



**LATE AGENDA FOR ORDINARY MEETING
TO BE HELD IN COUNCIL CHAMBERS, BUNDABERG
ON TUESDAY 13 DECEMBER 2016, COMMENCING AT 10.00 AM**

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**Item****13 December 2016****Item Number:**

T5

File Number:

.

Part:

CONFIDENTIAL

Portfolio:

Councillors

Subject:

Appointment of Chief Executive Officer

Report Author:

Jack Dempsey, Mayor

Authorised by:

Jack Dempsey, Mayor

Link to Corporate Plan:

Governance - 4.4.7 A valued work force committed to the region delivering quality services

Background:

In accordance with the provisions of his Contract of Employment, and by letter dated 5 July 2016, our Chief Executive Officer, Peter Byrne, advised of his intention to retire from Council Staff at the expiry of his Contract – Friday, 14 April 2017.

An Executive Employment Recruitment Agency (Aston Carter) was engaged to assist with the recruitment process for a new Chief Executive Officer; and applications closed on 31 October, 2016.

A number of shortlisted applicants were interviewed on Friday, 2 December 2016. The interview panel comprised a representative from Aston Carter and 4 Councillors (Mayor Cr JM Dempsey, Cr WR Trevor, Cr HL Blackburn and Cr DJ Batt).

Legal Implications:

Requirements of “The Local Government Act 2009” are to be adhered to.

Policy Implications:

There appear to be no policy implications.

Financial and Resource Implications:

A new Contract of Employment will be required to be entered into between Council and the appointed Chief Executive Officer.

Risk Management Implications:

There appears to be no risk management implications.

Communications Strategy:

A Communication Strategy will be required following the appointment of the selected Applicant.

Attachments:

Nil

Recommendation:

That Mr Stephen Johnston be appointed to the position of Chief Executive Officer on a negotiated contract basis, to commence on a date to be determined.



Item

13 December 2016

Item Number:	File Number:	Part:
T6	TEN/0137	CONFIDENTIAL

Portfolio:

Infrastructure & Planning Services

Subject:

Construction Multiplex Stage 2 - Civic Avenue, Bundaberg

Report Author:

Jim Whittaker, Project Manager - Building Projects

Authorised by:

Adam Wyatt, Group Manager Projects

Link to Corporate Plan:

Environment - 4.2.3 The provision of quality infrastructure that meets the region's current and future needs

Background:

Tenders were invited for Contract No TEN/0137 for the construction of the Multiplex Building Stage 2 on 15 October 2016 and closed at 2.00 pm on 29 November 2016. The scope of works for the Multiplex Building includes the construction of the sports/civic hall, stage and green rooms, main entry foyer, commercial kitchen, plant rooms, landscaping, sanitary facilities and function rooms.

An evaluation of the tenders was conducted by an evaluation panel in accordance with the evaluation criteria. The following criteria were considered as part of the tender assessment:

Financial Evaluation Criteria and relative overall weightings		
Financial Score	Assessment based on Tender Price Evaluation for each Tender as determined from a financial analysis model	60%
Non-financial Evaluation Criteria and relative overall weightings		
Encouragement of the development of competitive local business and industry	Assessment by the Evaluation Panel of the Tenderer's: <ul style="list-style-type: none"> • Creation of local employment opportunities; • Economic growth within the local area. 	15%
Demonstrated understanding of Works under Contract	Assessment by the Evaluation Panel of the Tenderer's: <ul style="list-style-type: none"> • Construction Methodology; • Construction Programme. 	10%
Company Delivery Systems	Assessment by the Evaluation Panel of the Tenderer's: <ul style="list-style-type: none"> • Management Systems. 	5%
Project Risk and Opportunity	Assessment by the Evaluation Panel of the Tenderer's: <ul style="list-style-type: none"> • Claims history; • List of Departures / Qualifications / other conditions included within the tender submission; • Project delivery risks due to methodology / programme / resources. 	+/-10%

Tenderers were asked to supply sufficient information to enable the above factors to be considered. A total of six (6) tenders were received. Tender prices ranged from approximately \$11.0M to approximately \$11.4M (exclusive of GST). The anticipated contract value was estimated at approximately \$12.5M (exclusive of GST).

A list of the tenders is below (Table 1) with their Tender Evaluation Score.

Contractor	Tender Evaluation Score
Christensen Industries	62.3
Hutchinson Builders	65.5
J M Kelly Builders	66.9
Lanskey Constructions	54.8
Murchie Constructions	67.4
Jeff Lenox Builder – Late	56.1

Table 1

Based on the Original Tender Evaluation Score the Evaluation Panel short listed J M Kelly and Murchie Constructions as the highest ranked tenderers. They were both invited to a pre-award meeting to address several tender clarifications.

The clarifications addressed the following:

- Inclusions;
- Offered cost savings;
- Trade cost breakdown; and
- Local Content cost breakdown

As well being a local Principal Contractor Murchie Constructions tender has identified over 60% of the contract value will be spent directly on the engagement of local subcontractors and suppliers to deliver this project. This includes, but is not limited to, the delivery of structural steel, concrete supply and placement, supply and installation of mechanical equipment, electrical and plumbing.

Associated Person/Organization:

PCYC

Consultation:

Council has consulted with the PCYC

Legal Implications:

Selecting a provider from this tender will result in Council entering into a contract for the delivery of services as documented. The commencement of the Contract is nominated as the date of dispatch of the letter of acceptance of tender.

Policy Implications:

There appear to be no policy implications.

Financial and Resource Implications:

Council has successfully sourced funding for this project from both the State and Federal governments to the total value of \$10M. This has significantly reduced the financial implications for Council and is within the current approved budget.

Risk Management Implications:

There appears to be no additional risk management implications other than those already identified.

Communications Strategy:

Communications Team consulted. A Communication Strategy is:

- Not required
- Required

Attachments:

- [⇒1](#) Location & plan 41-29940-G002
- [⇒2](#) Site Plan 41-29940-A004
- [⇒3](#) Tender Evaluation

Recommendation:

That the tender of Murchie Constructions Pty Ltd (dated 29 November 2016) in the sum of \$11,086,605.00 excluding GST - for the construction of the Bundaberg Multiplex – Stage 2 (TEN/0137) be accepted.

**Item****13 December 2016****Item Number:**

T7

File Number:

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Part:

CONFIDENTIAL

Portfolio:

Infrastructure & Planning Services

Subject:

Eggmolesse Street - Johanna Boulevard Road Connection and Associated Infrastructure - TEN/0144

Report Author:

Adam Wyatt, Group Manager Projects

Authorised by:

Adam Wyatt, Group Manager Projects

Link to Corporate Plan:

Environment - 4.2.3 The provision of quality infrastructure that meets the region's current and future needs

Background:

Tenders were invited for Contract No TEN/0144 for the Eggmolesse Street – Johanna Boulevard Road Connection works on 6 November 2016 and closed at 2.00 pm on 6 December 2016. The scope of works for the road connection includes the construction of road and pipeline infrastructure to provide a strong sub-arterial network to improve access and connectivity within the Thabeban, Norville and Svensson Heights areas of Bundaberg.

An evaluation of the tenders was conducted by an evaluation panel in accordance with the evaluation criteria. The following criteria were considered as part of the tender assessment:

Financial Evaluation Criteria and relative overall weightings		
Financial Score	Assessment based on Tender Price Evaluation for each Tender as determined from a financial analysis model	60%
	Assessment based on Daywork Rates and Provisional Work Items	10%
Non-financial Evaluation Criteria and relative overall weightings		
Encouragement of the development of competitive local business and industry	Assessment by the Evaluation Panel of the Tenderer's: <ul style="list-style-type: none"> • Creation of local employment opportunities; • Economic growth within the local area; 	10%
Demonstrated understanding of Works under Contract	Assessment by the Evaluation Panel of the Tenderer's: <ul style="list-style-type: none"> • Construction Methodology; • Construction Programme. 	10%
Project Risk and Opportunity	Assessment by the Evaluation Panel of the Tenderer's: <ul style="list-style-type: none"> • Claims history • List of Departures / Qualifications / other conditions included within the tender submission • Project delivery risks due to methodology / programme / resources. 	+/-10%

Tenderers were asked to supply sufficient information to enable the above factors to be considered. A total of five (5) tenders were received. Tender prices ranged from approximately \$2.9M to approximately \$5M (exclusive of GST). The anticipated contract value was estimated at approximately \$4.3M (exclusive of GST).

A list of the tenders is below with their Tender Evaluation Score.

Contractor	Tender Evaluation Score
Development Construction Pty Ltd	81.2
Berajondo Earthmoving and Haulage	72.7
Hall Contracting Pty Ltd	50.3
Civil Mining and Construction Pty Ltd	49.1
Vassallo Constructions Pty Ltd	24.3

Based on the Tender Evaluation Score the Evaluation Panel identified Development Construction Pty Ltd as the preferred tenderer.

Development Construction Pty Ltd tender has identified over 80% of the contract value will be spent locally including the engagement of local subcontractors and suppliers to deliver this project.

Associated Person/Organization:

Nil

Consultation:

All Councillors

Legal Implications:

Selecting a provider from this tender will result in Council entering into a contract for the delivery of services as documented. The commencement of the contract is nominated as the date of dispatch of the letter of acceptance of tender.

Policy Implications:

There appear to be no policy implications.

Financial and Resource Implications:

There appear to be no financial or resource implications.

Risk Management Implications:

There appears to be no risk management implications.

Communications Strategy:

Communications Team consulted. A Communication Strategy is:

- Not required
- Required

A Stakeholder Engagement Plan for this project has been developed in conjunction with the Kay McDuff Drive Road Extension Project.

Attachments:

Nil

Recommendation:

That the tender of Development Construction Pty Ltd (dated 6 December 2016) in the sum of \$2,946,531.14 excluding GST – for the construction of the Eggmolesse Street – Johanna Boulevard Road and Pipeline Connection works - be accepted.