

Late Addendum Report

REPORTS FROM THE DIRECTOR ENGINEERING

b19 [E-CM] RFO2016081 Hire of Vacuum Excavation Truck (Fulltime Basis)

SUBMITTED BY: Water and Wastewater

Valid



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Supporting Community Life
2.3	Provide well serviced neighbourhoods
2.3.3	Provision of high quality and reliable wastewater services which meets health and environmental requirements and projected demand

SUMMARY OF REPORT:

Request for Offer RFO2016081 was called to engage a suitably qualified and experienced organisation(s) to provide a Vacuum Excavation Truck on a fulltime basis hire agreement. The proposed agreement will be for 6 months with an optional 6 month extension pending Contractor performance and Council's operational needs.

At the time of closing 11 Offers were received.

The evaluation of the offers against the Selection Criteria is contained in the Offer Evaluation Report included in **CONFIDENTIAL ATTACHMENTS 1 and 2**. The recommendations are based on the evaluation.

RECOMMENDATION:

That in respect to Contract RFO2016081 Hire of Vacuum Excavation Truck (Fulltime Basis):

- 1. Council awards the contract to Toxfree Australia Pty Ltd ABN 31 127 853 561 for the amount of \$121,430.00 (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.**

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3. **ATTACHMENTS 1 and 2 are 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.**

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REPORT:

Offer Background

Request for Offer RFO2016081 was called to engage a suitably qualified and experienced organisation(s) to provide a Vacuum Excavation Truck on a fulltime basis hire agreement. The proposed agreement will be for 6 months with an optional 6 month extension pending Contractor performance and Council's operational needs.

Request for Offer Advertising

The Offer was invited in accordance with section 4.7(i) of Council's Procurement Protocol v1.8. The Offer was publically advertised on Saturday, 25 June 2016 in the Gold Coast Bulletin and also on Monday, 27 June 2016 on Council's etender webpage and the TweedLink.

The Offer was not invited in accordance with the provisions of the Local Government Act 1993, the NSW Local Government (General) Regulation 2005 and the Tendering Guidelines for NSW Local Government.

Offer submissions closed at 4.00pm (local time) on 20 July 2016 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Offer Submissions

At the closing time for Offer Submissions, the Tender Box was opened and 11 Offers were recorded as below:

Bidder	ABN
Aqua Assets Pty Ltd	32 075 144 419
Cleanaway	57 099 813 548
Dynamic Excavations	55 131 100 840
Fenech Group Pty Ltd	85 092 821 282
JJ Richards & Sons	40 000 805 425
Lipway Pty Ltd	99 010 877 737
Power Pumping	84 125 093 718
Silverstrand Developments	45 165 085 263
Solo Resource Recovery	62 398 515 816
Supervax Pty Ltd	54 138 342 711
Toxfree Australia Pty Ltd	31 127 853 561

Offer Evaluation

An Offer Evaluation Plan was developed based on the premise that competitive Offers were to be received and scored against specific evaluation criteria in order to select the best value Offer. Council's Offer Evaluation Panel was made up as follows:

Position
Senior Technical Officer - Reticulation
Senior Engineer – Operations & Maintenance
Engineer - Contracts

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Offers were evaluated based on the criteria noted in the table below which were also listed in the Conditions of Offering.

Criterion	Weighting (%)
Value for Money (Normalised Offer Price) (Mandatory but Chairperson sets weighting)	50
Product Quality (Equipment compliance)	15
Demonstrated capability to perform the Services as specified	10
Relevant experience with contracts / Services of a similar nature / Driver	15
Local Content (Development of Local Business/Industry) (Mandatory 10% assessment as per Policy)	10
	100

The details of the price and non-price evaluation are shown on the Offer Evaluation Report and Offer Evaluation Scoring Sheet. A copy of the Offer Evaluation Report and Offer Evaluation Scoring Sheet are included as ATTACHMENTS 1 and 2 which are CONFIDENTIAL in accordance with Section 10A:

- (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

The information identifies the Bidder in relation to the Offer price and the evaluation of the products offered by the Bidder. If disclosed, the information would be likely to prejudice the commercial position of the Bidder 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 Offer.

OPTIONS:

That Council:

1. Awards the contract RFO2016081 to Toxfree Australia Pty Ltd ABN 31 127 853 561 for the amount of \$121,430.00 (exclusive of GST).
2. Awards the Contract to a different Bidder, including reasons for this course of action.
3. Declines to accept any of the Offers, including reasons for this course of action.

CONCLUSION:

It is recommended that Toxfree Australia Pty Ltd ABN 31 127 853 561 be nominated for contract RFO2016081. Details of Toxfree Australia Pty Ltd relative competitiveness is shown in the Evaluation Report **CONFIDENTIAL ATTACHMENT 1** which was endorsed by the Offer Evaluation Panel.

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COUNCIL IMPLICATIONS:

a. Policy:

The Offer invitation and evaluation were conducted in accordance with the provisions of:

- Local Government Act 1993 and NSW Local Government (General) Regulation 2005.
- Council's Procurement Policy v1.8.

b. Budget/Long Term Financial Plan:

Provision for RFO2016081 Hire of Vacuum Excavation Truck (Fulltime Basis) is included in the 2016/2017 Budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. RFO2016081 - Offer Evaluation Report (ECM4182960).

(Confidential) Attachment 2. RFO2016081 - Offer Evaluation Scoring Sheet (EC4183007).

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