

February 26, 2021

Mr. Michael Inch
Vice President, Procurement
Infrastructure Ontario
777 Bay, 9th Floor
Toronto, Ontario, M5G 2C8

Subject: Fairness Attestation - Request for Proposals to Design-Build-Finance-Maintain the Advance Tunnel for Eglinton Crosstown West Extension Project (RFP No. 20-001)

Dear Mr. Inch:

P1-Consulting is acting as the Fairness Monitor to review and monitor the communications, evaluations and decision-making processes associated with the procurement process for the **Request for Proposals (“RFP”) to Design-Build-Finance the Advance Tunnel for Eglinton Crosstown West Extension Project (the “Project”)** in terms of ensuring fairness, equity, objectivity, transparency and adequate documentation of the evaluation process.

The Eglinton Crosstown West Extension Project is a part of the Province of Ontario’s *New Subway Transit Plan for the Greater Toronto and Hamilton Area*. The Eglinton Crosstown West Extension (ECWE) Advance Tunnel Project is the first phase of work for the 9.2 kilometre extension of the Eglinton Crosstown LRT (future TTC Line 5). The extension will run mostly underground, westward from the future Mount Dennis station to Renforth Drive. The Eglinton Crosstown West Extension will be delivered by way of an advance tunnel contract for the underground portion of the alignment between Scarlett Road and Renforth Drive, followed by a subsequent contract to construct the stations and other facilities, fit-out the tunnel, and install and commission the systems. The Ontario Infrastructure and Lands Corporation and Metrolinx (the “**Sponsors**”) are seeking to procure a private sector group to deliver the Advance Tunnel through a Design-Build-Finance (“**DBF**”) delivery method pursuant to the Private Public Partnership (“**P3**”) model.

The purpose of the Project is to design and construct the new LRT tunnels and associated structures required for the new extension along Eglinton Avenue West. The scope of Project shall include the design and construction of launch, maintenance and extraction shafts, tunnels, cross passages, as well as headwalls for the Emergency Exit Buildings and stations, as required.

To date, in our role as Fairness Monitor, P1 Consulting has made certain that the following steps were taken to ensure a fair and transparent process:

- Clarity and consistency of the RFQ, RFP and related documentation;
- Adherence to the processes described in the RFQ, RFP and Evaluation Frameworks, including the evaluation process;

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- Objectivity and diligence during the procurement process in order to ensure that it was conducted in a transparent manner;
- Compliance of participants with strict requirements of conflict of interest and confidentiality during the procurement and evaluation processes;
- Security of information; and
- Oversight to provide a process where the Proponents are treated fairly.

The Fairness Monitor actively participated in the following steps in the process to ensure that fairness was maintained throughout:

- Review of the draft RFQ, RFP and related procurement documentation;
- Review of the Evaluation Frameworks; and
- Monitoring the proposal evaluation and the selection of the First Negotiations Proponent

As the Fairness Monitor for the **Design-Build-Finance the Advance Tunnel for Eglinton Crosstown West Extension Project**, we certify that, up until the date of this letter, the principles of fairness, consistency and transparency have been, in our opinion, maintained throughout the procurement process. Furthermore, no issues have emerged during the procurement process, of which we were aware, that would have impaired the fairness of this initiative.

Yours truly,



Jill Newsome
Lead Fairness Monitor
Senior Vice President, P1 Consulting Inc.

