

12.15	Contract No. 243458T Construction of Tennis Pavilion - Lionheart Reserve, Taylors Lakes
Directorate	Infrastructure and City Services
Director	Chris Leivers
Manager	Dominic Di Martino
Attachment(s)	1. CONFIDENTIAL REDACTED - Tender Evaluation Report [12.15.1 - 11 pages]

Purpose

For Council to consider awarding Contract No. 24/3458T Construction of Tennis Pavilion – Lionheart Reserve, Taylors Lakes to South.Rd Construct Pty Ltd.

Officer Recommendation

That Council:

- a. **Awards Contract No. 24/3458T Construction of Tennis Pavilion – Lionheart Reserve, Taylors Lakes for the tendered amount of \$3,662,968.00 excluding GST to South.Rd Construct Pty Ltd.**
- b. **Authorises the Chief Executive Officer to approve any variations or contingencies relating to Contract No. 24/3458T, in line with delegation.**
- c. **Authorises the Chief Executive Officer to sign Contract No. 24/3458T Construction of Tennis Pavilion – Lionheart Reserve, Taylors Lakes on behalf of Council as per the Delegation of Authority by Council.**

Background

The Contract forms part of the Capital Works Program approved by Council as part of the Annual Budget 2023/2024 and Draft Annual Budget 2024/2025.

Lionheart Reserve Tennis Pavilion has been designed using Councils Sports Facility Development Plan's key principles of participation, community development, affordability, equitable usage, flexibility, sustainability, and value for money.

The proposed works include the demolition of the existing outdated tennis pavilion to make way for a new single-story facility catering for tennis, football, and cricket.

Matters for Consideration

Analysis

An Expression of Interest was advertised Wednesday 18 October 2023 and closed Wednesday 1 November 2023 with ten tenders received. Tenders were assessed by the Tender Evaluation Panel (TEP) against evaluation criteria described in the tender documents.

A short list of five tenderers was nominated via the evaluation process to be issued the full contract documentation and a pricing schedule to provide a formal tender submission for the construction contract.

The construction tender for the Contract was issued to the five shortlisted tenderers January 2024 and closed Tuesday 6 February 2024 with three submissions received. Tenders were assessed by the Tender Evaluation Panel (TEP) against the evaluation criteria described in the tender documents. The Tender Evaluation Report is at **Confidential Attachment 1.**

The TEP has rated South.Rd Construct Pty Ltd as the preferred tenderer, for the tendered amount of \$3,662,968.00 excluding GST.

The TEP considers South.Rd Construct Pty Ltd has the expertise and capacity to complete the works under the Contract.

Implementation

Subject to Council approval, the Contract will commence following signing of the Contract.

Community Engagement

Key stakeholders were consulted in order to determine the user requirements of the Contract. The information collected was used to develop the design and tender.

Resource And Risk Implications

Resource requirements can be met within the Annual Budget 2023/2024 and Draft Annual Budget 2024/2025.

Community: potential impact on community, including public trust and customer service impact

- Yes – Deliver the project in the Contract efficiently and effectively benefiting the community.

Financial: significant financial impacts

- Yes – If Council is to award Contract No. 24/3458T Council Officers advise there will be some need and opportunity to reallocate funding in the 2024/25 Capital Works Program due to reduced expenditure with the Project budget 2023/24 allocation. Council Officers will present a report to Council as part of the quarterly financial report outlining reallocation and indicating reallocations that have been made throughout the year to enable Council's adopted Capital Works Program to be delivered.

Regulatory: legal, legislative or regulatory implications including the rights/obligations of stakeholders

- The process meets the requirements of the Local Government Act and Council tender and procurement processes.

Safety: health, safety or duty of care impacts

- Yes – OH&S is a mandatory requirement in the Contract.

There are no environmental risks identified.

Legislation/Council Plan/Policy Context

This report supports the Council Plan 2021-2025 strategic direction and objective of:

1. People and Community - A welcoming, safe and supported community - An inclusive place for all

- Wellbeing and Belonging - Responsive services that support mental and physical wellbeing

2. Places and Spaces - Liveable and connected neighbourhoods that support healthy and sustainable futures - A green place for all

- Liveable and Connected - Inviting and liveable spaces and facilities, connected so people can get around.

This report complies with Council's Procurement Policy and the *Local Government Act 2020*.

Council officers contributing to the preparation and approval of this report, have no conflicts of interests to declare.