

**ITEM 10. TENDER - SYDNEY NEW YEAR'S EVE PYROTECHNIC DISPLAYS**

**FILE NO: S060618**

**TENDER NO: 0908**

**SUMMARY**

This report provides details of the tenders received for Sydney New Year's Eve Pyrotechnic Displays.

The focus of the Sydney New Year's Eve celebrations is the pyrotechnic displays. The contract for the pyrotechnic displays has expired. A tender has been advertised for the supply of pyrotechnic displays for Sydney New Year's Eve to be held on 31 December 2009 and 2010, with the option to extend to 2011.

This report recommends that Council accept the tender offer of Tenderer 'A' for Sydney New Year's Eve Pyrotechnic Displays.

**RECOMMENDATION**

It is resolved that:

- (A) Council accept the tender offer of Tenderer 'A' for Sydney New Year's Eve Pyrotechnic Displays; and
- (B) Tender Evaluation Summary, Attachment A to the subject report, remain confidential in accordance with Section 10A(2)(d) of the Local Government Act 1993.

**ATTACHMENTS**

**Attachment A:** Tender Evaluation Summary (Confidential)

## **BACKGROUND**

1. Since 2000, the creative direction and production of Sydney New Year's Eve has been controlled and managed within the City of Sydney.
2. The appointment of a pyrotechnic displays supplier was last put out to tender in 2006. Tenders were invited for the supply of Pyrotechnic Displays for 2009 Sydney New Year's Eve, with the option to extend the contract (at the sole discretion of the Council) for a further one year on two occasions (that is, for 2010 and 2011 Sydney New Year's Eve).
3. The tender process sought the most creative, appropriate and interesting designs with original and unique responses to the Creative Concept.
4. There is a small number of providers of pyrotechnic displays in Australia, many of whom are not able to provide the full list of equipment of services required as part of this Tender. A briefing was given by the City to all intending respondents.
5. Tenders were invited for the design, supply and operation of pyrotechnic displays for Sydney New Year's Eve. These were set out as:
  - (a) a 9.00pm display of a minimum eight minutes duration from positions in the Exclusion Zone on Sydney Harbour;
  - (b) a minimum of five additional firings between 9.08pm and 11.55pm from positions in the Exclusion Zone on Sydney Harbour;
  - (c) a Midnight display of a minimum 12 minutes duration from positions in the Exclusion Zone on Sydney Harbour, the Sydney Harbour Bridge and up to eight building rooftops; and
  - (d) the tender requested respondents to list and describe, in detail with illustrations (where possible), a minimum of three unique effects and/or sequences that are unique to the Creative Concept and/or Sydney Harbour.

## **INVITATION TO TENDER**

6. The tender was advertised in The Sydney Morning Herald, The Daily Telegraph and The Australian on Tuesday 17 February 2009 and closed on Tuesday 17 March 2009.

## **TENDER SUBMISSIONS**

7. Two submissions were received from the following organisations:
  - Foti International Fireworks Pty Ltd
  - Howard & Sons Pyrotechnics Displays Pty Ltd
8. No late submissions were received.

## **TENDER EVALUATION**

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

10. The panel met with each tenderer for a presentation of the tender documents and the opportunity for the evaluation panel to ask questions relating to the Tender.
11. The relative ranking of tenders as determined from the total weighted score is provided in the Confidential Tender Evaluation Summary – Attachment A.
12. All submissions were assessed in accordance with the approved evaluation criteria being:
  - (a) the Pyrotechnic Displays – including a review of the pyrotechnic displays and the integration of the Creative Concept;
  - (b) unique effects and/or sequences;
  - (c) presentation by the Tenderer;
  - (d) key personnel / subcontractors – allocation of adequate resources;
  - (e) plant and equipment – the Tenderer’s ability to perform the services with the nominated plant and equipment;
  - (f) experience in works / services of a similar nature / references;
  - (g) environmental management; and
  - (h) Occupational Health & Safety / financial and commercial trading integrity / insurances.

#### **PERFORMANCE MEASUREMENT**

13. Adherence to Milestone Dates (as set out in the Request for Tender) – managed by the Producer Sydney New Year’s Eve.
14. Adherence to Event Production Schedules and Event Timings – to be supplied and managed by the Producer Sydney New Year’s Eve.
15. Contribution to the development of the Creative Concept and the production requirements of the displays through regular meetings, reports, demonstrations and discussions with the Producer Sydney New Year’s Eve and the Creative Director of Sydney New Year’s Eve – monitored by the Producer Sydney New Year’s Eve.
16. Supply and operations of the Pyrotechnic Displays as set out in the Request for Tender and as developed through consultation with the Producer Sydney New Year’s Eve and the Creative Director of Sydney New Year’s Eve and presented in the Final Concept Plan.

#### **FINANCIAL IMPLICATIONS**

17. There are sufficient funds allocated for this project within the draft 2009/10 budget.
18. Budget for the 2010 and 2011 Sydney New Year’s Eve events have not yet been set. Once the budgets for 2010 and 2011 have been approved, the City may elect (in its sole discretion) to extend the contract for a further one year on two occasions (for 2010 and 2011 Sydney New Year’s Eve).

**RELEVANT LEGISLATION**

19. 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.
20. Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10A(2)(d) of the Local Government Act 1993. A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer.

**CRITICAL DATES / TIME FRAMES**

21. **Critical Dates:**

<b>Date</b>	<b>Action</b>
Friday 28 August 2009	Acceptance of final Concept Plan.
Monday 14 September 2009	Delivery of Soundtrack for Programming.
Friday 16 October 2009	Presentation of Programmed Display.
Friday 23 October 2009	Approval of Programmed Display.
Tuesday 22 December 2009	Work site operational.
Thursday 31 December 2009	Sydney New Year's Eve.
Friday 8 January 2010	De-brief Production Meeting.

22. **Time Frames:**

<b>Date</b>	<b>Action</b>
Monday 15 June 2009	Contract is awarded and the contract documentation is drafted.
Friday 3 July 2009	Contract execution is completed.

**ALASTAIR WALTON**  
Director City Engagement

Brenton Kewley, Producer Sydney New Year's Eve