

**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, 5 MARCH 2010,
COMMENCING AT 9.00 AM**

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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 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 - 19 February 2010

RECOMMENDATION

It is recommended that the Tenders Subcommittee resolve to:

Receive the minutes of the meeting of the Tenders Subcommittee held on Friday, 19 February 2010, as circulated, and that they be taken as read and now be confirmed.



5 **CONTRACT NO. TA09043B - PEDESTRIAN FACILITY IMPROVEMENTS AROUND TRAIN STATIONS - APPROVAL TO AWARD**

EXECUTIVE SUMMARY

The purpose of this report is to seek approval from the Tenders Subcommittee to award Contract No. TA09043B - Pedestrian Facility Improvements Around Train Stations.

RECOMMENDATIONS

It is recommended that the Tenders Subcommittee resolve to:

1. **Receive** the Contract No. TA09043B - Pedestrian Facility Improvements Around Train Stations - Approval to Award report.
2. **Approve** that the tender from Infrastructure & Civilworks Limited for Contract No. TA09043B - Pedestrian Facility Improvements Around Train Stations in the sum of \$308,880.00 plus \$38,610.00 GST, totalling \$347,490.00 be accepted.
3. **Approve** that authority to enter into Contract No. TA09043B - Pedestrian Facility Improvements Around Train Stations on behalf of the Council be delegated to the Group Manager: Project Services.

BACKGROUND

1. The objective of Contract No. TA09043B - Pedestrian Facility Improvements Around Train Stations is to provide a safe environment for pedestrian movement to and from train stations through enhanced connectivity and infrastructure development.
2. The Council's Infrastructure and Works Committee approved the implementation of the proposed improvements around train stations at its meeting on 3 February 2010 as follows:

“The Infrastructure and Works Committee resolved to:

1. **Receive** the *Pedestrian Facility Improvements Around Waitakere Train Stations report.*
2. **Approve** the *proposed pedestrian facility improvements around Waitakere train stations.*

24/2010

3. Funding was approved by the Council in the Annual Plan 2009/2010 for this work.

SCOPE OF WORK

4. The scope of work includes approximately 300 cubic metres of excavation, 240 metres of kerb, 640 square metres of pavement construction, 120 square metres of concrete footpath, street lighting and associated miscellaneous works at various train stations located in Waitakere.

TENDERS RECEIVED

5. Tenders were publicly advertised on Tenderlink with 42 sets of documents being uplifted. Five tenders were received by the closing date of 9 February 2010. These are summarised in Table 1 below:

TENDERER	REG OFFICE	TENDER PRICE (excl. GST)
Infrastructure & Civilworks Limited	182 Great South Road, Remuera	\$308,880.00
Arrow Civil Engineers Limited	33 Alfred Street, Onehunga	\$328,187.00
Rixon Contracting Limited	33 Alfred Street, Onehunga	\$387,420.03
Traffic Systems Limited	681e Rosebank Road, Avondale	\$440,897.37
Rohits Plumbing & Drainlaying Limited	3 Brick Street, Henderson	\$503,399.00
Pre-tender contract estimate (based on most up-to-date tender rate)		\$246,262.00
Budget estimate		\$315,000.00

Table 1 - Summary of Tender Prices

TAGS, ERRORS OR OMISSIONS

6. The tender from Rohits Plumbing & Drainlaying Limited contained a summation error resulting in the tender sum being \$6,960 lower than the true total. This error was not addressed as it did not affect the outcome of the tender evaluation process.
7. There were no other tags, errors or omissions in the other tenders.

TENDER EVALUATION

8. In accordance with the conditions of tendering, tenders were evaluated in line with the Lowest Price Conforming Tender Method contained in Land Transport New Zealand's "Competitive Pricing Procedures Manual".
9. Under this method, the tenders are ranked in ascending order based on prices. The tenders are then assessed against each of the non-price attributes to determine the tender acceptability. Each attribute is scored on a pass/fail basis. Determination of acceptability commences with the lowest priced tender and ceases when the first conforming tender is determined.
10. A summary of the evaluation results is shown in Table 2:

Tender Evaluation	Attributes	Exper	Track Record	Tech. Skills.	Res.	Manage. Skills	Method	Lowest Price Conform. Tender
Tenderer	Tender Sum	Grades						
Infrastructure & Civilworks Limited	\$308,880.00	Pass	Pass	Pass	Pass	Pass	Pass	Yes

Table 2 - Summary of Tender Evaluation

11. The lowest priced tender received is 25% higher than the pre-tender contract estimate. An error was made with one of the rates for the streetlight components in the pre-tender contract estimate resulting in a lower estimated contract value.
12. Infrastructure & Civilworks Limited is a new company founded in 2008 employing staff from Infrastructure NZ Limited. Infrastructure & Civilworks Limited successfully completed a retaining wall contract for Council in 2009. Infrastructure NZ Limited also successfully completed a contract for Henderson Valley Road Drainage Extension - Stage 2 in the 2007/2008 financial year.

13. 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

14. A credit check on Infrastructure & Civilworks Limited dated 26 January 2010 revealed no adverse information.

JOB COSTS

15.		excl. GST
	Tender sum - Infrastructure & Civilworks Limited	\$308,880.00
	Contingency	\$ 30,888.00
	Engineering and Supervision	\$ 28,000.00

	Total Job Cost	\$367,768.00

SOURCE OF FUNDING

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

Budget Description (from annual budget line item) Annual Plan 2009/2010	Codes	Budget	Committed to other projects	Allocation to this project	Unallocated balance	Potential surplus
Ranui Rail Station Improvements	8AMTA-09-015	\$313,095.00	\$2,399.00	\$310,696.00	\$0.00	\$0.00
Sturges Road Rail Station Improvements	8AMTA-07-091	\$250,200.00	\$28,916.00	\$14,182.00	\$207,102.00	\$0.00
Swanson Rail Station Improvements	8AMTA-07-090	\$160,263.00	\$50,502.00	\$42,890.00	\$66,871.00	\$6,120.00
	Total			\$367,768.00		

Table 3 - Source of Funding

IMPLEMENTATION ISSUES

17. There are no implementation issues expected with this contract.

AUCKLAND COUNCIL TRANSITION ISSUES

18. 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: Rob Munro, Senior Engineer, Project Services.

