



**STAFF REPORT
ACTION REQUIRED
with Confidential Attachment**

**Toronto-York Spadina Subway Extension (TYSSE)
Settlement of Claim – Highway 407 Station and Northern Tunnels –
Contract A35-26**

Date:	May 18, 2017
To:	TTC Board
From:	Chief Executive Officer
Reason for Confidential Information:	This report contains advice that is subject to solicitor-client privilege, including communications necessary for that purpose

Summary

On February 02, 2011, OHL Construction Canada and Fomento de Construcciones y Contratas Canada Limited Partnership (OHL-FCC LP) was awarded the contract for the Toronto-York Spadina Subway Extension Highway 407 Station and The Northern Tunnels – Contract A35-26 in the amount of \$404,387,479.00.

This report provides recommendations and requests the Board’s approval of funds to provide resolution related to claims in the performance of the work.

Recommendations

It is recommended that the TTC Board:

1. Approve the recommendations outlined in the confidential attachment.

Financial Summary

Sufficient funds are included in the revised TYSSE budget of \$3.184B as approved by the Board on November 21, 2016 and approved by City of Toronto Council on February 15, 2017.

The Chief Financial & Administration Officer has reviewed this report and agrees with the financial impact information.

The TYSSE Executive Task Force are considering the authorization of funding concurrent with this report.

Accessibility/Equity Matters

The above recommendations have no accessibility issues.

Decision History

On February 02, 2011, the TTC awarded A35-26 for the construction of the Highway 407 Station and Northern Tunnels as part of the Toronto-York Spadina Subway Extension Project to OHL-FCC LP for \$404,387,479.00.

Issue Background

As part of Contract A35-26, during the period of the execution of the tunneling works delays were encountered in performing the compensating grouting in the vicinity of the Schulich Building at York University resulting in claims from OHL-FCC LP. This report provides recommendations relating to the compensation grouting related claims.

Contact

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03-04-000232931

Attachment

Confidential Attachment