



Shire of Pingelly

Minutes

Special Council Meeting
1 March 2017

SHIRE OF PINGELLY

**Minutes of the Special Council Meeting of the Shire of Pingelly held in the Council Chambers,
17 Queen Street, Pingelly on 1 March 2017 at 1.30pm.**

Contents

1.	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS.....	3
2.	Acknowledgement of Country	3
3.	ANNOUNCEMENTS BY THE PRESIDING MEMBER	3
4.	RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE	3
5.	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE	3
6.	PUBLIC QUESTION TIME	3
7.	APPLICATIONS FOR LEAVE OF ABSENCE	3
8.	DISCLOSURES OF INTEREST	4
9.	CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS.....	4
10.	OFFICE OF THE CHIEF EXECUTIVE OFFICER	5
10.1	Tender 01 – 2017 Building Services - Construction of Pingelly’s Recreation and Cultural Centre (PRACC).....	5
11.	ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN.....	7
12.	NEW BUSINESS OR URGENT BUSINESS INTRODUCED BY DECISION OF THE MEETING	7
13.	CLOSURE OF MEETING	7

MEMBERS PRESENT

Cr SJ Lange President
Cr WV Mulroney Deputy President
Cr DI Freebairn
Cr EJ Hodges
Cr PJ Wood
Cr RJ Marshall
Cr LN Steel
Cr JM Walton-Hassell

STAFF IN ATTENDANCE

Mr G Pollock Chief Executive Officer
Mr B Gibbs Director Technical Services
Mr S Billingham Director Corporate & Community Services
Mrs L Boddy Executive Assistant

APOLOGIES

Nil

OBSERVERS & VISITORS

Adrian Iredale
Finn Pedersen

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chairman, Cr Shirley Lange, declared the meeting open at 1.39pm.

**12155 Moved: Cr Steel Seconded: Cr Mulroney
To adjourn the meeting**

Carried 8:0

**12156 Moved: Cr Marshall Seconded: Cr Walton Hassell
To recommence the meeting**

Carried 8:0

2. Acknowledgement of Country

I respectfully acknowledge the past and present traditional owners of this land on which we are meeting, the Noongar people. It is a privilege to be standing on Noongar country. I also acknowledge the contributions of Aboriginal Australians and non-Aboriginal Australians to the security and wellbeing of all the people of this country where we live and that we share together – Australia.

3. ANNOUNCEMENTS BY THE PRESIDING MEMBER

4. RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

6. PUBLIC QUESTION TIME

7. APPLICATIONS FOR LEAVE OF ABSENCE

8. DISCLOSURES OF INTEREST

9. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

N/A

10. OFFICE OF THE CHIEF EXECUTIVE OFFICER

10.1 Tender 01 – 2017 Building Services - Construction of Pingelly’s Recreation and Cultural Centre (PRACC).

File Reference: 00661
Location: Shire of Pingelly
Applicant: Shire of Pingelly
Author: Gavin Pollock, Chief Executive Officer
Date: 28 February 2017
Disclosure of Interest: Nil
Attachments: Tender Assessment Report, 28 February 2017 – Revision 0 (Confidential – under separate cover)
Previous Reference: Item 16.4 Report on Expression of Interest (EOI) 01 – 2016/17 Building Services. Construction of Pingelly’s Recreation and Cultural Centre (PRACC) at the Ordinary Meeting of Council held on the 14th December 2016.

Summary:

Council to consider appointing a builder for the construction of the Pingelly Recreation and Cultural Centre (PRACC).

Background:

In October 2016 the Shire advertised for Expression of Interest (EOI) to obtain submissions from builders experienced to be considered to build the (PRACC).

As of the deadline, the Shire received ten (10) submissions. These submissions were reviewed and a shortlist of five (5) was determined and endorsed by Council on the 14th December 2016.

They are:

- Acorp
- Moore Constructions
- Park City Constructions
- Sime Buildings
- BGC Construction

To try and further expand on the endorsed short list of EOI submissions the Shire readvertised in late December 2016 with no additional EOI submissions making it past the review stage.

The Tender was supplied to the selected EOI Builders on the 17th January 2017. The closing date was set for the 10th February 2017 and was extended to the 17th February and then out to the 21st February 2017.

During the Tender process Acorp withdrew from the Tender process by written notification. Tender submissions have been received from:

- Moore Constructions
- Park City Constructions
- Sime Buildings
- BGC Construction

Comment:

Refer to attached Tender Assessment Report dated 28th February 2017 – Revision 0.

Please note that a Purchase Order for \$100,000 has been issued to Timber Built as an engagement deposit only so the required LVL Beams can be ordered to help keep the project on time.

Consultation:

IPH Architects – Finn Pedersen
HW Associates – Brad Bell
Shire of Pingelly – Gavin Pollock - Chief Executive Officer

Statutory Environment:

Local Government Act 1995

Local Government (Functions and General) Regulations 1996, Provision of goods and services Part 4. Tenders for providing goods or services (s. 3.57) Division 2

Regulation 11. When tenders have to be publicly invited

(1) Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$150 000...

Policy Implications:

Policy Manual part 5.11 Purchasing Policy.

Financial Implications:

2016/17 Budget under GL11PW Job Number RCC04 has an allocation of \$7,000,000 approved for the construction of the PRACC. The GL 11PW has a combined allocated Budget of \$8,090,401.

Strategic Implications:

Compliments the Community Strategic Plan with co-location of sporting infrastructure as per the Recreation and Cultural plan for the reserve.

Voting Requirements:

Absolute Majority

Recommendation:

That Council:

1. **Endorse the Chief Executive Officer conducting a credit check on the company Sime Building and Construction.**
2. **Agree to endorse Sime Building and Construction as the preferred Tenderer subject to the return of a satisfactory credit check and for the Chief Executive Officer to enter negotiations with Tender to deliver a minimum of \$300,000 in cost savings for the project.**
3. **Endorses the Chief Executive Officer only once point 1 and 2 of the recommendation have been meet to enter in to a signed Tender contract and purchase order for Sime Building and Construction.**

12157 Moved: Cr Mulroney Seconded: Cr Hodges

COUNCIL DECISION:

That Council:

1. **Endorse the Chief Executive Officer conducting a credit check on the company Sime Building and Construction.**
2. **Agree to endorse Sime Building and Construction as the preferred Tenderer subject to the return of a satisfactory credit check and for the Chief Executive Officer to enter negotiations with the Tenderer to seek cost savings for the project.**
3. **Endorses the Chief Executive Officer only once point 1 and 2 of the recommendation have been meet to enter in to a signed Tender contract and purchase order for Sime Building and Construction.**

Carried 8:0

Wording changed in item 2 to clarify the process and allow productive negotiations.

11. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

12. NEW BUSINESS OR URGENT BUSINESS INTRODUCED BY DECISION OF THE MEETING

New business of an urgent nature introduced by decision of the meeting. Best practice provides that Council should only consider items that have been included on the Agenda (to allow ample time for Councillors to research prior to the meeting) and which have an Officer Report (to provide the background to the issue and a recommended decision).

13. CLOSURE OF MEETING

The Chairman declared the meeting closed at 2.10pm.

These minutes were confirmed by Council at the Ordinary Meeting held on 15 March 2017.

Signed.....
Presiding Person at the meeting at which the minutes were confirmed.