

## Addendum Report

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### REPORTS THROUGH THE GENERAL MANAGER

### REPORTS FROM THE DIRECTOR ENGINEERING AND OPERATIONS

#### a32 [EO-CM] EC2013-224 South Tweed Heads Swimming Pool Heat Pump and Ventilation

**SUBMITTED BY:** Contracts

Valid



### Supporting Community Life

#### LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Supporting Community Life
  - 2.3 Provide well serviced neighbourhoods
  - 2.3.6 Provide conveniently placed and well equipped parks, sporting, recreational, cultural and community facilities
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#### SUMMARY OF REPORT:

Tender EC2013-224 South Tweed Heads Swimming Pool Heat Pump and Ventilation was called to engage a suitably qualified and experienced organisation to provide Design, Manufacture and Delivery, Demolition and Site set up, Heat Pump install and commission, Ventilator install and commission, Controller install and commission, Service interfacing and ductwork for the Heat Pump and ventilation equipment at the South Tweed Heads Pool.

Tenders were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005.

As per the requirements of the Local Government Regulation 2005, tenders were officially advertised for EC2013-224 on Tuesday 26 November 2013 in The Sydney Morning Herald. The tender was also advertised in The Brisbane Courier Mail and the Tweed Link.

Tender submissions closed at 4.00pm (local time) on Wednesday 18 December 2013 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

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**RECOMMENDATION:**

**That:**

- 1. Council awards Contract EC2013-224 to QIS Energy Conservation Systems Pty Ltd (Offer 2) for the lump sum amount of \$244,116.36 (exclusive of GST).**
- 2. The General Manager is given delegated authority to approve variations up to 10% of the initial contract sum to a maximum of \$150,000 and those variations be reported to Council following completion of the tendered works/services.**
- 3. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
  - (d) commercial information of a confidential nature that would, if disclosed:**
    - (i) prejudice the commercial position of the person who supplied it, or**
    - (ii) confer a commercial advantage on a competitor of the council, or**
    - (iii) reveal a trade secret.**

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### REPORT:

#### Tender Background

Tender EC2013-224 South Tweed Heads Swimming Pool Heat Pump and Ventilation was called to engage a suitably qualified and experienced organisation to provide Design, Manufacture and Delivery, Demolition and Site set up, Heat Pump install and commission, Ventilator install and commission, Controller install and commission, Service interfacing and ductwork for the Heat Pump and ventilation equipment at the South Tweed Heads Pool.

#### Tender Advertising

Tenders were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005.

As per the requirements of the Local Government Regulation 2005, tenders were officially advertised for EC2013-224 on Tuesday 26 November 2013 in The Sydney Morning Herald. The tender was also advertised in The Brisbane Courier Mail and the Tweed Link.

Tender submissions closed at 4.00pm (local time) on Wednesday 18 December 2013 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

#### Tender Addendums

There was one Notice to Tenders issued before close of tender.

Addendum No. 01 was issued to advise tenderers of a change to the demolition and location of return air duct components. A plan was provided to show the location of supply air duct and suggested location of return air duct.

#### Tender Submissions

As per the requirements of the Local Government Regulation 2005, tender submissions closed at 4.00pm (local time) on Wednesday 18 December 2013 in the Tender box located in the foyer of the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484. Three tenders were recorded at the Tender Box opening and their details are as follows:

<b>Tenderer</b>	<b>ABN</b>
QIS Energy Conservation Systems Pty Ltd	14 076 103 314
LEN Enterprises Pty Ltd	27 000 724 809
Atlas Air-conditioning Pty Ltd	96 166 347 968

#### Tender Evaluation Panel

The Tender Evaluation was conducted by:

Assets and Essential Services Officer
Pool Supervisor
Consultant Firm - Norman Disney & Young

Norman Disney & Young were engaged by Council under a preferred Service Provider agreement.

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### Tender Evaluation Details

Full Tender Evaluation Details are included in the Tender Evaluation Report which is included in **ATTACHMENT 1** which is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act, 1993, because it contains commercial information in relation to the tenders, the disclosure of which would be likely to prejudice the commercial position of the tenderers if it was provided. The information identifies the tenderer in relation to the tender price and the evaluation of the products offered by the tenderer. If disclosed, the information would be likely to prejudice the commercial position of the tenderer in terms of market competitiveness by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest. Recommendations appear below for the Tender.

### OPTIONS:

N/A

### CONCLUSION:

Based on the recommendation detailed in the Tender Evaluation Report, it is recommended that Council awards Contract EC2013-224 to QIS Energy Conservation Systems Pty Ltd (Offer 2) for the lump sum amount of \$244,116.36 (exclusive of GST).

### COUNCIL IMPLICATIONS:

**a. Policy:**

Procurement Version 1.3.

**b. Budget/Long Term Financial Plan:**

Funding available within Council's Civic Building Asset Management allocations.

**c. Legal:**

Not Applicable.

**d. Communication/Engagement:**

**Inform** - We will keep you informed.

### UNDER SEPARATE COVER/FURTHER INFORMATION:

*(Confidential)* Attachment 1. Tender Evaluation Report and associated documents (ECM 3266891).

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