



ORDINARY MEETING LATE ITEMS AGENDA

Tuesday 18 March 2025
commencing at 9.30am

Quilpie Shire Council Boardroom
50 Brolga Street, Quilpie

Ordinary Meeting of Council

17 March 2025

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 March 2025**, commencing at **9.30am**.

An agenda for the Ordinary Meeting was forwarded to all Members on 11 March 2025. 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

Tuesday 18 March 2025
Quilpie Shire Council Boardroom
50 Broлга Street, Quilpie

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15 CONFIDENTIAL ITEMS

RECOMMENDATION

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 275 of the Local Government Act 2012:

15.3 Request to allow discount - Assessments 00757-11000-000 00757-14000-000, 00757-16000-000, 11045-00000-000 and 11048-00000-000

This matter is considered to be confidential under Section 254J(3) - d of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with rating concessions.

16 LATE ITEMS**16.1 RFQL 14 24-25 BITUMEN RESEALS****IX:** 260671**Author:** Kasey-Lee Davie, Procurement Officer**Attachments:** Nil**KEY OUTCOME**

Key Outcome: 2. Flourishing Economy

Key Initiative: 2.3 Maintain safe and efficient transport networks

Key Outcome: 4. Strong Governance

Key Initiative: 4.3 Maintain good corporate governance

EXECUTIVE SUMMARY

This report presents a recommendation to Council for the award of RFQL 14 24-25 Bitumen Reseals, which involves the sealing and resealing of various sections of the road network.

RECOMMENDATION

That Council:

1. Subject to successful negotiation on the final terms and conditions, award RFQL 14 24-25 Bitumen Reseals to Austek Spray Seal Pty Ltd for an amount of \$912,641.70 including GST (\$829,674.27 excluding GST); and
2. Pursuant to the *Local Government Act 2009* (Qld) s.257, delegate to the Chief Executive Officer the power 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 seeking sealing contractors to provide full-service bitumen sealing and resealing works across multiple locations within the shire. The goal is to enhance the long-term serviceability of QSC roads in alignment with the council's resealing program, as well as to minimise damage caused by heavy rainfall in key strategic areas.

Additionally, resealing works within the Quilpie Township will utilise red aggregate to help reduce radiant heat during the summer months.

WORK SCOPE

The works involve the sealing of:

- Boonkai Street
- Buln Buln Street
- Baldy Top Road
- Depot Reseal
- Walking Path to Baldy Top
- Coonaberry Creek Road Inverts (7 locations, all 6.6 m wide)
 - Ch.24.1-24.18 80m
 - CH.33.05-33.11 60m
 - Ch.34.59-34.645 55m
 - Ch.34.86-35.13 270m
 - Ch.35.53-35.61 80m
 - CH.35.61-35.65 40m
 - Ch.36.31-36.39 80m
- Coonaberry Creek reseals
- Adavale Charleville Road
- Adavale Charleville Road Reseal
- Adavale Airport Road
- Adavale Link Road Grid seal
- Adavale Black Road
- Old Charleville Road
- Weber Street Eromanga
- Kyabra Road

SCHEDULE OF WORK

A Project Plan for RFQL 14 24-25 works has been developed and is scheduled.

Table 1 RFQL 14 24-25 Project Plan

Mobilisation	Start of Works	Duration	Practical Completion
April 2025	April 2025	60 days	Program of Works completion ~ June 2025

PROCUREMENT PROCESS

In accordance with Council's Procurement Policy and Part 3 of the *Local Government Regulation 2012* (Qld), Council invited four (4) prequalified suppliers from Localbuy Prequalified arrangement LB313 Road & Civil Construction.

Table 2 Procurement Process

Description	Details
Advertising	Vendor Panel Portal
RFQ Open	Tuesday 4 March 2025
RFQ Close	2:00 PM Monday 17 March 2025

Table 3 Prequalified Suppliers and Responses Received

Suppliers Invited	Responses	
Austek Spray Seal Pty Ltd	RFQ Opened	Response Received
Boral Resources (QLD) Pty Ltd	RFQ Opened	No Response
Colas Queensland Pty Ltd	RFQ Opened	Response Received
RPQ Spray Seal Pty. Ltd.	RFQ Opened	Response Received

At the close of the request process on 17 March 2025, Council received three (3) conforming submissions. The request was assessed in accordance with the evaluation criteria below.

Table 4 Assessment Evaluation Criteria

Criteria	Weighting
Price	50%
Availability	30%
Safety	20%

Evaluation Process

Evaluation Panel (three officers) were invited to evaluate responses via VendorPanel Multiparty.

The final assessment and evaluation scores for the three responses have been collated, and a summary of the evaluation is provided in the table below.

Table 5 Final Assessment and Evaluation Scores

Suppliers			Austek Spray Seal Pty Ltd	Colas Queensland Pty Ltd	RPQ Spray Seal Pty Ltd
Price including GST			\$912,641.70	\$1,312,537.73	\$925,724.51
Price excluding GST			\$829,674.27	\$1,193,216.12	\$841,567.74
Evaluation Criteria	Price	50%	50	34.8	49.3
	Availability	30%	27	15	27
	Safety	20%	18	18	18
Overall Score			95	67.8	94.3

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 s. 104(3) of the *Local Government Act 2009* (Qld), Council must also consider 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.

OPTIONSOption 1 (Recommended)

That Council:

1. Subject to successful negotiation on the final terms and conditions, award RFQL 14 24-25 Bitumen Reseals to Austek Spray Seal Pty Ltd for an amount of \$912,641.70 including GST (\$829,674.27 excluding GST); and
2. Pursuant to the *Local Government Act 2009* (Qld) s.257, delegate to the Chief Executive Officer the power 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

That Council:

1. Subject to successful negotiation on the final terms and conditions, award RFQL 14 24-25 Bitumen Reseals to RPQ Spray Seal Pty Ltd for an amount of \$925,724.51 including GST (\$841,567.74 excluding GST); and
2. Pursuant to section 257 of the *Local Government Act 2009*, delegate to the Chief Executive Officer the power 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 3

That Council:

1. Subject to successful negotiation on the final terms and conditions, award RFQL 14 24-25 Bitumen Reseals to Colas Queensland Pty Ltd for an amount of \$1,312,537.73 including GST (\$1,193,216.12 excluding GST); and
2. Pursuant to section 257 of the *Local Government Act 2009*, delegate to the Chief Executive Officer the power 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 4

That Council:

1. Resolve not to award RFQL 14 24-25 Bitumen Reseals.

If Council makes a decision inconsistent with the recommendation, Council is required to provide a reason for the decision in accordance with Part 2, Division 1A of the Local Government Regulation 2012 (Qld). A statement of the reasons for not adopting the recommendation must be recorded in the minutes

CONSULTATION (Internal/External)

Chief Executive Officer

Deputy Director Infrastructure Services

Manager WHS/QA

Technical Officer

Procurement Officer

LEGAL IMPLICATIONS

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

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.*

Examples of decisions to which this section might apply—

- *the grant of a licence, permit or approval, however named, under an Act or local law*
 - *the grant of a concession, rebate or waiver in relation to an amount owed to the local government*
 - *the disposal of land or a non-current asset*
- (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.*

For the purposes of Section 254H (1)(a)(ii), 1% of Council's net rate and utility charges as stated in Council's audited Financial Statements in the 2023/24 adopted Annual Report is \$75,528.36 (net rates, levies, and charges - \$7,552,836 x 1%).

POLICY AND LEGISLATION

Local Government Act 2009 (Qld)

Local Government Regulations 2012 (Qld)

Procurement Policy

FINANCIAL AND RESOURCE IMPLICATIONS

The project is jointly funded by QSC Capital Program and Roads to Recovery funding.

Table 6 Previously Awarded Sealing Projects

RFT/RFQ#	Project Details	Contractor Awarded	Value (\$) excl. GST	Number of Conforming Submissions	Comments
RFQL05 22-23	Full-Service Bitumen Resurfacing	RPQ Spray Seal Pty Ltd	\$654,142.34 ex GST	4	All work completed.
RFQ 05 22-23	Various Bitumen Sealing works	Austek Asphalt Services Pty Ltd	\$551,330.95 ex GST	3	All work completed.

RFT/RFQ#	Project Details	Contractor Awarded	Value (\$) excl. GST	Number of Conforming Submissions	Comments
RFQL 22-23 93B	Widening Seal Works	Austek Spray Seal Pty Ltd	\$399,503.44 ex GST	4	All work completed.
RFQL01 23-24	Mt Margaret and Kyabra Road Sealing	RPQ Spray Seal Pty Ltd	\$471,693.38 ex GST	4	All work completed.
RFQL03 23-24	Full Services Bitumen Reseals	Austek Spray Seal Pty Ltd	\$339,031.91 ex GST	4	All work completed.
RFQL11 23-24	Full-Service Bitumen Reseals	Austek Spray Seal Pty Ltd	\$652,613.62 ex GST	1	All work completed.
RFQL17 23-24	Eulo-Toompine Road Seals	Austek Spray Seal Pty Ltd	\$620,956.96	4	All work completed.
RFQL04 24-25	Various Bitumen Reseals	Austek Spray Seal Pty Ltd	\$776,898.00	2	All Works Complete

RISK MANAGEMENT IMPLICATIONS

A risk assessment was carried out during the planning stages of this request.

Table 7 Risk Register

Risk Name & Description <i>What could happen and why?</i>	Current Controls <i>Are there current controls for the risk</i>	Impacts <i>Impact if the risk eventuates</i>	Risk Assessment			Risk Treatment <i>Depending on risk rating - implement additional controls / mitigation strategy (to reduce risk rating)</i>
			Likelihood	Consequence	Risk Rating	
			<i>Risk calculator provided below for measures</i>			
Example: <i>Insufficient funding</i>	<i>None</i>	<i>Delays to purchasing</i>	<i>C Possible</i>	<i>4 Major</i>	<i>High</i>	<i>Ensure funding approvals obtained at start of project</i>
Limited access to information, No record keeping	Records management procedure, allocated location for project	Approval delays, stakeholder objectives do not align, miss communication	Possible	Minor	Medium	Allocating a staff member who registers all relevant documentation to allocated folder , regular communication between stakeholders
No response to the request	Multiple Suppliers invited	Contract is unable to be completed	Rare	Catastrophic	Extreme	If no suppliers respond Tender will have to be readvertised
Lack of availability of suppliers	Construction methods can be altered	Sealing works to be completed later than planned	Rare	Moderate	Medium	Frequent communication with supplier and forward planning