

**ITEM 12. TENDER – JOYNTON AVENUE UPGRADE AND ZETLAND AVENUE
(EAST AND MID) CONSTRUCTION INFRASTRUCTURE PROJECT**

FILE NO: X009538

TENDER NO: 1705

SUMMARY

This report provides details of the tenders received for Joynton Avenue Upgrade and Zetland Avenue (from Victoria Park Parade in the east to Portman Street) Construction Infrastructure Project ('the Project').

The Project is part of the Essential Infrastructure and Public Domain Works for the Green Square Town Centre. The Town Centre is a new retail/commercial and residential precinct bounded by Botany Road, Bourke Street, Joynton Avenue and Hansard Street in Zetland and forms part of the Green Square Urban Renewal area.

The proposed infrastructure works for the Project are centred on the creation of new streets of Zetland Avenue (from Victoria Park Parade in the east to Portman Street) and raising of Joynton Avenue. The works include new signalised intersections, associated below and above ground infrastructure, comprehensive public domain works including paved footpaths, trees and lighting and new separated uni-directional cycleways on both sides of Zetland Avenue.

This report recommends that Council accept the tender offer of Tenderer 'B' for the Project.

RECOMMENDATION

It is resolved that:

- (A) Council accept the tender offer of Tenderer 'B' for the Joynton Avenue Upgrade and Construction of Zetland Avenue (East and Mid) Infrastructure Project; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender.

ATTACHMENTS

Attachment A: Tender Evaluation Summary (Confidential)

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

BACKGROUND

1. The proposed Essential Infrastructure and Public Domain Works for the Green Square Town Centre is part of the City's Green Square Urban Renewal program. The Green Square Town Centre is primarily located in the suburb of Zetland that covers an area of 13.74 hectares and includes land bounded by Botany Road, Bourke Street, Joynton Avenue and Hansard Street.
2. On 8 March 2013, the Central Sydney Planning Committee provided conditional consent to the development application for Green Square Town Centre Essential Infrastructure.
3. On 29 February 2016, Council endorsed the detailed design for the new and upgraded streets network for Green Square Town Centre, which includes the streets in this report.
4. The proposed infrastructure works are centred on the creation of the new streets of Zetland Avenue (East and Mid) and the raising of Joynton Avenue. The works for the Project include:
 - (a) construction of Zetland Avenue (from Victoria Park Parade in the east to Portman Street) and raising of Joynton Avenue;
 - (b) new signalised intersections of Joynton Avenue / Zetland Avenue and a signalised pedestrian crossing on Joynton Avenue;
 - (c) upgrade of Joynton Avenue along the Green Square Town Centre boundary; and
 - (d) associated below and above ground infrastructure works comprising comprehensive public domain works including paved footpaths, trees and lighting, and new separated uni-directional cycleways on each side of Zetland Avenue.

INVITATION TO TENDER

5. Tenders were called through an open tender process as advertised on 3 February 2017 in The Sydney Morning Herald, The Daily Telegraph and Council's e-tender portal. Tenders closed on 17 March 2017.

TENDER SUBMISSIONS

6. Five submissions were received from the following organisations:
 - Christie Civil Pty Ltd
 - Ertech Pty Ltd
 - Ford Civil Pty Ltd
 - Safespot Pty Ltd
 - Sydney Civil Pty Ltd.
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. The relative ranking of tenders as determined from the total weighted score is provided in the Confidential Tender Evaluation Summary – Attachment A.
10. All submissions were assessed in accordance with the approved evaluation criteria being:
 - (a) construction methodology including traffic and pedestrian and environmental management;
 - (b) the proposed program;
 - (c) personnel allocation, qualifications, experience and capacity including sub-contractors;
 - (d) demonstrated experience in carrying out work of a similar size and nature;
 - (e) Work, Health and Safety;
 - (f) financial and commercial trading integrity including insurances; and
 - (g) lump sum price and schedule of prices.

PERFORMANCE MEASUREMENT

11. The City will ensure that performance standards are achieved during construction through:
 - (a) Documentation – review of all necessary project and construction management plans including project specific safety plans, work method statements, inspection and test plans, and traffic and pedestrian management plans etc. provided by the contractor;
 - (b) Quality Assurance – inspections undertaken by the Head Consultant and City's Project Manager;
 - (c) Time and Resources – monthly review of construction programme and progress including monitoring of project resources to mitigate delays;
 - (d) Communication – day-to-day liaison (including weekly site meetings) and inspections with contractor;
 - (e) Safety and Environment – periodic inspection of the works by the Project Manager to help ensure that the works are carried out in a safe manner, to not only avoid incidents but also to have negligible non-conformances. All means possible will be used to minimise undue impact on the environment; and
 - (f) Community – monitoring and promoting the Key Performance Indicators in accordance with the contract to motivate the successful delivery of the project in stages with minimal disturbance to community.

FINANCIAL IMPLICATIONS

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

RELEVANT LEGISLATION

13. 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.
14. Attachment A 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.
15. 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

16. Project time frames are:
- (a) Letter of Notification to approved tenderer July 2017;
 - (b) Commencement of construction August 2017; and
 - (c) Completion of construction work December 2018.
17. Construction and raising of these streets is essential for construction commencement of the Gunyama Park Aquatic Centre project by the City in late 2017, and minimisation of flooding impacts on Joynton Avenue.
18. Construction of these streets on time is also required for providing the essential services for adjoining developments and the Gunyama Park Aquatic Centre.

OPTIONS

19. Council has the option to reject all tenders and readvertise. This option is not recommended as it will delay the project and development of the Green Square Town Centre.

PUBLIC CONSULTATION

20. The City has a dedicated community engagement team of City staff in managing communications with the public, before and during the construction of this project.
21. The community will be kept notified about the construction works in advance and their enquiries and complaints will be addressed judiciously. A Construction Liaison Group will be formed with meetings involving community members to be held every nine weeks.

22. Night works will be kept at minimum and respite nights will be provided where night works cannot be avoided.

AMIT CHANAN

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