

NOTICE OF MEETING

TENDERS SUBCOMMITTEE

I hereby give notice that a meeting of the Tenders Subcommittee will be held on:-

DATE: Friday, 18 September 2009 **TIME:** 9.00 am
MEETING
ROOM: Manukau Room
VENUE: Waitakere Central, 6 Henderson Valley Road, Henderson,
 Waitakere

to consider the business as set out herein and to take any necessary action connected therewith.



4 September 2009

Maea Petherick
COMMITTEE SECRETARY
Telephone (09) 836 8000 extn 8104

MEMBERSHIP:

Councillors RI Clow (Chairman)
 JM Clews, QSO, JP (Deputy Chairman)
 WW Flaunty, QSM, JP

Chief Executive Officer
Director: City Services
Director: Corporate and Business Services
Director: Community Wellbeing
Director: Strategic Planning
Director: Public Affairs
Director: Finance

Mayor RA Harvey, QSO, JP (ex officio)
Deputy Mayor PA Hulse (ex officio)

(Quorum 3 members - one of whom must be a Councillor)

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(Meeting Room could be subject to change)

(The reports and recommendations contained in all agendas are reports and recommendations only and are not to be construed, in any way, as Council policy until adopted.)

**AGENDA FOR A MEETING OF THE TENDERS SUBCOMMITTEE TO BE HELD IN THE
MANUKAU ROOM AT WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD,
HENDERSON, WAITAKERE, ON FRIDAY, 18 SEPTEMBER 2009,
COMMENCING AT 9.00 AM**

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**AGENDA FOR A MEETING OF THE TENDERS SUBCOMMITTEE TO BE HELD IN THE
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HENDERSON, WAITAKERE, ON FRIDAY, 18 SEPTEMBER 2009,
COMMENCING AT 9.00 AM**

1 APOLOGIES



2 URGENT BUSINESS

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 provides that where an item of business is not on the agenda, it may only be dealt with at the meeting if:

- (i) the Committee by resolution so decides; and
- (ii) the Chairman has explained at the beginning of the meeting (when open to the public) that the item will be raised for discussion and decision, why the item is not on the agenda, and why it cannot be delayed until a subsequent meeting.

The Committee may make a decision on a matter determined to be urgent.

NOTE: Urgent Business need not be dealt with now and may be delayed until later in the meeting.



3 CONFLICTS OF INTEREST

The Council has acknowledged in its Code of Conduct that Elected Members need to be vigilant to stand aside from decision making when a conflict arises between their role as a member of the Council and any private or other external interest they might have. This note is provided as a reminder to members to check that no such conflicts arise in relation to any items on this agenda.



4 CONFIRMATION OF MINUTES

Meeting Minutes - Friday, 21 August 2009

RECOMMENDATION

It is recommended that the Tenders Subcommittee resolve to:

Receive the minutes of the meeting of the Tenders Subcommittee held on Friday, 21 August 2009, as circulated, and that they be taken as read and now be confirmed.



5 **CONTRACT NO. PK09003B - PROJECT TWIN STREAMS - COMMUNICATIONS SUPPORT - APPROVAL TO PROCEED TO TENDER**

GLOSSARY

Project Twin Streams (PTS)

EXECUTIVE SUMMARY

The purpose of this report is to seek approval from the Tenders Subcommittee to invite tenders for Contract No. PK09003B - Project Twin Streams - Communications Support for a period of 22 months from 1 September 2009 to 30 June 2011.

RECOMMENDATIONS

It is recommended that the Tenders Subcommittee resolve to:

1. **Receive** the Contract No. PK09003B - Project Twin Streams - Communications Support - Approval to Proceed to Tender report.
2. **Approve** that authority to invite tenders from selected tenderers for Contract No. PK09003B - Project Twin Streams - Communications Support for a period of 22 months from 1 September 2009 to 30 June 2011 on behalf of the Council be delegated to the Deputy Director: City Services.
3. **Agree** that the results of the tender evaluation process for Contract No. PK09003B - Project Twin Streams - Communications Support be reported back to the Tenders Subcommittee.

BACKGROUND

1. Project Twin Streams (PTS) involves the improvement of water and riparian quality of the Oratia, Opanuku, Waikumete and Swanson streams (and several associated tributaries), and Henderson Creek. These outcomes are achieved mainly through:
 - purchasing property for riparian margin restoration purposes;
 - weed clearance;
 - re-vegetation planting; and
 - stream bank stabilisation.
2. Funding for PTS is provided via a grant from Auckland Regional Holdings (a subsidiary of Auckland Regional Council, formerly known as Infrastructure Auckland).
3. Council has adopted a community partnership and development model to deliver PTS. As part of this delivery model, community participation has been encouraged during both the planning and implementation phases of PTS. To ensure that community groups are able to successfully contribute in this sustainable partnership, Council needs to ensure sufficient resources are put into empowering community groups via provision of resources, information/knowledge sharing and training. All of these require effective communications.
4. Communications is an integral component of PTS, and is required to ensure effective dissemination of information and advice to stakeholders and the public. Effective communication is a key tool utilised by the project to ensure that:
 - stakeholders are kept informed of project progress and achievements;

- events associated with PTS are well advertised; and
- a strategic approach utilising the media is used to communicate PTS issues to stakeholders and residents.

SCOPE OF WORK

5. The scope of work outlined in this contract involves:
 - providing communications support across PTS - both internal at Council project team level and externally, to five PTS community organisations;
 - to increase awareness of the purpose, objectives and achievements of PTS amongst Waitakere residents, the wider Auckland community and key stakeholders; and
 - to provide strategic advice and ensure all communication activities contribute to the achievement of the PTS strategic objectives.

PROPOSAL

6. It is proposed to let the contract for a term of 22 months from 1 September 2008 to 30 June 2011. The estimated contract value for the 22 month period is \$203,000.00 plus GST.
7. The proposal to tender a contract for works over the 22 month period provides the following benefits to Council:
 - the longer term will promote value for money setting a platform for competitive pricing due to the volume of work over this period; and
 - the longer term allows the prospective contractor to become established and gain specific project knowledge to operate the contract efficiently.
8. The risk to Council is minimised through the inclusion of performance criteria within the terms and conditions of the contract, which allow for early termination for non-performance.
9. It is proposed that a consultant be engaged using the invited tender method in accordance with Council's current procurement policy and procedure.
10. An invited tendering process is proposed for the following reasons:
 - the consultants are capable of undertaking the required works; and
 - the consultants have the specialist skills required and are known to have satisfactorily completed similar works for Council.
11. Consultants to be invited to tender are:
 - Atlas Communications & Media Limited, Titirangi;
 - Rachel Callender trading as Hothouse Communications, Warkworth;
 - Spoke Communications Limited, Kingsland; and
 - Paula Jackson trading as Simply Brilliant Communications, Takapuna.

SOURCE OF FUNDING

- Funding of \$150,000.00 has been provided in the Annual Plan 2009/2010 for PTS communications. Of this, \$100,000.00 is allocated to professional communication services, and \$50,000.00 for material and printing costs (for signs, brochures and newsletters), which will be managed separately. Funding of \$154,669.00 which includes an allowance for inflation is provided for in the 2010/2011 financial year.

IMPLEMENTATION ISSUES

- There are no expected implementation issues with this contract.

AUCKLAND COUNCIL TRANSITION

- Decision making proposed in this report is not constrained by section 31 of the Local Government (Tamaki Makaurau Reorganisation) Act 2009, as it does not directly or because of its consequences: significantly prejudice the reorganisation, significantly constrain the powers or capacity of the Auckland Council or any subsidiary of the Auckland Council following the reorganisation, or have a significant negative impact on the assets or liabilities that are transferred to the Auckland Council as a result of the reorganisation.

Report prepared by: Anil Karan - Project Twin Streams, Evaluation Leader - Jenny Chilcott, Strategic Advisor, Sustainable Catchments: and Glyn Walters - Manager, Public Affairs.



6 CONTRACT NO. EW09039A - THREE WATERS ELECTRICAL INSPECTION AND MAINTENANCE - APPROVAL TO AWARD

EXECUTIVE SUMMARY

The purpose of this report is to seek approval from the Tenders Subcommittee to award Contract No. EW09039A - Three Waters Electrical Inspection and Maintenance from 1 October 2009 to 30 June 2011 with a right of renewal to 30 June 2013, subject to contractor performance and approval by the Auckland Council or its delegated Council Controlled Organisation (Watercare).

RECOMMENDATIONS

It is recommended that the Tenders Subcommittee resolve to:

- Receive** the Contract No. EW09039A - Three Waters Electrical Inspection and Maintenance - Approval to Award report.
- Approve** that, subject to a satisfactory credit check, the tender from R H Jacobsen (trading as Riteway Electrical Services) for Contract No. EW09039A - Three Waters Electrical Inspection and Maintenance in the sum of \$152,671.00 plus \$19,083.88 GST, totalling \$171,754.88 from 1 October 2009 to 30 June 2011 be accepted.

3. **Approve** the commitment of \$70,209.00 excluding GST for the 2009/2010 financial year for Contract No. EW09039A - Three Waters Electrical Inspection and Maintenance.
4. **Approve** the commitment of \$82,462.00 excluding GST for the 2010/2011 financial year for Contract No. EW09039A - Three Waters Electrical Inspection and Maintenance.
5. **Approve** that authority to enter into Contract No. EW09039A - Three Waters Electrical Inspection and Maintenance on behalf of the Council be delegated to the Deputy Group Manager: Assets.
6. **Agree** that authority to extend Contract No. EW09039A - Three Waters Electrical Inspection and Maintenance for a further two years from 1 July 2011 to 30 June 2013, subject to contractor's performance and availability of funding, be brought back to the Auckland Council or its delegated Council Controlled Organisation (Watercare) for approval.

BACKGROUND

1. The scope of the work is for the ongoing electrical inspection, maintenance and upgrading work associated with Council's 47 wastewater pump stations, 11 water supply pump stations, 11 water reservoirs, approximately 50 telemetry monitoring stations and the backup generator at Civil defence headquarters in Elcoat Avenue, Henderson. The contractor is to provide the necessary support and resources in order to provide a 24 hour on-call reactive maintenance service, maintain operations manuals with up to date wiring diagrams, and supply and install components and materials as necessary.

SCOPE OF WORK

2. The scope of work includes the provision of ongoing electrical inspection and maintenance services for all Three Waters electrically powered sites, including the backup generator at Emergency Management headquarters in Elcoat Avenue, Henderson. The contractor will maintain the necessary support and resources in order to provide: a 24 hour on - call reactive maintenance service, regular preventative maintenance inspections, minor renewal and upgrade services, operations manuals, up to date wiring diagrams, supply and installation of components and materials as necessary.

TENDERS RECEIVED

3. Tenders were publicly advertised on Tenderlink with 23 sets of documents being uplifted. Ten tenders were received by the closing date of 1 September 2009. These are summarised in Table 1 below:

TENDERER	REGISTERED OFFICE	TENDER PRICE (excl. GST)
R H Jacobsen	2 Waikura Dr, Te Atatu Peninsula	\$152,671.00
McKay Electrical	38 Water St, Whangarei	\$161,137.00
Electrix	2 George Bourke Dr, Mt Wellington	\$166,229.90
Northern Electrical	Unit B3, 16 Saturn Pl, Albany	\$167,790.00
Transfield Services	Gate 2, Hellabys Rd, Otara	Disqualified
Downer EDI Engineering	2 Carmont Pl, Mt Wellington	Disqualified
JLE Electrical	77 Grafton Rd, Newmarket	Disqualified
Concord Electrical	639 Te Rapa Rd, Hamilton	\$287,218.00
City Care	11 Neil Park Dr, East Tamaki	\$307,997.00

TENDERER	REGISTERED OFFICE	TENDER PRICE (excl. GST)
Clarkson Electrical	Unit 1/77 Huia Rd, Otahuhu	\$418,094.06
Pre-tender contract estimate (based on most up-to-date tender rate)		\$150,000.00
Budget estimate		\$160,000.00

Table 1 - Summary of Tender Prices

TAGS, ERRORS OR OMISSIONS

4. The tender from R H Jacobsen contained a summation error resulting in the tender sum being \$1,920.00 lower than the true total. When advised of the error the tenderer elected to maintain the total tender sum.
5. The tender from Transfield Services contained tags and omissions. The tenderer could not meet the weekday service hours required by the scope of services and the tender contained numerous requests for amendments to the Waitakere City Council Standard Conditions of Contract.
6. The tender from Downer EDI Engineering contained tags and omissions. The tenderer could not meet a number of the requirements of the scope of services, excluding key components such as generator hire using unit rate pricing, and the tender contained a request for an amendment to the Waitakere City Council's Standard Conditions of Contract.
7. The tender from JLE Electrical contained tags and omissions. The tenderer proposed an increase in the percentage mark-up on material/equipment purchases on behalf of the Principal, thereby not meeting the requirements of the scope of services.
8. There were no other errors or omissions in the other tenders.

TENDER EVALUATION

9. In accordance with the conditions of tendering, tenders were evaluated in line with the Weighted Attribute Method contained in the New Zealand Transport Agency's "Competitive Pricing Procedures Manual".
10. In this contract the value of Provisional Sums is \$79,451.00.
11. A summary of the evaluation results is shown in Table 2:

Tender Evaluation	Attributes	Exp.	Track Record	Tech Skill	Res.	Manage. Skill	Method.	Price	Total Weights
	Weights	15	10	5	10	5	15	40	100
Tenderer	Tender Sum	Grades							INDEX
R H Jacobsen	\$152,671.00	90	80	85	85	80	90	59	75
Electrix	\$166,229.90	85	75	90	85	85	90	51	71
McKay Electrical	\$161,137.00	85	80	85	75	85	70	54	69
Northern Electrical	\$167,790.00	85	80	75	80	80	80	50	69
Concord Electrical	\$287,218.00	85	70	85	80	80	70	-21	38
City Care	\$307,997.00	85	70	85	85	85	85	-34	36
Clarkson Electrical	\$418,094.06	85	75	75	85	85	75	-99	8

Downer EDI Engineering	Disqualified								Disqualified
JLE Electrical	Disqualified								Disqualified
Transfield Services Ltd	Disqualified								Disqualified
Median Tender Price	\$167,790.00								

Table 2 - Summary of Tender Evaluation

12. Scores for the non-price attributes were determined on the basis of information provided in each tender, on the information gathered from the referees provided by the tenderers and on any recent Council experience with the tenderers.
13. The results of the tender evaluation as summarised in Table 2 shows that the tender submitted by R H Jacobsen achieved the highest index of 75. This tender is also the lowest priced tender.
14. R H Jacobsen successfully completed Three Waters Electrical Inspection and Maintenance in the 2007/2008 and 2008/2009 financial year.
15. R H Jacobsen has the necessary expertise and resources to satisfactorily carry out the works.
16. The lowest tender is 1% above the pre-tender contract estimate.
17. As part of Council's contracting process "Quality, Health and Safety and Environmental compliance are not negotiable" - all contractors have had this focus clearly reinforced through the contract documents and this will be strongly reiterated at the subsequent pre-start meeting and imposed during the contract period.

CREDIT CHECK

18. A credit check on R H Jacobsen has been requested.

JOB COSTS

19.		excl. GST
	Tender sum - R H Jacobsen	\$152,671.00
	Contingency	\$0.00
	Engineering and Supervision	\$0.00
	Total Job Cost	----- \$152,671.00

SOURCE OF FUNDING

20. Source of funding is shown in Table 3 below:

Budget Description Annual Plan 2009/2010	Codes	Budget	Committed to other projects	Allocation to this project	Unallocated balance	Potential surplus
Wastewater maintenance	74000 / 6450	\$1,526,000	\$1,486,000	\$35,104.50	\$4,895.50	
Stormwater maintenance	74000 / 6840	\$1,095,000	\$1,093,920	\$702.09	\$377.91	
Water supply maintenance	74000 / 7400	\$2,169,000	\$2,129,800	\$34,402.41	\$4,797.59	

Budget Description (from annual budget line item) 2010/2011 Financial Year	Codes	Budget	Committed to other projects	Allocation to this project	Unallocated balance	Potential surplus
						\$3,141.00
Wastewater maintenance	74000 / 6450	\$1,650,060	\$1,608,829.00	\$41,231.00	\$0	\$0
Stormwater maintenance	74000 / 6840	\$1,156,690	\$1,155,865.38	\$824.62	\$0	\$0
Water supply maintenance	74000 / 7400	\$2,390,630	\$2,350,223.62	\$40,406.38	\$0	\$0
	Total			\$152,671.00		\$4,188.00

Table 3 - Source of Funding

IMPLEMENTATION ISSUES

21. Any extension under the contract 'right-of-renewal' provisions will be at the sole discretion of Council's successor, and will also be conditional on the contractor consistently meeting the contract Key Performance Indicator's, demonstrating efficiency gains, and maintaining a good working relationship with the Council.

AUCKLAND COUNCIL TRANSITION ISSUES

22. The Local Government (Tamaki Makaurau Reorganisation) Act 2009 imposes restrictions on Waitakere City Council's decision making capabilities in respect of: Section 31(4) (i) - to enter into any contract (other than an employment agreement) - (i) that imposes, or will continue to impose, any obligation on the existing local authority after 30 June 2011.
23. This report is impacted on by section 31 of the Local Government (Tamaki Makaurau Reorganisation) Act 2009, as above. Therefore, this report includes recommendations to ensure compliance with the Local Government (Tamaki Makaurau Reorganisation) Act 2009. The recommendation included is that the Tenders Subcommittee agree that the right of renewal beyond June 2011 be subject to agreement of the Auckland Council or its delegated Council Controlled Organisation (Watercare).

Report prepared by: Brendon Harkness, Water Supply Operations Engineer.



7 CONTRACT NO. SP07012D - EXPRESSIONS OF INTEREST PROVISION OF CONSTRUCTION SERVICES TE ATATU PENINSULA WALKWAY - PHASE 1

GLOSSARY

Expressions of Interest

(EOI)

EXECUTIVE SUMMARY

The purpose of this report is to seek approval from the Tenders Subcommittee to short list five pre-approved contractors to bid for Contract No. SP07012D - Provision Of Construction Services Te Atatu Peninsula Walkway - Phase 1.

RECOMMENDATIONS

It is recommended that the Tenders Subcommittee resolve to:

1. **Receive** Contract No. SP07012D - Expression Of Interest Provision of Construction Services Te Atatu Peninsula Walkway - Phase 1 report.
2. **Approve** that the following five pre approved contractors be invited to submit a priced bid for Contract No. SP07012D - Provision of Construction Services Te Atatu Peninsula Walkway - Phase 1:
 - Nasey Contractors Limited;
 - Te Ngahere Limited;
 - Fort Project Management Limited;
 - HEB Construction Limited; and
 - Decker Landscapes Limited.

BACKGROUND

1. Te Atatu Peninsula Walkway is part of the Peninsula Route and the proposed section in this contract is located on a cliff edge on the western side of Te Atatu Peninsula and extends from Taipari Strand to Renata Crescent.
2. It includes concrete paths in Taipari Strand reserve, boardwalk across mangroves, steps up a cliff face to a cliff top reserve.
3. The location of the walkway is in a sensitive coastal environment including inter-tidal mangroves and the nesting sites of a number of coastal birds.
4. In addition there is Auckland Regional Council coastal consent and Waitakere City Council land use consent with a number of conditions relating to construction methodology.
5. An expression of interest (EOI) process was chosen as the desired method of procurement to ensure contractors have the capability to carry out the contract in such a sensitive environment and to reduce costs.

SCOPE OF WORK

6. The scope of works is to include all the necessary tasks associated with the construction of a boardwalk with adjoining steps and a concrete path at each end of the structure.
7. The proposed works shall include the following: temporary access, works methodology and local authority liaison, geotechnical engineer construction sign off, location and protection of existing services, environmental protection with sediment control as per the conditions set in the resource consents by Waitakere City Council and Auckland Regional Council, work within the drip line of protected trees, tree pruning and tree removal by qualified arborist, specialist timber and insitu concrete piling.

EXPRESSIONS OF INTEREST RECEIVED

8. Invitations to submit an EOI were publicly advertised on Tenderlink and the New Zealand Herald with 71 sets of documents being uplifted. Eighteen EOIs were received by the closing date of 25 August 2009. These are summarised in Table 1 below:

REGISTRANT	REGISTERED OFFICE
Superior Jetties South Australia	P O Box 265, Stepney, SA5069, Australia
Natural Habitats Landscapes	P O Box 42 118, Orakei
Kirrane & Malone Limited	P O Box 74 085, Market Road, Auckland
John Fillmore Contracting Limited	P O Box 43 243, Mangere, Auckland
The Plant People Limited	P O Box 62 137, Mt Wellington
Nasey Contractors Limited	6 Tait Place, Albany
Auckland Civil Limited	P O Box 100 441, North Shore
Arrow Civil Engineering Limited	P O Box 13 116, Auckland
Outdoor Construction Limited	P O Box 101 384, North Shore
Timco Construction Limited	6 Burnside Court, Albany
Te Ngahere Limited	P O Box 68 407, Newton
GK Civil Limited	P O Box 300 169, Albany, Auckland
Fort Project Management Limited	P O Box 8852, Symonds Street, Auckland
Traffic Systems Limited	P O Box 55 052, Auckland
Wayne Wood Contractors Limited	P O Box 736, Pukekohe 2340
Decker Landscapes Limited	278 Waitoki Road, RD 1, Kaukapakapa
Sibley Soil Retention Limited	48a View Road, Henderson
Tranz Civil Limited	P O Box 72 232, Auckland
HEB Construction Limited	P O Box 226, Drury, Auckland

Table 1 - Summary of Registrant Names

TAGS, ERRORS OR OMISSIONS

9. There were no tags, errors or omissions from any of the expressions of interest received.

EXPRESSION OF INTEREST EVALUATION

10. The conditions of the EOI require that prospective bidders submit detailed submissions on five key attributes, namely Relevant Experience, Track Record, Technical Skills, Resources and Management Skills that are relevant to the specific works of the project. There is no requirement to submit priced bids or a construction methodology as this forms part of the second round of bidding.
11. In accordance with the conditions of registration, submissions were evaluated in line with the Weighted Attribute Method contained in the New Zealand Transport Agency's "Competitive Pricing Procedures Manual", suitably modified to exclude Methodology and Price scores.

12. A summary of the evaluation results is shown in Table 2:

EXPRESSION OF INTEREST EVALUATION						
Registration of Interest Evaluation	Exper	Track	Tech.	Resour.	Manag.	EOI No. SP07012 D
		Record	Skill		Skill	Total Weights
	30	30	20	10	10	100
Registrants	Grades					INDEX
Nasey Contractors Limited	85	85	75	75	60	80
Te Ngahere Limited	90	75	85	65	65	80
Fort Project Management Limited	90	85	75	55	55	79
HEB Construction Limited	75	75	50	85	75	71
Decker Landscapes Limited	70	65	70	65	70	68
Outdoor Construction Limited	85	55	65	60	60	67
Arrow Civil Engineers Limited	65	70	65	55	60	65
TIMCO Construction Limited	65	60	60	65	60	62
Traffic Systems Limited	50	65	60	50	70	59
Sibley Soil Retention Limited	50	40	55	55	55	49
Auckland Civil Limited	40	50	40	70	65	49
John Fillmore Contracting Limited	40	45	40	45	70	45
The Plant People Limited	40	50	40	40	40	43
Superior Jetties South Australia	50	35				26
Wayne Wood Contractors Limited	40	35				23
Tranz Civil Limited	35					11
Natural Habitats Landscapes	35					11
Kirrane & Malone Limited	35					11
GK Civil Ltd	35					11

Table 2 - Summary of Registration of Interest Evaluation

13. Scores for the attributes were determined on the basis of information provided in each EOI relevant to this project, on the information gathered from the referees nominated by the registrants and on any recent Council experience with the registrants.
14. The results of the EOI evaluation as summarised in Table 2 shows that the EOI submitted by Nasey Contractors Limited and Te Ngahere Limited achieved the highest indices of 80. These contractors have demonstrated a core number of relevant past projects that are similar to the planned works.
15. The next three registrants, being Fort Project Management, HEB Construction Limited and Decker Landscapes Limited all have the ability to undertake the works successfully, scoring attributes between 79 and 68.
16. Reference checks made on a selection of clients for the top five registrants indicated that:
- Nasey Contractors Limited was well known to the Council's Special Project's team having undertaken successfully a number of contracts on Project Twin Streams with very positive references;

- Te Ngahere Limited has performed well on similar projects in the Auckland Region including the construction of a boardwalk in the environmentally sensitive Pararaha Wetland south of Karekare for Auckland Regional Council;
 - Fort Project Management Limited was the main contractor on the award winning Piha Bridge for the Council's Parks Department. The Council's Parks Project Manager had no hesitation in recommending this contractor for this project;
 - HEB Construction are a pre-approved contractor for Manukau City Council, and their Parks Development Manager would have no hesitation in using them again as they have recently completed a number of coastal boardwalk projects in Manukau successfully. Kaipara District Council gave a positive report on their performance on the Mangiwhai Heads Reserve Development; and
 - Decker Landscapes Limited was highly recommended by the Business Manager for Kristen School. North Shore City Council could not fault their workmanship and attitude to problem solving, though at times they required more resources.
17. The EOI's of Superior Jetties South Australia and Wayne Wood Contractors Limited were disqualified as their EOI's did not contain any track record of similar work. Track record is defined as "The tenderer's record of completing projects to the quality standards required, on schedule and within budget". A score of 35 or lower on any attribute leads to automatic disqualification. Therefore this tender could not be considered further.
18. The EOI's of Tranz Civil Limited, Natural Habitats Landscapes, Kirrane & Malone Limited and GK Civil Limited have insufficient previous relevant experience associated with boardwalks in a sensitive coastal environment and have been scored at 35. Relevant experience is defined as "The tender's previous experience in technical areas comparable to the project". A score of 35 or lower on any attribute leads to automatic disqualification. Therefore these tenders could not be considered further.
19. As part of the Council's contracting process "Quality, Health and Safety and Environmental compliance are not negotiable" - all contractors have had this focus clearly reinforced through the contract documents and this will be strongly reiterated at the subsequent pre-start meeting and imposed during the contract period.

CREDIT CHECK

20. A credit checks, all within the last 3 months on the following companies, revealed no adverse information on:
- Nasey Contractors Limited;
 - Te Ngahere Limited;
 - Decker Landscapes Limited;
 - HEB Construction Limited; and
 - Fort Project Management Limited.

JOB COSTS

21. Job costs are not applicable for the registration of interest and will be fully reported once priced bids are received from the selected shortlist of tenderers.

SOURCE OF FUNDING

22. Project funding will be fully reported once priced bids are received from the selected shortlist of tenderers.

IMPLEMENTATION ISSUES

23. There are no expected implementation issues with requesting formal priced bids once the tender documentation is prepared.

AUCKLAND COUNCIL TRANSITION ISSUES

24. The decision making proposed in this report is not constrained by section 31 of the Local Government (Tamaki Makaurau Reorganisation) Act 2009, as it does not directly or because of its consequences: significantly prejudice the reorganisation, significantly constrain the powers or capacity of the Auckland Council or any subsidiary of the Auckland Council following the reorganisation, or have a significant negative impact on the assets or liabilities that are transferred to the Auckland Council as a result of the reorganisation.

Report prepared by: Tim Sherring, Senior Engineer.

