

**ITEM 10. TENDER – THE DOMAIN CAR PARK LAWNS BRIDGE  
REMEDICATION**

**FILE NO: S118429**

**TENDER NO: 1615**

**SUMMARY**

This report provides details of the tenders received for the Domain Car Park Lawns Bridge remediation.

The steel structure of the bridge over St Marys Road, Sydney, which provides a pedestrian link between Cook and Phillip Park and The Domain, has deteriorated and requires remediation.

An assessment by a structural engineer identified a scope of work that includes removing rust, painting and bridge deck repairs.

This report recommends that Council reject all the tender offers for the Domain Car Park Lawns Bridge remediation and enter into negotiations with suitably qualified companies.

**RECOMMENDATION**

It is resolved that:

- (A) Council reject the tenders received for the Domain Car Park Lawns Bridge remediation, for the reasons set out in the confidential Attachment B to the subject report;
- (B) Council not invite fresh tenders, as it is considered that inviting fresh tenders would not attract additional suitable companies over and above those that have responded to this tender;
- (C) Council note that entering into negotiations with suitably qualified companies will result in a value-for-money outcome for Council;
- (D) authority be delegated to the Chief Executive Officer to enter into negotiations and contract with suitably qualified companies to undertake the scope of works and administer the contract relating to the works; and
- (E) Council be informed of the successful company by way of a CEO Update.

**ATTACHMENTS**

**Attachment A:** Photographs of the Bridge

**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. The steel structure of the pedestrian bridge over St Marys Road, Sydney, which provides a pedestrian link between Cook and Phillip Park and The Domain, has deteriorated and requires remediation. The City constructed the bridge in 1998. Photographs of the bridge are shown in Attachment A.
3. An assessment by a structural engineer identified a scope of work that includes:
  - (a) wire brush cleaning and removing rust from all steel surfaces;
  - (b) repainting the mast, columns, fences, tendons and covers;
  - (c) abrasive cleaning of the steel deck and application of a non-slip coating on top of the deck;
  - (d) removal and reinstatement of the existing fence to allow access to clean and repaint the supporting structure; and
  - (e) removal and replacement of the existing bridge deck joint sealant.
4. The bridge will be closed for the duration of the work. The community will be provided with suitable notification and alternative access routes.

## **INVITATION TO TENDER**

5. The tender was advertised on Council's E-Tender website and in The Daily Telegraph and The Sydney Morning Herald on Tuesday 23 February 2016. The tender closed on Tuesday 15 March 2016.

## **TENDER SUBMISSIONS**

6. Six submissions were received from the following companies (listed alphabetically):
  - Eptec Services Pty Ltd
  - Freyssinet Australia Pty Ltd
  - J Clark & M.B Clark t/a Taskmaster Projects
  - Omega Industries Pty Ltd
  - Silver Raven Pty Ltd
  - Style Painting Pty Ltd t/a Style Maintenance Services
7. No late submissions were received.

## **TENDER EVALUATION**

8. All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.

9. All submissions were assessed in accordance with the approved evaluation criteria being:
- (a) demonstrated experience in works of a similar nature;
  - (b) demonstrated capacity and allocation of resources;
  - (c) proposed program;
  - (d) pedestrian and traffic management;
  - (e) the proposed methodology, including environmental management;
  - (f) Work, Health and Safety;
  - (g) financial and commercial trading integrity including insurances; and
  - (h) lump sum price and schedule of prices.

#### **PERFORMANCE MEASUREMENT**

10. In entering into the contract, the City will ensure that performance standards are met and monitored during the project by the City's Project Manager:
- (a) carrying out regular inspections to ensure the company remains on track with regard to the program and the quality of work; and
  - (b) ensuring the company completes the project as specified in the tender documents.

#### **FINANCIAL IMPLICATIONS**

11. There are sufficient funds allocated for this project within the current year's capital works budget and future years' forward estimates.

#### **RELEVANT LEGISLATION**

12. 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.
13. 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.
14. 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.
15. 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**

16. The works are planned to commence in November 2016, if negotiations are successful.
17. The work is expected to take eight weeks to complete.

**OPTIONS**

18. Council could invite fresh tenders, but it is considered that inviting fresh tenders would not attract additional suitable companies over and above those that have responded to this tender.

**PUBLIC CONSULTATION**

19. The community will be notified by letter and signage prior to the project commencing.

**GEORGE ANGELIS**

Acting Director City Operations

Andrew Christie, Acting Manager City Infrastructure and Traffic Operations