

## Late Addendum Report

---

a24 [E-CM] EC2014-044 Captain Cook Memorial and Lighthouse - Marine Rescue Point Danger Communications Centre

**SUBMITTED BY:** Building and Environmental Health and Contracts

Valid



### Supporting Community Life

#### LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
  - 2.1 Foster strong, cohesive, cooperative, healthy and safe communities
- 

#### SUMMARY OF REPORT:

Tender Evaluation and recommendation for EC2014-044 Captain Cook Memorial and Lighthouse – Marine Rescue Point Danger Communications Centre was called for works to repair the internal structural beam due to spalling of concrete and the eastern fascia.

Tenders were invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. Tender submissions closed at 4.00pm (local time) on 26 March 2014 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

#### RECOMMENDATION:

**That:**

1. Council awards contract EC2014-044 Captain Cook Memorial and Lighthouse - Marine Rescue Point Danger Communications Centre to Australian Prestressing Structures Pty Ltd to the value of \$120,570.16 (Excl. GST).
2. The General Manager is given delegated authority to approve variations up to 10% of the initial contract sum to a maximum of \$150,000 and those variations be reported to Council following completion of the tendered works/services.
3. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
  - (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.

## Late Addendum Report

---

### REPORT:

#### **Tender Background**

The City of Gold Coast and Tweed Shire Council have an agreed arrangement in maintaining the Captain Cook Memorial and Lighthouse incorporating Marine Rescue facilities located at Point Danger.

The building is located in a highly aggressive environment and requires continual maintenance to maintain the life expectancy of the building.

The building is enduring the elements but requires some urgent maintenance to repair structural concrete beams that are suffering from concrete spalling caused by rusting of the internal reinforcement. It also requires a new rendered facade to be reinstated to return the building back to a satisfactory condition.

Tender EC2014-044 Captain Cook Memorial and Lighthouse – Marine Rescue Point Danger Communications Centre was called for works to repair the internal structural beam due to spalling of concrete and the eastern fascia.

Tenders were invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. Tender submissions closed at 4.00pm (local time) on 26 March 2014 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

#### **Retendering Process**

A request for quotation (EQ2013-137) was sought and closed in the Tender Box on 15 January 2014. One tendered quotation was received and the quotation amount was in excess of \$150,000.

Council Officers were not aware that pricing to be received during the quotation request period would exceed \$150,000.

As a consequence the process undertaken was not in accordance with the Local Government Act 1993, Local Government (General) Regulations 1995 and Council's Procurement Protocol 1.6. The non conformances with the above request for tender are as follows:

- In accordance with the Local Government Act 1993 section 55 Clause 2 "Tenders are to be invited, and invitations to tender are to be made, by public notice and in accordance with any provisions prescribed by the regulations"
- The quotation received exceeded the \$150,000 (inc GST) limit.
- The tender was not advertised in a recognised Capital City paper.

The received quotation was therefore not accepted and tenders were recalled.

#### **Tender Advertising**

As per the requirements of the Local Government Regulation 2005, tenders submissions closed at 4:00PM (local time) on 26 March 2014 in the Tender box located in the foyer of the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484. EC2014-044

## Late Addendum Report

tender submissions were recorded at the Tender Box opening and the details are provided in the below table:

Tenderer	ABN
Remedial Building Services	45 077 954 459
Remtech	17 160 997 526
LR Technologies	71 150 272 067
Australian Prestressing Structures	49 146 713 671
Raw Worx Pty Ltd	72 140 601 476
Savcor	39 009 192 625

### Late and/or Non-Conforming Tenders

LR Technologies submitted tender was evaluated to be non-conforming as the Tendered submission contained no information relating to the appointment of a suitably qualified Structural Engineer. Item 15 of site minutes stated that the proposed works were to be reviewed by a Certified Structural Engineer and that the works were to be inspected by the Structural Engineer to confirm that they had been completed in accordance with the recommendations outlined in their report.

### Evaluation Criteria

Tenders were evaluated based on the criteria noted in the table below which was also listed in the Conditions of Tendering without weighted criteria identified.

Criterion	Document Reference	Weighting (%)
Value for Money	Schedule 3	40
Experience and Capability	Schedule 4	20
Methodology and Program	Schedule 6	20
Environmental Management, WHS & Quality	Schedule 7	10
Sustainable Procurement		Yes/No
Local Preference	Schedule	10

### Evaluation Summary

Details of the price and non price evaluation scoring are shown in the attached Confidential Evaluation Report.

Australian Prestress Structures achieved the highest overall assessment score and is therefore deemed through this process as the most advantageous option for Council.

### OPTIONS:

1. Accept the recommended Tenderer.
2. Not accept the recommended Tenderer.

### CONCLUSION:

1. Council awards the contract to Australian Prestressing Structures Pty Ltd to the value of \$120,570.16 (excl. GST).

## Late Addendum Report

---

2. The General Manager is given delegated authority to approve variations up to 10% of the initial contract sum to a maximum of \$150,000 and those variations be reported to Council following completion of the tendered works/services.

### **COUNCIL IMPLICATIONS:**

**a. Policy:**

Procurement Policy 1.4.

**b. Budget/Long Term Financial Plan:**

City of Gold Coast is contributing 50% of the funding for this project. Tweed Shire Council is project managing the contract and funding its portion of the project under the Emergency Services Program.

**c. Legal:**

Not Applicable.

**d. Communication/Engagement:**

**Inform** - We will keep you informed.

### **UNDER SEPARATE COVER/FURTHER INFORMATION:**

*(Confidential)* Attachment 1. Tender Evaluation Report for EC2014-044 (ECM 3333211).

---