



TWEED
SHIRE COUNCIL

Chair: Tr K Milne

Trustees: G Bagnall (Deputy Chair)
C Byrne
B Longland
W Polglase
P Youngblutt

Agenda

Tweed Coast Holiday Parks Reserve Trust Meeting Thursday 18 August 2016

held at **Council Chambers, Murwillumbah Civic &
Cultural Centre, Tumbulgum Road, Murwillumbah**
commencing at 5.00pm

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Items for Consideration of the Trust:

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CONFIRMATION OF MINUTES

- 1 [CONMIN-TCHP] Confirmation of the Ordinary and Confidential Tweed Coast Holiday Parks Reserve Trust Minutes of Meeting held Thursday 16 June 2016

SUBMITTED BY: Corporate Governance



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.2 Decisions made relating to the allocation of priorities will be in the long-term interests of the community
-

SUMMARY OF REPORT:

The Minutes of the Ordinary and Confidential Tweed Coast Holiday Parks Reserve Trust Meetings held Thursday 16 June 2016 are attached for information and adoption by the Trust.

RECOMMENDATION:

That:

1. The Minutes of the Ordinary and Confidential Tweed Coast Holiday Parks Reserve Trust Meetings held Thursday 16 June 2016 be adopted as a true and accurate record of proceedings of that meeting.
- 2 ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (f) matters affecting the security of the council, councillors, council staff or council property.

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).

Attachment 1 Minutes of the Ordinary x Tweed Coast Holiday Parks Reserve Trust Meetings held Thursday 16 June 2016 (ECM4103106).

(Confidential) Attachment 2 Minutes of the Confidential Tweed Coast Holiday Parks Reserve Trust Meetings held Thursday 16 June 2016 (ECM4103118).

REPORTS THROUGH THE EXECUTIVE MANAGER OF THE TRUST

REPORTS FROM THE EXECUTIVE MANAGER OF THE TRUST

2 [EM-TCHP] Request for Offer TCHP2016005 Provision of Civil Construction Works for the Hastings Point Holiday Park, Tweed Coast Road, Hastings Point

SUBMITTED BY: Unit Coordinator - Holiday Parks

FILE REFERENCE: GC3/8/2

TCHP: 1609

SUMMARY OF REPORT:

Request for Offer TCHP2016-005 was called to provide the civil construction works required as part of the partial redevelopment of Hastings Point Holiday Park.

Offers were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. Offer submissions closed at 4.00pm (local time) on Wednesday 29 June 2016 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

RECOMMENDATION:

That:

- 1. The Tweed Coast Holiday Parks Reserve Trust awards the contract TCHP2016005 Provision of Civil Construction Works for Hastings Point Holiday Park, Tweed Coast Road, Hastings Point to BD Plumbing & Roofing Pty Ltd (trading as BD Contracting) for the amount of \$293,930.00 (exclusive of GST).**
- 2. The Executive Manager be granted delegated authority to approve appropriately deemed variations to the Request for Offer and those variations be reported to the Trust following completion of the tendered works/services.**
- 3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because they contain:-**
 - (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business*

REPORT:

Offer Background

Trustees will recall that at the Tweed Coast Holiday Parks Reserve Trust Meeting held Thursday 2 July 2015, a report was presented detailing a number of environmental and operational issues at Hastings Point Holiday Park. At this meeting the Trust adopted the recommendation to undertake works at Hastings Point Holiday Park to include:

- Removal of existing debris, unstable erosion control structures, retaining walls and unformed creek access ways.
- Stabilisation of the existing eroding foreshore.
- Revegetation of the creek bank.
- Creation of a safe access way to Cudgera Creek.
- Holiday Park tourist site rationalisation and realignment.
- Improved tourist site services including electrical and water supply.

A management plan was established which included a design of the proposed works to ensure the protection of the existing mangroves and measures to add to the long term stability of the foreshore including native vegetation planting. All necessary approvals and consents have been sought and granted.

Request for Offer TCHP2016-005 Proposed Civil Construction Works for the Hastings Point Holiday Park was called to engage a suitably qualified and experienced organisation to provide a service to demolish the existing infrastructure and construct new infrastructure for part of Hastings Point Holiday Park in line with the recommendations previously adopted by the Trust.

The work to be performed under the subsequent Contract includes the provision of all labour, plant and materials and the performance of all operations of whatever kind necessary for the complete and proper construction for demolition of existing infrastructure, bulk earthworks, pavements, sewer reticulation, water reticulation, electrical services and landscaping.

Offer Advertising

Offers were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. The Offers were advertised on 07 June 2016 in Sydney Morning Herald. The Offer was also advertised in Brisbane Courier Mail, Gold Coast Bulletin, Tweed Link and on Council's website.

Offer submissions closed at 4.00pm (local time) on Wednesday 29 June 2016 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Offer Addendums

There was one (1) Notice to Bidders issued before close of Offer.

Addendum No. 001 was issued to advise Bidders of changes to award date and duration of construction.

Offer Submissions

At the closing time for Offer Submissions, the Tender Box was opened and five (5) Offers were recorded as below:

| Bidder | ABN |
|---|----------------|
| Eire Constructions Pty Ltd | 23 116 308 573 |
| Entracon Civil Pty Ltd | 35 118 370 077 |
| BD Plumbing and Roofing Pty Ltd | 68 605 343 851 |
| Foundation Supportworks Australia Pty Ltd | 63 605 705 968 |
| Civil Logic Pty Ltd | 81 168 035 498 |

Late and/or Non-Conforming Offers

No non-conforming offers were submitted.

Post Offer Correspondence

Nil

Offer Evaluation Panel

Council's Offer Evaluation Panel was made up as follows:

| Position |
|--------------------------------|
| Unit Coordinator Holiday Parks |
| Contract Engineer |

Evaluation Criteria

Offers were evaluated as per the Offer Evaluation Plan dated 25 July 2016. The Offer Evaluation Plan was developed on the premise that competitive offers were to be received and scored against specific criteria in order to select the best value offer.

A copy of the Offer Evaluation Report is attached in ATTACHMENT 1 which is CONFIDENTIAL in accordance with Section 10A(2)(d) of the Local Government Act, 1993, because it contains commercial information in relation to the offers, the disclosure of which would likely to prejudice the commercial position of the bidders if it was provided. The information identifies the bidders 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.

| Criterion | Document Reference | Weighting (%) |
|---|--------------------|---------------|
| Value for Money (Normalised Offer Price) | Schedule 2 & 3 | 40 |
| Experience Capability & Resources | Schedule 4 & 5 | 20 |
| Methodology & Programming | Schedule 6 | 10 |
| WHS, Quality & Environmental Management | Schedule 7 | 10 |
| Subcontractors | Schedule 8 | 5 |
| Company Insurances | Schedule 9 | Yes/No Item |
| Sustainable Procurement | Schedule 10 | 5 |
| Local Content (Development of Local Business/Industry) (Mandatory 10% assessment as per Policy) | Schedule 11 | 10 |
| | Total | 100 |

OPTIONS:

1. The offer from BD Plumbing & Roofing Pty Ltd trading as BD Contracting be accepted for the amount of \$293,930.00 exclusive of GST for tender TCHP2016-005 Provision of Civil Construction Works for Hastings Point Holiday Park; or
2. The offer from BD Plumbing & Roofing Pty Ltd trading as BD Contracting for the amount of \$293,930.00 exclusive of GST for tender TCHP2016-005 Provision of Civil Construction Works for Hastings Point Holiday Park is not accepted.

CONCLUSION:

The Tweed Coast Holiday Parks Reserve Trust awards the contract TCHP2016-005 Provision of Civil Construction Works for Hastings Point Holiday Park to BD Plumbing & Roofing Pty Ltd trading as BD Contracting for the amount of \$293,930.00 (exclusive of GST).

IMPLICATIONS:

a. Budget:

Implications as contained within the report.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. Request for Offer TCHP2016-005 – Offer Evaluation Report (ECM4165164).

(Confidential) Attachment 2. Request for Offer TCHP2016-005 - Evaluation Scoresheet (ECM4165231).

REPORTS FROM DIRECTOR ENGINEERING

3 [E-TCHP] Foreshore Protection Works and Central Park Development, Kingscliff

SUBMITTED BY: Design

Validms



Supporting Community Life

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

| | |
|-------|--|
| 2 | Supporting Community Life |
| 2.3 | Provide well serviced neighbourhoods |
| 2.3.6 | Provide conveniently placed and well equipped parks, sporting, recreational, cultural and community facilities |

SUMMARY OF REPORT:

Tweed Shire Council proposes to construct the foreshore protection works and central park development at Kingscliff (the project). The land on which the project is proposed is described as Lot 2 DP 1122062 and Lot 169 DP 755701. These land parcels form part of Reserve No. R1001008, comprising Crown Land administered by both the Tweed Coast Reserves Trust and Tweed Coast Holiday Parks Reserves Trust. The reserve purpose is for Recreation and Coastal Environmental Protection.

As the project would be performed on Crown Land administered by the Tweed Coast Holiday Parks Reserves Trust, endorsement by the Trust of the project is sought by Tweed Shire Council. In this instance, because the project is considered to be consistent with the reserve purpose i.e. public recreation and coastal environmental protection, a licence under the *Crown Lands Act 1989* is not required.

In summary, it is recommended that the Tweed Coast Holiday Parks Reserves Trust endorse the foreshore protection works and central park development at Kingscliff by or on behalf of Tweed Shire Council in the Trust's capacity as manager of Reserve No. R1001008.

RECOMMENDATION:

That the Tweed Coast Holiday Parks Reserves Trust endorses the foreshore protection works and central park development at Kingscliff by or on behalf of Tweed Shire Council in the Trust's capacity as manager of Reserve No. R1001008.

REPORT:

Tweed Shire Council proposes to construct the foreshore protection works and central park development at Kingscliff (the project). The land on which the project is proposed is described as Lot 2 DP 1122062 and Lot 169 DP 755701. These land parcels form part of Reserve No. R1001008, comprising Crown Land administered by both the Tweed Coast Reserves Trust and Tweed Coast Holiday Parks Reserves Trust. The reserve purpose is for Recreation and Coastal Environmental Protection.

In short, the project includes implementation of the following key elements:

- Foreshore protection works comprising a concrete seawall and rock revetment seawall between the Cudgen Headland Surf Life Saving Club (CHSLSC) and the Kingscliff Beach Bowls Club (KBBC).
- Development of a foreshore park on land currently used as a caravan park and camping ground between the proposed seawall, the CHSLSC, Kingscliff Amenities Hall (KAH), Marine Parade and a point approximately 150m north within the existing Kingscliff Beach Holiday Park (KBHP).
- Establishment of a combined pedestrian / cycle pathway immediately behind the foreshore protection works between the CHSLSC and the KBBC.

The project as described above is the outcome of various coastal foreshore management and planning strategies within the Kingscliff locality, amongst community consultation and public involvement, and which also forms part of other construction activities proposed as part of the greater Kingscliff Foreshore Revitalisation Project.

The project is development permitted without consent under Divisions 12 and 25 of the State Environmental Planning Policy (Infrastructure) 2007. As such, the environmental impacts of the project were considered under Part 5 of the *Environmental Planning and Assessment Act 1979* and Council's Design Unit's Environmental Scientists prepared a Review of Environmental Factors (REF). In accordance with Council's policy that REF supported a Part 5 Planning Application which was favourably determined by Tweed Shire Council at its meeting of 5 May 2016.

As the project would be performed on Crown Land administered by the Tweed Coast Holiday Parks Reserves Trust, endorsement by the Trust of the project is sought by Tweed Shire Council. In this instance, because the project is considered to be consistent with the reserve purpose i.e. public recreation and coastal environmental protection, a licence under the *Crown Lands Act 1989* is not required.

OPTIONS:

The options for consideration of the Tweed Coast Holiday Parks Reserves Trust are:

1. Endorse the foreshore protection works and central park development at Kingscliff by or on behalf of Tweed Shire Council in the Trust's capacity as manager of Reserve No. R1001008 in line with the recommendation of this report.
2. Request additional information.

3. Refuse Tweed Shire Council's request to provide endorsement of the project.

CONCLUSION:

This report seeks formal endorsement by the Tweed Coast Holiday Parks Reserves Trust of the foreshore protection works and central park development at Kingscliff in the Trust's capacity as manager of Reserve No. R1001008.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

The project has been the subject of extensive public consultation.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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