

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE DIRECTOR ENGINEERING

- a1 [E-CM] RFP2015106 Supply Lay & Compact Deep Lift DG20HM & DG14 Mix Asphalt wearing surface Brisbane Street Murwillumbah NSW

SUBMITTED BY: Infrastructure Delivery

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
 - 2.4 An integrated transport system that services local and regional needs
 - 2.4.3 Ensure local streets, footpaths and cycleways are provided, interconnected and maintained
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SUMMARY OF REPORT:

Tender RFP2015106 Supply Lay & Compact Deep Lift DG20HM & DG14 Mix Asphalt wearing surface Brisbane Street Murwillumbah was called to engage a suitably qualified and experienced Asphalting Contractor to provide all plant, labour and materials for the reconstruction asphalt works being undertaken in Brisbane Street, Murwillumbah.

Tenders were officially 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 Wednesday 23 September 2015 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Recommendations have been formulated based on the Selection Criteria which is contained in the Tender Evaluation, Report included in **CONFIDENTIAL ATTACHMENTS 1 and 2**.

A summary of the Selection criteria is also included in the body of this report.

RECOMMENDATION:

That in respect to Contract RFP2015106 Supply Lay & Compact Deep Lift DG20HM & DG14 mix Asphalt wearing surface Brisbane Street Murwillumbah:

1. Council awards the contract to East Coast Asphalt & Concrete Edging Pty Ltd (ABN 51 755 877 285) for the amount of \$341,706.91 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (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:

Tender Background

Tender RFP2015106 Supply Lay & Compact Deep Lift DG20HM & DG14 Mix Asphalt wearing surface Brisbane Street Murwillumbah was called to engage a suitably qualified and experienced Asphaltting Contractor to provide all plant, labour and materials for the reconstruction asphaltting works being undertaken in Brisbane Street, Murwillumbah.

Tenders were officially 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 23 September 2015 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Tender Advertising

As per the requirements of the Local Government Regulation 2005, tenders were officially advertised for Tender RFP2015106 Supply Lay & Compact Deep Lift DG20HM & DG14 Mix Asphalt wearing surface Brisbane Street Murwillumbah on Saturday 29 August 2105 in the Brisbane Courier Mail. The tender was also advertised in the Sydney Morning Herald, The Northern Star and Tweed link

Tender Addendums

There were no addendums issued (Notice to Tenderers) issued before close of tender.

Tender Submissions

As per the requirements of the Local Government Regulation 2005, tender submissions closed at 4.00pm (local time) on 23 September 2015 in the tender box located in the foyer of the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484. At the close of Tenders three (3) Tenderers were recorded at the Tender Box opening and their details are as follows:

| Tenderer | ABN |
|----------------------------------------------|----------------|
| East Coast Asphalt & Concrete Edging Pty Ltd | 51 755 877 285 |
| Boral Resources (Qld) Pty Ltd | 46 000 671 809 |
| Fulton Hogan Industries Pty Ltd | 54 000 538 689 |

Tenders were evaluated based on the criteria noted in the table below which were also listed in the Conditions of Tendering. The details of the price and non-price evaluation are shown on the attached Tender Evaluation Report.

| Criterion | Document Reference | Weighting (%) |
|-------------------------------------------|---------------------------|----------------------|
| Value for Money (Normalised Tender Price) | Schedule 3 | 70 |
| Previous Contract Experience | Schedule 4 | 5 |

| Criterion | Document Reference | Weighting (%) |
|--------------------------|--------------------|---------------|
| Quality Management | Schedule 6 | 5 |
| Environmental Management | Schedule 6 | 5 |
| WHS and Risk Management | Schedule 6 | 5 |
| Sustainable Procurement | Schedule 9 | Yes/No Item |
| Local content | Schedule 10 | 10 |
| | Total | 100 |

The Tender Evaluation Panel consisting of Senior Construction Engineer, Contracts Engineer and Graduate Engineer conducted the tender assessment.

A copy of the Tender Evaluation Report is included in ATTACHMENT 1 which is CONFIDENTIAL in accordance with Section 10A:

- (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
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The information identifies the tenderer in relation to the tender price and the evaluation of the products offered by the tenderer. If disclosed, the information would be likely to prejudice the commercial position of the tenderer in terms of market competitiveness by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest. Recommendations appear below for the Tender.

OPTIONS:

- 1 Council accepts the recommendations made in this Council Report
- 2 Council does not accept the recommendations made in this Council Report

CONCLUSION:

As per the Tender Evaluation Panel recommendation, it is recommended that Council awards the contract to East Coast Asphalt & Concrete Edging Pty Ltd (ABN 51 755 877 285) for the amount of \$341,706.91(exclusive of GST).

East Coast Asphalt & Concrete Edging Pty Ltd achieved the highest overall assessment score and is therefore deemed as the most advantageous option for Council.

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.7.

In accordance with Local Government (General) Regulations 2005.

b. Budget/Long Term Financial Plan:

Funded from the carryover of the 2104/15 Roads Budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Not Applicable.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. Tender Evaluation Report (ECM 3808080).

(Confidential) Attachment 2. Tender Evaluation Scoring Sheet (ECM 3808092).

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