

OPERATIONAL SERVICES COMMITTEE

Meeting to be held in the Conference Room, Operational Services Area, Level One of Civic Centre, 10 Watson Terrace, Mount Gambier, on Tuesday 11th October 2016 at 7.30 a.m.

AGENDA

PRESENT: Cr D Mutton (Presiding Member)
Crs C Greco, P Richardson, F Morello and I Von Stanke

APOLOGIES: moved the apology received from be
accepted.

seconded

COUNCIL OFFICERS: Chief Executive Officer, Mark McShane
Engineering Manager, Daryl Morgan
Michael Silvy, Manager Regulatory Services
Team Leader Administration (Operational Services), Sally Wilson

COUNCIL MEMBERS

AS OBSERVERS:

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

12. CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Cr moved that the following Agenda Item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of Councillors - D Mutton, C Greco, P Richardson, F Morello and I Von Stanke and Council Officers - M McShane, D Morgan, M Silvy and S Wilson) be excluded from the meeting in order for the Agenda Item (Operational Services Report No. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277) to be considered in confidence.

The Committee is satisfied that, pursuant to section 90(3)(k) of the Act the information to be received, discussed or considered in relation to this Agenda Item are tenders for:

- the carrying out of works.

The tender relates to the construction of sub cells 3B and 3C as well as an additional leachate pond at the Caroline Landfill.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be considered contains tender pricing from local contractors including for separate staged (unfunded future) works that may be the subject of further negotiations before a final decision is made and a contract entered into for the future works.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
13.	OPERATIONAL SERVICES REPORT NO. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3) Construction of Cell 3 (B & C) and Leachate Pond 4	(k)

Cr seconded

IN CONFIDENCE**13. OPERATIONAL SERVICES REPORT NO. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277**

moved it be recommended

- (a) Operational Services Report No. 7/2016 be received;
- (b) Council accept the tender of Gambier Earth Movers for the construction of Cell 3B at the Caroline Landfill for a tender price of \$905,929.50 as per their tender submission (Tender AF16/277).

seconded

14. CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL

moved that an order be made pursuant to Section 91 (7) of the Local Government Act, 1999 that the document in relation to item 13 which has been considered by the Council on a confidential basis pursuant to Section 90 (3) be kept confidential as follows:

<u>Item No.</u>	<u>Subject Matter</u>	<u>S.90(3) Grounds</u>	<u>Element To Be Kept Confidential</u>	<u>Duration</u>
13.	OPERATIONAL SERVICES REPORT NO. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3) Construction of Cell 3 (B & C) and Leachate Pond 4	(k)	All details	Until considered by Council
			Identity of successful tenderer and contract value associated with Tender AF16/277	Until a decision has been made by Council
			Operational Services Report No. 7/2016 - Tender AF16/277 and Attachments	Until contract(s) have been entered into for all stages of work associated with Tender AF16/277 (to be reviewed every 12 months)

Cr seconded

Resume Open Session

The meeting closed at _____ a.m.
AF13/66
SW

IN CONFIDENCE**OPERATIONAL SERVICES REPORT NO. 7/2016**

**SUBJECT: TENDER AF16/277 - CAROLINE LANDFILL DEVELOPMENT (STAGE 3),
CONSTRUCTION OF CELL 3 (B & C) AND LEACHATE POND 4**

REF: AF16/277

Introduction

Council has an allocation in its 2016/2017 budget of \$700,000 plus a carry over amount of \$243,000 (giving a total available budget of \$943,000) for the construction of the next sub cell at Caroline Landfill.

Initially tenders were called for the construction of sub cells 3B and 3C as well as an additional leachate pond. However, the tender documents were written such that Council can decide to scale the works back to only one sub cell (Cell 3B) or decide to complete additional components of the project subject to tendering pricing and available budget.

Discussion

Tenders were called publicly and there were two conforming tenders received from two local civil contactors, namely:

- Gambier Earth Movers (GEM)
- SMB Civil

A tender assessment was undertaken (using the attached tender assessment form) individually by the following Council Officers:

- Kahli Rolton, Management Accountant
- Daryl Morgan, Engineering Manager
- Daryl Sexton, Director Operational Services

Assessment scores were then collated and averaged with the following average scores recorded:

- Gambier Earth Movers 70%
- SMB Civil 51%

A copy of the summary assessment is attached for information.

As Council's budget will allow for only the construction of Cell 3B, the tender prices for this component of works was as follows:

Cell 3B	
Gambier Earth Movers (GEM)	\$905,929.50
SMB Civil	\$885,462.03

Comments

- The tender pricing was extremely close between the two tenderers which was not the case when Council went to tender for Cell 3A construction a number of years ago as there was a significant price difference between the lowest and highest tenderers at that time.
- The closeness of tender pricing reflects the tenderers understanding of the project requirements and that the civil construction market is quite competitive at this point in time.

Operational Services Report No. 7/2016 cont'd...

- One of the major components (and also major risks to successful completion) of this project is for the contractor to be able to produce a clay material that meets the stringent material/testing properties and has been endorsed for approval by the Environment Protection Authority (EPA). At this point in time only the clay provided by GEM has been approved for use by the EPA and this has been used in the construction of all other Cells (Cell 1, 2, 3A) and the cap for Cell 1. The clay source being provided by SMB Civil has not been endorsed by the EPA for landfill construction at this point in time although the tenderer (SMB Civil) has confirmed that it does meet the requirements for landfill construction.
- SMB Civil has no experience in landfill construction whereas GEM has built all of Council's previous cells. However, given that there are independent testing requirements and third party sign off, the risk here is mainly extended timeframes for a contractor unfamiliar with the construction process. The risk to Council however is that we miss the May 2017 deadline to complete the cell construction and Council's landfilling operations will be severely restricted for the following winter.

RECOMMENDATION

- (a) Operational Services Report No. 7/2016 be received;
- (b) Council accept the tender of Gambier Earth Movers for the construction of Cell 3B at the Caroline Landfill for a tender price of \$905,929.50 as per their tender submission (Tender AF16/277).



Daryl MORGAN
ENGINEERING MANAGER

sighted:



Mark McSHANE
CHIEF EXECUTIVE OFFICER

Attachments: Tender Summary
 Tender Evaluation Form
 Pricing - Gambier Earth Movers
 Pricing - SMB Civil

5th October, 2016
SW

TENDER AF16/277 SUMMARY

Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4

Tender Evaluation Scores

Name of Tenderer	Evaluator 1	Evaluator 2	Evaluator 3	Average Score	Ranking
SMB Civil	39	46	67	51	2
Gambier Earth Movers	69	66	75	70	1

Pricing

Name of Tenderer	Total
SMB Civil	\$885,462.03
Gambier Earth Movers	\$905,929.50

Summary

SMB Civil:

- No Professional Indemnity Insurance;
- No evidence of landfill construction;
- Implementation plan (program of works) not provided;
- No evidence provided of clay source or if it is EPA approved;
- No evidence of timeframe or completion;
- No details of site set-up;
- No traffic management plan or strategy provided.

Gambier Earth Movers:

- Significant experience in landfill construction;
- Detailed time schedule provided (have allowed 10 days for wet weather);
- Clay approved by EPA, assumed it will be available on project commencement;
- Timeframe allows for completion prior to May 2017;
- No details of site set-up (specific to this contract);
- No traffic management plan or strategy provided.

TENDER EVALUATION FORM

This form is designed to evaluate the capabilities of potential Contractors capable of undertaking the following project:

(Insert Tender Number and Details)

Tenderer: _____

Evaluation Officer: _____ Date: _____

EVALUATION CRITERIA	COMMENTS	Max Score	Score
Licences and Accreditation			
Insurance			
Work Health & Safety and Risk Management			
Environmental Management System			
Quality Systems			
RFT Compliance (statement of conformity)			
Organisation Structure, Facilities and Resources			
Experience			
Customer Service Plan			
Implementation Schedule and Transition Plan			
Value Added Services			
Improvement and Innovation			
Involvement of Local Contractors			
Price			
TOTAL			

Scoring Criteria

- High Score (Excellent) Full achievement of the requirements specified in the documentation for that criterion. Documented strengths, no significant weaknesses or omissions.
- Mid Score (Satisfactory) Sound and reasonable achievement of the requirements specified in the documentation for that criterion. Some weaknesses or omissions which could be corrected/overcome with minimum effort.
- Low Score (Poor) Minimal achievement of the requirements specified in the documentation for that criterion. Existence of numerous weaknesses or omissions that will be difficult to correct/overcome and make acceptable.
- No Score Totally deficient and non compliant.

Gambier Earth Movers

Schedule 19 Pricing

All prices must be listed exclusive of GST

Cell 3B

1. Excavation of existing 300mm cover material and stockpiling onsite.	\$39,279.45
2. Cost to condition, test and replace top layer of existing clay as required.	\$20.09 /m3
3. Cost to supply, transport and install clay liner to Cell 3B.	\$565,858.65
4. Cost to remove bunds.	\$18,193.35
5. Cost to supply, transport and install drainage layer (including aggregate, pipes and geotextile).	\$215,035.80
6. Miscellaneous costs to balance with lump sum price	\$67,562.25
SUB TOTAL	\$905,929.50

Cell 3C

1. Excavation of existing 300mm cover material and stockpiling onsite.	\$36,449.70
2. Cost to condition, test and replace top layer of existing clay as required.	\$20.09 /m3
3. Cost to supply, transport and install clay liner to Cell 3B.	\$430,675.16
4. Cost to supply, transport and install drainage layer (including aggregate, pipes and geotextile).	\$198,257.75
5. Miscellaneous costs to balance with lump sum price	\$50,751.75
SUB TOTAL	\$716,134.36

Leachate Pond 4

1. Excavation of subgrade and build up of mound using site won material.	\$37,866.15
2. Costs to supply, transport and install clay to pond base and side walls.	\$254,567.25
3. Cost to supply and place HDPE liner to pond.	\$44,974.44
4. Miscellaneous costs to balance with lump sum price	\$38,456.25
SUB TOTAL	\$375,864.09

TOTAL COSTS	\$1,997,927.95
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SMB Civil

Schedule 19 Pricing

All prices must be listed exclusive of GST

Cell 3B

1. Excavation of existing 300mm cover material and stockpiling onsite.	\$ 20,350.40
2. Cost to condition, test and replace top layer of existing clay as required.	\$ 14,212.80
3. Cost to supply, transport and install clay liner to Cell 3B.	\$352,693.60
4. Cost to remove bunds.	\$10,416.00
5. Cost to supply, transport and install drainage layer (including aggregate, pipes and geotextile).	\$420,790.83
6. Miscellaneous costs to balance with lump sum price	\$66,998.40
SUB TOTAL	\$885,462.03

Cell 3C

1. Excavation of existing 300mm cover material and stockpiling onsite.	\$17,802.40
2. Cost to condition, test and replace top layer of existing clay as required.	\$14,212.80
3. Cost to supply, transport and install clay liner to Cell 3B.	\$280,392.00
4. Cost to supply, transport and install drainage layer (including aggregate, pipes and geotextile).	\$369,876.19
5. Miscellaneous costs to balance with lump sum price	\$52,897.60
SUB TOTAL	\$735,180.99

Leachate Pond 4

1. Excavation of subgrade and build up of mound using site won material.	\$85,397.20
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2. Costs to supply, transport and install clay to pond base and side walls.	\$172,065.60
3. Cost to supply and place HDPE liner to pond.	\$71,489.60
4. Miscellaneous costs to balance with lump sum price	\$47,846.40
SUB TOTAL	\$376,798.80

TOTAL COSTS	\$1,997,441.82
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OPERATIONAL SERVICES COMMITTEE

Meeting held in the Conference Room, Operational Services Area, Level One of Civic Centre, 10 Watson Terrace, Mount Gambier, on Tuesday 11th October 2016 at 7.30 a.m.

MINUTES

PRESENT: Cr D Mutton (Presiding Member)
Mayor A Lee, Crs P Richardson, F Morello and I Von Stanke

NOT PRESENT: Cr C Greco

COUNCIL OFFICERS: Chief Executive Officer, Mark McShane
Engineering Manager, Daryl Morgan
Michael Silvy, Manager Regulatory Services
Team Leader Administration (Operational Services), Sally Wilson

COUNCIL MEMBERS

AS OBSERVERS: Nil

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

12. CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Cr Von Stanke moved that the following Agenda Item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of Councillors - Mayor A Lee, D Mutton, P Richardson, F Morello and I Von Stanke and Council Officers - M McShane, D Morgan, M Silvy and S Wilson) be excluded from the meeting in order for the Agenda Item (Operational Services Report No. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277) to be considered in confidence.

The Committee is satisfied that, pursuant to section 90(3)(k) of the Act the information to be received, discussed or considered in relation to this Agenda Item are tenders for:

- the carrying out of works.

The tender relates to the construction of sub cells 3B and 3C as well as an additional leachate pond at the Caroline Landfill.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be considered contains tender pricing from local contractors including for separate staged (unfunded future) works that may be the subject of further negotiations before a final decision is made and a contract entered into for the future works.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
13.	<u>OPERATIONAL SERVICES REPORT NO. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3) Construction of Cell 3 (B & C) and Leachate Pond 4</u>	(k)

Cr Mutton seconded

Carried

IN CONFIDENCE

13. OPERATIONAL SERVICES REPORT NO. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277

Cr Richardson moved it be recommended

- (a) Operational Services Report No. 7/2016 be received;
- (b) Council accept the tender of Gambier Earth Movers for the construction of Cell 3B at the Caroline Landfill for a tender price of \$905,929.50 as per their tender submission (Tender AF16/277).

Cr Von Stanke seconded

Carried

14. CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL

Mayor Lee moved that an order be made pursuant to Section 91 (7) of the Local Government Act, 1999 that the document in relation to item 13 which has been considered by the Council on a confidential basis pursuant to Section 90 (3) be kept confidential as follows:

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Cr Von Stanke seconded

Carried

Resumed Open Session

The meeting closed at 8:01 a.m.
AF13/66
SW

CONFIRMED THIS DAY OF 2016.

.....
PRESIDING MEMBER

CITY OF MOUNT GAMBIER

Meeting to be held at the Council Chamber, Civic Centre, 10 Watson Terrace, Mount Gambier
on Tuesday, 18th October, 2016 at 6.00 p.m.

AGENDA

COUNCIL

PRESENT:

Mayor Andrew Lee

Cr Christian Greco

Cr Mark Lovett

Cr Josh Lynagh

Cr Frank Morello

Cr Des Mutton

Cr Steven Perryman

Cr Hanna Persello

Cr Penny Richardson

Cr Ian Von Stanke

APOLOGY/IES:

moved that the apology from Cr Mezinec be received.

seconded

COUNCIL OFFICERS:

Chief Executive Officer

- Mr M McShane

Director - Corporate Services

- Mr G Humphries

Director – Operational Services

- Mr D Sexton

Manager Governance and Property

- Mr M McCarthy

Manager Community Services and
Development

- Ms B Cernovskis

Finance Manager

- Mr G Button

Administrative Officer Executive Support

- Mrs M Telford

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CONSIDERATION FOR EXCLUSION OF THE PUBLIC

moved that the following Agenda Item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of Councillors - Mayor A Lee, Cr Christian Greco, Cr Mark Lovett, Cr Josh Lynagh, Cr Frank Morello, Cr Des Mutton, Cr Steven Perryman, Cr Hanna Persello, Cr Penny Richardson and Cr Ian Von Stanke and Council Officers - M McShane, G Humphries, D Sexton, M McCarthy, B Cernovskis, G Button and M Telford) be excluded from the meeting in order for the Agenda Item (Operational Services Report No. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277) to be considered in confidence.

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seconded

IN CONFIDENCE

- 13. **OPERATIONAL SERVICES REPORT NO. 7/2016** - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277

Cr Richardson moved it be recommended

- (a) Operational Services Report No. 7/2016 be received;
- (b) Council accept the tender of Gambier Earth Movers for the construction of Cell 3B at the Caroline Landfill for a tender price of \$905,929.50 as per their tender submission (Tender AF16/277).

Cr Von Stanke seconded

Carried

CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL

moved that an order be made pursuant to Section 91 (7) of the Local Government Act, 1999 that the document in relation to item 13 which has been considered by the Council on a confidential basis pursuant to Section 90 (3) be kept confidential as follows:

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seconded

Meeting closed at

MJT

MINUTES OF MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY 18TH OCTOBER, 2016 AT 6.00 P.M.

COUNCIL

PRESENT:

Mayor Andrew Lee

Cr Christian Greco

Cr Mark Lovett

Cr Josh Lynagh

Cr Frank Morello

Cr Des Mutton

Cr Steven Perryman

Cr Hanna Persello

Cr Penny Richardson

Cr Ian Von Stanke

APOLOGY/IES:

Cr Morello moved that the apology from Cr Mezinec be received.

Cr Lovett seconded

Carried

COUNCIL OFFICERS:

Chief Executive Officer

- Mr M McShane

Director - Corporate Services

- Mr G Humphries

Director – Operational Services

- Mr D Sexton

Manager Community Services and

Development

- Ms B Cernovskis

Finance Manager

- Mr G Button

Administrative Officer Executive Support

- Mrs M Telford

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CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Cr Lovett that the following Agenda Item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of Councillors - Mayor A Lee, Cr Christian Greco, Cr Mark Lovett, Cr Josh Lynagh, Cr Frank Morello, Cr Des Mutton, Cr Hanna Persello, Cr Penny Richardson and Cr Ian Von Stanke and Council Officers - M McShane, G Humphries, D Sexton, B Cernovskis, G Button and M Telford) be excluded from the meeting in order for the Agenda Item (Operational Services Report No. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277) to be considered in confidence.

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13.	<u>OPERATIONAL SERVICES REPORT NO. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3) Construction of Cell 3 (B & C) and Leachate Pond 4</u>	(k)

Cr Mutton seconded

Carried

13. **OPERATIONAL SERVICES REPORT NO. 7/2016 - Tender AF16/277 - Caroline Landfill Development (Stage 3), Construction of Cell 3 (B & C) and Leachate Pond 4 - Ref. AF16/277**

Cr Richardson moved it be recommended

- (a) Operational Services Report No. 7/2016 be received;
- (b) Council accept the tender of Gambier Earth Movers for the construction of Cell 3B at the Caroline Landfill for a tender price of \$905,929.50 as per their tender submission (Tender AF16/277).

Cr Von Stanke seconded

Carried

Cr Mutton moved the recommendation of the Operational Services Committee as contained in item 13 be adopted.

Cr Greco seconded

Carried

Item 13 was considered In Confidence. A decision was made by Council and the item no longer remains In Confidence.

Meeting closed at 6.56 p.m.

MJT