

**ITEM 6. TENDER - DIXON STREET CATENARIES AND HEAVEN LIGHTING  
ARTWORK RESTORATION PROJECT**

**FILE NO: S065510.001**

**TENDER NO: 1624**

**SUMMARY**

This report provides details of the tenders received for the restoration of the Dixon Street catenaries and Heaven lighting in Chinatown.

In accordance with Sustainable Sydney 2030 and the City Public Art Policy endorsed in 2011: The City Art Collection is cared for through a comprehensive and extensive Conservation program. The Dixon Street catenaries and Heaven lighting form part of the City Art Collection and have been assessed and programmed for conservation in the 2016/2017 conservation program.

This report recommends that Council accept the tender offer of Tenderer 'A' for Dixon Street catenaries and Heaven lighting restoration in Chinatown.

**RECOMMENDATION**

It is resolved that:

- (A) Council accept the tender offer of Tenderer 'A' for Dixon Street catenaries and Heaven lighting artwork restoration;
- (B) Council approve the additional funds to be brought forward from future years' public art capital works budget as outlined in confidential Attachment B to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender.

**ATTACHMENTS**

**Attachment A:** Dixon Street and Heaven Lighting – Location and Photographs

**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. In accordance with Sustainable Sydney 2030 and the City Public Art Policy endorsed in 2011: The City Art Collection is cared for through a comprehensive and extensive Conservation program. The City Art Collection comprises over 250 artworks, including statues, monuments, memorials, fountains, murals and installations – which, between them, tell of almost 200 years of Sydney’s history.
2. On 14 December 2015, Council adopted the City South Public Domain Plan Review 2015 and the Dixon Chinatown Public Art Plan, which included the recommendation to restore the Dixon Street catenaries and Heaven lighting.
3. The Dixon street catenaries and Heaven lights have been programmed for conservation in 2016/17 (see Attachment A for location and photographs).
4. Dixon Street catenaries and Heaven lighting artwork by artist Peter Mc Gregor were installed by the City in 1997. The artwork was partially removed to allow for a new development in 2008 and a second development in 2013.
5. *Heaven* is a suspended disc with side lit fibre optics laced through a metal frame suspended at the intersection of Dixon and Little Hay Streets. This scope includes the collection, cleaning, replacement of the fibre optic system, refurbishment of the fibre light drivers, reinstallation on site and reprogramming of the system including power supply to the reinstalled light driver.
6. Dixon Street catenaries – These are panels of light strips suspended across Dixon Street. This scope includes the removal of the existing units in Dixon Street, collection of the other units from the City of Sydney Store, clean the units, replace the polycarbonate tubes and integral budlights, reinstall the catenaries and recommission and program the system.

**INVITATION TO TENDER**

7. The tender for the Dixon Street catenaries and Heaven artwork restoration project was advertised in The Sydney Morning Herald, The Daily Telegraph and the Council’s eTender website on Tuesday 5 April 2016. The tender period closed on 5 May 2016.

**TENDER SUBMISSIONS**

8. Four submissions were received from the following organisations (listed alphabetically):
  - Alland Group Pty Ltd;
  - Architectural Graphics Pty Ltd;
  - Ryan Wilks Pty Ltd; and
  - State Automation
9. One late submissions was received.

**TENDER EVALUATION**

10. All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.
11. The relative ranking of tenders as determined from the total weighted score is provided in the confidential Tender Evaluation Summary – Attachment B.
12. All submissions were assessed in accordance with the approved evaluation criteria being:
  - (a) demonstrated organisational capacity, technical ability and experience in works of a similar nature, to carry out the work under the contract;
  - (b) demonstrated project team skills, qualifications, experience, managerial capability and site resources and subcontractors allocated;
  - (c) proposed methodology and the proposed pedestrian and traffic management plan;
  - (d) proposed program;
  - (e) Work, Health and Safety;
  - (f) financial and commercial trading integrity including insurances; and
  - (g) lump sum price and schedule of prices.

**PERFORMANCE MEASUREMENT**

13. The City will ensure that performance standards are achieved during construction through regular assessment of the following Key Performance Indicators:
  - (a) safety and environment - works are carried in a safe manner, to not only avoid incidents, but have no non-conformances. All means will be used to reduce the undue impact on environment;
  - (b) communication - day-to-day liaison (including weekly site meetings) and inspections with contractor;
  - (c) planning - works are carried out in a planned manner and with proactive rather than reactive approach to reduce technical and community issues;
  - (d) program and resources – including timely completion of each stage and monitoring of project resources to mitigate delays;
  - (e) quality assurance inspections undertaken by head consultant; and
  - (f) cost variations - all efforts made to reduce the number and value of variations. Variation amounts and options provided in a timely manner to give the City the opportunity to mitigate the impact of variations.

**FINANCIAL IMPLICATIONS**

14. There are insufficient funds allocated for this project within the current year's capital works budget and future years' forward estimates. In order to undertake the works in 2016/17, funds need to be brought forward as outlined in confidential Attachment B.

**RELEVANT LEGISLATION**

15. 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.
16. 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.
17. 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**

18. Dates/time frames are as follows:
- |   |                |
|---|----------------|
| (a) Letter of Acceptance to approved Tenderer | July 2016      |
| (b) Commencement of Construction              | September 2016 |
| (c) Completion                                | February 2017  |

**PUBLIC CONSULTATION**

19. Public consultation was not considered as necessary for this conservation work. Local residents and businesses will be advised of the upcoming works via community notifications and door knocks. Community updated will also be issued throughout construction.

**AMIT CHANAN**

Director City Projects and Property

Marie Stucci, Program Manager, Public Art Conservation