

**ITEM 14. TENDER - JOHN STREET RESERVE PHASE 2 - REMEDIATION  
WORKS AND BLUE WREN HABITAT**

**FILE NO: S126524**

**TENDER NO: 1536**

**SUMMARY**

This report provides details of the tenders received for the John Street Reserve Phase 2 remediation works and Blue Wren habitat.

The John Street Reserve project has been separated into two stages. The first phase includes the retaining wall works, which was completed in February this year.

The scope of works for the second phase, which is the subject of this tender report, includes: landscaping, regrading of the site, new park entries, fencing, extensive habitat planting, park furniture and remediation works.

This report recommends that Council accept the tender offer of Tenderer 'A' for the John Street Reserve Phase 2 remediation works and Blue Wren habitat.

**RECOMMENDATION**

It is resolved that:

- (A) Council accept the tender offer of Tenderer 'A' for the John Street Reserve Phase 2 remediation works and Blue Wren habitat;
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contract relating to the tender; and
- (C) Council note the recommendation in confidential Attachment C to the subject report.

**ATTACHMENTS**

**Attachment A:** Location Plan

**Attachment B:** Materials and Finishes Plan

**Attachment C:** Tender Evaluation Summary (Confidential)

**(As Attachment C is confidential, it will be circulated separately from the agenda paper and to Councillors and relevant senior staff only.)**

## **BACKGROUND**

1. As part of Council's vision to green our city, and as part of an ongoing program of improvements to our small parks and playgrounds, John Street Reserve, Glebe was identified for an upgrade.
2. Council approved the scope of works on 10 December 2012.
3. John Street Reserve is bound by St John Street, Woolley Lane and St James Avenue in Glebe (refer Attachment A). The informal park is characterised by mature exotic and native tree plantings and is surrounded by single and medium density residential dwellings. The existing park facilities include:
  - (a) irregular seating areas;
  - (b) a mixture of mature exotic, native and self-sown weed trees and shrubs; and
  - (c) informal grass areas.
4. The John Street Reserve project has been separated into two stages. The first phase includes the retaining wall works, which was completed in February this year.
5. The second phase, which is the subject of this tender report, includes the landscape, Blue Wren habitat and remediation works.

## **INVITATION TO TENDER**

6. The Tender was open to the public from 7 to 28 July 2015.
7. It was advertised in The Sydney Morning Herald, The Daily Telegraph and Council's E-Tender website on the 7 July 2015.
8. Tenderers were invited to provide a lump sum price for the works

## **TENDER SUBMISSIONS**

9. Two submissions were received from the following organisations:
  - Regal Innovations Pty Ltd.
  - Wilson Pedersen Landscapes Pty Ltd.
10. No late submissions were received.

## **TENDER EVALUATION**

11. All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.
12. The relative ranking of tenders as determined from the total weighted score is provided in the confidential Tender Evaluation Summary – Attachment C.
13. All submissions were assessed in accordance with the approved evaluation criteria being:

- (a) demonstrated capacity and technical ability to carry out the work under the contract. Including experience in site remediation works;
- (b) the lump sum price and schedule of prices;
- (c) demonstrated managerial capability, qualifications, experience and number of personnel, proposed subcontractors and skilled trades people;
- (d) the proposed methodology and environmental management;
- (e) capacity to achieve the required project program;
- (f) workplace Health & Safety; and
- (g) financial and commercial trading integrity including insurances.

#### **PERFORMANCE MEASUREMENT**

14. The City will ensure that the performance are met and monitored by:

- (a) reviewing program and work method statements;
- (b) reviewing samples, submissions and product data;
- (c) attending regular inspections of the works;
- (d) conducting weekly site meetings with the head contractor; and
- (e) ensuring the works are in accordance with the contract documents such as architectural and contract drawings, specifications, contract preliminaries and general requirements.

#### **FINANCIAL IMPLICATIONS**

15. Additional funds are required for this project due to higher expected project costs. Acceptance of the recommended tender will therefore require Council to increase the budget, as detailed in confidential Attachment C.

#### **RELEVANT LEGISLATION**

16. The tender has been conducted in accordance with the Local Government Act 1993, the Local Government (General) Regulation 2005 and the City's Contracts Policy.

17. Attachment C contains confidential commercial information of the tenderers and details of Council's tender evaluation and contingencies which, if disclosed, would:

- (a) confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business; and
- (b) prejudice the commercial position of the person who supplied it.

18. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest because it would compromise Council's ability to negotiate fairly and commercially to achieve the best outcome for its ratepayers.

**CRITICAL DATES / TIME FRAMES**

19. The proposed time frame is as follows:

- |                            |                        |
|----------------------------|------------------------|
| (a) Engage Head Contractor | September/October 2015 |
| (b) Commence Construction  | November 2015          |
| (c) Complete Works         | June 2016              |

**PUBLIC CONSULTATION**

20. Council has permission to extend the Blue Wren habitat planting into the adjacent Right of Way (Eastern Boundary).
21. Council is seeking permission to install in the Right of Way (Western Boundary) a raise threshold to assist in the prevention of minor flooding during a heavy rain event. Permission letters will be sent to the three property owners located adjacent to the Right of Way requesting permission to install this item.
22. The project team has been in contact with local resident groups on a regular basis informing them of project progress.

**AMIT CHANAN**

Director City Projects and Property

Michael Woolley, Project Manager Open Space