

Presented To:	City Council
Presented:	Tuesday, Apr 24, 2018
Report Date	Tuesday, Apr 03, 2018
Type:	Managers' Reports

## Request for Decision

### Cooperative Purchase of Services from Locates Service Provider, G-Tel Engineering

#### Resolution

THAT the City of Greater Sudbury authorizes the General Manager of Growth and Infrastructure to execute an agreement and any amendments thereto with G-Tel Engineering, the locates service provider selected for the Northern Ontario Region by the Locates Alliance Consortium, to provide locate services for the City of Greater Sudbury, as outlined in the report entitled "Cooperative Purchase of Services from Locates Service Provider, G-Tel Engineering", from the General Manager of Growth and Infrastructure, presented at the City Council meeting on April 24, 2018.

#### Relationship to the Strategic Plan / Health Impact Assessment

This report refers to operational matters.

#### Report Summary

This report requests that Council delegate authority to the General Manager of Growth and Infrastructure to execute an agreement between the City and G-Tel Engineering for services purchased through the Locates Alliance Consortium's purchasing process. This contract would commence the day of signature and end January 31, 2021 or at the expiry of any extension as provided for in the contract. This will continue to permit the City of Greater Sudbury to achieve more timely locates services for our community stakeholders during the upcoming construction seasons in accordance with our obligations under the Ontario Underground Infrastructure Notification System Act (2012).

#### Financial Implications

Sufficient funding exists within Council approved budgets for these expenditures.

#### Signed By

**Report Prepared By**

Mark Frayne  
Director of Engineering Services  
*Digitally Signed Apr 3, 18*

**Division Review**

Mark Frayne  
Director of Engineering Services  
*Digitally Signed Apr 3, 18*

**Financial Implications**

Jim Lister  
Manager of Financial Planning and  
Budgeting  
*Digitally Signed Apr 5, 18*

**Recommended by the Department**

Tony Cecutti  
General Manager of Growth and  
Infrastructure  
*Digitally Signed Apr 6, 18*

**Recommended by the C.A.O.**

Ed Archer  
Chief Administrative Officer  
*Digitally Signed Apr 9, 18*

## **Background**

At its meeting of April 23, 2013, the City of Greater Sudbury Council approved Operations Committee resolution OP2013-14, a resolution to outsource and join the Locates Alliance Consortium (LAC) to meet the newly legislated requirement for locate services.

Following authorization from Council to proceed with this initiative, staff began working to implement the recommendations to come into effect during the 2014 construction season. On July 9, 2013, Council also authorized staff to enter into an agreement with Qx Ltd., which was the locates service provider competitively acquired by LAC. The contract with Qx expired on January 31, 2015.

LAC issued a Request for Proposals in June 2014 and the successful bidder for the Northern Ontario Region was G-Tel Engineering. In accordance with the direction of Council to obtain an external locates provider, staff are preparing to work with the new service provider G-Tel Engineering to provide locate services for the City.

Despite the fact that we understand that LAC conducted a competitive purchasing process, staff are required to ensure that purchase of locates be compliant with the City's Purchasing By-law (By-law 2014-1). Unfortunately, while cooperative purchasing such as a purchase through LAC is contemplated by the Purchasing By-law, section 23 of the Purchasing By-law requires that the City only undertake cooperative purchasing where all members engaged in a cooperative acquisition are public sector, government agencies, or public authorities. Despite the fact that the services of Locate Service Provider (LSP), G-Tel Engineering, were competitively acquired, this is considered a single source purchase because LAC membership includes both public and private sector entities and therefore the cooperative purchasing provisions in the Purchasing By-law are not satisfied.

The contract with G-Tel to act as our LSP expired at the end of January 2018. As before, the LAC conducted a competitive purchasing process in the fall of 2017 to acquire a LSP. G-Tel was the successful bidder and a new contract for services of a LSP has been established by LAC.

## **Conclusion**

G-Tel Engineering is the Locates Services Provider (LSP) for the Northern Ontario (ONE01) Region area as selected by the Locates Alliance Consortium (LAC). This report requests that Council delegate authority to the General Manager of Growth and Infrastructure to execute an agreement between the City and G-Tel Engineering for services purchased through LAC's purchasing process. This contract would commence the day of signature and end January 31, 2021 or at the expiry of any extension as provided for in the contract. This will continue to permit the City of Greater Sudbury to achieve more timely locates services for our community stakeholders during the upcoming

construction seasons in accordance with our obligations under the Ontario Underground Infrastructure Notification System Act (2012).

## **Resources Cited**

Resolution OP2013-14 -

<https://agendasonline.greatersudbury.ca/admin/index.cfm?pg=agenda&action=view&meetid=645>

Council Minutes of July 9, 2013

<https://agendasonline.greatersudbury.ca/index.cfm?pg=agenda&action=navigator&lang=en&id=682&minutes=1>