

5.4. CONTRACT WO5462 - COOYA BEACH CYCLE WAY (SECTION 2)

REPORT AUTHOR	Robert Latham, Project Manager
MANAGER	Scott Hahne, Manager Project Office
DEPARTMENT	Project Office

RECOMMENDATION

That Council:

1. Resolves to award Contract WO5462 – Cooya Beach Cycleway (section 2) to Colpo Constructions Pty Ltd (ABN 12 108 672 297) for \$841,005.00 (GST exclusive); and
2. Delegates authority under section 257 of the *Local Government Act 2009* to the Chief Executive Officer to negotiate, finalise and execute any and all matters in relation to this contract.

EXECUTIVE SUMMARY

Douglas Shire Council requires a contractor to construct a portion of the new cycle way between Cooya Beach and Mossman. This Contract is for the complex middle section 2 of the total design area.

Douglas Shire Council has been successful in obtaining Department of Transport & Main Roads (TMR) Principal Cycle network funding for the construction of the Cycle Network between Mossman and Cooya Beach.

Council issued an open tender invitation through Vendor Panel for the WO5462 Cooya Beach Cycleway (section 2) which closed on the 25 November 2021.

At the time of the tender close, four contractors submitted submissions. The submissions received are outlined in Table 1 - Received Submissions Summary below. It is noted that one of the submissions only met 4 of the 5 criteria, the criteria around programming of work was not part of their submission thus rendering it non-compliant. Another submission was only to supply water fountains, bike racks, fixit stations and air pumps for the cycle way, not to construct the cycle way, thus was also non-compliant in not addressing the scope of the project.

Table 1 - Received Submissions Summary

Tenderer	Price	Status	Located
Colpo Constructions Pty Ltd	\$841,005.00	Conforming	Wonga Beach, QLD
2	\$875,132.12	Conforming	Mossman, QLD
3	\$809,862.20	Non-Conforming	Bamboo, QLD
4	no price for cycle way	Non-Conforming	Wynnum, QLD

All submissions were assessed by the evaluation committee. This evaluation process was weighted with 40% price criteria and 60% weighting for the non-price criteria. Based on the results of the evaluation, Colpo Constructions Pty Ltd is the recommended tenderer for the contract. Colpo Constructions Pty Ltd are locally based at Wonga Beach and provided a solid submission across all five criteria. The submission also highlighted the contractor's capacity and experience to take on the scope.

The offer from Colpo Construction Pty Ltd was the second lowest of the submissions and lowest of compliant tenders. The contractor had a good business profile score which includes locality of tenderer, knowledge of the region and previous large projects undertaken for TMR.

Douglas Shire Council staff will be responsible for the following aspects:

- Manage the contractor services.
- Approval of sub-contractors for parts of the scope e.g., vegetation clearing.
- Providing formal approval for work to proceed at identified hold points.

BACKGROUND

Douglas Shire Council has been successful in obtaining TMR Principal Cycle network funding for the construction of the Cycle Network between Mossman and Cooya Beach. Council is seeking professional construction services to undertake construction of a section of the Principal Cycle Network between Mossman and Cooya Beach.

The aim of the Contractor is to provide a civil works package, consisting of earthworks, roadworks and drainage works as identified in the provided drawings and specification of this tender request. The Contractor shall be responsible for testing, quality assurance and principal contractor management of their deliveries as outlined via their provided program schedule.

Council wishes to have a Contractor engaged by January 2022. The construction completion date is anticipated to be the end of May 2022.

Council issued an open tender invitation through Vendor Panel for the Cooya Beach Cycle Path (section 2), which closed on 25 November 2021.

The scope of services to be provided for this contract are:

- Submission of management plans and other necessary documentation to obtain possession of site.
- Finalise above documentation on receipt of Council review
- Site establishment.
- Obtain DBYD services locations and Council as-constructed services as relevant.
- Undertake Earthworks as stated on Civil drawings and project schedule.
- Undertake Retaining wall construction as stated on Civil drawings and project schedule.
- Undertake Stormwater Drainage as stated on Civil drawings and project schedule.
- Undertake Concrete Path construction and fencing installation as stated on Civil drawings and project schedule.
- Provide necessary documentation, such as quality assurance throughout the delivery of works.
- Provide statutory certification documentation including Registered Professional Engineer of Queensland (RPEQ) signoff.

COMMENT

Table 2 indicates the submissions received.

Table 2 - Received Submissions Summary

Tenderer
MC Group QLD Pty Ltd
CIVIQ Pty Ltd
Colpo Constructions Civil Pty Ltd.
Bulban Enterprises Pty Ltd

Evaluation of the received submissions was conducted by:

Table 3 - Evaluation Panel Members

Position	Department
Project Manager	Project Office
Project Manager	Project Office
Coordinator	Civil Operations

An initial compliance check was conducted on the received submissions to determine non-conforming and alternative offers from the requirements of the Request for Tender (RFT). This also included compliance with the contractual requirements and provision of requested information.

Two of the four submissions received were accepted by the evaluation panel for assessment on the basis that all terms, conditions, and mandatory requirements of the RFT had been substantively met.

During the evaluation process, submissions were assessed against the evaluation criteria detailed in the RFT documentation. Specific criteria were weighted according to their importance in delivering the project successfully and providing the best overall value for money solution in accordance with Council's procurement policies.

The weighting attributed to each criterion was:

Table 4 - Evaluation Criteria

Criteria	Weighting
Technical Capacity of Tenderer	15%
Business Profile (Local, Social and Sustainability)	20%
Program of Works	10%
Works Procedures and Methodology	15%
Price	40%

Each Tenderers score and rankings are shown in Table 5. The two non-compliant Tenderers were not scored.

Table 5 – Tenderer’s Ranking and Scoring

Tenderer	Weighted Score						Ranking
	Price (40%)	Technical Capacity (15%)	Business Profile (20%)	Program (10%)	Methodology (15%)	Total Score	
Colpo	4	0.45	1.93	2.25	0.9	9.53	1
2	3.2	0.46	2	2	0.95	8.61	2

The non-price criteria scoring was close with both Tenderers having strong previous experience for this type of work. Price being a major factor in the ratings was the substantive difference between the two compliant tenders.

Based on the results of the evaluation, Colpo Constructions Pty Ltd is the recommended tenderer for the contract.

The offer from Colpo Constructions Pty Ltd was the lowest of the compliant submissions.

PROPOSAL

It is proposed that Council adopts to accept the evaluation panels award recommendations.

That Council:

1. Resolves to award Contract Number WO5462 Cooya Beach Cycleway (section 2), to Colpo Constructions Pty Ltd (ABN 12 108 672 297) for \$841,005.00 (GST exclusive); and
2. Delegates authority under section 257 of *the Local Government Act 2009* to the Chief Executive Officer to negotiate, finalise and execute all matters in relation to this contract.

FINANCIAL/RESOURCE IMPLICATIONS

Council has allocated the following amounts as shown in Table 6 in the capital budget 20/21. This amount is for the entire 2.5 km Cooya Beach Cycle Way from Junction bridge to Cooya Beach Intersection. The project has been divided into the following 3 sections:

- Section 1: Chainage 0.00 – 1.010 kilometers
- Section 2: Chainage 1.010 – 1.210 kilometers
- Section 3: Chainage 1.210 – 2.500 kilometers

This contract is for Section 2 from chainage 1.010 to 1.210 kilometres.

Table 6 - Budget and Expenditure

Financial Year Budget 2021/2022	Amount (excl GST)
Entire Project Budget	\$2,500,000.00
Budget allocated to Section 1	\$ 700,000.00
Budget allocated to Section 3	\$ 800,000.00
Budget allocated for Design	\$ 50,000.00
Budget Available for section 2	\$ 950,000.00
Recommended Tender Price	\$ 841,005.00
Project Management Estimate	\$13,000.00
Administration Cost Estimate	\$5,995.00
Contingency Allowance	\$90,000.00
Total Project Cost (Including Section 1, 2 and 3)	\$2,500,000.00
Net Position	\$0.00

RISK MANAGEMENT IMPLICATIONS

The selection of Colpo Constructions Pty Ltd provides some reduced risk.

- Utilising a Wonga Beach based contractor who will be engaging most subcontractors from the Douglas Shire area.
- An experienced contractor who is familiar with Douglas Shire Council requirements and having worked previously on large TMR projects.
- Understanding of communication management, to mitigate risk with public concerns should they arise.
- Understanding the weather patterns and potential natural disaster impacts.

SUSTAINABILITY IMPLICATIONS

Economic: Nil

Environmental: Enhances the opportunity for fewer vehicles by the provision of alternative transport infrastructure.

Social: By providing a cycleway to improve connectivity between suburbs

CORPORATE/OPERATIONAL PLAN, POLICY REFERENCE

This report has been prepared in accordance with the following:

Corporate Plan 2019-2024 Initiatives:

Theme 2 - Fostering Sustainable Economic Growth

A robust economy is at the heart of a thriving community and enables investment in environmental protection.

While our remoteness is a key attribute, it also presents challenges for attracting new business and investment. We must also meet the challenges of fierce competition in the tourism sector. Council will partner with industry to build, diversify, and promote the Douglas economy. Council will design and deliver infrastructure, strategies and services that support the local economy and businesses.

Goal 1 - We will build appropriate infrastructure and deliver services that connect and support businesses.

Theme 5 - Robust Governance and Efficient Service Delivery

Strong governance and financial management are the foundations of the way in which Council will conduct its business and implement the initiatives of the Corporate Plan.

Goal 1 - We will conduct Council business in an open and transparent manner with strong oversight and open reporting.

COUNCIL'S ROLE

Council can play a number of different roles in certain circumstances, and it is important to be clear about which role is appropriate for a specific purpose or circumstance. The implementation of actions will be a collective effort and Council's involvement will vary from information only through to full responsibility for delivery.

The following areas outline where Council has a clear responsibility to act:

Agent	On occasion, Council delivers services or builds infrastructure on behalf of other levels of government or organisations.
Builder/Owner	Council makes a significant investment every year in the infrastructure that underpins the Shire through its capital works program. Council will manage its assets with appropriate frameworks and deliver its projects through robust project management.

CONSULTATION

Internal: All internal staff involved in this project have been consulted.

External: The one property owner beside the new cycle way has been consulted for all 3 sections.

COMMUNITY ENGAGEMENT

Council staff have been communicating with the property owners along Bonnie Doon Rd, Cooya Beach.

ATTACHMENTS

Nil