

November 20, 2024

OPS GENERAL CONDITIONS COMMITTEE UPDATE

UPDATES TO OPSS.MUNI 100

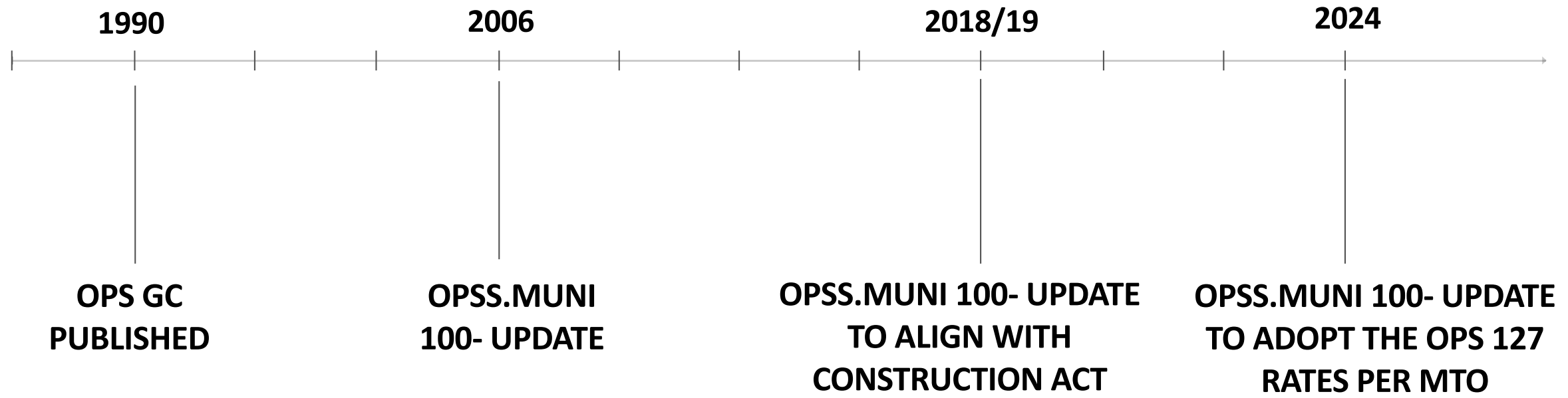
Presented By:

Mohan Toor (City of Vaughan) – Chair, OPS GC Committee

Rishabh Sharma (MEA) - Co-Ordinator, OPS GC Committee

- Background
- Why Use OPSS.MUNI 100
- Brief Overview OPSS.MUNI 100
- Updates to OPSS.MUNI 100- Nov 2024
- Next Steps





General Conditions Committee is responsible for reviewing and revising the General Conditions of Contract.

ORGANIZATION	NUMBER OF REPRESENTATIVES
Municipal Engineers Association (MEA)	3
Ministry of Transportation of Ontario (MTO)	1
Association of Consulting Engineering Companies Ontario (ACEC-Ontario)	1
Ontario Road Builders Association (ORBA)	1
Ontario Sewer and Watermain Association (OSWCA)	1
Good Roads (formerly OGRA)	1
OPS Coordinator	1

Why use Muni 100

- A tool for contract administration.
- Represented by Municipal/Ministry (MEA, MTO) and industry partners(ORBA, OSWCA, ACEC)
- Provides consistency– builds reliability among construction partners
- Minimize municipal risk exposure by using accepted and tested contract administration methodologies
- Aligns with the Construction Act



- 8 Sections
 - GC 1.0 – Interpretations
 - GC 2.0 – Contract Documents
 - GC 3.0 – Administration of the Contract
 - GC 4.0 – Owner’s Responsibilities and Rights
 - GC 5.0 – Material
 - GC 6.0 – Insurance, protection and Damage
 - GC 7.0 – Contractor’s Responsibilities and Control of the Work
 - GC 8.0 – Measurement and Payment

GC 1.0

Interpretations

Provides a definitions and interpretations of the terminology used in the document.

GC 2.0

Contract Documents

Provides Order of Precedence of the documents as to which document governs should there be a discrepancy

GC 3.0

Administration of the Contract

Provides overall contract administration measures e.g. extension of time, delay, claims procedure, change orders.

GC 4.0

Owner's Responsibilities and Rights

Stipulates what the owner can or cannot do

GC 5.0

Material

Roles and responsibilities of the owner and the contractor as it relates to material handling for the work

GC 6.0

Insurance, Protection and Damage

Identifies types of insurances and bonds available to protect the owner and the affected parties.

GC 7.0

Contractor's Responsibilities and Control of the Work

Identifies contractor's responsibilities in managing the work site

GC 8.0

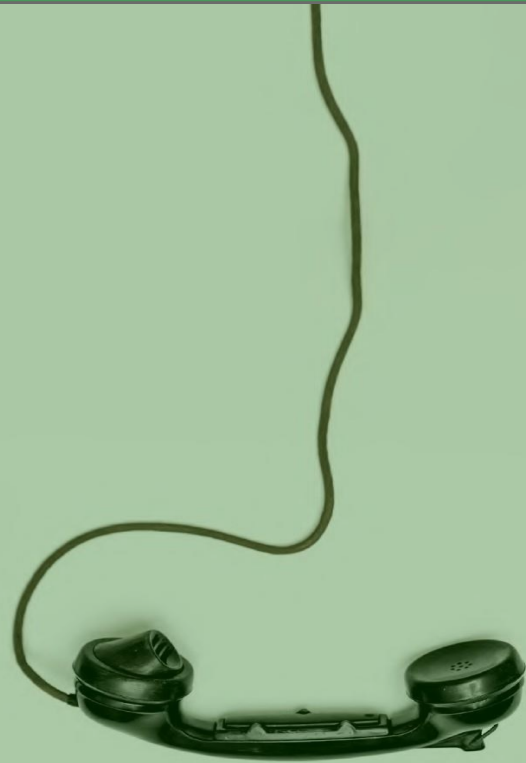
Measurement and Payment

Deals with certification of work, contract payments, proper invoices, time and material work, release of holdbacks, warranty, liquidated damages etc.

Sub-Clause	Page No.	Change
3.02.03	17	Added "in any part of the Work" after the word delay.
3.05.01	18	“background information” changed to “sufficient information”
8.01.02.01-a)	48	Last line of sub-clause deleted: “Alternatively, where both parties agree, an allowance equal to 10% of the unit price on the amount of the underrun in excess of 15% of the tender quantity shall be paid.”
8.02.05.06.01	56	8.02.05.06.01- points a, b and c deleted to reflect as per OPS 127 rates

Sub-Clause	Page No.	Change
8.02.05.08.02	57	Revised the last sentence in sub-clause to read "If Work on a Time and Material Basis is assigned or sublet to a related entity or associated corporation with common ownership to the Contractor as defined by the Securities Act, RSO 1990, cS.5, then the Contractor markup is not permitted."
8.02.05.09.03	57	The word "contract" is capitalized.
8.02.05.11	58	Changed "Work" to "Work on a Time and Material Basis" at 3 instances within the sub-clause.

- The Committee will continue with the next 5-year review cycle starting from 2024 to 2029.
- The next revision of OPSS.MUNI can be expected in November 2029.



For any comments/ questions/ concerns related to OPS General Conditions Committee, please contact the Committee Coordinator:

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QUESTIONS ?