



Report Date: September 13, 2024

VanRIMS No.: 08-3000-30

[Submit comments to the Board](#)

TO: Park Board Chair and Commissioners
 FROM: General Manager, Board of Parks and Recreation
 SUBJECT: Queen Elizabeth Park Dancing Fountain Repairs - Contract Award

RECOMMENDATIONS

- A. THAT the Vancouver Board of Parks and Recreation (“Park Board”) authorize staff to negotiate to the satisfaction of the Park Board’s General Manager, the City of Vancouver’s (the “City”) Director of Legal Services, and the City’s Chief Purchasing Official and enter into a contract with Jacob Bros Construction Inc., for targeted repairs to the Dancing Waters Fountain at Queen Elizabeth Park, with an estimated contract value of \$1,225,823.00 (includes PST), plus applicable taxes (GST), to be funded through the 2023-2026 Capital Plan.
- B. THAT the City’s Chief Purchasing Official and Park Board’s General Manager be authorized to execute on behalf of the Park Board the contract contemplated by Recommendation A above.
- C. THAT no legal rights or obligations will be created by the Park Board’s adoption of Recommendations A above unless and until such contract is executed by the authorized signatories of the City as set out in these Recommendations.

PURPOSE AND SUMMARY

An Invitation to Tender (ITT – PS20240693) was issued in February 21, 2024 for CONSTRUCTION SERVICES – QUEEN ELIZABETH PARK DANCING WATERS FOUNTAIN REPAIRS.

Solicitation Number:	PS20240693-VBPR-ITT
Description of the Goods or Service:	The work includes construction services for repair of Dancing Waters Fountain located in Queen Elizabeth Park.
Recommended Vendor:	Jacob Bros. Construction Inc.
Contract Term and Contract Value:	The recommended term of the contract is approximately four (4) months. The estimated contract price is \$ 1,192,904.00, plus applicable taxes.

The existing Dancing Waters Fountain at Queen Elizabeth Park is leaking potable water (100,000 liters per day) and required constant repairs to damaged pipes. The Vancouver Park Board

requires a General Contractor to provide targeted repairs (waterproofing and improvements to secure piping).

The ITT was advertised on the City of Vancouver website and BC Bid and the work was called in accordance with the terms and conditions of the City and Park Board Procurement Policies. Supply Chain considered the responses received, and on that basis recommend that the Park Board negotiations are successful enter into a contract as described above with Jacob Bros Construction Inc.

PROCUREMENT SUMMARY

Date of Issuance of ITT:	February 21, 2024	
Closing Date:	April 24, 2024	
Responses Received	Proponent	Price (w/o tax)
	Jacob Bros. Construction Inc.	\$ 1,192,904.00 (negotiated price) <i>(initial bid value was \$2,063,510.00)</i>
Department:	Supply Chain Management, Park Board (Management, Planning, and Operations) and its Consultant (Apex Building Sciences Inc.)	

BOARD AUTHORITY / PREVIOUS DECISIONS

As per the [Vancouver Charter](#), the Park Board has exclusive jurisdiction and control over all areas designated as permanent and temporary parks in the City of Vancouver, including any structures, programs and activities, fees, and improvements that occur within those parks.

As per the [Park Board Procurement Policy](#) approved in July 2022, Board approval is required for all contract awards valued at \$750,001 or greater.

As per the [City of Vancouver's Procurement Policy](#), approved in November 2023, Bid Committee approval is required for contract awards exceeding \$750,001.

On December 11, 2023, the [Board directed staff](#) to proceed with water feature rehabilitation for decorative fountains, ponds, and waterfalls as outlined in Option 2, of Appendix C of the [Report titled "Water Priority Action Plan 2024"](#) dated December 5, 2023.

CONTEXT AND BACKGROUND

The existing Dancing Waters Fountain at Queen Elizabeth Park has a number of deficiencies (internal waterproof, constant break of pipes in the fountain, and deteriorated light fixtures). The Vancouver Park Board requires a General Contractor to provide targeted repairs and replacement.

To this end, the City issued an ITT on February 21, 2024, seeking a General Contractor, for repair services on Jaggaer for 63 calendar days which closed on April 24, 2024. Only one tenderer

(Jacob Bros. Construction Inc.) submitted a tender, valuing \$2,063,510.00 which was higher than the initial budget of \$725,000 (the funding gap).

The single bid from Jacob Bros. Construction Inc. was compliant, despite the above budget bid price. To resolve the funding gap, a negotiation strategy was developed and executed focusing on cost, valued engineering options, and reduced scope (e.g. lighting system etc.). Negotiations resulted in a price reduction to \$1,192,904.00 (42% reduction).

This reduction of price resulting through negotiations and scope optimization is noted in the table below.

<u>Contract Value and Savings (w/o Tax)</u>	
Initial Price for Services (bid price)	\$ 2,063,510.00
Price After Negotiations (Final Price)	\$ 1,192,904.00
Saving from Negotiations and Valued Engineering	\$ 870,606.00
Revised Budget	\$ 1,550,000.00
Estimated Budget Savings (for contingencies)	\$ 357,096.00 or 23%

FINANCIAL CONSIDERATIONS

Finance has reviewed and confirmed that funding is available from the 2023-2026 capital plan. As a result of the ITT, the Park Board is able to achieve cost certainty for the proposed 4-month contract term.

LEGAL CONSIDERATIONS

Park Board Procurement Policy requires that all contracts, renewals, extensions, and any other forms of commitments and contracts will be on terms and conditions approved by the City Solicitor.

All contracts awarded by the Park Board and valued over \$750,001 and less than \$2,000,000 will be signed by the Bid Committee and Chief Purchasing Official.

CONCLUSION AND NEXT STEPS

Staff recommend that the Vancouver Park Board enter into a 4 month contract (CCDC 2) with Jacob Bros Construction Inc, for Queen Elizabeth Park, Dancing Waters Fountain Repairs.