



ORDINARY MEETING LATE ITEMS AGENDA

Tuesday 18 July 2023
commencing at 09:30am

Quilpie Shire Council Boardroom
50 Brolga Street, Quilpie

Ordinary Meeting of Council

17 July 2023

The Mayor and Council Members
Quilpie Shire Council
QUILPIE QLD 4480

Dear Members

Reference is hereby made to the Ordinary Meeting of the Quilpie Shire Council scheduled to be held at the Council Chambers, on **Tuesday 18 July 2023**, commencing at **09:30am**.

An agenda for the Ordinary Meeting was forwarded to all Members on 11 July 2023. In addition to the agenda, please find attached a summary of "Late Items".

Yours faithfully

Justin Hancock
Chief Executive Officer





ORDINARY MEETING OF COUNCIL AGENDA

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16 LATE ITEMS**16.1 RFQL24 22-23 FLOOD RESTORATION WORKS 2022 - SCREENING OF MATERIAL FOR NORTHERN ROADS****IX: 239717****Author: Peter See, Director Engineering Services****Attachments: Nil****KEY OUTCOME****Key Outcome:** 2. Flourishing Economy**Key Initiative:** 2.3 Maintain safe and efficient transport networks**EXECUTIVE SUMMARY**

The purpose of this report is to provide Council with a recommendation to award RFQL 24 22-23 Flood Restoration Works 2022 – Screening of Material for Northern Roads to support the Restoration of Essential Public Asset Works on Roads North of Quilpie, excluding Adavale Roads.

RECOMMENDATION

1. That Council:
 - (a) Subject to funding approval and finalisation, award RFQL 24 22-23 Flood Restoration Works 2022 – Screening of Material for Northern Roads to APV Contracting Pty Ltd for an amount of \$645,904.20 excluding GST; and
 - (b) Delegate power to the Chief Executive Officer, pursuant to section 257 of the Local Government Act 2009 to negotiate, finalise and execute any and all matters associated with or in relation to this project and contract including without limitation any options and/or variations as per Council's procurement Policy.

BACKGROUND

The Quilpie Shire Council (QSC) is undertaking restoration of the sealed and unsealed road networks throughout the Shire that sustained damage following the Southwest Trough and Flooding event, September 2022. QSC have applied for funding through the Queensland Reconstruction Authority (QRA) to undertake repairs to essential public assets and have been successful in obtaining funding. The approved sites will be repaired to the pre-event standards in a like for like manner. Council has appointed Proterra group to deliver the Project Management Services for the emergent and restoration works for the Southwest Trough and Flooding event, September 2022.

WORK SCOPE

The works involve the preparation of material to support the Reconstruction of Essential Public Assets (REPA). The assets for these works are local roads, to be restored to the original condition before storm damage occurred. The material prepared under this RFQ will cover roads north of Quilpie, however, will exclude roads north of Adavale.

SCHEDULE OF WORK

A Project Plan for RFQL 24 22-23 works has been developed and is scheduled as follows:

Mobilisation – 30/08/2023

Start of works- 31/08/2023

Duration- 90 Days

Practical Completion- Programme of Works has estimated completion by 30 November 2023.

PROCUREMENT PROCESS

In accordance with Council's Procurement Policy and Part 3 of the Local Government Regulation 2012, Council invited six (6) prequalified suppliers under Contract RFT T01 22-23 Panel of Prequalified Suppliers of Hire of Mobile Plant & Equipment.

Description	Details
Advertising	Vendor Panel Portal
RFQ Open	28 June 2023
RFQ Close	2:00pm 12 July 2023

Suppliers Invited	Responses
APV Contracting Pty Ltd	RFQ Opened Response Received
BHL & DA Hall Transport	RFQ Not Opened No Response
Long Plain Contracting	RFQ Not Opened No Response
S C & K G Bowen	RFQ Not Opened No Response
S A Travers & S L Travers	RFQ Not Opened No Response
Tolbra Earthmovers and Haulage Pty Ltd	RFQ Not Opened No Response

At the close of the request process on 12 July 2023, Council received one (1) conforming submission from the following suppliers:

- APV Contracting Pty Ltd

The request was assessed in accordance with the evaluation criteria below:

Criteria	Weighting
Price	40%
Experience (Proven Performance)	30%
Capacity to meet project timelines/ Programme of Works	20%
Quality/ Environmental/ Safety and other management processes	10%

Evaluation Process:

Evaluation Panel (3 Officers) were invited to evaluate responses via VendorPanel Multiparty evaluation.

Evaluation on close of the request dated 12 July 2023.

All panel members, Project Manager and Procurement Officer attended an evaluation meeting on 14 July 2023.

The final assessment and evaluation scores of the one response received were collated and summary of the evaluation can be seen in the table below.

Suppliers-			APV Contracting Pty Ltd
Price Excluding GST			\$645,904.20
Evaluation Criteria	Price	40%	40
	Experience (Proven Performance)	30%	27
	Capacity to meet project timelines/ Programme of Works	20%	16
	Quality/Environmental/Safety and other management processes	10%	9
	Overall Score -		92

Council may decide not to accept any responses it receives. The response accepted must be the one deemed most advantageous to Council, it is noted that the lowest price response and/or the highest weighted response may not be the most advantageous.

In accordance with S104 (3) of the Local Government Act 2009, Council must also give consideration to the following sound contracting principles:

- (a) value for money; and
- (b) open and effective competition; and
- (c) the development of competitive local business and industry; and
- (d) environmental protection; and
- (e) ethical behaviour and fair dealing.

OPTIONS

Option 1 - Recommended

1. That Council:
 - a) Subject to funding approval and finalisation, award RFQL 24 22-23 Flood Restoration Works 2022 – Screening of Material for Northern Roads to APV Contracting Pty Ltd for an amount of \$645,904.20 excluding GST; and
 - b) Delegate power to the Chief Executive Officer, pursuant to section 257 of the Local Government Act 2009 to negotiate, finalise and execute any and all matters associated with or in relation to this project and contract including without limitation any options and/or variations as per Council's procurement policy.

Option 2–

2. That Council:
 - a) resolve not to award RFQL24 22-23 Screening of Material for Northern Roads.

If a decision is made that is inconsistent with the above recommendation, Council is requested to provide a reason as per Part 2, Division 1A of the *Local Government Regulation 2012*:

254H Recording of reasons for particular decisions.

- (1) *This section applies if a decision made at a local government meeting is inconsistent with a recommendation or advice given to the local government by an advisor of the local government and either or both of the following apply to the decision—*

(a) the decision is about entering into a contract the total value of which is more than the greater of the following—

(i) \$200,000 exclusive of GST.

(ii) 1% of the local government's net rate and utility charges as stated in the local government's audited financial statements included in the local government's most recently adopted annual report;

(b) the decision is inconsistent with a policy of the local government, or the approach ordinarily followed by the local government for the type of decision.

(2) The chief executive officer must ensure the minutes of the local government meeting include a statement of the reasons for not adopting the recommendation or advice.

(3) In this section—

advisor, of a local government, means a person—

(a) who is an employee of the local government or is otherwise engaged to provide services to the local government; and

(b) whose duties include giving a recommendation or advice.

The Net Rates and Utility Charges in the audited Financial Statements for the year ended 30 June 2022 is \$6,158,621. The value of 1% of this equates to \$61,586.21, therefore Council should record a reason if the contract is equal to or greater than \$200,000 exclusive of GST and the decision made at a local government meeting is inconsistent with a recommendation or advice given to the local government by an advisor of the local government.

CONSULTATION (Internal/External)

Chief Executive Officer	Justin Hancock
Director Engineering Services	Peter See
Works Coordinator	Brian Weeks
Senior Road Construction and Maintenance Supervisor	Adam Rea
Procurement Officer	Kasey Davie
Proterra Group	Cameron Mocke

LEGAL IMPLICATIONS

Nil

POLICY AND LEGISLATION

Local Government Act 2009
Local Government Regulations 2012
Quilpie Shire Council Procurement Policy

FINANCIAL AND RESOURCE IMPLICATIONS

The project is fully funded by the Queensland Reconstruction Authority (QRA) through the Disaster Relief Funding Arrangement (DRFA). Materials have been supplied by Council through a previously awarded Contract.

Previously awarded screening material projects awarded since 1 July 2022 as follows:

RFT/RFQ#	Project Details	Contractor Awarded	Value (\$) excl. GST	Number of Conforming submissions	Comments
T25 21-22	Screening of Material for Restoration of Essential Public Asset Works 2022	APV Contracting	\$622,000.00	2	
RFQL 13	Flood Restoration Works 2022 Screening of Material – Tobermory Roads Package	APV Contracting	\$494,310.00	1	
RFQL 15	Flood Restoration Works 2022 Screening of Material – Eromanga Pkg	APV Contracting	\$461,769.60	1	

RISK MANAGEMENT IMPLICATIONS

Low Risk. The works are clearly scoped out on approved works from the QRA.