



SHIRE OF YORK

## NOTICE OF MEETING

Dear Councillors

I respectfully advise that the ORDINARY COUNCIL MEETING will be held in Council Chambers, York Town Hall, York on Monday, 16 December 2019, commencing at 5.00pm.

MEETING LATE AGENDA ATTACHED

*Allen Cooper*

ALLEN COOPER  
ACTING CHIEF EXECUTIVE OFFICER  
Date: 9 December 2019

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**MISSION STATEMENT**  
*"Building on our history to create our future"*

## Order Of Business

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**0 LATE REPORTS****SY200-12/19 TENDER T01-1920 ROADSIDE VEGETATION CLEARING****File Number:** AS.TEN.69**Author:** Darren Wallace, Executive Manager, Infrastructure & Development Services**Authoriser:** Darren Wallace, Executive Manager, Infrastructure & Development Services**Previously before Council:** Not Applicable**Appendices:** 1. Tender Scorecard - Confidential**NATURE OF COUNCIL'S ROLE IN THE MATTER**

Executive

**PURPOSE OF REPORT**

Council is requested to consider the tenders received in response to Request for Tender RFT 01-19/20 for the Clearing of Roadside Vegetation.

**BACKGROUND**

The clearing of roadside vegetation is a significant issue on our rural road network. There are a number of locations where tree branches are over hanging road which force vehicles to the centre of the road and in some cases some of the large farm machinery does not fit between the trees on either side of the road.

The use of machinery that mulched the roadside vegetation and overhanging trees has been identified as the most cost effective method of vegetation clearing. However this method does not always leave an athletically pleasing treescape.

The Clearing of Roadside Vegetation was advertised on Saturday 2 November 2019 and closed on Tuesday 26 November 2019.

**COMMENTS AND DETAILS**

Two Tender were received and are summarised below;

| TENDERER  | PRICE (Inc GST) |
|---|-----------------|
| TWINKARRI   | \$357,443.74    |
| PALMER EARTHMOVING  | \$224,220.15    |
| BUDGET (EXCLUDING WORKS DONE BY SHIRE STAFF) OVER TWO YEARS | \$200,000       |

All Tenders meet the Compliance criteria as set out in the RFT.

The Tenders have been evaluated by a two person Shire Officer panel using the following criteria as detailed in the Tender documents.

- Relevant Experience. 15%
- Key Resources. 15%
- Proposed Methodology. 15%

- OSHE Management. 5%
- Price. 50%

A full copy of the officers evaluation is attached as confidential appendix A.

All Tenderers were assessed by the panel as having the Relevant Experience, Key Resources, Proposed Methodology and OSHE Management required to successfully complete the works. The main difference between the Tender offers is that one Tenderer proposes to use a steel tracked machine, while the other is more experienced, but significantly higher priced.

Based on previous experience the steel tracked machine is likely to damage the road seal. The tender specification requested rubber tracks/tyred machines. The contractor proposing to use the steel tracked machine indicated that they thought there was little chance of damaging the road with the steel tracks. They were asked to guarantee that they would repair any damage to the Shires satisfaction at no cost to the Shire. In response they have offered to use rubber cleats on the excavator, this effectively would make their tender offer confirming. Shire officers revised their tender scoring based on the additional information.

Based on the revised weighting score, Palmer Constructions is considered the preferred Tenderer.

It is likely that the Shire will need to undertake substantial vegetation removal for a number of years to come. To reduce the ongoing cost it may be cost effective for the Shire to purchase an excavator set up to undertake these type of works. It is therefore recommended that as part of the 2020/21 budget deliberation the cost of undertaking the vegetation clearing works inhouse, including the purchase of the appropriate equipment, be investigate to allow the purchase of the new equipment in 2020/21 in preparation for works in 2021/22.

## **OPTIONS**

Council has the following options;

- Adopt the Officer recommendation and appoint Palmer Earthmoving as the successful Tenderer.
- No Adopt the Officers recommendation and appoint TwinKarri as the successful Tenderer. Noting the use of Steel tracked machines.
- Not adopt the Officers recommendation and not appoint a successful Tenderer and retender the works. This could include opening up the works to other methods.
- Not adopt the Officers recommendation and undertake the works inhouse with current equipment. This would require the appointment of two additional staff for the rest of this financial year and one additional staff member on an ongoing basis.

## **IMPLICATIONS TO CONSIDER**

### **Consultative**

No consultation has been undertaken. Although Consultation will be undertaken with DWER to ensure the appropriate legislation is meet for native vegetation clearing.

### **Strategic**

Roads and Bridges are part of the Corporate Themes of; The Place to Live & Driving the Economy Forward. More specially these projects fall under, Building Resilience;

4.4 Rural roads are safe and easy to use.

### **Policy Related**

Policy F 1.2 Procurement has been adhered to.

**Financial**

The recommendation is within the 2019/20 budget allocation. And assumes a similar allocation in 2020/21.

It is recommended that the purchase of a

**Legal and Statutory**

Section 3.57 of the Local Government Act 1995 requires a Local Government to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods and services. Part 4 (Tenders) of the Local Government (Functions and General) Regulations 1996 require that tenders are to be publicly invited for such contracts where the estimated costs of providing the total service exceeds \$150,000.

**Risk Related**

Trees overhanging the roadway are a safety hazard and not addressing the issues increases the risk of accidents and vehicle damage on our road network.

There is a risk of reputational damage by not clearing the overhanging trees. Particularly from the farming and transport industries.

There is a risk of reputational damage in leaving the trimmed trees in a poor visual state. Particularly from residents and visitors who highly value the natural environment.

**Workforce**

There are no short-term workforce implications from the recommendation of this report.

**VOTING REQUIREMENTS**

**Absolute Majority: No**

**RECOMMENDATION**

That Council

1. Accepts the offer from the Palmer Earthmoving for RFT 01-19/20, for the Clearing of Roadside Vegetation., for a total price of \$224,220.15 including GST over two years, being \$112,612.50 including GST in 2019/20 and \$111,607.65 including GST in the second year.
2. Authorises the Chief Executive Officer to formulate and execute the contract documents, including the signing and sealing as required.
3. Requests the Chief Executive Officer investigate the costs of the Shire undertaking the vegetation clearing works inhouse as part of the 2020/21 budget deliberations.