

10.1 Contract Award: Drainage Works Pridham Boulevard to Hart Road Wetlands (Bayswood Channel), Tender # 08104 OT

This report is seeking Council approval to award the contract for the drainage works from Pridham Boulevard to Hart Road (Bayswood Channel) as part the Aldinga Beach Road upgrade.

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Contact Number: 8384 0161
File Reference: Nil
Attachments: 1 Tender Evaluation Form

1 Executive Summary

1.1 Topic

This report is seeking Council approval to award the contract for the drainage works from Pridham Boulevard to Hart Road (Bayswood Channel) as part of the Aldinga Beach Road upgrade.

Details of this project are included as Item 6.10 of this agenda.

1.2 Context

The pricing was received through an **open tender** process and assessed through Council's Tender Management System (TMS) Tender # 08104 OT.

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

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.

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.

Council's procurement policy and process focuses on ensuring that the confidentiality of all information provided in the course of tendering is preserved.

2 Recommendation(s)

1.

- a) **That 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) **That 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) **That 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.**

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2. **That for the construction of the tendered section of Pridham Boulevard to Hart Road Wetlands (Bayswood Channel), Aldinga Beach, Council:**

- a) **accept the tender proposed by ADCIV PTY LTD for the civil construction of drainage from Pridham Boulevard to Hart Road Wetland contract # 08104 at a cost of \$707,504.40 (GST inclusive).**
 - b) **authorise the Chief Executive Officer to sign all required documentation.**
- ### 3. **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 tender has been awarded and signed.**

Key Factors

3 Discussion

Contract Discussion

In June 2008 open tender documentation was prepared for the drainage works. 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).

Three civil construction contractors submitted a schedule of rates based upon Council supplied specifications and construction designs. The estimate for the Bayswood Channel civil works was \$700,000 (as a component of the Aldinga Beach Road upgrade project in the Major Projects Fund).

The following table summarises the tender rates received:

Tender	Tendered Amount (GST Inclusive)	Tendered Amount (GST Exclusive)
ADCIV Pty Ltd	\$707,504.40	\$643,185.82
SEM Civil Contractors	\$933,260	\$848,418.00
AR Contracting	\$1,046,376	\$958,488.00

The tender evaluation summary (Attachment 1) supports the awarding of the contract to ADCIV Pty Ltd.