



**ORDINARY MEETING
OF COUNCIL**

**AGENDA - LATE ITEMS
OPEN MEETING**

16 May 2022

TABLE OF CONTENTS

9.0	REPORTS OF OFFICERS AND COMMITTEES	4
9.19	AWARD OF CONTRACT 783 - TABLE CAPE CARPARK EXPANSION.....	4
9.20	AWARD OF CONTRACT 782 - PROVISION OF GUARD RAIL - DESIGN, SUPPLY & INSTALL	8
9.21	AWARD OF CONTRACT 779 - PROVISION OF BITUMEN SURFACING SERVICES	11

LATE ITEMS

In accordance with section 8 (6) of the *Local Government (Meeting Procedures) Regulations 2015* a council by absolute majority at an ordinary council meeting may decide to deal with a matter that is not on the agenda if –

- a) *the general manager has reported the reason it was not possible to include the matter on the agenda; and*
- b) *the general manager has reported that the matter is urgent; and*
- c) *in a case where the matter requires the advice of a qualified person, the general manager has certified under section 65 of the Act that the advice has been obtained and taken into account in providing general advice to the council.*

In the case of these tenders, the closing date did not allow sufficient time to assess and compile a report for distribution on 11 May. The matters need to be considered at the May Council meeting to allow for planning, preparation and expenditure to occur within the 2021/22 financial year.

Deferring the report, or not choosing to add it as a late item on the agenda, will jeopardise Council's ability to meet annual Roads to Recovery own source expenditure requirements for 2021/22.

The General Manager is satisfied the requirements of section 8 (6) have been met.

9.0 REPORTS OF OFFICERS AND COMMITTEES

9.19 AWARD OF CONTRACT 783 - TABLE CAPE CARPARK EXPANSION

To: Council
Reporting Officer: Manager Engineering Services
Responsible Manager: Director Infrastructure and Development Services
Report Date: 27 April 2022
File Reference: 0305
Enclosures: 1. Evaluation Summary Cover Page - Confidential

RECOMMENDATION

That Council award Contract #783 – Table Cape Carpark Expansion to Roadways Pty Ltd

PURPOSE

To determine Council's position in relation to tender submissions received for the construction of Table Cape Carpark Expansion.

BACKGROUND

Upgrades to the Table Cape Lookout have been identified as one of the top six key project areas, priorities of the recent State Government published tourism report "Re-Imagining Our Regions – Tasmania's Far North West" and the "Wynyard Destination Action Plan 2017-2023.

The scope of works to be completed in this project includes:

- Road works;
- Turning circle for large vehicles and buses;
- Parking infrastructure;
- DDA compliant parking;
- Bus parking;

Funding has been sought through the State Building Better Regions Fund Round Five for the expansion of the Table Cape carpark. Subsequent Grant federal funding has been received for \$305,333 to deliver the project.

Provision of these works is to be undertaken by an external contract provider, owing to the requirements of the Grant and skills required to deliver the scope of the projects

A call for tenders for provision of these works was published in the Advocate Newspaper and on the Tenderlink website on Saturday 23 April 2022.

DETAILS

The contract operates as a Schedule of Rates (SoR) contract, based upon estimated quantities to deliver the scope of the project. Tender price comparison and assessment of each individual tender, based upon pre-defined tender criteria, defines the recommendation to Council to award the Contract.

At the close of tenders on 9 May 2022, fifteen (15) contractors had accessed the tender documents via Tenderlink and five (5) contractors submitted tenders for the works.

Tender submissions were received from;

- Civilscape Contracting
- Hardings Hotmix
- Roadways
- Stabilised Pavements Australia
- Walters Contracting

All tenderers have demonstrated experience within the industry, have established safety and management systems in place and have been assessed as competent and capable in the performance of the works for which they have tendered. All tenderers have and continue to provide the services associated with this contract to other Councils within Tasmania.

Each tender received has been assessed against a range of weighted criteria itemised below:

Criteria A – Tender Sum – Weighting 40%

Criteria B – Project understanding including quality and completeness of submission – Weighting 15%

Criteria C – Capacity and resources, materials, plant and equipment to complete the works including financial viability – Weighting 20%

Criteria D – Capability and relevant experience of personnel and management – Weighting 20%

Criteria E – Quality management systems, including WHS, traffic, risk and environmental – Weighting 5%

Generally, the past services provided to the Local Government sector by each of these companies have been considered satisfactory, and they have a clear understanding of the established industry requirements associated with the performance of the works under the contract. Each tenderer has provided sufficient evidence to demonstrate their competence and capability to perform the works within the timeframes and to the quality required. Accordingly, there is no significant alteration to the selection of preferred tenderer based upon these considerations and the selection of the preferred tenderer is considered primarily to be a matter of price in this instance.

Roadways Pty Ltd have submitted the lowest price tender option with a calculated overall price of \$78,307.30. whilst noting that this total price is an estimate based upon identified areas, the relativity of pricing is not anticipated to vary to any degree of significance should the final area be different.

Roadways Pty Ltd have also offered to complete the works by 30 June 2022 which is advantageous to Council in ensuring it meets annual Roads to Recovery own source expenditure requirements for 2021/22.

In considering all other matters associated with the project and tender submission it is recommended that Roadways Ptd Ltd be awarded the project with a calculated tender value of \$78,037.30.

STATUTORY IMPLICATIONS

Statutory Requirements

There are no statutory implications as a result of this report.

STRATEGIC IMPLICATIONS

Strategic Plan Reference

GOAL 6: Transport and Access
Desired Outcomes
6.1 Our transport and access network can accommodate the changing needs of our industry and community.
Our Priorities
6.2.2 Plan for all movements and modes of transport with a fit-for-purpose network.

Sustainable Murchison Community Plan 2040

Community Future Direction Theme	Key Challenges & Opportunities:
Access and infrastructure	Local, regional and global transport and infrastructure access – Safe and efficient access alternatives, growing freight capacity, renewable energy, water management and contemporary communications. Community infrastructure that supports economic development.

POLICY IMPLICATIONS

There are no policy implications as a result of this report.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications as a result of this report.

FINANCIAL IMPLICATIONS

Awarding the tender as recommended, to complete the road works component of this project prior to June 30 2022 is advantageous in ensuring current year Roads to Recovery expenditure requirements are met. The recommended tender price of \$78,037.30 plus contingency and overheads gives a total of \$91,303.64 which is favourable against the estimated cost of \$126,240.

RISK IMPLICATIONS

In the conduct of any contract there are risks to Council, including time delays and poor quality of work. The use of experienced contractors coupled with contract documents will minimise any risk to Council. The broad tender assessment, beyond just price, is intended to mitigate risk.

CONSULTATION PROCESS

Consultation with the owners of the Table Cape Tulip Farm will be undertaken prior to works commencing.

CONCLUSION

The tender submission by Roadways Pty Ltd for the construction of Table Cape Carpark expansion is considered the best option available to Council and is able to be delivered by 30 June 2022. In taking into consideration all aspects of the tender submission this represents the best value for money for Council and is advantageous in ensuring current year Roads to Recovery expenditure requirements are met. It is recommended that contract #783 be awarded accordingly.

9.20 AWARD OF CONTRACT 782 - PROVISION OF GUARD RAIL - DESIGN, SUPPLY & INSTALL

To:	Council
Reporting Officer:	Manager Engineering Services
Responsible Manager:	Director Infrastructure and Development Services
Report Date:	27 April 2022
File Reference:	0205
Enclosures:	1. Evaluation Summary Cover Page - Confidential

RECOMMENDATION

That Council:

1. **Award Contract #782 – Provision of Guard Rail – Design, Supply & Install to Protector-Rail Pty Ltd**
2. **Amend the 2021/22 Annual plan and Budget estimates to bring forward completion of the Provision of Guard Rail – Design, Supply & Install.**

PURPOSE

To determine Council's position in relation to tender submissions received for the provision of guard rail, design, supply and install.

BACKGROUND

Council commissioned a Rural Road Safety audit in 2019/20. Since receiving the final version of this audit Council has undertaken several projects that were identified as high-risk, including speed reduction, additional signage, line marking and installation of guard rail. There are several other sites within the municipality that have been identified in this audit as either requiring the installation of new guard rail or having existing guard rail end terminals that do not meet current day standards, including bridge approaches. This project seeks to bundle 19 of these individual guard rail sites to provide economy of scale in procurement.

Provision of these works is to be undertaken by an external contract provider, owing to the expense of specialist equipment and skills required, the geometrical constraints of the site, the duration over which the works are to be undertaken and the forecast works scheduling of internal staff.

A call for tenders for provision of these works was published in the Advocate Newspaper and on the Tenderlink website on Saturday 23 April 2022.

DETAILS

The contract operates as a Lump Sum contract, based upon estimated quantities to deliver the scope of the project. Tender price comparison and assessment of each individual tender, based upon pre-defined tender criteria, defines the recommendation to Council to award the Contract.

At the close of tenders on 9 May 2022, four (4) contractors had accessed the tender documents via Tenderlink and two (2) contractors submitted tenders for the works.

Tender submissions were received from;

- Protector-Rail Pty Ltd
- Geotas Pty Ltd

All tenderers have demonstrated experience within the industry, have established safety and management systems in place and have been assessed as competent and capable in the performance of the works for which they have tendered. All tenderers have and continue to provide the services associated with this contract to other Councils within Tasmania.

Each tender received has been assessed against a range of weighted criteria itemised below:

Criteria A – Tender Sum – Weighting 40%

Criteria B – Project understanding including quality and completeness of submission – Weighting 10%

Criteria C – Capacity and resources, materials, plant and equipment to complete the works including financial viability – Weighting 20%

Criteria D – Capability and relevant experience of personnel and management – Weighting 20%

Criteria E – Quality management systems, including WHS, traffic, risk and environmental – Weighting 10%

Generally, the past services provided to the Local Government sector by each of these companies have been considered satisfactory, and they have a clear understanding of the established industry requirements associated with the performance of the works under the contract. Each tenderer has provided sufficient evidence to demonstrate their competence and capability to perform the works within the timeframes and to the quality required. Accordingly, there is no significant alteration to the selection of preferred tenderer based upon these considerations and the selection of the preferred tenderer is considered primarily to be a matter of price in this instance.

Protector-Rail Pty Ltd have submitted the lowest price tender option with a calculated overall price of \$386,606.88 whilst noting that this total price is an estimate based upon identified areas, the relativity of pricing is not anticipated to vary to any degree of significance should the final area be different.

Protector-Rail Pty Ltd have also offered to complete the 68% of the works by 30 June 2022 (13 of 19 sites) which is advantageous to Council in ensuring it meets annual Roads to Recovery own source expenditure requirements for 2021/22.

In considering all other matters associated with the project and tender submission it is recommended that Protector-Rail Pty Ltd be awarded the project with a calculated tender value of \$386,606.88

STATUTORY IMPLICATIONS

Statutory Requirements

There are no statutory implications as a result of this report.

STRATEGIC IMPLICATIONS

Strategic Plan Reference

GOAL 6: Transport and Access
Desired Outcomes
6.2 Our transport and access network is sustainable, affordable and fit for purpose.
Our Priorities
6.2.2 Plan for all movements and modes of transport with a fit-for-purpose network.

Sustainable Murchison Community Plan 2040

Community Future Direction Theme	Key Challenges & Opportunities:
Access and infrastructure	Local, regional and global transport and infrastructure access – Safe and efficient access alternatives, growing freight capacity, renewable energy, water management and contemporary communications. Community infrastructure that supports economic development.

POLICY IMPLICATIONS

There are no policy implications as a result of this report.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications as a result of this report.

FINANCIAL IMPLICATIONS

There is currently no budget allocation in the 2021/22 Annual Plan and Budget estimates to complete this project and an amendment to this budget will be required. Amendment to the 2021/22 Annual plan and Budget estimate to complete this project prior to June 30 2022 is advantageous in ensuring current year Roads to Recovery expenditure requirements are met. The predicted final cost of awarding the tender recommendation along with overheads and contingencies is \$413,668 which compares favourably with the estimated cost of \$428,802.

RISK IMPLICATIONS

In the conduct of any contract there are risks to Council, including time delays and poor quality of work. The use of experienced contractors coupled with contract documents will minimise any risk to Council. The broad tender assessment, beyond just price, is intended to mitigate risk.

CONSULTATION PROCESS

There are no consultation requirements as a result of this report.

CONCLUSION

The tender submission by Protector-Rail Pty Ltd for the Provision of Guard Rail – Design, Supply and Install is considered the best option available to Council and is able to be 68% delivered by 30 June 2022. In taking into consideration all aspects of the tender submission this represents the best value for money for Council and is advantageous in ensuring current year Roads to Recovery expenditure requirements are met. It is recommended that contract #782 be awarded accordingly.

9.21 AWARD OF CONTRACT 779 - PROVISION OF BITUMEN SURFACING SERVICES

To: Council
Reporting Officer: Manager Engineering Services
Responsible Manager: Director Infrastructure and Development Services
Report Date: 27 April 2022
File Reference: 0105
Enclosures: 1. Evaluation Summary Cover Page - Confidential

RECOMMENDATION

That Council award Contract #779 – Provision of Bitumen Surfacing Services to Hardings Hotmix for the coming 2022/23 Financial year

PURPOSE

To determine Council's position in relation to tenders submitted for the provision of Councils 2022/23 road bitumen surfacing services.

BACKGROUND

To maintain the safety and pavement integrity of Councils sealed road network, periodic resealing is essential for both the water-repelling and skid resistance characteristics of the surface. Without periodic resealing, surface cracking from bitumen oxidation allows water ingress within the road pavement, adversely impacting on structural integrity and pavement shape. Wearing and polishing of the old seal aggregates will also lead to decreased skid resistance and an increase in wet-weather vehicle accidents.

Provision of these road surfacing services is undertaken by external Contract providers, owing to the expense of specialist equipment and skills required, and the short duration over which these works are performed. The provider is determined through an annual tendering process.

A call for tenders for provision of these works was published in the Advocate Newspaper and on the Tenderlink website on Saturday 23 April 2022.

DETAILS

The Contract operates as a Schedule of Rates contract, based upon the anticipated quantities for projects identified within Councils Capital Works Reseal program. Tender price comparison and assessment is based upon the indicative total cost to Council to complete the works, given the unit rates submitted. Tenders were invited to tender for these works based on an individual Council basis or a combined tender with the Circular Head Council.

At the close of tenders on 9 May 2022 three (3) contractors submitted tenders for the works.

Tender submissions were received from;

- Hardings Hotmix
- Roadways Pty Ltd
- Fulton Hogan

All Tenderers have a demonstrated experience within the industry, have established safety and management systems in place, and have been assessed as competent and capable in the performance of the works for which they have tendered. All Tenderers have and continue to provide the services associated with this Contract to other Councils within Tasmania.

Each tender received has been assessed against a range of weighted criteria being:

Criteria A – Tender Sum – 50%

Criteria B – Project understanding, including quality and completeness of submission – 10%

Criteria C – Capacity and resources, materials, plant and equipment to complete the works including financial viability – 10%

Criteria D – Capability and relevant experience of personnel and management – 20%

Criteria E – Quality management, including WHS, risk and environmental – 10%

Generally, the past services provided to Council by each of these companies have been considered satisfactory, and they have an understanding of the established requirements associated with performance of the works under contract. Each tenderer has provided sufficient evidence to demonstrate their competence and capability to perform the works within the timeframes and to the quality required. Accordingly, there is no significant alteration to the selection of preferred Tenderer based upon these considerations, and the selection of Tenderer is considered primarily to be a matter of price in this instance.

Hardings Hotmix have submitted the lowest price combined tender option with a calculated overall price of \$245,330.94. Whilst noting that these total prices are estimates based upon identified areas, comprising of a variety of unit rates priced for each project location, the relativity of pricing is not anticipated to vary to any degree of significance should the final areas be different

STATUTORY IMPLICATIONS

Statutory Requirements

There are no statutory implications as a result of this report.

STRATEGIC IMPLICATIONS

Strategic Plan Reference

GOAL 6: Transport and Access
Desired Outcomes
6.2 Our transport and access network is sustainable, affordable and fit for purpose.
Our Priorities
6.2.2 Plan for all movements and modes of transport with a fit-for-purpose network.

Sustainable Murchison Community Plan 2040

Community Future Direction Theme	Key Challenges & Opportunities:
Access and infrastructure	Local, regional and global transport and infrastructure access – Safe and efficient access alternatives, growing freight capacity, renewable energy, water management and contemporary communications. Community infrastructure that supports economic development.

POLICY IMPLICATIONS

There are no policy implications as a result of this report.

ENVIRONMENTAL IMPLICATIONS

Fulton Hogan have provided an alternative tender submission that provides for environmental sustainability by use of recycled crumb rubber blended into the road seal. Council have engaged the use of recycled crumb rubber in reseals previously and to date the performance of this material is equal to traditional sealing methods. The tender submission for the use of recycled crumbed rubber is \$13,365.80 greater than the recommended tender award.

FINANCIAL IMPLICATIONS

Tenderers were invited to supply a tender for these works based on an individual Council basis or a shared contract between Circular Head Council and the Waratah Wynyard Council to offer a cost reduction incentive. Hardings Hotmix have supplied the lowest rate tender for each Council and have offered a further reduction in cost should a joint contract be awarded.

	Cost Saving if tender awarded jointly
Waratah-Wynyard Council	\$1,462.73
Circular Head Council	\$6,954.82

The estimated total cost of completing the tender works if the contract is awarded as recommended, along with \$18,000 of reseal preparation works and overheads is estimated to be \$264,590. This compares unfavourably with the estimated total cost of \$199,923.

RISK IMPLICATIONS

In the conduct of any contract there are risks to Council including time delays, poor quality of work etc.

The use of experienced Contractors coupled with contract documents would minimise any risk to Council.

As this contract is set up with a schedule of rates, the exact final cost cannot be determined. The quantities estimated are however thought sufficiently accurate and any variation in the final cost should be contained within budget provisions.

CONSULTATION PROCESS

There are no consultation requirements as a result of this report.

CONCLUSION

The tender price submitted by Hardings Hotmix for supply of Sprayed bituminous surfacing services is the lowest cost option to Council and it is recommended Contract #779 be awarded. If the Circular Head Council award to Hardings Hotmix also a cost saving to each council would be realised.