



City of
Whittlesea

MINUTES

OF SPECIAL COUNCIL MEETING

HELD ON

TUESDAY 9 JANUARY 2018

AT 6:02PM

**IN COUNCIL CHAMBER, 25 FERRES
BOULEVARD, SOUTH MORANG**

COUNCILLORS

KRIS PAVLIDIS MAYOR, SOUTH WEST WARD

LAWRIE COX SOUTH WEST WARD

STEVAN KOZMEVSKI SOUTH WEST WARD

CAZ MONTELEONE SOUTH WEST WARD

EMILIA LISA STERJOVA DEPUTY MAYOR, NORTH WARD

TOM JOSEPH NORTH WARD

RICKY KIRKHAM NORTH WARD

SAM ALESSI SOUTH EAST WARD

ALAHNA DESIATO SOUTH EAST WARD

NORM KELLY SOUTH EAST WARD

MARY LALIOS SOUTH EAST WARD

SENIOR OFFICERS

SIMON OVERLAND

CHIEF EXECUTIVE OFFICER

RUSSELL HOPKINS

DIRECTOR COMMUNITY SERVICES

STEVE O'BRIEN

DIRECTOR PLANNING AND MAJOR PROJECTS

CARL PARTRIDGE

ACTING DIRECTOR CITY TRANSPORT &
PRESENTATION

HELEN SUI

DIRECTOR CORPORATE SERVICES

LIANA THOMPSON

DIRECTOR PARTNERSHIPS & ENGAGEMENT

MICHAEL TONTA

MANAGER GOVERNANCE

ORDER OF BUSINESS

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Note:

In these Minutes, Resolutions adopted by Council are indicated in bold text.

1. OPENING**1.1 MEETING OPENING AND PRAYER**

The Chief Executive Officer opened the meeting with a prayer at 6.02PM.

1.2 ACKNOWLEDGMENT OF TRADITIONAL OWNERS STATEMENT

On behalf of the City of Whittlesea, the Mayor recognised the rich Aboriginal heritage of this country and acknowledged the Wurundjeri Willam Clan as the Traditional Owners of this place.

1.3 PRESENT**Members:**

Cr Kris Pavlidis	Mayor (South West Ward)
Cr Lawrie Cox	Councillor (South West Ward)
Cr Stevan Kozmevski	Councillor (South West Ward)
Cr Caz Monteleone	Councillor (South West Ward)
Cr Tom Joseph	Councillor (North Ward)
Cr Emilia Lisa Sterjova	Deputy Mayor (North Ward)
Cr Norm Kelly	Councillor (South East Ward)
Cr Sam Alessi	Councillor (South East Ward)
Cr Alahna Desiato	Councillor (South East Ward)
Cr Mary Lalios	Councillor (South East Ward)

Officers:

Mr Simon Overland	Chief Executive Officer
Mr Steve O'Brien	Director Planning and Major Projects
Mr Russell Hopkins	Director Community Services
Mr Carl Partridge	Acting Director City Transport & Presentation
Ms Helen Sui	Director Corporate Services
Ms Liana Thompson	Director Partnerships & Engagement
Mr Michael Tonta	Manager Governance

1.4 MAYORAL STATEMENT TO GALLERY

After welcoming members of the gallery to the meeting, the Mayor Cr Pavlidis advised members of the gallery that two reports on tonight's agenda are proposed to be considered in the closed section of the agenda as they contain confidential information.

The first report relates to the Mill Park Leisure Centre Redevelopment Staging Plan which contains confidential contractual information. The second report relates to the PRACC Future Directions which contains confidential personnel information.

The Mayor Cr Pavlidis advised members of the gallery that they are welcome to stay and hear the discussion on the Mosaic Recreation Reserve report but will be asked to leave the Council Chamber at the conclusion of that item.

2. APOLOGIES

APOLOGY

An apology was received on behalf of Cr Kirkham.

COUNCIL RESOLUTION

MOVED: Cr Cox
SECONDED: Cr Joseph

THAT the Councillor's apology be received and leave be granted.

CARRIED

3. DECLARATIONS OF INTEREST

NIL

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

COUNCIL RESOLUTION

MOVED: Cr Alessi
SECONDED: Cr Kozmevski

THAT Council resolve that the following Minutes of the preceding meeting as circulated, be confirmed:

**Ordinary Meeting of Council held 12 December 2017; and
Adjourned Meeting of Council held 18 December 2017.**

CARRIED

5. OFFICERS' REPORTS**5.1 PLANNING AND MAJOR PROJECTS****5.1.1 CONSTRUCTION OF THE MOSAIC RECREATION RESERVE CONTRACT 2017-160 - TENDER EVALUATION REPORT****File No:** 195775**Attachments:** 1 **Contract 2017-160 Tender Evaluation Summary - Confidential**

The attachment is presented to Council as a confidential document on the basis that it contains details relating to contractual matters, in accordance with Section 89(2)(d) of the Local Government Act 1989.

Responsible Officer: Director Planning & Major Projects**Author:** Senior Contracts Executive**REPORT****EXECUTIVE SUMMARY**

This report summarises the tender evaluation outcome of contract number 2017-160 for the Construction of the Mosaic Recreation Reserve.

The tender evaluation panel recommends award of the contract to 2Construct Pty Ltd for the lump sum price of \$6,469,469.

BACKGROUND

The purpose of this contract is for the construction of the Mosaic Recreation Reserve. The scope of works includes the following:

- One 900 m² community soccer pavilion;
- One synthetic surface soccer pitch;
- One grass surface soccer pitch;
- Rooball area;
- Car park;
- Lighting for car park and synthetic pitch; and
- Utilities, pathways and landscaping.

Tenders for the contract closed on 25 October 2017. The tendered prices and a summary of the evaluation are detailed in the confidential attachment.

EVALUATION

No member of the Tender Evaluation Panel declared any conflict of interest in relation to this tender evaluation.

A Tender Probity & Evaluation Plan was designed specifically for this tender process and it was authorised prior to this tender being advertised. All tenders received were evaluated in accordance with that plan. The evaluation involved scoring of conforming and competitive tenders according to these pre-determined criteria and weightings:

Criteria	Weighting
Price	50 %
Capability	23 %
Capacity	20 %
Impact	7 %

The weightings reflect the relative importance of each element to this particular contract. They were determined as being most appropriate after considering numerous factors including (but not restricted to) the time, quality, risk and contract management requirements which were likely to have the most impact on the achievement of best value.

Only tenders that were conforming and competitive were fully scored. Tender submissions that were evaluated as non-conforming or not sufficiently competitive were set aside from further evaluation. In cases where this occurred the reasons for that outcome are detailed in the confidential attachment.

The evaluation outcome was as follows:

TENDERER	CONFORMING	COMPETITIVE	SCORE	RANK
Tenderer A (2Construct Pty Ltd)	Yes	Yes	93	1
Tenderer B	Yes	Yes	87.6	2
Tenderer C	Yes	Yes	85	3

Refer to the confidential attachment for further details of the evaluation of all tenders.

LINKS TO THE COUNCIL PLAN

Council Priority	Organisational Sustainability
Future Direction	Good Governance
Theme	Continuous Improvement
Strategic Objective	Council explores and adopts best practice models

DECLARATIONS OF CONFLICTS OF INTEREST

Under section 80C of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

The Responsible Officer reviewing this report, having made enquiries with the relevant members of staff, reports that no disclosable interests have been raised in relation to this report.

CONCLUSION

The tender from 2Construct Pty Ltd was determined to be the most competitive and it is considered that this company can perform the contract to the required standards.

RECOMMENDATION

THAT Council resolve to:

1. Accept the tender submitted by 2Construct Pty Ltd for the sum of \$6,469,469 (excluding GST) for the following contract:

Number: 2017-160

Title: Construction of the Mosaic Recreation Reserve

subject to the following conditions:

- a) Contractor to provide proof of currency of insurance cover as required in the tender documents.
 - b) Price variations to be in accordance with the provisions as set out in the Contract.
 - c) Contractor to provide contract security as required in the tender documents.
2. Approve the funding arrangements detailed in the confidential attachment.
 3. Sign and seal the contract documents.

COUNCIL RESOLUTION

MOVED: *Cr Joseph*
SECONDED: *Cr Cox*

THAT Council resolve to adopt the Recommendation.

CARRIED

6. CONFIDENTIAL BUSINESS

6.1 COMMUNITY SERVICES

6.1.1 MILL PARK LEISURE CENTRE REDEVELOPMENT STAGING PLAN

6.2 CITY TRANSPORT AND PRESENTATION

6.2.1 PRACC FUTURE DIRECTIONS

COUNCIL RESOLUTION

MOVED: *Cr Joseph*
SECONDED: *Cr Sterjova*

THAT Council resolve to close the meeting to members of the public for the purpose of considering details relating to the confidential matters above in accordance with Section 89(2) of the Local Government Act 1989 as follows:

6.1.1 MILL PARK LEISURE CENTRE REDEVELOPMENT STAGING PLAN

Confidential in accordance with Section 89(2)(d) contractual matters of the Local Government Act 1989.

6.2.1 PRACC FUTURE DIRECTIONS

Confidential in accordance with Section 89(2)(a) personnel matters of the Local Government Act 1989.

CARRIED

ACCORDINGLY, THE MEETING WAS CLOSED TO THE PUBLIC AT 6.07PM.

THE MEETING WAS RE-OPENED TO THE PUBLIC AT 8.54PM.

7. CLOSURE

THERE BEING NO FURTHER BUSINESS THE MAYOR DECLARED THE MEETING CLOSED AT 8.54PM.

CONFIRMED THIS 6TH DAY OF FEBRUARY 2018

CR KRIS PAVLIDIS
MAYOR