

15 Confidential items

15.1 Acquisition of garbage compaction units (RFQ11055)

Cr Chapman MOVED:

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. That Council is satisfied that it is necessary that the public be excluded to enable 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

The Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of the information at the meeting may:

- prejudice the commercial position of the companies that supplied the information; or*
- confer a commercial advantage on a third party; or*
- prejudice any ongoing negotiations with the preferred supplier*

potentially causing damage to the interests of the Council.

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.

Seconded by Cr Swann.

CARRIED

Cr Greaves MOVED:

2. That Council award the Tender proposed by North East Isuzu Adelaide SA for two (2) Isuzu FVZ 1400 cab/chassis fitted with two (2) Superior Pak side loading compactor bodies in response to RFQ 11055 as:

- it passed mandatory criteria;*
- the evaluation panel showed a preference, after testing, for the operation of the Superior Pak unit; and*
- it presented a commercially acceptable offer.*

3. *That the offer proposed by North East Isuzu Adelaide SA of a gross cost of \$718,885.09 with a trade in of \$105,000 giving a combined net cost of \$613,885.09 (including GST) is accepted.*
4. *That Council delegate authority to the Chief Executive Officer to sign all required documentation to finalise the contract (and authorise all expenditure in relation to that contract) with North East Isuzu Adelaide SA for the acquisition of two (2) Isuzu FVZ 1400 cab/chassis fitted with two (2) Superior Pak side loading compactor bodies.*

Seconded by Cr Webster.

Cr Bray MOVED an AMENDMENT:

1. *That Council award the Tender proposed by North East Isuzu Adelaide SA for two (2) Isuzu FVZ 1400 cab/chassis fitted with two (2) Superior Pak side loading compactor bodies in response to RFQ 11055 as:*
 - *it passed mandatory criteria;*
 - *the evaluation panel showed a preference, after testing, for the operation of the Superior Pak unit; and*
 - *it presented a commercially acceptable offer.*
2. *That the offer proposed by North East Isuzu Adelaide SA of a gross cost of \$718,885.09 with a trade in of \$105,000 or receipts from auction in excess of \$105,000 giving a combined net cost of \$613,885.09 (including GST) or less is accepted.*
3. *That Council delegate authority to the Chief Executive Officer to sign all required documentation to finalise the contract (and authorise all expenditure in relation to that contract) with North East Isuzu Adelaide SA for the acquisition of two (2) Isuzu FVZ 1400 cab/chassis fitted with two (2) Superior Pak side loading compactor bodies.*
4. *That Council delegate authority to the Chief Executive Officer to sign all required documentation to finalise the contract (and authorise all expenditure in relation to that contract) with North East Isuzu Adelaide SA for the acquisition of two (2) Isuzu FVZ 1400 cab/chassis fitted with two (2) Superior Pak side loading compactor bodies.*
5. *That the trade in vehicles be sent to auction with the reserve being the trade in price.*

Seconded by Cr de Jonge.

Leave of the meeting for the amendment was sought and granted.

Cr Webster MOVED that the Question be PUT.

Seconded by Cr Wenham.

CARRIED

The AMENDMENT was PUT and LOST.

The original MOTION was PUT and CARRIED.

Cr Chapman MOVED:

- 5. 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 with the exception of part 2 of the recommendation and resolution, 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 tendered goods have been purchased.*

Seconded by Cr de Jonge.

CARRIED