

11.1 Confidential - Contract Award: drainage works Pridham Boulevard detention basin - tender # 09046 OT

This report is seeking Council approval to award the contract for the drainage works associated with for Pridham Boulevard Detention Basin at Aldinga Beach.

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Attachments: 1 Tender Evaluation Summary (2 pages)

1 Executive summary

1.1 Topic

This report is seeking Council approval to award the contract for the drainage works associated with for Pridham Boulevard Detention Basin at Aldinga Beach.

1.2 Context

Tenders were received through an open tender process and assessed through Council's Tender Management System (TMS) Tender # 09046 OT.

The contract value of the Pridham Boulevard Detention Basin project falls outside the Chief Executive Officer's delegated authority (\$500,000), therefore requiring a decision of Council to approve the expenditure.

It is suggested that Council consider this item in Confidence. Section 90(3)(k) of the Local Government Act 1999 is suggested as the most appropriate to use for this purpose.

This item is presented as a confidential item as it presents commercial tenders for the carrying out of works for Council's consideration and award. Our procurement policy and process focuses on ensuring that the confidentiality of all information in the course of tendering is preserved.

1.3 Suggested outcome

The proposed outcome of this report is that Council approves the awarding of the contract as determined by the assessment team in conjunction with the Manager Infrastructure to ADCIV Pty Ltd.

2 Recommendation(s)

1. That

- a. **under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting in order to consider in confidence this item.**
 - b. **Council is satisfied that it is necessary that the public be excluded to enable the Council to consider the report at the meeting on the following grounds:**
 - **Section 90 (3)(k) tenders for the supply of goods, the provision of services or the carrying out of works.**
 - c. **accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.**
2. **That Council accept the tender proposed by ADCIV PTY LTD for drainage works associated with the detention basin at Pridham Boulevard tender # 09046 OT at a cost of \$750,017.26 (GST inclusive).**
 3. **That Council authorise the Chief Executive Officer to sign all required documentation**
 4. **That an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the abovementioned document (or part of such document) including the minutes and the report of the Council relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act, should be kept confidential on the grounds of information contained in 90(3)(k) until the contract has been awarded and signed.**

Key Factors

3 Discussion

3.1 Details of tender

In accordance with Council's Contracts, Tenders and Purchasing Policy and Procedures, an open tender invitation was issued through SA Tenders and Contracts.

The tender process included a site meeting with potential tenderers and Council staff, enabling visual inspection and an opportunity to discuss construction methodologies (eg access issues, etc).

3.2 Tenders received

Five tenders were received. The following table summarises the tender amounts received.

Tender	Tendered Amount (GST Inclusive)	Tendered Amount (GST Exclusive)
ADCIV Pty Ltd	\$750,017.26	\$681,183.87

PD Excavations	\$780,506.43	\$709,551.30
Ertech Pty Ltd	\$899,132.43	\$817,393.12
SA Civil	\$975,376.88	\$886,706.26
McMahon Services	\$1,019,370.00	\$926,700.00

Tenders were assessed in accordance with Clause 23 'evaluation of tenders' of the City of Onkaparinga's administration procurement procedure. This procedure requires that tenders are assessed by an evaluation panel using a weighted matrix to rank the tenderers in order of preference.

A list of the evaluation panel members is provided in attachment 1, table 2.

3.3 Tender Management System (TMS)

We use the TMS database program to enter all tender prices. The database calculates (using the Australian Consulting Engineers Association calculation) the price score based on the median price.

All evaluation scores (other than price) are determined by the evaluation panel based on the weighted criteria nominated for this tender as shown in the Council Tender Evaluation Summary (attachment 1, table 3). The selection criteria are made available in the tender document.

3.3.1 Criteria assessment

The tender evaluation panel scored the tenders in accordance with the selection criteria agreed. The selection criteria are made available to tenderers within the tender document.

ADCIV Pty Ltd provided detailed relevant examples of works previously undertaken highlighting their appreciation of the task and demonstrated ability in similar types of works. Their tender provided specific information on staff that will be directly involved in the project including their relevant skills and experiences and the methodology of how the works would be undertaken with a commitment to the project duration.

ADCIV Pty Ltd has been assessed by the tender evaluation panel as having the highest weighted score and is the preferred contractor to undertake the work.

3.4 Timing of works

Under the conditions of contract the contractor is required to mobilise within two weeks of the signing of the contract. Given the nature of this work being within an existing detention basin the commencement and ongoing implementation of this contract will be influenced by rain events. Extension of time approvals will be utilised to manage this situation should rain events cause justifiable delays in the agreed works program.

3.5 Budget details

The table below provides a summary of the budget allocation requirements for this contract.

	Business Unit Number	Budget	Tendered Amount (GST exclusive)
Pridham Detention Basin civil works Tender # 09046 OT	BU # 7964	\$685,000.00	\$681,183.87

There are sufficient funds available to complete the requirements of this contract.