
Woodburn Flood Recovery and Water Quality Improvement Program - Tender Award

Responsible Officer: Group Manager Planning and Delivery (Andrew Logan)

Recommendation

That Council:

1. Accept the tender submission made by Ledonne Constructions Pty Ltd of \$1,580,623.30 incl. GST (lump sum contract price) for the Woodburn Bores Replacement Infrastructure Design and Construct contract (Contract); and
2. Authorise the General Manager to sign the Contract on behalf of Council.

Background

The NSW Government has provided \$145 million in funding to address the impacts of the 2022 floods on critical water and wastewater systems in the Northern Rivers area, under the North Coast Water and Wastewater Repair and Recovery Program.

The Woodburn Groundwater Treatment Plant Site has been approved as an eligible project under this funding program. However, some assets were non-operational prior to the 2022 flood which resulted in some existing assets being ineligible for funding.

The funding program enabled the replacement of the damaged infrastructure, but also required these new assets to be future flood resilient. The site also accommodated chemical dosing assets used to maintain drinking water quality standards, given the distance from the Nightcap Water Treatment Plant. As a part of a review into this bulk water supply zone, Rous was seeking to reactivate this existing functionality as part of Rous's existing Drinking Water Quality Management program.

Adding further complexity to execution of this funding program, the scope of works needed to account for the planned future Groundwater Treatment Plant as part of stage 1 of the Future Water Project. To ensure that this requirement did not result in significant reconstruction works, Rous sought to self-fund this separate scope under the same contract as the flood funded scope.

To account for the re-activation of chemical dosing and the integration of the future Groundwater Treatment Plant, the following funding split has been agreed to by Rous and NSW Public Works.

Funding Partner	Funding Amount ¹
NSW Public Works Water and Wastewater Repair and Recovery Program	\$809,229.95
Rous County Council Future Water Project and Chlorine and Carbon Dioxide Dosing at Woodburn Project	\$771,393.35

Under this engagement, both parties agreed that Rous would be the Principal under the contract and NSW Public Works acting as the Principal's Authorised Person under the contract.

¹ Funding amounts incl. GST

Woodburn Bores Replacement Infrastructure Design and Construct Contract Tender

NSW Public Works conducted the end-to-end tender process for the Contract on behalf of Rous including the tender evaluations, with a Rous representative continuously involved.

Invited Tenderers from a Preferred NSW Government Panel and other recommended contractors were invited to make a submission using the NSW eTendering platform. Tenders opened on 6 February 2024 and closed at 10:00am on 19 March 2024. The pre-tender estimate was \$1,301,538 (incl. GST) and the optional additional works pre-tender estimate was \$159,500 (incl. GST). The combined total pre-tender estimate was \$1,461,038 (incl. GST).

Three tenderers made submissions as outlined below:

Tenderer	A.B.N.
Ledonne Constructions Pty Ltd	68 003 117 717
Ferrycarrig Construction Pty Ltd	70 612 915 367
Quay Civil Pty Ltd	42 167 246 399

Tenders received from Quay Civil Pty Ltd and Ferrycarrig Constructions Pty Ltd were considerably higher than the pre-tender estimate.

The Ledonne Constructions Pty Ltd recommended tender amount was \$1,580,623.30 (incl. GST), which is \$119,585.30 above the combined pre-tender estimate. Accordingly, this submission was determined to be value for money following the tender evaluation process.

The Tender Evaluation Report is included as Attachment 1 as a confidential document as it contains commercial in confidential information.

Governance

- **Finance**

The funding requirements for this contract have been specified in the Agenda Item 9.1 - Final draft Operational Plan (incorporating the 2024/25 Budget and 'Revenue' policy) of the 9 June 2024 Council Meeting business papers. In June 2022, Rous received \$1.6M (excl GST) in funds under the North Coast Water and Wastewater Repair and Recovery Program. The NSW Public Works funding contribution (\$809,229.95 incl GST) will be sourced from this amount. Approved variations during the execution of the works will be funded from the NSW Public Works and Rous funding pool as required under the Contract.

The allocated budget in the 2024/25 Operational Plan for this project provided through the North Coast Water and Wastewater Repair and Recovery Program and Rous' contributions are sufficient for the awarding of this contract and for contingencies under the Contract.

- **Legal**

Contained in the body of *confidential Attachment 1*.

Should Council resolve to accept the tender submitted by Ledonne Constructions Pty Ltd, the details of the contract will be recorded in Council's contracts register available on its website in accordance with legislative requirements.

Consultation

No specific consultation has been undertaken as a part of this report.

Conclusion

Invited Tenders were called for the Woodburn Bores Replacement Infrastructure Design and Construct Contract. The most advantageous tender submission, following an evaluation process, was provided by Ledonne Constructions Pty Ltd for an amount \$1,580,623.30 (incl. GST). It is recommended Council resolve to accept this tender.

Attachment

1. Tender Evaluation Report

Confidential due to *Local Government Act, 1993*:

Section 10A(2)(d) commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it.