

Resolution of Council

13 May 2019

Item 6.10

Exemption from Tender - Joynton Avenue and Zetland Avenue East Roadworks

It is resolved that:

- (A) Council approve an exemption from tender for the construction of Joynton Avenue upgrade and Zetland Avenue (East) noting that, because of extenuating circumstances, a satisfactory result would not be achieved by inviting tenders;
- (B) Council note the reasons why a satisfactory result would not be achieved by inviting tenders are:
 - (i) going to tender would not deliver a competitive outcome as the market has already been tested through a previous tender and negotiations to vary the Gunyama Park Aquatic and Recreation Centre contract;
 - (ii) Contractor A's offer demonstrates value for money, as described in Confidential Attachment A to the subject report;
 - (iii) there is insufficient time to undertake a competitive tender without impacting on the project delivery milestones of the Gunyama Park Aquatic and Recreation Centre;
- (C) Council enter into a contract with Contractor A for the construction of Joynton Avenue upgrade and Zetland Avenue (East) for the amount set out in Confidential Attachment A to the subject report;
- (D) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contract with Contractor A, as outlined in Confidential Attachment A to the subject report, provided that the contract is consistent with this resolution;
- (E) Council note the financial implications detailed in Confidential Attachment A to the subject report;

- (F) Council note the outcome of the negotiations to vary the Gunyama Park Aquatic and Recreation Centre contract for the construction of Joynton Avenue upgrade and Zetland Avenue (East) as set out in Confidential Attachment A to the subject report; and
- (G) Councillors be advised of the outcome of contract negotiations with Contractor A via a CEO Update.

Carried unanimously.

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