



NOTICE OF MEETING

TENDERS SUBCOMMITTEE

I hereby give notice that an Ordinary Meeting of the Tenders Subcommittee will be held on:-

DATE: **Friday** **27 September 2002** **TIME:** **9.00 am**

VENUE: **Civic Centre, 6 Waipareira Avenue, Lincoln, Waitakere City**

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

20 September 2002

Sharon Simiona
COMMITTEE SECRETARY

Telephone (09) 836 8000 extn 8820

MEMBERSHIP:

Councillors JM Clews, QSO, JP (Chairperson)
 GB Presland (Deputy Chairperson)

Chief Executive

Director: City Services

Director: Corporate & Civic Services

Director: Strategic Projects

Director: Finance

Director: City Enterprises

Manager: Maori Issues

Mayor, Bob Harvey, QSO, JP (ex officio)

Deputy Mayor, CA Stone (ex officio)

(Quorum 4 members)

★ ★ ★ ★ ★ ★ ★ ★ ★ ★

(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 AN ORDINARY MEETING OF THE TENDERS SUBCOMMITTEE
TO BE HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN,
WAITAKERE CITY, ON FRIDAY, 27 SEPTEMBER 2002,
COMMENCING AT 9.00 AM**

TABLE OF CONTENTS

<u>ITEM</u>		<u>PAGE NO.</u>
1	APOLOGIES	1
2	URGENT BUSINESS	1
3	CONFIRMATION OF MINUTES	1
4	CONTRACT NO. EW 02 642C - VICTORY ROAD STORMWATER UPGRADE	2
5	CONTRACT PK02516.D SUPPLY OF ECOSOURCED PLANTS	4
6	INFORMIX DATABASE MAINTENANCE CONTRACT (CONTRACT NO. IM02040A)	7

**AGENDA FOR AN ORDINARY MEETING OF THE TENDERS SUBCOMMITTEE
TO BE HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN,
WAITAKERE CITY, ON FRIDAY, 27 SEPTEMBER 2002,
COMMENCING AT 9.00 AM**

1 APOLOGIES



2 URGENT BUSINESS

Section 46A(7) and (7A) of the Local Government Official Information Act 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 item is a minor matter; and
- (ii) the Chairperson has explained at the beginning of the meeting (when open to the public) that the item will be raised for discussion, why the item is not on the agenda, and why it cannot be delayed until a subsequent meeting; and
- (iii) the Committee resolves to deal with the item.

No resolution, decision, or recommendation may be made in respect of the item except to refer the item to a subsequent meeting for further discussion.

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



3 CONFIRMATION OF MINUTES

Ordinary - 13 September 2002

RECOMMENDATION

That the minutes of the Ordinary Meeting of the Tenders Subcommittee held on Friday, 13 September 2002, as circulated, be taken as read and now be confirmed.



4 CONTRACT NO. EW 02 642C - VICTORY ROAD STORMWATER UPGRADE

PURPOSE OF THE REPORT

The purpose of this report is to seek approval to award Contract No. EW 02 642C - Victory Road Stormwater Upgrade.

BACKGROUND

Flooding and erosion due to stormwater run-off from the adjacent cliff face and the Victory Road carriageway is affecting some of the properties between Western Road and Victory Road. The untreated run-off from Victory Road is a source of stormwater pollution due to its heavy traffic volume. The objective of this project is to safely collect and discharge the run-off through a piped system to the sea. It is also to treat the collected run-off through a sand filter system prior to discharge to the sea.

SCOPE OF WORK

The scope of the work includes the supply and installation of approximately 400 linear metres of 225 mm to 375 mm diameter reinforced concrete pipes and a system of three sand filter units, together with the associated collection pipes. The sand filter system includes the internal pipe systems, and the inlet and outlet chambers.

TENDERS RECEIVED

Tenders were publicly advertised with 12 sets of documents being uplifted. Seven tenders were received by the closing date of 20 August 2002. These are summarized in Table 1 below.

TENDERER	REG OFFICE	TENDER PRICE (excl. GST)
Civil Construction Group Ltd	PO Box 46 009, Herne Bay	\$213,271.50
HEB Contractors Ltd	PO Box 226, Drury	\$215,802.20
Hughes Civil Ltd	222 Old Titirangi Road, Titirangi	\$244,664.00
Clegcon Ltd	PO Box 31 724, Milford	\$268,520.00
Techscape Ltd	Private Bag 302 909, North Shore	\$275,591.19
H&H Contractors Ltd	PO Box 150 874, New Lynn	\$299,145.00
March Cato Ltd	PO Box 69 097, Glendene	\$330,560.00
Pre-tender contract estimate		\$224,591.00

Table 1 - Summary of Tender Prices

TENDER EVALUATION

In accordance with the conditions of tendering, tenders were evaluated in line with the Weighted Attribute Method contained in Transfund New Zealand's "Competitive Pricing Procedures Manual".

The "Two envelope process" as described in Section 2.7 of the above manual was followed. Under this method, only the first tender envelope is opened and the non-price attributes evaluated for all tenders before the second envelope containing the tender price is opened, and the tender prices duly included in the evaluation.

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

Tender Evaluation	Attributes	Exper.	Track Record	Tech. Skill	Resour.	Manag. Skill	Method.	Price	Contract No. EW 02 642C	
		Weights	5	5	5	5	5	5	70	Total Weights
Tenderer	Tender Sum	Grades							INDEX	
Civil Construction Group Ltd	\$213,271.50	75	75	65	70	65	65	57	61	
HEB Contractors Ltd	\$215,802.20	70	70	70	70	70	70	56	60	
Hughes Civil Ltd	\$244,664.00	60	60	60	60	60	60	44	49	
Clegcon Ltd	\$268,520.00	60	70	65	75	75	55	33	43	
Techscape Ltd	\$275,591.19	55	55	65	65	65	65	30	40	
H&H Contractors Ltd	\$299,145.00	70	70	60	65	50	60	20	33	
March Cato Ltd	\$330,560.00	75	75	70	70	70	70	6	26	
Median Tender Price	\$230,233.10									

Table 2 - Summary of Tender Evaluation

Scores for the non-price attributes were determined on the basis of information provided in the tenders and on recent experience with the contractors.

Civil Construction Group Limited has recently undertaken similar contracts for Council, and its experience and performance on these jobs support the attribute information provided with the tender.

Techscape Limited has previously undertaken stormwater drainage works for Council, but has not constructed sand filters. The low grades scored in the non-price attributes for Experience and Track Record is due to Techscape's statement in its submission that it intends to sub-contract the work if it wins the contract.

March Cato Limited provided good information for all the non-price attributes in its tender submission, and consequently scored well in all the non-price attributes.

TAGS, ERRORS OR OMISSIONS

The tender from H & H Contractors Limited contained nine tags. However, since this tender is the second highest tender and is clearly not in contention, the tags were not evaluated.

There were no tags, errors or omissions in any of the other tenders.

CREDIT CHECK

A credit check dated 11 September 2002 on Civil Construction Group Limited revealed no adverse information.

SUMMARY

The results of the tender evaluation as summarised in Table 2 show that the tender submitted by Civil Construction Group Limited achieved the highest overall index of 61. This tender is also the lowest priced tender.

It is considered that Civil Construction Group Limited has the necessary expertise and resources to complete this contract satisfactorily.

JOB COSTS

	<u>EXCL. GST</u>
Tender sum - Civil Construction Group Limited	\$213,271.50
Contingency	\$ 21,327.15
Engineering & Supervision	\$ 10,700.00
Engineering & Supervision expended in 01/02	\$ (5,795.00)

Total Job Cost	\$239,503.65

SOURCE OF FUNDING

Budget Description (from Annual Budget line item)	Codes	Budget	Comm- itted to Other Projects	Allocatio n to This Project	Unallo- cated Balance
Stormwater Upgrades	85-9815-60000-999	\$6,635,000	\$58,116	\$239,504	\$6,337,380

RECOMMENDATIONS

1. That the information be received.
2. That the tender from Civil Construction Group Limited for Contract No. EW02642C - Victory Road Stormwater Upgrade in the sum of \$213,271.50 plus \$26,658.94 GST, totalling \$239,930.44, be accepted.
3. That the Manager: EcoWater be delegated the authority to enter into this contract on behalf of Council.

Report prepared by: Tony Miguel, Manager: EcoWater.



5 CONTRACT PK02516.D SUPPLY OF ECOSOURCED PLANTS

PURPOSE OF THE REPORT

The purpose of this report is to seek approval to award Contract PK02516.D Supply of Ecosourced Plants.

BACKGROUND

The Tenders Subcommittee resolved the following on Friday, 2 August 2002,

“That approval be given to negotiate a two year contract with Techscape Limited for the supply of ecosourced plants in 2003 and 2004.”

2465/2002

SCOPE OF WORK

The scope of works is a two year contract for the supply of ecosourced plants for a number of citywide planting projects, including the Kay Road Balefill, Waitakere Quarry, Piha dunes, Paremuka Esplanade Reserve and reserves following Painted Apple Moth host eradication.

TENDERS RECEIVED

A tender was invited from Techscape Limited. This tender is summarised in Table 1 below:

TENDERER	REG OFFICE	TENDER PRICE (excl.GST)
Techscape Limited	Waitakere	\$99,875.75
Pre-tender contract estimate		\$94,179.00

Table 1 - Summary of Tender Prices

The original Engineer's estimate for this contract included in the report to the Tenders Subcommittee meeting held on 2 August 2002 seeking permission to negotiate this contract with Techscape Limited was \$70,000. This did not include the supply of ecosourced plants for planting on esplanades following Painted Apple Moth host eradication programmes that has now been included in this contract.

TENDER EVALUATION

In accordance with the conditions of tendering, tenders were evaluated in line with the Lowest Price Conforming Tender Method contained in Transfund New Zealand's "Competitive Pricing Procedures Manual".

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

Tenderer	Relevant Exper.	Track Record	Tech. Skills	Resources	Manage . Skills	Method.	Lowest Price Conforming Tender
Techscape Limited	Pass	Pass	Pass	Pass	Pass	Pass	\$99,875.75

Table 2 - Summary of Tender Evaluation

The difference between the pre-tender contact estimate and the tendered price mainly relates to higher than estimated costs for the supply of plants at Paremuka Esplanade in 2004.

As part of the contract negotiations, Techscape Limited revised some plant numbers, sizes and year of delivery for the Piha, Paremuka and Painted Apple Moth host eradication replanting programmes in order to optimise the future planting success of those plants.

As part of City Services vision "Quality and Health and Safety is 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.

TAGS, ERRORS OR OMISSIONS

There were no tags, errors or omissions in the tender submission.

CREDIT CHECK

A credit check on Techscope Limited has been requested.

SUMMARY

The priced tender submitted by Techscope Limited is within 6% of the Engineer's estimate and has achieved a pass in all the non-price attributes and is therefore recommended for award.

JOB COSTS

EXCL. GST

Tender sum - (Techscope Limited)	\$99,875.75
Contingency	\$0.00
Engineering & Supervision	\$0.00

Total Job Cost	\$99,875.75

SOURCE OF FUNDING

Budget Description (from 2002/2003 Annual Budget line item)	Codes	Budget	Committed to Other Projects	Allocation to This Project	Unallocated Balance
Paremuka Restoration	85-9815-62140	\$100,000	\$91,291	\$8,709	\$0
Kay Road Restoration	75-9819-26620	\$85,000	\$75,807	\$9,193	\$0
Quarry Planting	30-4015-29570	\$60,000	\$54,300	\$5,700	\$0
Community, Amenity & Streamside Restoration Planting	75-9825-46210	\$75,000	\$69,935	\$5,065	\$0
Opanuku Stream Walkway & Restoration	75-9825-33400	\$50,000	\$44,375	\$5,625	\$0
Painted Applemoth	46-7614-27150	\$22,000	\$16,702	\$5,298	\$0
(from 2003/2004 Annual Budget line item)					
Quarry Planting	TBC	TBC	TBC	\$7,444	\$0
Paremuka	Infrastructure Auckland	\$100,000	\$61,603	\$38,396.75	\$0
Piha	TBC	TBC	TBC	\$7,200	\$0
Painted Applemoth	TBC	TBC	TBC	\$7,245	\$0
TOTAL				\$99,875.75	

RECOMMENDATIONS

1. That the information be received
2. That subject to a satisfactory credit check the tender from Techscape Limited for Contract PK02516.D Supply of Ecosourced Plants in the sum of \$99,875.75 plus \$12,484.47 GST, totalling \$112,360.22 be accepted.
3. That the commitment to the 2003/2004 financial year of \$60,286.75 plus \$7,535.84 GST, totalling \$67,822.59 for Contract PK02516.D Supply of Ecosourced Plants be approved.
4. That authority to enter into Contract PK02516.D Supply of Ecosourced Plants on behalf of Council be delegated to the Director: City Services.

Report prepared by: Kathryn Howard, Parks Environmental Assets Co-ordinator.



6 INFORMIX DATABASE MAINTENANCE CONTRACT (CONTRACT NO. IM02040A)

PURPOSE OF THE REPORT

This reports seeks the Tenders Subcommittee's approval to accept a quotation from IBM New Zealand Limited for Informix database software maintenance for the period 1 July 2002 to 30 June 2003, and to optionally extend this contract for a further twelve months. It is proposed that no tender will be held as there is no other software provider in the current New Zealand market that is able to supply this specific software product to Council.

BACKGROUND

Informix is the relational database platform within which Council's GEMS data resides. Council has had a software maintenance contract with Informix Software Limited since the GEMS platform was implemented.

Informix Software Limited was acquired by IBM in 2001, and all existing contracts were ceded to IBM as part of the acquisition process, meaning IBM inherited Council as a customer, under the terms and conditions of the contract in place with Informix. Council gets billed annually for software maintenance services in respect of this contract.

ISSUE

It has been determined that the tendering of Council's software maintenance requirements for the applicable product will not result in tenders being received from any party other than IBM New Zealand Limited, and that tendering would not result in a reduction of the contract price of \$98,700.00.

On this basis it is recommended that the Subcommittee approve the proposal without going to tender under the provisions of section 247E of the Local Government Act 1974 and Council's delegations to the Tenders Subcommittee. In order to satisfy the requirements of section 247E, the Tenders Subcommittee must record its reasons for not going to tender in writing.

Information Management anticipates needing to continue to keep this platform under maintenance until at least June 2004, in line with the GEMS replacement project currently under investigation, and hence also seek the right of renewal to be able to extend this contract into the following annual plan period.

FINANCIAL

As a recurring maintenance cost, funding for this contract has been allowed for in the 2002/2003 Annual Plan, under the Information Management Computer Maintenance budget.

RECOMMENDATIONS

1. That the information be received.
2. That, in accordance with Section 247E of the Local Government Act 1974, no tender be called for the supply of Informix software maintenance, on the basis that IBM New Zealand Limited is the only market participant able to supply the specific service that meets Council's requirements.
3. That an extension to the existing contract for the supply of Informix Software maintenance services for the 2002/2003 and 2003/2004 financial years, in the value of \$98,700.00 plus \$12,337.50 GST, totalling \$111,037.50, be awarded to IBM New Zealand Limited.
4. That the commitment on the 2003/2004 financial year of \$98,700.00 plus \$12,337.50 GST, totalling \$111,037.50 for Contract No. IM02040A be approved.
5. That the Director: Corporate & Civic Services be delegated authority to enter into the contract on behalf of Council.

Report prepared by: Simon Leigh, IM Operations Manager.

