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ADMINISTRATIVE REPORT

Report Date: October 29, 2009
Contact: Sue Harvey
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RTS No.: 08434
VanRIMS No.: 08-2000-20
Meeting Date: November 17, 2009

TO: Vancouver City Council

FROM: Executive Producer, LiveCity Vancouver (Managing Director, Cultural Services)

SUBJECT: LiveCity Vancouver - Award of Supplier Contracts

RECOMMENDATION

- A. THAT Council authorise Live Nation Canada, Inc., acting as general contractor for the LiveCity Vancouver project, to award a contract to Premier Global Productions Co. Inc for theatrical staging and rigging services at a total cost not to exceed \$440,614 plus GST and as outlined in this report; source of funding to be the previously-approved \$18 million LiveCity Vancouver project budget;
- B. THAT Council authorise Live Nation Canada, Inc., acting as general contractor for the LiveCity Vancouver project, to award a contract to Pit Stop Portable Toilet Services Ltd for waste and recycling services at a total cost not to exceed \$706,959 plus GST and as outlined in this report; source of funding to be the previously-approved \$18 million LiveCity Vancouver project budget;
- C. THAT Council authorise Live Nation Canada, Inc., acting as general contractor for the LiveCity Vancouver project, to award a contract to Concept Fiatlux Inc. for the design and supply of special effects related to a nightly closing show for LiveCity Yaletown at a total cost not to exceed \$435,000 plus GST and as outlined in this report; source of funding to be the previously-approved \$18 million LiveCity Vancouver project budget;
- D. THAT Council authorise the General Manager of Olympic Operations and Executive Producer, LiveCity Vancouver (Managing Director of Cultural Services) to approve terms and conditions in consultation with the Director of Legal Services for the contracts set out in Recommendations A through C;

- E. THAT no legal rights or obligations will be created by Council's adoption of Recommendations A through C above, unless and until such legal documents are executed and delivered by Live Nation Canada, Inc. to the Executive Producer, LiveCity Vancouver (Managing Director of Cultural Services).

CITY MANAGER'S COMMENTS

The City Manager recommends approval of the foregoing.

COUNCIL POLICY

On December 11, 2007, Council approved the Olympic and Paralympic Legacy Reserve Fund program and budgets in the amount of \$20 million with instructions to report back on funding for specific projects.

On March 24, 2009, Council approved a total project budget of \$18 million for LiveCity Vancouver (RTS#07950) including a funding allocation of \$5 million from the Olympic and Paralympic Legacy Reserve (RTS # 6933 and 7533), and a \$10 million contribution from the Government of Canada with the balance of the funding to be secured from earned revenues and sponsorships.

On March 24, 2009 Council approved a process to acquire the necessary products and services on behalf of the City to plan, produce and operate LiveCity Vancouver subject to the City's senior management oversight and contractual controls on the utilization of competitive processes, approvals and audit controls and further, approved the retention of Live Nation Canada, Inc. as the Live Sites Producer acting as general contractor for LiveCity Vancouver on behalf of the City (RTS#07950).

Contracts with a value over \$300,000 are referred to Council for approval.

PURPOSE

The purpose of this report is to seek Council authorisation for Live Nation Canada Inc., acting as general contractor for LiveCity Vancouver, to enter into agreements with values greater than \$300,000 for the supply of services and materials as outlined in this report and as called for in the procurement process previously approved by Council.

BACKGROUND

On March 24, 2009 Council approved (RTS# 07950) the LiveCity concept, retention of a Producer and Creative Director team (the production firm) as well as a process to acquire the necessary products and services to produce and operate the Live Sites. This process is subject to the City's senior management oversight and contractual controls on the utilization of competitive processes, approvals and audit controls on the production firm.

This oversight system has been put in place to enable Live Nation Canada, Inc., as the production firm (acting as general contractor) to acquire the necessary goods and services while maintaining transparency, competitiveness and City oversight.

Contract Approval Process requires the Producer to obtain City approval of all of its significant contracts in a manner that parallels the City's internal procurement policy, as follows:

Table 1

CONTRACT AMOUNTS:	APPROVALS BY:
Up to \$10,000	•Producer, LiveCity Vancouver
\$10,000 to \$100,000	• General Manager Olympic and Paralympic Operations or Executive Producer, LiveCity Vancouver (Managing Director of Cultural Services)
\$100,000 to \$300,000	•General Manager Olympic and Paralympic Operations; and •Executive Producer, LiveCity Vancouver (Managing Director of Cultural Services).
Over \$300,000	•General Manager Olympic and Paralympic Operations; •Executive Producer, LiveCity Vancouver (Managing Director of Cultural Services); and •Vancouver City Council

A list of all materials and services (excluding artists) necessary to design, build, and operate the Live Sites was advertised through the 2010 Commerce Centre (www.2010commercecentre.gov.bc.ca) and in the Vancouver Sun.

This report seeks Council approval of three supplier contracts each with values over \$300,000 as follows:

- Theatrical staging and rigging;
- Waste and recycling services; and
- Nightly closing show.

DISCUSSION

From the inquiries received as a result of advertising and industry contacts, Live Nation Canada, Inc. identified a minimum of three qualified professionals in each of the supplier services categories. RFP's were sought from the pre-qualified proponents.

Theatrical Staging and Rigging:

The RFP for theatrical staging and rigging closed September 2, 2009. Seven (7) firms were pre-qualified; five (5) submissions were received.

1. Premier Global Production Co. Inc.
2. AG Light and Sound
3. Stageco U.S. Inc.
4. MSR Mobile Stage Rentals Inc.
5. Briere Production Group Inc.

Each submission was evaluated using a consistent methodology and reviewed by Stantec Consulting Inc. acting as LiveCity project managers. Evaluation criteria included relevant

project experience, project approach and methodology, team skills, organizational capabilities, proposed schedule and price.

Based on the qualitative response to the RFP as well as lowest price, Premier Global Productions Co. Inc is recommended as the LiveCity Vancouver staging supplier (Recommendation A).

Waste and Recycling Services:

An RFP was developed in conjunction with the City's Sustainability Office and Engineering Services as well as VANOC to set out a program that maximized recycling of waste on the celebration sites. An RFP was issued on October 1, 2009 and closed October 16, 2009. Seven firms were pre-qualified; three submissions were received.

1. CE Property Services Group Inc (Cleanevent Holdings)
2. Super Save Disposal Inc.
3. Pit Stop Portable Toilet Services Ltd.

Each submission was evaluated using a consistent methodology and reviewed by Stantec Consulting Inc. acting as LiveCity project managers. Evaluation criteria included relevant project experience, project approach and methodology, team skills, organizational capabilities, proposed schedule and price.

Based on the qualitative response to the RFP as well as lowest price, Pit Stop Portable Toilet Services Ltd. is recommended as the waste management supplier (Recommendation B).

Nightly Closing Show:

The RFP for design and delivery of special effects related to a nightly closing show at LiveCity Yaletown closed September 14, 2009. Five (5) firms were pre-qualified; four (4) submissions were received.

1. Concept Fiatlux Inc.
2. Emagine Realities
3. Pyro Spectaculars Inc.
4. Sirius Pyrotechnics Inc.

Each submission was evaluated using a consistent methodology and reviewed by Stantec Consulting Inc. acting as LiveCity project managers. Evaluation criteria included relevant project experience, project approach and methodology, team skills, organizational capabilities, proposed schedule and price.

Based on the qualitative response to the RFP as well as lowest price, Concept Fiatlux Inc. is recommended as the nightly closing show supplier (Recommendation C).

Live Nation will continue to work with the successful proponent to design and execute a nightly closing show that maximizes the assets of the site - the fire suppression systems and waterfront adjacency while meeting both budget and logistics requirements of the VPD, VISU, Coast Guard and Engineering Services.

FINANCIAL IMPLICATIONS

On March 24, 2009 Council approved a project budget of \$18 million for the LiveCity Vancouver Project. Source of funding includes; Canadian Heritage (Federal Government Contribution); the City's Olympic Legacy Reserve (RTS # 07533) and confirmed and projected income from sponsorship sales and operations.

LiveCity Vancouver has engaged Stantec to provide project management functions including procurement and budget oversight. They have confirmed that the methodology used meets the requirements set out by City Council and that the value of the contracts recommended fall within the project budget.

To-date Council approved awards of contract (RTS #08316, #08292 and #8370) with a total value of \$5.1 million. Should Council approve to award the supplier contracts outlined in this report and detailed in Table 2 below, a maximum \$1,582,573 would be paid for through the Olympic Legacy Reserve Fund - LiveCity Budget. This would bring the total approved awards of contract to \$6.7 million.

Table 2

Services	Award of supplier contracts	Maximum Contract Amount
Staging	Premier Global Productions Co. Inc	\$440,614 plus GST
Waste and Recycling	Pit Stop Portable Toilet Services Ltd.	\$706,959 plus GST
Nightly Closing Show	Concept Fiatlux Inc.	\$435,000 plus GST

CONCLUSION

This report seeks Council approval for Live Nation Canada, Inc., acting as general contractor, to enter into agreements as outlined above and as provided for in the previously approved Live City procurement process and necessary to realise the LiveCity Vancouver project.

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