DIS455: C25029 – MILLBROOK ROAD (SLK 10.6 – 12.5) RECONSTRUCTION & WIDENING

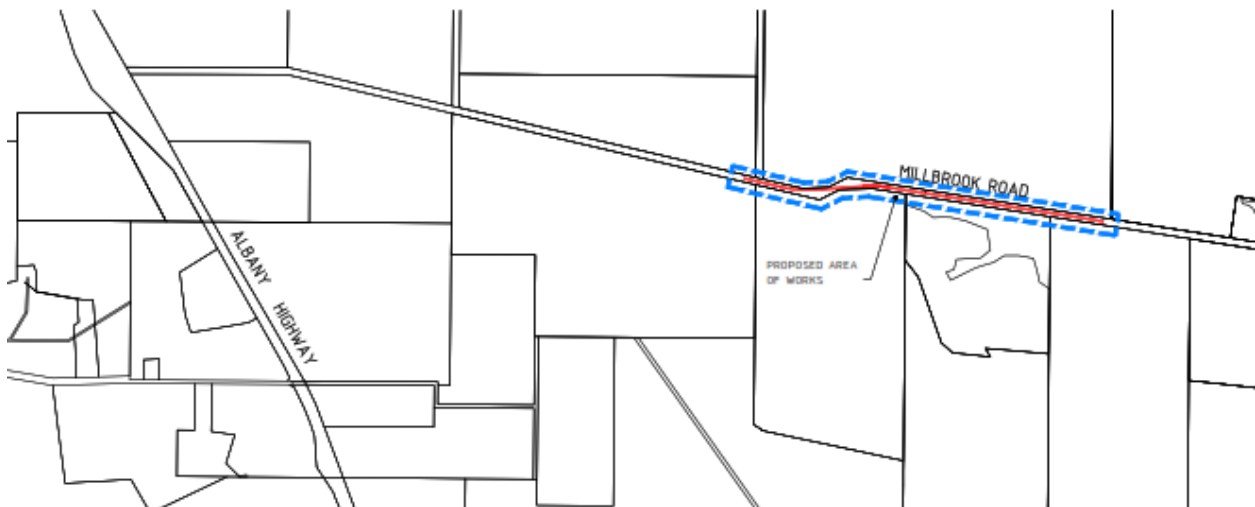|		
Proponent / Owner	:	City of Albany.
Business Entity Name	:	City of Albany.
Attachments	:	Commercial in Confidence - Confidential Briefing Note
Report Prepared By	:	Senior Civil Engineering Officer (Roads)
Authorising Officer:	:	Executive Director Infrastructure, Development & Environment

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 or Corporate Business Plan informing plans or strategies:

   - **Pillar**: Place.
   - **Outcomes:** 10. A safe, sustainable and efficient transport network

Maps and Diagrams:

In Brief:

2. Following a competitive tender process, and approval of additional funds, Council approval is sought to award Tender C25029 Millbrook Road (SLK 10.6 – 12.5) Reconstruction & Widening.

3. Six (6) complying tenders and one (1) alternative tender were received with Tenderer A being the recommended contractor.

4. The budget is required to be increased by $20,000 to award to the successful tenderer and provide adequate contingency. This means the current budget will be increased from $1,451,100 to $1,471,000.

RECOMMENDATION

DIS455: AUTHORISING OFFICER RECOMMENDATION 1

THAT Council AMEND the Budget as follows:

1. **Transfer from: Roadworks, Drainage and Paths Reserve WO.13339.2703 from $2,211,606 to $2,231,606**.
2. **INCREASE budget for Job Number 4235 Millbrook Road (SLK 10.6 – 12.5) Reconstruction & Widening from $1,451,100 to $1,471,000.'**

DIS455: AUTHORISING OFFICER RECOMMENDATION 2

THAT Council AWARD Contract C25029 Millbrook Road (SLK 10.6 – 12.5) Reconstruction & Widening to the tenderer recommended by the evaluation panel, as detailed in the Confidential Briefing Note attached to this report.

BACKGROUND

5. Millbrook Road runs between Albany Highway and Chester Pass Road over a distance of 16km. City of Albany has previously undertaken works on Millbrook Road to bring the road up to contemporary standards and this project will extend the upgrade of the road a further 1.9km towards Albany Highway.

6. The proposed works involve the widening and reconstruction of Millbrook Road from a nominal 6.0m seal width to a 7.0m seal width plus 1.2m wide shoulders (0.8m sealed, giving a total sealed width of 8.6m).

7. Grant funds have been secured from the State Government through the Road Project Grants to complete these proposed works in 2025/26.

DISCUSSION

8. This project was advertised in early September 2025 and closed on 29 September 2025. A total of seven submissions were received.

9. A total of fifty-four (54) tender documents were issued by City of Albany during the current tender period.

10. Six (6) complying tenders and one (1) alternative tender were submitted on or before the stipulated closing date and time.

11. The tender was 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:

Qualitative Criteria	Weighting (%)
Relevant Experience	25%
Tenderers Resources	20%
Demonstrated Understanding	20%
Environmental, Social and Governance	5%
Cost	30%
Total	**100%**

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

Tenderer	Buy Local	Weighted Score	Rank
Tenderer A	Yes	662.34	1
Tenderer B (alternative tender)	Yes	646.66	2
Tenderer B (conforming tender)	Yes	629.07	3
Tenderer C	Yes	538.61	4
Tenderer D	No	519.08	5
Tenderer E	No	518.47	6
Tenderer F	Yes	492.43	7

13. Four of the six tenderers claimed and were eligible for the *Buy Local Policy* reduction.

14. Based on the evaluation scoring, Tenderer A is the preferred tenderer. It is therefore recommended that their tender be accepted and the contract awarded.

GOVERNMENT & PUBLIC CONSULTATION

15. A request for tenders was published in *The West Australian* on Monday 1st September 2025 and *The Albany Extra* on Tuesday 2nd September 2025.

STATUTORY IMPLICATIONS

16. 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.

17. 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.

18. Regulation 19 of the Regulations requires Council to advise each tenderer in writing the result of Council's decision.

19. Voting Requirement is **Simple Majority.**

POLICY IMPLICATIONS

20. Council's *Purchasing Policy (Tenders & Quotes)* and *Buy Local Policy (Regional Price Preference)* are applicable to this item.

RISK IDENTIFICATION & MITIGATION

21. 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 *A vehicle accident occurs due to poor geometry and narrow road width.*	*Possible*	*Major*	*High*	*Continue upgrading road as funding is available.*
Service delivery Interruption *Lack of maintenance causes road failure and disrupts traffic flows.*	*Unlikely*	*Moderate*	*Medium*	*Identify maintenance intervention level of road and act accordingly.*
Legal and compliance *Excessive damage to vehicles from poorly maintained roads could result in legal claims against the City*	*Unlikely*	*Moderate*	*Medium*	*Continue annual maintenance and capital works on road infrastructure. Identify maintenance intervention level of road and act accordingly*
Community *Lack of consultation will cause frustrations and delays.*	*Possible*	*Minor*	*Medium*	*Complete and instigate community engagement plan*

Finance *Non-compliance with contract or business failure*	*Unlikely*	*Moderate*	*Medium*	*Standard general conditions of contract protect the City by allowing for contract termination on the basis of failure to supply goods and services.*
Opportunity: *Construct new road to contemporary standard to support community needs and expectations*				

FINANCIAL IMPLICATIONS

22. Current funding for this project has been received from the WA State Governments Road Project Grants funding, and City of Albany municipal funds as allocated in the 2025-2026 budget.

23. The current budget allocated is insufficient to award the tender as well as provide adequate contingency funding for the construction.

24. More detailed information regarding the financial implications is contained in the Confidential Briefing Note.

LEGAL IMPLICATIONS

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

ENVIRONMENTAL CONSIDERATIONS

26. Some vegetation clearing is required to be undertaken as part of this contract to accommodate the proposed road widening.

27. City of Albany has submitted an application to Department of Water and Environmental Regulation to clear the required vegetation.

ALTERNATE OPTIONS

28. The options are:

   a) Council may elect to accept the budget review and recommended tender; or

   b) Accept the budget review, and award to a different tenderer (providing reasons); or

   c) Not approve the budget review or tender.

CONCLUSION

29. The City has undergone a competitive process in line with the relevant legislation and established policies.

30. It is recommended, based on the evaluation scoring, clarification and financial check processes that the tender be awarded to Tenderer A.

Consulted References	• *Local Government (Functions and General) Regulations 1996* • *Council Policy – Purchasing* • *Council Policy – Buy Local (Regional Price Preference)*
File Number	RD.DEC.246
Previous Reference	N/A