

**ITEM 10. TENDER - REPAIRS TO A RETAINING STRUCTURE AT ONSLOW AVENUE ELIZABETH BAY**

**FILE NO: S120963**

**TENDER NO: 1547**

**SUMMARY**

This report provides details of the tenders received for the repair of a retaining wall at Onslow Avenue, Elizabeth Bay.

Following an assessment by structural engineers of a sandstone block retaining wall on Onslow Avenue, Elizabeth Bay, it was determined that repair works are required to the wall.

The retaining wall needs to be rebuilt over a six metre section and strengthened over the remaining 15 metre length.

The site for the remediation work shares a boundary with 12 Onslow Avenue. The Owners Corporation has agreed to allow the City to access the wall from inside the property.

This report recommends that Council accept the tender offer of Tenderer 'A' for repairs to a retaining structure at Onslow Avenue, Elizabeth Bay.

**RECOMMENDATION**

It is resolved that:

- (A) Council accept the tender offer of Tenderer 'A' for repairs to a retaining structure at Onslow Avenue, Elizabeth Bay; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender.

**ATTACHMENTS**

**Attachment A:** Photographs of Retaining Structure and Site Map

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

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

**BACKGROUND**

1. The City has an ongoing program that assesses the condition of its structural assets including bridges, retaining walls, seawalls, fences and stairs.
2. A section of Onslow Avenue, Elizabeth Bay has a sandstone block retaining wall that supports the footway. Photographs of the retaining wall are shown in Attachment A.
3. The wall is about 21 metres long, two metres high and is in front of a six storey residential building at 12 Onslow Avenue.
4. The sandstone block wall is showing signs of settlement, tilting and bulging.
5. The wall needs to be rebuilt over a six metre section and strengthened over the remaining 15 metre length.
6. The footway will be reconstructed after the wall has been repaired.
7. The site for the remediation work shares a boundary with 12 Onslow Avenue. The Owners Corporation has agreed to allow the City to access the wall from inside the property.

**INVITATION TO TENDER**

8. The Invitation to Tender period was open from 1 September 2015 to 29 September 2015. The Tender was advertised in The Daily Telegraph, The Sydney Morning Herald and on the e-tendering portal.

**TENDER SUBMISSIONS**

9. Three submissions were received from the following organisations (listed alphabetically):
  - Civil Works Pty Ltd
  - Quality Management & Constructions Pty Ltd T/As QMC Group
  - Retaining Specialists 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 B.
13. All submissions were assessed in accordance with the approved evaluation criteria being:
  - (a) demonstrated experience in works of a similar nature;
  - (b) demonstrated key personnel, qualifications, managerial capability and number of personnel;

- (c) proposed program and capacity to deliver project to required timeframe;
- (d) proposed methodology, pedestrian & traffic management, environmental management;
- (e) Work Health and Safety;
- (f) financial and commercial trading integrity including insurances; and
- (g) the lump sum price and schedule of prices.

#### **PERFORMANCE MEASUREMENT**

14. In entering into the contract, the Council will ensure that performance standards are met and monitored during the project by:
- (a) carrying out regular inspections to ensure the company remains on track with regard to the program and the quality of work;
  - (b) ensuring the company complies with the scope of work described in the tender specifications; and
  - (c) completing the project as specified in the tender documents.

#### **FINANCIAL IMPLICATIONS**

15. There are sufficient funds allocated for this project within the current year's capital works budget.

#### **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 B 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.
19. The works do not require a Development Application as they are categorised as emergency work in accordance with SEPP Part 2, 17 (Exemptions), clause (e) exempt development.

#### **CRITICAL DATES / TIME FRAMES**

20. The work to the retaining wall is expected to be completed in mid-2016.

**OPTIONS**

21. Not proceeding with the work could lead to further deterioration of the wall structure.

**PUBLIC CONSULTATION**

22. Local residents will be notified by letter prior to the project commencing.
23. The Owners Corporation of 12 Onslow Avenue, Elizabeth Bay has agreed to allow the contractor access to the wall from within the private property.

**GARRY HARDING**

Director City Operations

George Angelis, Manager City Infrastructure and Traffic Operations