

TITLE: [EO-OC] EC2008-087 Supply of Retail Electricity

ORIGIN:

Contracts

FILE NO: EC2008-087

SUMMARY OF REPORT:

This report outlines the tender for Supply of Retail Electricity to Contestable Sites and the Non Metered Street Lighting Network with a nine (9) month operation of contract commencing 1 October 2008 and finishing on 30 June 2009 validity to Council. Recommendations have been formulated based on the Selection Criteria which is contained in the Tender Evaluation, Pricing Report included in **CONFIDENTIAL ATTACHMENT A**. A summary of the Selection Criteria is also included in the body of this report.

Attachment A is **CONFIDENTIAL** in accordance Section 10A(2)(c) or 10A(2)(d) of the Local Government Act 1993, because it contains commercial information of a confidential nature that would, if disclosed:-

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

RECOMMENDATION:

That:

1. **Council awards Contract EC2008-087 for the Supply of Retail Electricity to twenty two (22) contestable sites and the non metered Street Lighting Network to Country Energy for the Contract period of nine (9) months to commence 01 October 2008 and end 30 June 2009.**
2. **ATTACHMENT A is CONFIDENTIAL in accordance with Section 10A(2)(c) or 10A(2)(d) of the Local Government Act 1993, because it contains commercial information of a confidential nature that would, if disclosed:-**
 - (c) **information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business**

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

REPORT:

Council Tender EC2008-087 Supply of Retail Electricity invited responses for the provision to Supply Retail Electricity to Contestable Sites and the Non Metered Street Lighting Network with a 9 month operation of contract commencing 01 October 2008 and finishing on 30 June 2009.

Tenders Received

Two (2) responses were received for tender EC2008-087 Supply of Retail Electricity.

Country Energy
Origin Energy Electricity Ltd

Selection Criteria

The assessment was based on Value for Money, OH&S & Risk Management, Reliability, Quality of Supply, Innovation and the ability to provide a proven Energy Management System.

Tender Evaluation

The Tender Evaluation was conducted by Council's Tender Evaluation Panel. A copy of the Tender Evaluation Report is included in **ATTACHMENT A** which is **CONFIDENTIAL** in accordance with Section 10A(2)(c) or 10A(2)(d) of the Local Government Act 1993, because it contains commercial information of a confidential nature that would, if disclosed:-

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Based on the Tender Evaluation Report, it is recommended that Country Energy be nominated for the Supply of Retail Electricity to Contestable Sites and the Non Metered Street Lighting Network with a 9 month operation of contract commencing 01 October 2008 and finishing on 30 June 2009.

Details of Country Energy's relative competitiveness are shown in the Evaluation Report **CONFIDENTIAL ATTACHMENT A** which was endorsed by the Tender Evaluation Panel.

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

This tender process is in accordance with Section 55 of the Local Government Act 1993 and Part 7 (Tendering) of the Local Government (General) Regulation 2005.

Funding for Supply of Retail Electricity to Contestable Sites and the Non Metered Street Lighting Network with a 9 month operation of contract commencing 01 October 2008 and finishing on 30 June 2009 is provided from each Council Divisions annual operational budget.

POLICY IMPLICATIONS:

The recommendations in this report are consistent with Council's Procurement Policy, Procurement Procedure, Contracts Management Process document and Tenders Procedure.

UNDER SEPARATE COVER/FURTHER INFORMATION:

1. **Confidential Attachment A** - EC2008-087 Supply of Retail Electricity (DW 1837852).
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