



LATE ITEMS AGENDA

Ordinary Meeting

Wednesday 13 October 2021

Yuleba Administration Centre

NOTICE OF MEETING

Date: 8 October 2021

Mayor:

Councillor T D Golder

Deputy Mayor:
Councillors:

Councillor G B McMullen
Councillor J R P Birkett
Councillor M C Edwards
Councillor J L Guthrie
Councillor J M Hancock
Councillor W L Ladbrook
Councillor C J O'Neil
Councillor W M Taylor

Chief Executive Officer:

Ms Julie Reitano

Executive Management:

Mr Rob Hayward (Deputy Chief Executive Officer/Director
Development, Facilities & Environmental Services)
Ms Sharon Frank (Director Corporate & Community Services)

Attached is the agenda for the **Ordinary Meeting** to be held at the Yuleba Administration Centre on
13 October, 2021 at 9.00AM.

Julie Reitano
Chief Executive Officer

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LC.	Late Confidential Items	
LC.1	Miscamble East Culvert Upgrade	
	Classification: Closed Access	
	Local Government Regulation 2012 Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	
LC.2	State Government Surplus Properties - Maranoa Region	
	Classification: Closed Access	
	Local Government Regulation 2012 Section 254J(3)(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.	
LC.3	Roma Campdraft Association Proposal	
	Classification: Closed Access	
	Local Government Regulation 2012 Section 254J(3)(c) the local government's budget.	

COUNCILLOR REPORT

Meeting: Ordinary 13 October 2021

Date: 8 October 2021

Item Number: L.1

File Number: D21/81541

SUBJECT HEADING: Long term flight reductions by Qantas in Roma

Classification: Open Access

Councillor's Title: Cr Tyson Golder

Executive Summary:

Report regarding the regulated flight route for flights in and out of Roma.

Councillor's Recommendation:

I'd like to propose that Council write to the Minister for Transport requesting that consideration be given to appointing a full time committed operator to the regulated route, as the demand is substantial but has been damaged by high prices, last minute removal of flights, use of oversized aircraft versus demand, and schedules not being in line with passenger demand.

Details of Requested Agenda Report:

In response to Qantas continuing to reduce or change flights over the last 12 months, I have received feedback from residents, local business, and businesses investing in the Maranoa, highlighting their concerns about the availability / affordability of flights in and out of Roma. These concerns are not only about current arrangements, but also question the commitment of Qantas in the longer-term regarding flight availability for the region's residents and businesses investing in the Maranoa.

Currently, Qantas is not offering flights in and out of Roma on Saturdays and Sundays. I've also been advised that flight schedules don't suit travelling medical professionals and residents for appointment and treatment arrangements, nor do they suit business or business owners in our region.

I'd like to propose that Council write to the Minister for Transport requesting that consideration be given to appointing a full time committed operator to the regulated route, as the demand is substantial but has been damaged by high prices, last minute removal of flights, use of oversized aircraft versus demand, and schedules not being in line with passenger demand.

Supporting Documentation:

Nil

OFFICER REPORT

Meeting: Ordinary 13 October 2021

Date: 13 September 2021

Item Number: L.2

File Number: D21/74708

SUBJECT HEADING: Additional Stabiliser Machinery Hire Required

Classification: Open Access

Officer's Title: Manager - Procurement & Plant

Executive Summary:

Council issued a Request for Quote (RFQ) for *Bitumen Road Rehabilitation and Flood Damage Road Rehabilitation – Stabiliser Machines* through Council's Register of Pre-qualified Suppliers for the Wet Hire of Equipment.

The outcome of this RFQ was presented and approved at Council's meeting of the 11 August 2021. Since the approval of the RFQ, Council has received additional approval to perform works for Transport and Main Roads (TMR) under Council's Road Maintenance Performance Contract (RMPC) which also requires stabiliser machines. This additional requirement has a value of \$247,455.00 including GST.

As Council has already tested the market with the RFQ for stabiliser machines and additional mobilisation charges will not be incurred by Council, it is requested that Council approve the additional TMR requirements be added to the current supplier of these machines for the road stabilisation projects.

Officer's Recommendation:

That Council:

1. Approve *TJ & JE Campbell* to supply stabiliser machines for the RMPC works to be performed by Council; and
 2. Authorise the Chief Executive Officer to enter into final negotiations with *TJ & JE Campbell*, noting the value of \$247,455.00 including GST by way of a purchase order, if final terms are acceptable; and
 3. Authorise the Chief Executive Officer to approve variations to the cost of engaging *TJ & JE Campbell* for the RMPC Project that are within Council's approved budget.
-

Individuals or Organisations to which the report applies:

Are there any individuals or organisations who stand to gain a benefit, or suffer a loss, (either directly or indirectly) depending on the outcome of consideration of this matter?

(Note: This is to assist Councillors in identifying if they have a Material Personal Interest or Conflict of Interest in the agenda item - i.e. whether they should participate in the discussion and decision making).

The following contractors from the Register of Pre-qualified Suppliers for Wet Hire of Equipment:

- THE Mining Pty Ltd
- TJ & JE Campbell
- Ellis Stabilising Pty Ltd
- Stabilised Pavements of Australia Pty Ltd

Acronyms:

Are there any industry abbreviations that will be used in the report?

Note: This is important as particular professions or industries often use shortened terminology where they refer to the matter on a regular basis. However, for individuals not within the profession or industry it can significantly impact the readability of the report if these aren't explained at the start of the report).

Acronym	Description
RMPC	<i>Road Maintenance Performance Contract.</i> Routine maintenance works required by the Department of Transport and Main Roads are carried out under Road Maintenance Performance Contracts (RMPC), delivered primarily through sole invitee arrangements (Usually Councils).

Context:

Why is the matter coming before Council?

The value of this package of works is ≥\$200,000 excluding GST.

Background:

Has anything already happened in relation to this matter?

(Succinct overview of the relevant facts, without interpretation)

Council issued a Request for Quote (RFQ) for *Bitumen Road Rehabilitation and Flood Damage Road Rehabilitation – Stabiliser Machines* through Council's Register of Pre-qualified Suppliers for the Wet Hire of Equipment.

The outcome of this RFQ was presented and approved at Council's meeting of the 11 August 2021. Since the approval of the RFQ, Council has received additional approval to perform works for Transport and Main Roads (TMR) under Council's Road Maintenance Performance Contract (RMPC) which also requires stabiliser machines. This additional requirement has a value of \$247,455.00 including GST.

As Council has already tested the market with the RFQ for stabiliser machines and additional mobilisation charges will not be incurred by Council, it is requested that Council approve the additional TMR requirements be added to the current supplier of these machines for the road stabilisation projects.

Legislation, Local Laws, State Policies & Other Regulatory Requirements:

What does the legislation and other statutory instruments include about the matter under

consideration? (Include an extract of the relevant section's wording of the legislation – please do not just quote the section number as that is of no assistance to Councillors)

This purchase is covered by s232 of the Local Government Act as shown below:

232 Exception for register of pre-qualified suppliers

(1) This section applies to a medium-sized contractual arrangement or large-sized contractual arrangement for the supply of goods or services.

(2) A local government may enter into the contract without first inviting written quotes or tenders if the contract is entered into with a supplier from a register of pre-qualified suppliers that is made in compliance with subsections (3) to (7).

(3) A local government may establish a register of pre-qualified suppliers of particular goods or services only if—

(a) the preparation and evaluation of invitations every time the goods or services are needed would be costly; or

(b) the capability or financial capacity of the supplier of the goods or services is critical; or

(c) the supply of the goods or services involves significant security considerations; or

(d) a precondition of an offer to contract for the goods or services is compliance with particular standards or conditions set by the local government; or

(e) the ability of local business to supply the goods or services needs to be discovered or developed.

(4) A local government must invite suppliers to tender to be on a register of pre-qualified suppliers.

(5) The invitation must—

(a) be published on the local government's website for at least 21 days; and

(b) allow written tenders to be given to the local government while the invitation is published on the website.

(6) Also, the local government must take all reasonable steps to publish the invitation in another way to notify the public about establishing the register of pre-qualified suppliers. Examples for subsection (6)— publishing an invitation in an industry publication or on the QTENDERS website

(7) When selecting a supplier to be a pre-qualified supplier for the register, the local government must have regard to the sound contracting principles.

Council Policies or Asset Management Plans:

Does Council have a policy, plan or approach ordinarily followed for this type of decision?

What are relevant sections of the policy or plan?

(Quote/insert the relevant section's wording / description within the report)

N/A

Input into the Report & Recommendation:

Have others' views or input been sourced in developing the report and recommendation to Council? (i.e. other than the report author?) What did each say? (Please include consultation with the

funding body, any dates of critical importance or updates or approvals required)

The following officers provided input into the report and recommendation.

- Project Officer - Capital Works • Construction
- Project Costing Officer • Procurement & Commercial Services
- Manager – Procurement & Plant

Funding Bodies:

Is the project externally funded (or proposed to be)? If so, are there any implications in relation to the funding agreement or grant application. (Please do not just include names)

This expenditure is funded through Councils RMPC with TMR.

This Financial Year's Budget:

Will the matter under consideration impact how much Council collects in income or how much it will spend? How much (\$)? Is this already included in the budget? (Include the account number and description).

If the matter under consideration has not been included in the budget, where can the funds be transferred from? (Include the account number and description) What will not be done as a result?

This expenditure is allocated in the current years financial budget.

Future Years' Budgets:

Will there need to be a change in future years' budgets to cater for a change in income or increased expenditure as a result of Council's decision? How much (\$)? (e.g. estimate of additional maintenance or operating costs for a new or upgraded project)

N/A

Impact on Other Individuals or Interested Parties:

Is there anyone who is likely to be particularly interested in or impacted by the decision, or affected by the recommendation if adopted? What would be their key interests or concerns?

(Interested Parties Analysis - IS9001:2015)

The following contractors from the Register of Pre-qualified Suppliers for Wet Hire of Equipment:

- THE Mining Pty Ltd
- TJ & JE Campbell
- Ellis Stabilising Pty Ltd
- Stabilised Pavements of Australia Pty Ltd

Risks:

What could go wrong if Council makes a decision on this matter? (What is the likelihood of it happening and the consequence if it does) (List each identified risk in a table)

Risk	Description of likelihood & consequences
<p>Completion of these works as well as the other rehabilitation works relies on the one supplier for stabiliser machines. If there are machine breakdowns, it may prevent the works from being complete.</p>	<p>Low: Council has not had any problems with this supplier to date.</p> <p>Consequences: Council may not be able to obtain machines from other suppliers as the machines are only available from a few suppliers and they are in demand all over Australia.</p>

Advice to Council:

What do you think Council should do, based on your skills, qualifications and experience, your knowledge of this and related matters, and the facts contained in the report?

(A summary of what the employee thinks Council needs to hear, not what they think individual Councillors want to hear – i.e. employees must provide sound and impartial advice – the employee’s professional opinion)

It is advised that Council approve the use of *TJ & JE Campbell* to supply stabiliser machines for the RMPC works to be performed by Council.

Recommendation:

What is the ‘draft decision’ based on the advice to Council?

That Council:

1. Approve *TJ & JE Campbell* to supply stabiliser machines for the RMPC works to be performed by Council; and
2. Authorise the Chief Executive Officer to enter into final negotiations with *TJ & JE Campbell*, noting the value of \$247,455.00 including GST by way of a purchase order, if final terms are acceptable; and
3. Authorise the Chief Executive Officer to approve variations to the cost of engaging *TJ & JE Campbell* for the RMPC Project that are within Council’s approved budget.

Does the recommendation suggest a decision contrary to an existing Council policy? If so, for what reason?

(Note: recommendations if adopted by Council become a legal decision of government and therefore must be clear and succinct about the action required by employees (unambiguous)).

Does this recommendation suggest a decision contrary to an existing Council policy? If so, for what reason?

No

Link to Corporate Plan:

Corporate Plan 2018-2023

Strategic Priority 1: Getting the basics right

1.3 Roads and drainage

Supporting Documentation:

Nil

Report authorised by:

Deputy Chief Executive Officer/Acting Director Infrastructure Services

Director - Corporate & Community Services