City and the abutting lots for the local improvement work are outlined in attached Schedule "A". The financial matters relative to the tendering of the replacement of the curb and gutter, boulevard restoration and the total reconstruction of the pavement will be discussed in a separate Council Report at the time subsequent of tendering the approval of the subject Local Improvement Charges By-law.

The total cost of the project is estimated to be \$770,000.00. The homeowners will only be assessed for the cost of the construction of curbs and gutters, and boulevard restoration for portions which immediately front their lots, which are estimated to be \$109,154.34 (excluding HST), of which \$85,742.54 will be recovered from the homeowners.

The table below provides summary of the estimated total costs and funding sources:

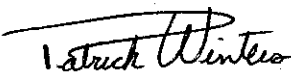
| Nature of Work | Estimated Gross City Cost ^(*) | Estimated Homeowner's share of Local Improvement Costs ^(*) | Estimated Net City Cost ^(*) | Project # | Funds Approved by Council | Funding Source |
|-------------------------------------------------------------------------------|------------------------------------------|-----------------------------------------------------------------------|----------------------------------------|---------------------------------------|---------------------------|------------------------------------------------------|
| Local Improvement- Construction of Curbs & Gutters & Boulevard restoration | \$ 109,154.34 | \$ 85,742.54 | \$ 23,411.80 | 7111012 | \$ 300,000.00 | Reserve Funds - approved in 2011 Capital Budget |
| Pavement Rehabilitation | \$ 660,845.66 | \$ - | \$ 660,845.66 | City Wide Road Rehabilitation Program | \$ - | Request to be brought forward in 2012 Capital Budget |
| Total | \$ 770,000.00 | \$ 85,742.54 | \$ 684,257.46 | | \$ 300,000.00 | |


The department intends to carry out the Local Improvement Project in conjunction with the pavement rehabilitation, as shown in the table above; funding is available for the Local Improvement Project, however, the request for pavement rehabilitation will be brought forward by the Public Works Operations Department in the 2012 Capital Budget Plan.


5. CONSULTATIONS: N/A


6. CONCLUSION:


Administration recommends the initiation of the above-referenced work under Ontario Regulation 586/06 made under Municipal Act 2001.


 Pat Winters
 Engineer I


 George Wilkki
 City Solicitor and Corporate Leader
 Economic Development and Public Safety


 Michael Palanacki
 Executive Director of Operations


 Onorio Colucci
 Chief Financial Officer/City Treasurer and
 Corporate Leader Finance and Technology


 Mario Sonogo
 City Engineer and Corporate Leader
 Environment Protection and Transportation

PW/bmw

APPENDICES: **Schedule "A"**
City Engineer's Report dated June 14, 2011
Drawing C-3111

DEPARTMENTS/OTHERS CONSULTED:

Name:
Phone #:

NOTIFICATION:

| Name | Address | Email Address | Telephone | FAX |
|---------------------------|---------|------------------------------|-----------|-----|
| Councillor Jo-Anne Gignac | | joagignac@city.windsor.on.ca | | |

SCHEDULE 'A'

**Construction of Curbs and Gutters, Boulevard Restoration on
St Rose Avenue from Isabelle Place to Lauzon Road
Ontario Regulation 586/06 Local Improvement Special Charges – Cost Breakdown**

(HST Excluded)

| DESCRIPTION | TOTAL ESTIMATED COST | OWNER'S COST | CITY'S COST | COMMUTED COST PER METRE OF ASSESSABLE FRONTAGE | ANNUAL COST PER METRE FOR TEN YEARS |
|--------------------------------------------------------------------------------------------------------------------------|-----------------------------|---------------------|--------------------|-------------------------------------------------------|--------------------------------------------|
| Installation of concrete curbs & gutters and boulevard restoration on St Rose Avenue from Isabelle Place to Lauzon Road. | \$109,154.34 * | \$85,742.54 | \$23,411.80 | \$76.00 | \$9.40 |

* Local Improvement component only. Total cost of the work is \$770,000.00, including total reconstruction of the pavement, including curbs & gutters and boulevard restoration.

The balance of the cost is for the above-noted reconstruction will be a charge, pending approval, to the 2012 Capital Works Budget.

** 4.07% interest rate is applied over the ten years of annual payment period.

**THE CORPORATION OF THE CITY OF WINDSOR
OFFICE OF THE CITY ENGINEER – ENGINEERING DEPARTMENT**

**MISSION STATEMENT:**

“The City of Windsor, with the involvement of its citizens, will deliver effective and responsive municipal services, and will mobilize innovative community partnerships”

Date: June 14, 2011
To: Chief Administrative Officer
From: City Engineer
Subject: Proposed Concrete Curbs & Gutters and Boulevard Restoration on St Rose Avenue from Isabelle Place to Lauzon Road

The following is a report for the construction of concrete curbs & gutters and boulevard restoration on St Rose Avenue from Isabelle Place to Lauzon Road. It is proposed to carry out this work under the provisions of Ontario Regulation 586/06, made under Municipal Act 2001.

It is not intended to apply to the Ontario Municipal Board to undertake the proposed work as a local improvement. A City by-law to undertake the work as a local improvement under Section 5 of Ontario Regulation 586/06 will be recommended to Council for approval, provided that a sufficiently signed petition **AGAINST** undertaking the work is **NOT** submitted within 30 days after the notice of the City's intention to pass the by-law is given to the public and to the affected property owners.

The estimated cost of local improvement portion of the work is \$109,154.34, HST excluded, for the curbs & gutters and boulevard restoration to portions immediately fronting the subject lots. The balance of the cost in the amount of \$660,845.66 is for replacement of curb & gutter and boulevard restoration on St Rose Avenue west of Isabelle Place to Virginia Avenue, as well as pavement reconstruction from Virginia Avenue to Lauzon Road. The proposed work will be completed in 2012. Costs associated with the curb and gutter replacement has been approved in the 2011 Capital Works Budget under Project ID 7111012. The total estimated cost for the St Rose Avenue reconstruction is \$770,000.00. Administration has expressed intent to complete pavement reconstruction as part of the 2012 City Wide Road Rehabilitation Program.

The recoverable portion of the local improvement cost thereof will be assessed against the abutting properties detailed as follows:

REGISTERED PLAN**LOTS**

| | |
|------|-----------------------------------------------------------------------|
| 835 | 1 to 7, 8W, 9, 10E, 11, Pt Closed Alley RVSD 723A |
| 980 | N Pt 68, 69 to 72, N Pt 73, 12R 1056 Pts 1 & 2 |
| 1118 | Pt 35, 36 to 37, Pt 38, 63 to 66, 89 to 93 |
| 1152 | 15 to 20, 46 to 48, Pt Closed Alleys (RVSD 996, RVSD 2106) |
| 1164 | 134 to 148, Pt Closed Alleys (RVSD 996, RVSD 2651) |
| 1181 | 49 to 53, 142 to 144, 12R 15351 Pts 1, 2, Pt Closed Alley (J.O. 2436) |
| 1211 | 109-113, Pt 126, 330 to 335, Pt 336, Pt Closed Alley (RVSD 1031) |
| 1465 | 3 to 8, inclusive |

The properties to be assessed are registered under Assessment Roll Numbers:

| | | | | | |
|---------------|----|-------|---------------|----|-------|
| 060-220-03600 | to | 03800 | 060-280-01500 | | |
| 060-220-10300 | to | 10600 | 060-280-5300 | to | 5700 |
| 060-230-00100 | to | 00200 | 060-280-8700 | to | 09000 |
| 060-230-06400 | to | 06500 | 060-290-00100 | to | 00200 |
| 060-230-11300 | to | 11600 | 060-290-05000 | to | 05200 |
| 060-230-16200 | to | 16300 | 060-290-08200 | | |
| 060-240-00100 | | | 060-290-08210 | | |
| 060-240-00150 | | | 060-290-08300 | to | 08600 |
| 060-240-03400 | to | 03700 | | | |
| 060-240-06700 | | | | | |
| 060-240-06850 | | | | | |
| 060-240-06900 | | | | | |
| 060-240-09700 | to | 10000 | | | |
| 060-240-12400 | to | 12700 | | | |


ASSESSMENT INFORMATION:

The total assessable frontage is 1,128.191 metres.

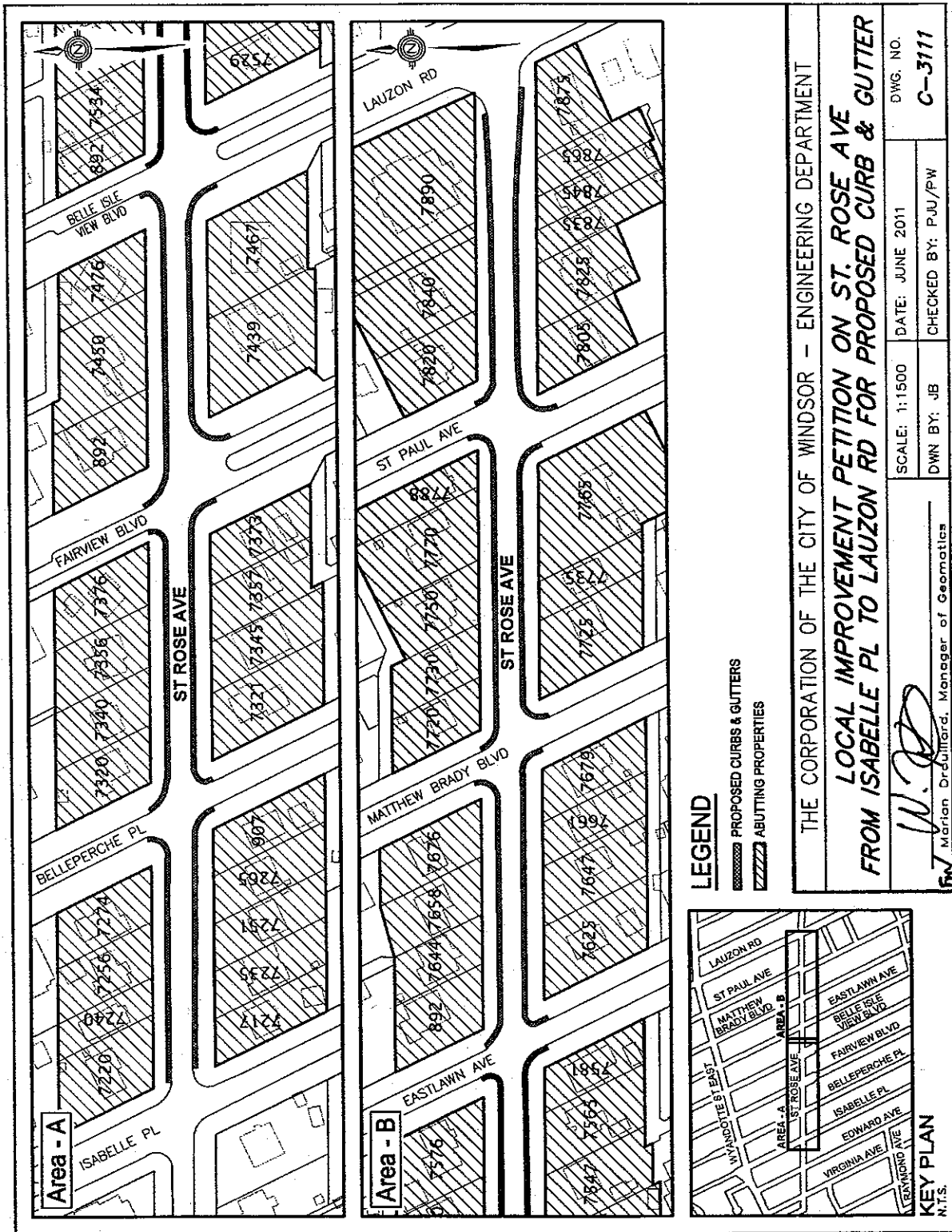
The estimated cost to the abutting landowners is \$85,742.54. The estimated single payment rate per meter of frontage is \$76.00, while the estimated annual special charges rate per meter of frontage for ten years at 4.07% interest is \$9.40. The property owners have the right to select either a single payment or the annual special charges over the period of ten years.

The estimated total cost to the Corporation is \$23,411.80 for intersection frontage.

The estimated lifetime of the complete work is not less than ten years.


Mario Sonogo, P.Eng
City Engineer

 PW/bmw



THE CORPORATION OF THE CITY OF WINDSOR – ENGINEERING DEPARTMENT

**LOCAL IMPROVEMENT PETITION ON ST. ROSE AVE
FROM ISABELLE PL TO LAUZON RD FOR PROPOSED CURB & GUTTER**

SCALE: 1:1500 DATE: JUNE 2011 DWG. NO. C-3111
 DWN BY: JB CHECKED BY: PJJ/PW

M. Dr. Guilford
 Marian Dr. Guilford, Manager of Geomatics

