

**17.1 AWARDING OF CONTRACT - CONCRETE FOOTPATH CONSTRUCTION**

Responsible officer: Matthew Sherman, Manager Infrastructure Services

Attachments: Nil

157

<b>Section under the Act</b>	The grounds on which part of the Council or Committee may be closed to the public are listed in Section 90(2) & (3) of the <i>Local Government Act 1999</i> .
<b>Sub-clause and Reason:</b>	(k) - tenders for the supply of goods, the provision of services or the carrying out of works.

**Councillor Trevor Hancock declared a perceived Conflict of Interest as he is a relation of one of the applying contractors. He remained in the room but did not speak to the item or vote.**

**Executive Summary**

Council allocated funding in the 2020/21 annual budget for concrete footpath works to be undertaken in Lameroo and Pinnaroo.

This report enables Council to consider the awarding of the footpath construction works to the preferred contractor.

**RECOMMENDATION**

**That Council award concrete footpath construction works in Lameroo and Pinnaroo to Andrew O’Driscoll for the sum of \$149,794.81 ex GST.**

**MOVED COUNCILLOR ANDREW GRIEGER  
SECONDED COUNCILLOR MICK SPARNON**

That Council award concrete footpath construction works in Lameroo and Pinnaroo to Andrew O’Driscoll for the sum of \$149,794.81 ex GST.

**CARRIED.**

**Background**

Council allocated \$187,000 in the 2020/21 budget to undertake concrete footpath construction works. The footpath projects were considered in the budget process and a total of 900 meters of footpath works is scheduled in Lameroo and Pinnaroo. This includes:

- Bunday Terrace (Childcare) Pinnaroo
- South Terrace Pinnaroo
- Adelaide Road to Joffrey Avenue Pinnaroo
- Mann Street Pinnaroo

- Chandos Terrace (Main Street to Golf Club) Lameroo
- Chandos Terrace (Butler Terrace to Needs Terrace) Lameroo

### **Context**

Four companies were contacted to be part of a selective tender process for the concrete footpath works. The companies were Southern Contracting Group, Hammo's Concreting, Riverland Kerbing and Andrew O'Driscoll.

The four companies were chosen as they are either located in the local district or the adjoining Riverland region and Council is serviced frequently by companies from this region.

### **Policy and statutory implications**

Council has a procurement policy and the selective tender process has been undertaken in accordance with the policy.

All Council purchases must be carried out in compliance with the Local Government Act 1999 (the Act). Section 49 (a1) of the Act requires Council to develop and maintain procurement policies, practices and procedures directed towards:

- Obtaining value in the expenditure of public money, and
- Providing for ethical and fair treatment of participants, and
- Ensuring probity, accountability and transparency in the procurement process.

Council is not obliged to accept the lowest tender or any tender.

### **Issues**

Hammo's Concreting undertook a site inspection however in late December declined to quote.

Riverland kerbing declined to quote after Council made a number of attempts to obtain a quotation price.

Southern Contracting group declined to quote on the concrete works however did supply prices for the supply of concrete.

Andrew O'Driscoll supplied a price of \$149,794.81 ex GST for all works to be undertaken.

Because three of the four companies selected for the tender declined to make a submissions Council does not have access to alternative pricing. This presents a challenge in the evaluation of the single submission from Andrew O'Driscoll. However the submission received from Andrew O'Driscoll equates to a pricing of \$167 per linear meter. This price compares favourably to the previous work undertaken by the same contractor in the 2019/20 budget year. In 2019/20 the price was \$166 per linear meter.

### **Alternate options**

The alternative option is to undertake this work in house, however this is not preferred given the skills required to undertake this kind of work and the Infrastructure Service team workload.

### **Financial implications**

The submitted price by Andrew O'Driscoll is under the budget allocation.

**Work Health and Safety and Risk implications**

Work health and safety is addressed through site inspections and risk assessments are undertaken before work commences.

**Consultation**

Council included this capital allocation for footpath construction in the 2020/21 Annual Business Plan and Budget which was the subject of community consultation.

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