

DIS287: C21013 – DRUMMOND STREET RECONSTRUCTION

Land Description	: Drummond Street, Lockyer, Albany.
Proponent / Owner	: City of Albany.
Business Entity Name	: City of Albany.
Attachments	: Commercial in Confidence - Confidential Briefing Note under separate cover.
Report Prepared By	: <i>Team Leader Civil Infrastructure (R Cations)</i>
Authorising Officer:	: <i>Executive Director Infrastructure, Development & Environment (P Camins)</i>

CONFIDENTIAL ATTACHMENT

It is recommended that if discussion is required in regards to details contained within the Confidential Attachment, that the matters are discussed behind closed doors, in accordance with section 5.23(2)(c) & (e)(ii) of the Local Government Act 1995, being: a contract which may be entered into and information that has commercial value.

STRATEGIC IMPLICATIONS

1. This item relates to the following elements of the City of Albany Strategic Community Plan 2032:
 - **Pillar:** Place.
 - **Outcome:** 10: A safe, sustainable and efficient transport network.

In Brief:

- Tender award for the reconstruction of Drummond Street (SLK 0.00 – 0.36) from Parker Street to Banks Street.
- Three (3) complying tenders were received, with Tenderer A being the recommended contractor.
- Construction is scheduled to commence in December 2021 with completion in early March 2022.

RECOMMENDATION

DIS287: AUTHORISING OFFICER RECOMMENDATION 1

Voting Requirement: Absolute Majority

THAT Council APPROVE the budget increase for Job Number 0666 (Drummond Street) from \$681,782 (subject to previous budget review item included in CCS393) to \$781,782 by transferring \$100,000 from Job Number 8239 (Marbelup Road North SLK 2.83 – 7.8).

DIS287: AUTHORISING OFFICER RECOMMENDATION 2

Voting Requirement: Simple Majority

THAT Council AWARD Contract C21013 – DRUMMOND STREET RECONSTRUCTION – PARKER STREET TO BANKS STREET to the tenderer recommended by the evaluation panel, as detailed in the Confidential Briefing Note attached to this report.

BACKGROUND

2. Drummond Street is a local road that connects Parker Street to Banks Street in the suburb of Lockyer.
3. The road also provides access to Parklands School and Pre-School.
4. The proposed work involves the renewal of the existing drainage, road pavement, road surfacing and footpaths. All of the concrete kerbing will be replaced and parking areas for both the school and pre-school will be upgraded and re-marked.

5. Design and specification documentation was prepared by City of Albany to the stage of 'Issued for Tender'.
6. The tender was open from 29 September to 27 October 2021.

DISCUSSION

7. A total of nine (9) tender documents were issued by City of Albany.
8. Three (3) complete tender documents were submitted on or before the stipulated closing date and time.
9. The tenders were evaluated using the weighted attributes methodology. This method scores the evaluation criteria and weights their importance to determine an overall points score for each tender. The criteria are tabled below:

Criteria	% Weighting
Cost	45%
Relevant Experience	25%
Demonstrated Understanding	25%
Corporate Social Responsibility	5%
Total	100%

10. The following table summarises the tenderers and their weighted scores:

Tenderer	Weighted Score
Tenderer A	641.46
Tenderer B	503.38
Tenderer C	473.49

GOVERNMENT & PUBLIC CONSULTATION

11. All relevant Government departments including the Department of Indigenous Affairs and SWALSC have been consulted on the project.
12. A request for tenders was published in the West Australian on Wednesday 29 September 2021 and the Great Southern Weekender on Thursday 30 September 2021.

STATUTORY IMPLICATIONS

13. Regulation 11 of the Local Government (Functions and General) Regulations 1996 (Regulations) requires Council to publicly tender if the contract is, or is expected to be, more, or worth more than \$250,000.
14. Regulation 18 of the Regulations outlines a number of requirements relating to choice of tender. Council is to decide which of the acceptable tenders is the most advantageous to Council. It may also decline to accept any tender.
15. Regulation 19 of the Regulations requires Council to advise each tenderer in writing the result of Council's decision.
16. Voting Requirement: **Absolute Majority (RECOMMENDATION 1), Simple Majority (RECOMMENDATION 2)**

POLICY IMPLICATIONS

17. Councils Purchasing Policy (Tenders & Quotes) and Buy Local Policy (Regional Price Preference) are applicable to this item.

RISK IDENTIFICATION & MITIGATION

18. The risk identification and categorisation relies on the City's Enterprise Risk and Opportunity Management Framework.

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
People Health and Safety <i>A pedestrian accident occurs due to poor geometry and road condition.</i>	<i>Possible</i>	<i>Major</i>	<i>High</i>	<i>Continue upgrading road, parking and school access as funding is available.</i>
Finance <i>Non-compliance with contract or business failure</i>	<i>Unlikely</i>	<i>Moderate</i>	<i>Medium</i>	<i>Standard general conditions of contract protect the City by allowing for contract termination on the basis of failure to supply goods and services.</i>

FINANCIAL IMPLICATIONS

19. The value of this tender is in excess of \$500,000 and therefore approval is referred to Council for consideration.
20. More detailed information regarding the financial implications are contained in the Confidential Briefing Note.
21. An additional request of \$100,000 is being requested.
22. It is proposed that the additional budget required is transferred from the Marbelup Road North project. The Marbelup Road North project was brought forward in our 10 year program to meet developer aspirations, however is subject to developer contributions that have not yet been received. The project also looks likely to require land acquisition and a Clearing Permit that will both take time to achieve. Considering these factors will mean that it is likely that the works will be rescheduled for 22/23 or 23/24.

LEGAL IMPLICATIONS

23. There are no legal implications associated with this item.

ENVIRONMENTAL CONSIDERATIONS

24. No clearing of vegetation is proposed as part of this project.

ALTERNATE OPTIONS

25. The options are:
- a. Council may elect to accept the recommended tender; or
 - b. Not approve any tender.

CONCLUSION

26. It is recommended, based on the evaluation scoring, clarification and financial check processes that the tender be awarded to Tenderer A.
27. In order to award the tender an increase in budget of \$100,000 is required.

Consulted References	:	<ul style="list-style-type: none"> • Local Government (Functions and General) Regulations 1995 • Council Policy – Purchasing • Council Policy – Buy Local (Regional Price Preference)
File Number (Name of Ward)	:	C21013 (Vancouver Ward)
Previous Reference	:	N/A