

Dear Councillor

You are advised that a **SPECIAL COUNCIL MEETING** will be held in the **COUNCIL CHAMBERS, 20 SIDING AVENUE, OFFICER** on **Monday, 6 March 2017** commencing at **6.00pm** .

GARRY McQUILLAN
CHIEF EXECUTIVE OFFICER

**** A G E N D A ****

Apologies

Declaration of any interest of Councillors

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1. NOTICE OF MOTION 1028

FILE REFERENCE INT1714133

RESPONSIBLE GENERAL MANAGER

AUTHOR Doug Evans

RECOMMENDATION

That Council resolve on Notice of Motion 1028

Attachments

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EXECUTIVE SUMMARY

A Rescission Motion, Notice of Motion 1028, has been lodged and a Special Council Meeting has been called to consider this Notice of Motion.

BACKGROUND

At the Council Meeting held on 20 February 2017 Council resolved in regard to Contract 14/04 relating to the Lang Lang Recreation Reserve Civil Works Package as follows:

Moved Cr R Brown Seconded Cr C Ross

That Council defers the decision for tender and suspends any other planned works until the April 2017 General Meeting and calls for a report as soon as possible from the Chief Executive Officer that addresses and advises the following;

- 1. The business case for the Project, including the methodology for the site selection and the needs analysis supporting the decision to build a Sporting Precinct.*
- 2. A cost analysis of the total project detailing all supporting infrastructure and post construction costs.*
- 3. The detailed Project Plan showing milestones, critical dates and budget forecasts .*
- 4. How the security of such an isolated site is to be managed.*
- 5. The conditions associated with the Bendigo Community Bank contribution.*

Upon being put to the meeting, the motion was declared carried. Cr Jodie Owen called for a Division.

For the Motion were Crs C Ross, B Owen, J Springfield, C Ryan and R Brown Total (5).

Against the Motion were Crs G Moore, J Owen, L Wilmot and M Schilling Total (4).

MOTION WAS CARRIED

Notice of Motion 1028 has since been lodged, which seeks to rescind this motion, the motion reads as follows

We hereby give notice of our intention to move a motion to rescind the resolution passed at the Council Meeting held on Monday 20 February regarding the Civil Works Package - Lang Lang Recreation Reserve which reads as follows:

“That Council defers the decision for tender and suspends any other planned works until the April 2017 General Meeting and calls for a report as soon as possible from the Chief Executive Officer that addresses and advises the following;

6. The business case for the Project, including the methodology for the site selection and the needs analysis supporting the decision to build a Sporting Precinct.
7. A cost analysis of the total project detailing all supporting infrastructure and post construction costs.
8. The detailed Project Plan showing milestones, critical dates and budget forecasts .
9. How the security of such an isolated site is to be managed.
10. The conditions associated with the Bendigo Community Bank contribution.”

We further give notice that if this motion is successful we intend to move the following:

“That;

- The tender submitted by Lasergrade Pty Ltd to undertake works associated with CT17/04 - Civil Works Package - Lang Lang Recreation Reserve be accepted by Council for the amount of \$6,189,148;
- The remaining tenderers be advised accordingly and;
- The common seal of the Council be affixed to the contract documents”

Cr Graeme Moore, Intending Mover
Cr Leticia Wilmot, intending Seconder

In addition, this Special Council Meeting has been called to consider this Notice of Motion

CONCLUSION

This Special Council Meeting has been called to consider Notice of Motion 1028, Council is therefore required to resolve on this matter.

NOTICE OF MOTION 1028
RESCISSION MOTION

We hereby give notice of our intention to move a motion to rescind the resolution passed at the Council Meeting held on Monday 20 February regarding the Civil Works Package - Lang Lang Recreation Reserve which reads as follows:

"That Council defers the decision for tender and suspends any other planned works until the April 2017 General Meeting and calls for a report as soon as possible from the Chief Executive Officer that addresses and advises the following;

1. The business case for the Project, including the methodology for the site selection and the needs analysis supporting the decision to build a Sporting Precinct.
2. A cost analysis of the total project detailing all supporting infrastructure and post construction costs.
3. The detailed Project Plan showing milestones, critical dates and budget forecasts .
4. How the security of such an isolated site is to be managed.
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- The common seal of the Council be affixed to the contract documents"

Cr Graeme Moore, Intending Mover Dated 27/02/2017



Cr Leticia Wilmot, intending seconder Dated 27/02/2017





Memorandum

To: Garry McQuillan, Chief Executive officer
From: Crs Graeme Moore, Leticia Wilmot, Jodie Owen and Michael Schilling
Date: 27 February 2017
Subject: Special Council Meeting

We hereby call a Special Council Meeting to be held in the Council Chambers, 20 Siding Avenue, Officer on Monday, 6 March 2017 commencing at 6.00pm to consider Notice of Motion 1028.

Cr Graeme Moore Cr Leticia Wilmot

Cr Jodie Owen

Cr Michael Schilling

5 CIVIL WORKS PACKAGE - LANG LANG RECREATION RESERVE, CT17/04

FILE REFERENCE INT178629

RESPONSIBLE GENERAL MANAGER Michael Ellis

AUTHOR Stewart Pike

RECOMMENDATION

That;

- The tender submitted by Lasergrade Pty Ltd to undertake works associated with CT17/04 - Civil Works Package - Lang Lang Recreation Reserve be accepted by Council for the amount of \$6,189,148;
- The remaining tenderers be advised accordingly and;
- The common seal of the Council be affixed to the contract documents

Attachments

- 1 Confidential memorandum detailing tenders received circulated to councillors only 3 Pages

EXECUTIVE SUMMARY

This report provides consideration for the appointment of a contractor to undertake the works required under CT17/04 - Civil Works Package - Lang Lang Recreation Reserve.

The package of works under this contract includes the construction of 2 football ovals, 4 netball courts, car parking and access roads, wetland and storm water re-use system, oval irrigation and facility sports lighting.

The tender submitted by Lasergrade for the sum of \$6,189,148 (GST exclusive) represents the best value for money to Council and it is therefore recommended that CT17/04 - Civil Works Package - Lang Lang Recreation Reserve be awarded accordingly.

BACKGROUND

This package of works is the first stage of the Lang Lang Community Recreation Facility Masterplan implementation. The masterplan was adopted by Council on 21 March 2016. This first stage of works includes the construction of 2 football ovals, 4 netball courts, car parking and access roads, wetland and storm water re-use system, oval irrigation and facility sports lighting.

Tenders were advertised in The Age newspaper on Saturday 19 November 2016. Tenders closed on Tuesday 20 December with 10 submissions received (all of which were conforming). Submissions were received from the following companies;

2Construct	BMD Constructions
Canteri Bros	Civilex Victoria
Depan Group	Entracon Civil
Ertech	Goldsmith Civil and Environmental

Lasergrade	Maca Infrastructure
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The tenders were checked against a range of non-weighted selection criteria to ensure the viability of the tender submissions. These criteria include: compliance with the specification, compliance with the conditions of contract, occupational health and safety, financial viability, risk and insurance and conflict of interest.

The tenders were also assessed against the weighted criteria capability and capacity, relevant experience and past performance, management systems (quality, safety and environment) and project plan/program.

The tender submitted by Lasergrade for the sum of \$6,189,148 (GST exclusive) provides the best value for money to Council. It is therefore recommended that the tender submitted by Lasergrade be accepted for this contract.

POLICY IMPLICATIONS

Nil

RELEVANCE TO COUNCIL PLAN

The delivery of this project aligns with Councils' plan to provide active and passive recreation facilities to meet the needs of our residents, increase opportunities for our residents to participate in a range of sport, recreation and leisure activities, develop new and maintain existing parks, gardens and reserves in a sustainable way and to plan and develop built environments that support improved health and wellbeing of our communities.

CONSULTATION/COMMUNICATION

Extensive community engagement was undertaken during the development of the masterplan. The detailed design of this civil works package has been subjected to an extensive internal consultative process.

FINANCIAL AND RESOURCE IMPLICATIONS

Total funding available in accordance with the capital works program is \$9,696,000, of which there is \$1,145,000 in this financial year and \$8,551,000 over 2017/20 financial years. There is sufficient funding to proceed with the works.

A financial scorecard review of Lasergrade highlighted some concerns with their financial capacity to undertake the works. Additional security will be held for the duration of construction works and will be a requirement of the acceptance of this contract.

CONCLUSION

It is recommended that the tender submitted by Lasergrade for \$6,189,148 be accepted for CT17/04 - Civil Works Package - Lang Lang Recreation Reserve and that the additional security form part of the contract offer and acceptance.