



Shire of Northam

SHIRE OF NORTHAM

**MINUTES
OF THE
SPECIAL COUNCIL MEETING
HELD ON
WEDNESDAY
28 AUGUST 2013**

SHIRE OF NORTHAM

Minutes of the Special Council Meeting held in the Council Chambers on WEDNESDAY, 28 AUGUST 2013 at 5:30 pm

1. DECLARATION OF OPENING AND WELCOME

The Presiding Officer, Cr S B Pollard declared the meeting open at 5.30pm.

2. DECLARATION OF INTEREST

Parts of Division 6 Subdivision 1 of the Local Government Act 1995 requires Council members and employees to disclose any direct or indirect financial interest or general interest in any matter listed in this agenda.

The Act also requires the nature of the interest to be disclosed in writing before the meeting or immediately before the matter being discussed.

NB A Council member who makes a disclosure must not preside or participate in, or be present during, any discussion or decision making procedure relating to the disclosed matter unless the procedures set out in Sections 5.68 or 5.69 of the Act have been complied with.

3. ATTENDANCE

Council

President	S B Pollard
Councillors	T M Little
	R W Tinetti
	A W Llewellyn
	U Rumjantsev
	D A Hughes
	D G Beresford
	J E Williams

A/Chief Executive Officer	A J Middleton
Executive Manager Development Services	P B Steven
Executive Manager Corporate Services	D R Gobbart
Executive Manager Community Services	J McGready
A/Executive Manager Engineering Services	T Findlay
Project Manager Community Infrastructure	C B Hunt

Gallery

Nil

4. APOLOGIES

Councillor

K D Saunders

5. LEAVE OF ABSENCE

6. LEAVE OF ABSENCE PREVIOUSLY APPROVED

Cr T Little has been granted leave of absence between the following dates:
04 to 15 September 2013.

Cr R Head has been granted leave of absence between the following dates:
05 July to 30 September 2013.

Cr D Hughes has been granted leave of absence between the following dates:
03 August 2013 to 18 August 2013 and 04 September 2013 to 10 October 2013.

7. AGENDA ITEMS

7.1. Special Items

7.1.1 CONFIRMATION OF THE MINUTES OF THE BUDGET MEETING HELD 5TH AUGUST 2013

RECOMMENDATION/COUNCIL DECISION

Minute No C.2121

Moved: Cr T Little

Seconded: Cr R Tinetti

That the Minutes of the Budget Meeting held Monday, 5th August 2013 be confirmed as a true and correct record of that Meeting.

CARRIED 8/0

7.1.2 2013/2014 ANNUAL BUDGET ADOPTION

Name of Applicant	Internal Report
File Ref:	8.2.8.1
Officer:	Denise Gobbart
Officer Interest:	N/A
Policy:	Local Government Act 1995 and Associated Regulations
Voting:	Absolute majority vote required (Some Parts)
Date:	26 August 2013

PURPOSE

To consider and adopt the Municipal Fund Budget for the 2013/2014 financial year together with supporting schedules, including striking of the municipal fund rates, establishment of new reserve funds, setting of elected members fees for the year and other consequential matters arising from the budget papers.

BACKGROUND

The draft 2013/2014 budget has been compiled based on the principles contained in the long term financial plan. The 2013/14 draft budget has been prepared in accordance with the presentations made to councillors at the budget workshop held in August 2013.

The proposed differential rates were endorsed by the council at the budget workshop held on the 5 August, 2013 and advertised for public comment. At the time of writing no submissions have been received. Public comment closes at 3.00pm 28 August 2013, submissions will be taken up to that time.

As I had informed Council, this year the Minister is signing off any differential rates that are more than twice the lowest. Previously the Department Local Government has had delegated authority to do this on behalf of the Minister.

Issues raised by the DLG in relation to the Differential rating are:

1. Does all similar land use in the UV category have that applicable differential rating? E.g. all retail plant nurseries on UV land is rated the same
2. Required detailed reasons & expand on how and why for each separate rate in the \$ - the Minister is looking for justification as to why each rate is different & whether these reasons justify imposition of a higher rating burden more than twice the lowest category. May be justified if the ratepayers in a category receive greater council benefits than those in another category.

I have responded to the department that the spot rating was imposed in 2000/2001 by the then Shire of Northam. Since amalgamation this tradition has been continued. Having searched old records I cannot find any documentation that supports how the

rates were set. They have also been informed that as the new Town Planning Scheme is to be signed off that this will be the last year of the current rating system. In the new scheme there is no differentiating between Ag Local & Ag Regional it is all Rural land. This in itself will lead to significant changes.

My latest advice received from the Department Local Government Wednesday 21 August was *"the Shire's application is still being progressed. The Department is still concerned the current objects and reasons provided may not be sufficient for the Minister's approval this year. The Minister would still need convincing as to why certain rates in the dollar are proposed for each specific category are justified, and why they are higher than the lowest rate in UV."*

STATUTORY REQUIREMENTS

Section 6.2 of the *Local Government Act 1995* requires that not later than 31 August in each financial year, or such extended time as the Minister allows, each local government is to prepare and adopt, (Absolute Majority required) in the form and manner prescribed, a budget for its municipal fund for the financial year ending on the next following 30 June.

Divisions 5 and 6 of the *Local Government Act 1995* refer to the setting of budgets and raising of rates and charges. *The Local Government (Financial Management) Regulations 1996* details the form and content of the budget. The draft 2013/14 budget as presented is considered to meet statutory requirements.

CONFORMITY WITH THE PLAN FOR THE FUTURE

The draft 2013/14 budget has been developed based on the integrated planning documents adopted by council.

BUDGET IMPLICATIONS

OFFICER'S COMMENT

The budget has been prepared to include information required by the *Local Government Act 1995*, *Local Government (Financial Management) Regulations 1996* and Australian Accounting Standards. The main features of the draft budget include:

2013/14 surplus is expected to be \$8,737 delivering all those services and facilities previously discussed with Council, with the budget providing for the following outcomes:

- Community grants as previously presented to Council;

Key developments include:

- Completion of the Killara Cottages Respite facility

- Wundowie waste water and storm water project to service Bakers Hill Oval water tank
- Bakers Hill Oval Reticulation
- Relocation of Shire Depot
- Yilgarn Avenue drainage project – Supertowns funding
- Town Centre drainage project – Supertowns funding
- Bernard Park drainage project – Supertowns funding
- Bernard Park Water Playground – Supertowns funding
- Cemetery Niche Wall, Surrounds & Roof
- Railway Precinct Upgrade
- Replacement of Chemical Dosing System - Wundowie Pool
- Upgrades to the Water Circulation and Filtration System - Northam Pool
- Chlorine Emergency Shut Down System - Northam Pool
- Radio Frequency Identification System - Northam Library
- Energy Efficiency Projects - Recreation Centre, Library, Visitor Centre & Administration Building
- Bakers Hill Hardcourts - Resurfacing
- Regional Road Group projects will see further improvements to Spencers Brook - York Road and Spencers Brook Road
- Blackspot funding has been provided for 4 new locations in Northam.

Rate increase

The budget provides for an average 5.0% increase in rates collected, including newly rated properties. Increases to gross rental rating (GRV) and unimproved value rating (UV) vary across the Shire due to changes in valuations assessed by the State's Land Services. Since the revaluation of GRV properties effective 1 July 2011, the total GRV valuation has increased by 2.6%. This will cause some variances greater and less than the 5.0% average.

For UV properties the valuation was undertaken 1 August 2012 being effective 30 June 2013. There has been approximately a 8.76% decrease this year in the level of unimproved values affecting rural land within the shire.

Property owners may appeal against the valuation to Landgate the State Government agency that conducts the valuations. Minimum rates have been increased to \$790 (3.94% increase), an amount that in line with neighbouring local Governments and represents a more equitable contribution to the Shire's expenditure.

End of year position

The 2012/13 budgeted end of year surplus (net current asset position) C/fwd is estimated at \$8,645,102 compared with a budget surplus of \$1,793 estimated in the midyear Budget Review in March 2013. It is important to note that this amount includes significant unspent grant funds of \$7,913,579.

Annual fees and reimbursement of costs

The recommendations include the setting of annual sitting fees and allowances for members. This includes the Presidents allowance of \$48,000 the Deputy President's allowance \$12,000 and members annual sitting fees of \$17,600 and \$23,600 for the President. A \$3,500 allowance is included for each member to provide for costs associated with information and communication technology expenses incurred by members in carrying out their functions on behalf of the Shire. Other claims such as travelling will need to be submitted quarterly or more frequently should a member so require. All payments may be made direct to Members designated bank accounts. These fees and allowances are in accordance with Sec 5.99 and 5.99A of the Local Government Act and the Local Government (Administration) Regulations.

Reserve Funds

The budget provides similar transfers to and from reserves as in prior years.

With the above comments taken into consideration, in order to get the budget adopted and the current year's rate notices issued, the officer believes that it is pertinent to drop the spot rating this year. In doing so we would be required to place a note in the budget as to why the difference in rates imposed as to the differential rates advertised.

RECOMMENDATION/COUNCIL DECISION

Minute No C.2122

Moved: Cr Hughes
Seconded: Cr Little

That Council suspend Standing Orders 9.1, 9.3 and 9.4 to allow open discussion and debate on the draft budget.

Carried 8/0

RECOMMENDATION/COUNCIL DECISION

Minute No C.2123

Moved: Cr Llewellyn
Seconded: Cr Little

PART A – ELECTED MEMBERS' FEES AND ALLOWANCES FOR 2013/14

That Council,

- 1. pursuant to section 5.99 of the *Local Government Act 1995*, and within the range determined by the Salaries and Allowances Tribunal, adopts the**

2. following annual fees for payment of elected members in lieu of individual meeting attendance fees:

President	\$23,600
Councillors	\$17,600

3. pursuant to section 5.99A of the *Local Government Act 1995* and within the range determined by the Salaries and Allowances Tribunal, adopts the following annual Information & Communication Technology (ICT) expenses allowance for elected members:

ICT Expenses Allowance	\$3,500
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4. pursuant to section 5.98(5) of the *Local Government Act 1995* and within the range determined by the Salaries and Allowances Tribunal, adopts the following annual local government allowance to be paid in addition to the annual meeting allowance:

President	\$48,000
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5. pursuant to section 5.98A of the *Local Government Act 1995* and within the range determined by the Salaries and Allowances Tribunal, adopts the following annual local government allowance to be paid in addition of the annual meeting allowance:

Deputy President	\$12,000
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CARRIED BY ABSOLUTE MAJORITY 7/1

The vote against is recorded as Cr D Beresford.

RECOMMENDATION/COUNCIL DECISION

Minute No C.2124

Moved: Cr Rumjanstev
Seconded: Cr Hughes

PART B – GENERAL FEES AND CHARGES FOR 2013/14

Pursuant to section 6.16 of the *Local Government Act 1995*, council adopts the Fees and Charges included at pages 266 to 293 inclusive of the draft 2013/14 budget included as attached to this agenda and minutes.

CARRIED BY ABSOLUTE MAJORITY 8/0

RECOMMENDATION/COUNCIL DECISION

Minute No C.2125

**Moved: Cr Little
Seconded: Cr Hughes**

That Council proceed with the Community Energy Efficiency Program (CEEP)

CARRIED 8/0

RECOMMENDATION/COUNCIL DECISION

Minute No C.2126

**Moved: Cr Beresford
Seconded: Cr Tinetti**

That the funding allocation for the Vintage Sports Car Club of WA Flying 50 Event be subject to further decisions of Council, Community Services to prepare a report for the September ordinary meeting.

CARRIED 8/0

RECOMMENDATION/COUNCIL DECISION

Minute No C.2127

**Moved: Cr Hughes
Seconded: Cr Little**

That the Lead By Example Fight Night proceeds with a maximum allocation of \$20,000 be provided for the event.

Carried 7/1

The vote against is recorded as Cr A Llewellyn.

RECOMMENDATION/COUNCIL DECISION

Minute No C.2128

Moved: Cr Hughes
Seconded: Cr Rumjanstev

That the privatisation of the Northam Swimming Pool kiosk is considered by the administration, to make the Swimming Pool Manager position more attractive.

CARRIED 8/0

Community Grants Allocation:

Agreed: That the proposed allocation of \$1,000 for the Northam Theatre Group not be endorsed. The balance of the miscellaneous allocation is to be \$31,000.

RECOMMENDATION/COUNCIL DECISION

Minute No C.2129

Moved: Cr Williams
Seconded: Cr Llewellyn

That the proposed allocation of \$5,000 for the St Johns Ambulance, Wundowie be endorsed.

Carried 5/3

RECOMMENDATION/COUNCIL DECISION

Minute No C.2130

Moved: Cr Beresford
Seconded: Cr Hughes

PART C – GENERAL AND MINIMUM RATES, INSTALMENT PAYMENT ARRANGEMENTS

1. That Council, for the purpose of yielding the deficiency disclosed by the Municipal Fund Budget adopted at Part A above, council pursuant to sections 6.32, 6.33, 6.34 and 6.35 of the *Local Government Act 1995* impose the following differential general and minimum rates on Gross Rental and Unimproved Values.

1.1 Differential General Rates

- Residential (GRV) 9.7018 cents in the dollar
- Commercial / Industrial (GRV) 10.8064 cents in the dollar
- Agriculture Local (UV) 0.5226 cents in the dollar
- Agriculture Regional (UV) 0.4331 cents in the dollar
- Rural Small Holdings (UV) 0.5958 cents in the dollar

1.2 Minimum Rates

- Residential (GRV) \$790
- Commercial / Industrial (GRV) \$790
- Agriculture Local (UV) \$790
- Agriculture Regional (UV) \$790
- Rural Small Holdings (UV) \$790

2. That Council, pursuant to section 6.45 of the *Local Government Act 1995* and regulation 64(2) of the *Local Government (Financial Management) Regulations 1996*, offers a one, two and four instalment payment option,

3. and nominates the following due dates for the payment in full by instalments:

- Full payment & 1st instalment due date 23 October 2013
- 2nd half instalment due date 23 December 2013
- 2nd quarterly instalment due date 23 December 2013
- 3rd quarterly instalment due date 24 February 2014
- 4th & final quarterly instalment due date 24 April 2014

4. That Council, pursuant to section 6.45 of the *Local Government Act 1995* and regulation 67 of the *Local Government (Financial Management) Regulations 1996*, council adopts an instalment administration charge where the owner has elected to pay rates (and charges) through an instalment option of \$10 for each instalment after the initial instalment is paid.

5. That Council, pursuant to section 6.45 of the *Local Government Act 1995* and regulation 68 of the *Local Government (Financial Management) Regulations 1996*, council adopts an interest rate of 5.5% where the owner has elected to pay rates and charges through an instalment option.

6. That Council, pursuant to section 6.51(1) and subject to section 6.51(4) of the *Local Government Act 1995* and regulation 70 of the *Local Government (Financial Management) Regulations 1996*, council adopts an interest rate of 11% for rates (and charges) and costs of proceedings to recover such charges that remains unpaid after becoming due and payable.

CARRIED BY ABSOLUTE MAJORITY 8/0

RECOMMENDATION/COUNCIL DECISION

Minute No C.2131

**Moved: Cr Llewellyn
Seconded: Cr Rumjanstev**

PART D – MUNICIPAL FUND BUDGET FOR 2013/14

That Council, Pursuant to the provisions of section 6.2 of the *Local Government Act 1995* and Part 3 of the *Local Government (Financial Management) Regulations 1996*, the council adopt the Municipal Fund Budget as contained in the Attachment of this agenda and the minutes, for the shire of Northam for the 2013/14 financial year which includes the following:

Statement of Comprehensive Income by Nature and Type on page (3) showing a net result for that year of \$3,380,445

Statement of Comprehensive Income by Program on page (4) showing a net result for that year of \$3,380,445

Statement of Cash Flows on page (5)

Rate Setting Statement on page (6) showing an amount required to be raised from rates of \$7,810,678

Notes to and Forming Part of the Budget on pages (7 to 42)

Budget Program Schedules as detailed in pages (43 to 265)

Transfers to / from Reserve Accounts as detailed in page (32)

CARRIED BY ABSOLUTE MAJORITY 8/0

RECOMMENDATION/COUNCIL DECISION

Minute No C.2132

**Moved: Cr Tinetti
Seconded: Cr Llewellyn**

PART E – MATERIAL VARIANCE REPORTING FOR 2013/14

That Council, In accordance with regulation 34(5) of the *Local Government (Financial Management) Regulations 1996*, and AASB 1031 Materiality, the level to be used in statements of financial activity in 2013/14 for reporting material variances shall be a percentage of ten (10) or a minimum of \$10,000, whichever is greater.

CARRIED 8/0

RECOMMENDATION/COUNCIL DECISION

Minute No C.2133

Moved: Cr Rumjanstev

Seconded: Cr Little

That Council resume standing orders.

CARRIED 8/0

7.1.3 TENDERS NO 4, 5 & 6 OF 2013 – CONSTRUCTION WORKS ASSOCIATED WITH THE ESTABLISHMENT OF THE WUNDOWIE TO BAKERS HILL WATER PIPELINE, PUMP STATIONS, TANKS AND OVAL RETICULATION

Name of Applicant:	Internal Staff Report
Owner:	Shire of Northam
File Ref:	4.1.1.15
Officer:	Chadd Hunt / William Baston
Officer Interest:	N/A
Policy:	F3.2 Purchasing & Tendering Policy F3.4 Regional Price Preference
Voting:	Simple
Date:	27 August 2013

PURPOSE

For Council to assess tenders received for the design and construction of the civil works associated with the establishment of the Wundowie to Bakers Hill Water Pipeline, Pump Stations, Tanks and Oval Reticulation.

BACKGROUND

As Council is aware the proposed Wundowie to Bakers Hill Water Pipeline, Pump Stations, Tanks and Oval Reticulation has been a strategic planning exercise that has been developed over a number of years.

Council considered the tender specification of the design and construction tender at its ordinary meeting held on 19th June 2013 where it resolved the following –

“That Council:

1. adopt the following selection criteria for Tender 4, 5 & 6 of 2013

(a) Resources Weighting 10%

(b) Management Weighting 15%

(c) Track Record Weighting 10%

(d) Relevant Experience Weighting 25%

(e) Price Weighting 40%

2. approve the calling of tenders for Tender 4 of 2013 - Water Pressure Pipeline and Pump Stations from Wundowie to Bakers Hill & Wundowie Irrigation Storage Dam Transfer Pump Station.

3. approve the calling of tenders for Tender 5 of 2013 - Design and Construction of 320 kL Storage Tank at Bakers Hill Recreation Reserve.

4. approve the calling of tenders for Tender 6 of 2013 - Design and Construction of Pump Station with Electrical Supply and Controls, 320kL Storage tank with a Complete Irrigation System at Bakers Hill Recreation Reserve.

5. approve the specifications for the proposed Tender document as attached to this report.”

Following this resolution the process of advertising the tender was carried out and following the close of the prescribed advertising period a total of 7 submissions were received for Tender 4, 6 submissions were received for Tender 5 and 4 submissions received for Tender 6. Additionally there were was one tender for a combined submission on all three scopes of works into one tender.

STATUTORY REQUIREMENTS

Section 3.57 of the Local Government Act 1995;

Local Government (Functions & General) Regulations 1996 prescribe the manner in which Tenders are to be assessed.

“Reg. 18. Choice of tender

(1) A tender is required to be rejected unless it is submitted at a place, and within the time specified in the invitation for tenders;

(2) A tender that is submitted at a place, and within the time, specified in the invitation for tenders but that fails to comply with any other requirement specified in the invitation may be rejected without considering the merits of the tender;

(3) If, under regulation 23(4), the CEO has prepared a list of acceptable tenderers for the supply of goods or services, a tender submitted by a person who is not listed as an acceptable tenderer is to be rejected;

(4) Tenderers that have not been rejected under sub regulation (1), (2), or (3) are to be assessed by the local government by means of a written evaluation of the extent to which each tender satisfies the criteria for deciding which tender to accept and it is to decide which of them it thinks would be most advantageous to the local government to accept.

(4a) To assist the local government in deciding which tender would be the most advantageous to it to accept, a tenderer may be requested to clarify the information provided in the tender.

(5) The local government may decline to accept any tender.

(6) If a local government has accepted a tender but acceptance of the tender does not create a contract and within six (6) months of the day on which the tender was accepted the local government and the successful tenderer agree not to enter into a contract in relation to the tender, the local government may accept from the other tenders the tender which it thinks it would be most advantageous to the local government to accept.

(7) If a local government has accepted a tender and acceptance of the tender creates a contract and within 6 months of the day on which the tender was accepted the local government and the successful tenderer agree to terminate the contract, the local government may accept from the other tenders the tender which it thinks it would be most advantageous to the local government to accept.

[Regulation 18 amended in Gazette 29 June 2011 p. 3131-2]”

and:

Reg. 20. Variation of requirements before entry into contract

(1) *If, after it has invited tenders for the supply of goods or services and chosen a successful tenderer but before it has entered into a contract for the supply of the goods or services required, the local government wishes to make a minor variation in the goods or services required, it may, without again inviting tenders, enter into a contract with the chosen tenderer for the supply of the varied requirements subject to such variations in the tender as may be agreed with the tenderer.*

(2) *If –*

(a) the chosen tenderer is unable or unwilling to enter into a contract to supply the varied requirement; or

(b) the local government and the chosen tenderer cannot agree on any other variation to be included in the contract as a result of the varied requirement, that tenderer ceases to be the chosen tenderer and the local government may, instead of again inviting tenders, choose the tenderer, if any, whose tender the local government considered it would be the next most advantageous to it to accept.

(3) *In sub regulation (1) –*

minor variation *means a variation that the local government is satisfied is minor having regard to the total goods or services that tenderers were invited to supply”*

In addition to the above, Council has an adopted Policy with respect to Regional Price Preference as set out below:

“F 3.4 Regional Price Preference

Council’s Regional Price Preference for locally produced goods and services will apply to all goods and services for which tenders are let, unless the Shire of Northam determines otherwise, and is to be:

Up to 10% when the contract is for goods and services, up to a maximum price reduction of \$50,000.

Up to 10% when the contract is for goods and services, including construction (building) services, up to a maximum price reduction of \$500,000 if the Shire of Northam is seeking tenders from the private sector for the provision of those goods and services for the first time where those goods or services have been a function undertaken by the Shire.

This policy has not been applied within the tender assessment process as there have been no tenderers based in Shire of Northam.

CONFORMITY WITH THE PLAN FOR THE FUTURE

Key Result Area: Building our Community

Outcome 8: Respect and Care for our aged

Strategy: Plan for an aging population ensuring that health facilities and other services are provided by government and other agencies

FINANCIAL IMPLICATIONS

As indicated in the tender specification report the funded project amounts are as follows

–

Bakers Hill – Wundowie Pipeline, Pump Station and Storage Tank - \$890,000 (Tender 4 and 5 of 2013)

Bakers Hill Oval Reticulation and Storage Tank - \$453,000(Tender 6 of 2013)

Funding for the projects is as follows –

Bakers Hill-Wundowie Pipeline, Pump Station and Storage Tank - \$433,000 NDRP and \$457,000 CLFG Individual Allocation

Bakers Hill Oval Reticulation and Storage Tank - \$151,250 CLGF and \$302,500 CLGF Individual Allocation

OFFICER'S COMMENT

The issue of a suitable water supply for the Bakers Hill oval has been the subject of a number of studies and suggestions over a period of years. In 2006, the former Shire of Northam Council engaged a consultancy firm to investigate water harvesting options for Bakers Hill. This report investigated the options of bore water, scheme water, treated effluent and surface water. The results of this study recommended that further investigation, monitoring and surveying of the surface water option be pursued. The option of collecting surface water from collection dams and pumping to existing storage dams (it is private property and has now been approved for rural residential development) was the preferred option. In recent times the suggestion of utilising bore water and treating it to reduce salinity levels has been raised. Within the report mentioned above, it was indicated that in 2000, the Department of Agriculture “drilled a number of monitoring bores throughout the town and recorded the salinity, which typically varied from about 1,000ms/m (5,500 mg/e) to 2,500 ms/m (14,000 mg/e). Water of this quality would be unsuitable for irrigation without desalination.” A preliminary investigation of the system raised a number of issues/ questions which will require further detailed research. These include the capacity and number of units required to deliver the quantity of water required, questions over the number of units requires to remove the salinity from the water to bring it to an acceptable level for irrigation, disposal or residue, ongoing operational costs, replacement costs and long term maintenance costs. If a system of the capacity required was fully operational within Western Australia then a number of these concerns may be answered. With the pipeline system proposal in this tender document supplemented with the additional stormwater harvesting to be undertaken, the quantity and quality of water is relatively assured. The option of supplementing this water in the future with desalination of groundwater from either Wundowie or Bakers Hill locality is worthy of further investigation; however in officers opinion, the current proposed configuration of the system should not be altered.

Following the closure of the Tender period an assessment of all tenders was undertaken by Council Staff in consultation with the Project Superintendent. Attached to the Agenda is a summary of the assessment undertaken for this project.

Further discussion and clarification with the project superintendent has resulted in the recommendation that Council appoint the preferred tenderer. This will also enable the project to be delivered within the nominated budget.

Cr J Williams departed the chambers at 7.16 pm.

Cr J Williams returned to the chambers at 7.18 pm.

RECOMMENDATION/COUNCIL DECISION

Minute No C.2134

**Moved: T Little,
Seconded: U Rumjantsev,**

That Council:

- 1. Award Tender 4 of 2013 – Design and Construction of the Wundowie to Bakers Hill Water Pipeline and associated Pump Station to Total Eden for the Tender amount of \$525,840 ex GST. The design stage is to commence and the construction aspect of the tender is subject to statutory approval being granted by the Department of Lands to utilise the Kep Track route.**
- 2. Award Tender 5 2013 – Design and Construction of the Bakers Hill 320KL Treated Effluent Water Tank to Total Eden for the Tender amount of \$50,730 ex GST.**
- 3. Award Tender 6 of 2013 – Design and Construction of the Bakers Hill 320KL Portable Water Tank and Oval Reticulation to Total Eden for the Tender amount of \$340,900 ex GST.**
- 4. Endorse the Project Manager Community Infrastructure entering into a contract on behalf of Council with Total Eden to undertake the construction of Wundowie to Bakers Hill Water Pipeline, Pump Stations, Tanks and Oval Reticulation as stipulated within the Tender documents.**

CARRIED 6/2

8. DECLARATION OF CLOSURE

There being no further business, the Presiding Officer Cr S B Pollard declared the meeting closed at 7.46 pm.

"I certify that the Minutes of the Special Meeting of Council held on 28 August 2013 have been confirmed as a true and correct record."

_____ Shire President

_____ Date