



SHIRE OF YORK

**MINUTES OF THE SPECIAL
MEETING OF THE COUNCIL
HELD ON 31 OCTOBER, 2011
COMMENCING AT 3.00pm
IN THE LESSER HALL, YORK**

SHIRE OF YORK

DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of York for any act, omission or statement or intimation occurring during Council meetings.

The Shire of York disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council meeting does so at that person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a license, any statement or intimation of approval made by any member or Officer of the Shire of York during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of York.

The Shire of York notifies that anyone who has any application lodged with the Shire of York must obtain and should only rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of York in respect of the application.

RAY HOOPER
CHIEF EXECUTIVE OFFICER

Table of Contents

1. OPENING	7
1.1 Declaration of Opening	7
1.2 Chief Executive Officer to read the disclaimer.....	7
1.3 Announcement of Visitors	7
1.4 Announcement of any Declared Financial Interests	7
2. ATTENDANCE	7
2.1 Members.....	7
2.2 Staff	7
2.3 Apologies.....	7
2.4 Leave of Absence Previously Approved.....	7
2.5 Number of People in Gallery at Commencement of Meeting.....	7
3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE	8
3.1 Previous Public Questions Taken on Notice.....	8
3.2 Written Questions	8
4. PUBLIC QUESTION TIME.....	8
5. APPLICATIONS FOR LEAVE OF ABSENCE	8
6. PETITIONS / PRESENTATIONS / DEPUTATIONS.....	8
7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING	9
8. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION.....	9
9. OFFICER'S REPORTS.....	9
9.1 Development Services.....	11
9.2 Administration Reports	13
9.3 Works Reports	15
9.4 Financial Reports.....	17
9.4.1 Bowls, Tennis, Lights Tender 01 - 1112.....	19
9.5 Late Reports.....	23
9.6 Confidential Reports.....	25
10. NEXT MEETING	27
11. CLOSURE	27



SHIRE OF YORK

THE SPECIAL MEETING OF THE COUNCIL
HELD ON MONDAY, 31 OCTOBER 2011, COMMENCING AT
3.00PM IN THE LESSER HALL, YORK.

The York Shire Council acknowledges the traditional owners of the land on which this meeting will be held.

1. OPENING

- 1.1 Declaration of Opening
Cr Roy Scott, Deputy Shire President, declared the meeting open at 3.00pm
- 1.2 Chief Executive Officer to read the disclaimer
Ray Hooper, Chief Executive Officer, read the disclaimer
- 1.3 Announcement of Visitors
Nil
- 1.4 Announcement of any Declared Financial Interests
Nil

2. ATTENDANCE

- 2.1 Members
*Cr Roy Scott, Cr Brian Lawrance; Cr Pat Hooper, Cr Denese Smythe;
Cr Mark Duperouzel*
- 2.2 Staff
*Ray Hooper, Chief Executive Officer, Glen Jones, Manager – Works & Projects;
Gail Maziuk, Finance Officer/Project Co-Ordinator*
- 2.3 Apologies
Nil
- 2.4 Leave of Absence Previously Approved
Cr Tony Boyle
- 2.5 Number of People in Gallery at Commencement of Meeting
There were 4 people in the Gallery at the commencement of the meeting.

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

3.1 Previous Public Questions Taken on Notice

Nil

3.2 Written Questions

Nil

4. PUBLIC QUESTION TIME

Mrs Roma Paton
30 Bouverie Road
York WA 6302

Question 1:

Why is the lighting installed at the York Tennis Courts last year not being used for the new tennis courts – refer quote?

Response:

The lights were purchased a long time ago by the Tennis Club at a cheap price and as installation costs were free the Club decided to proceed with lighting this year, without Council assistance, to get one season out of the lights.

Ms T Walters
27 Henrietta Street
York WA 6302

Question 1:

Have grants been received for the new facilities?

Response:

CSRFF grant funds are committed.

Question 2:

How is the project to be funded?

Response:

Grant funds, loan, reserve and municipal funds as detailed in the 2011/12 budget.

Question 3:

What are the annual loan repayments?

Response:

Details are in the 2011/12 budget adopted when Ms Walters was a Councillor.

Question 4:

How can Shire staff do work at no cost?

Response:

Full employment of Shire staff is built into the budget and these costs can be transferred between jobs without creating additional expenditure.

5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6. PETITIONS / PRESENTATIONS / DEPUTATIONS

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Nil

8. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Nil

9. OFFICER'S REPORTS

9.1 Development Services

9.2 Administration Reports

9.3 Works Reports

9.4 Financial Reports

9. OFFICER'S REPORTS

9.4 FINANCE REPORTS

9.4.1 Bowls, Tennis, Lights Tender 01 - 1112

FILE NO:	AS.TEN.27
COUNCIL DATE:	31 October 2011
REPORT DATE:	26 October 2011
LOCATION/ADDRESS:	Forrest Oval Sports Precinct
APPLICANT:	Tenderers
SENIOR OFFICER:	Ray Hooper CEO
REPORTING OFFICER:	Gail Maziuk
DISCLOSURE OF INTEREST:	Nil
APPENDICES:	Nil
DOCUMENTS TABLED:	All tender documents

Summary:

Tenders were called for the design and construction of 2 x 7 rink synthetic grass surfaced bowling greens, 8 x synthetic grass surfaced tennis courts, lights for new bowling, new tennis and 3 existing netball courts. Tender opened on Saturday 24 September 2011 and closed at 4.00pm on Tuesday 18th October 2011.

Background:

The design and construction of bowling rinks and tennis courts and lighting to the new facilities plus lighting for the 3 existing netball courts is stage 3 of the redevelopment of Forrest Oval Sports Precinct. The tender was issued in 3 parts – Part A Bowling Rinks, Part B Tennis Courts, Part C Lights for Bowling, Tennis, and Netball. Tenderers could tender for all or any of the 3 parts called.

The tender document included a specific provision for the Shire of York to be able to undertake designated works as detailed below

Note (1) The Shire of York retains the right to undertake specific works subject to the tender price received.

Note (2) Shire equipment – grader, loader, trucks, rollers are available for hire by the successful tender/s for use on this project

A total of 7 tenderers submitted prices for consideration with various options offered.

Tenders were received from the following companies:

- Hutch Contracting – Bowls and Tennis
- Tiger Turf - Bowls and Tennis
- ABS Sports Systems – Bowls, Tennis, Lights
- Australian Bowls Constructions – Bowls
- Lightbase Pty Ltd – Lights
- Green Planet Grass – Bowls and Tennis
- Evergreen synthetic Surfaces - Bowls

All tenders were conforming and satisfied the qualitative criteria as specified in the tender document

- Relevant experience
- Key Personnel skills and experience
- Resources
- Demonstrated understanding of the requirements of the contract

Prices submitted by tender were:

Hutch Contracting	- Bowling Rinks	\$ 906,402.55
	-Tennis Courts	\$ 502,321.59
Tiger Turf	- Bowling Rinks	\$ 918,833.00
	-Tennis Courts	\$ 543,227.00
ABS Sport Systems	- Bowling Rinks with Lights	\$ 575,648.00
ABS Sport Systems	- Tennis Courts with Lights	\$ 448,830.00
ABS Sport Systems	- Netball	\$ 43,364.00
Australian Bowls Constructions	- Bowling Rinks	\$437,240.00
Lightbase Pty Ltd	- Lights	\$ 363,000.00
Green Planet Grass	- Tennis Courts	\$ 445,000.00
Green Planet Grass	- Bowling Rinks	\$589,689.00
Evergreen Synthetic Grass	- Bowling Rinks	\$ 626,210.00

Advice note: Where multiple choice tenders were received for the different surfaces an average has been used in the above table and a full summary of all tender options will be provided to councillors.

Consultation:

Consultation with several sport surface suppliers has been undertaken since the inception of the project. Consultation has also been undertaken with the Bowling and Tennis clubs and their preferred surfaces have been given every consideration. Research into the standards for playing surfaces and lights set by the governing bodies for Bowls and Tennis has been carried out as well as the lighting standards set by the governing body for Netball to ensure all standards for design and construction would be satisfied.

All design and construction will meet Australian Standards.

The tender was advertised in the West Australian newspaper in accordance with the requirements of the Local Government Act 1995

Statutory Environment:

Local Government Tender Regulations

Policy Implications:

Nil

Financial Implications:

The following revenue provisions have been included in the 2011/12 budget being:

- ◆ Loan funds \$499,155
- ◆ Royalties for Regions direct grant 2011/12 \$452,363
- ◆ Department of Sport & Recreation project grant \$300,000
- ◆ York Bowling Clun Inc cash contribution \$80,000

Total revenue provisions \$1,331,518

Budget provisions have been made in 2011/12 to meet construction costs incurred in this financial year. There is an opportunity to make savings up to \$104,000 if the Shire of York undertakes some or all of the earthworks and fencing for the tennis courts and/or the bowling greens.

Strategic Implications:

Key Result Area –To enhance sport and recreational opportunities for all Shire of York residents, particularly young people

Voting Requirements:

Absolute Majority Required: Yes

Site Inspection:

Site Inspection Undertaken: Not applicable

Triple bottom Line Assessment:

Economic Implications:

The greatly improved facility will enable a significant increase in competitive and social netball in York, it will also assist in attracting regional and other competitions and carnivals as well as the opportunity to attract a high standard of coaching and development clinics to York.

Social Implications:

The completion of stage 3 of the Forrest Oval Sports Precinct Redevelopment Project will provide the community with co-located sports facilities finished to a very high standard ensuring the communities of York and surrounding districts have the ability to enjoy sport and recreation in one precinct designed and built to enhance the lifestyle of individuals, sporting groups and families.

Environmental Implications:

Drainage and other environmental issues will be dealt with in the construction process.

Comment:

This project will meet a community need identified over a number of years by providing high quality shared facilities for the benefit of community members and sporting groups.

The total of the three tenders is \$1,397,689 compared to the budget allocation of \$1,331,518, however potential savings within the tenders have been identified being:

Bowling Greens

- ◆ Earthworks/Fill materials \$50,000

Tennis Courts

- ◆ Earthworks and fill materials \$30,000
- ◆ Other considerations for potential savings could include fencing and shade structures

RESOLUTION

251011

Moved: Cr Hooper

Seconded: Cr Lawrance

“That Council:

- 1. Accept the tender of Green Planet Grass for the design and construction of 2 X 7 rink bowling greens surfaced with Drymax Pro 12mm synthetic grass to be located at the Forrest Oval Sports Precinct York for the contract amount of \$589,689 exclusive of GST.***
- 2. Accept the tender of Green Planet Grass for the design and construction of 8 X tennis courts surfaced with Grandprix 12mm synthetic grass for the contract amount of \$445,000 exclusive of GST.***

The Shire of York retains the right to undertake earthworks within the tender prices (1&2) and the Shire of York also retains the right to delete fencing, shade and seating components from the tendered prices.

- 3. Accept the tender of Lightbase Pty Ltd for the design and construction of lighting for bowls, tennis and netball for the contract amount of \$363,000 exclusive of GST.***
- 4. Authorise the Chief Executive Officer to enter into contract agreements with the successful tenderers and to negotiate for works to be undertaken by the Shire of York.”***

CARRIED: 5/0

Advice note: Tenders for the bowls and tennis facilities are inclusive of retaining walls, sub-surface drainage, earthworks, synthetic surfaces, surrounds and other required amenities.

9.5 Late Reports

9.6 Confidential Reports

10. NEXT MEETING

RESOLUTION
261011

Moved: Cr Hooper

Seconded: Cr Smythe

“That Council:

hold the next Ordinary Meeting of the Council on November 21, 2011 at 3.00pm in the Lesser Hall, York.”

CARRIED: 5/0

11. CLOSURE

Cr Scott thanked everyone for their attendance and declared the meeting closed at 3.10pm.