

10.6. Cleaning of Open Space Facilities - Tender 01/2023

AUTHOR	David Manson, Manager Parks & Reserves
ENDORSED BY	Peter Massey, Acting Director Open Space and Environmental Services
ATTACHMENTS	1. CONFIDENTIAL - Tender 01 2023 Cleaning of Council Open Space Facilities Confidential Memo [10.6.1 - 3 pages]
CSP LINK	1. Our Living Environment 1.3 Clean and green places 1.4 Well utilised open space and recreational facilities 2. Our Built Infrastructure 2.1 Infrastructure and assets meet diverse community needs

PURPOSE:

The purpose of this report is to provide Council with an analysis and recommendation of the tender process for the Cleaning of Open Space Facilities Tender 01/2023.

EXECUTIVE SUMMARY:

- Tenders were called and were received until 3pm 23 May 2023 for the submission of tenders to undertake the Cleaning of Open Space Facilities across the North Sydney LGA.
- Should Council wish to discuss this report it is noted that the attached confidential document includes information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Further, release of the information would on balance be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in future and would affect Council's ability to obtain value for money services. As such should this matter be discussed it should be considered in closed session.

RECOMMENDATION:

- 1. THAT** Council accept the tender of the highest ranked Tenderer for Tender 01/2023 for cleaning of Open Space Facilities.
- 2. THAT** the General Manager be authorised to take any necessary action to implement the decision including entering into associated contracts.
- 3. THAT** once Council has executed the Contract, the information relating to the successful tender be published in Council's Register of Contracts as required by Government Information (Public Access) Act 2009 – Part 3 Division 5-Government Contracts with Private Sector.
- 4 THAT** Council resolves that the identified attachment to this report is to be treated as confidential in accordance with section 11(3) of the Local Government Act for the following reason under section 10A(2) of the Local Government Act:

(d) commercial information of a confidential nature that would, if disclosed:

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

It is further noted that release of this information would, on balance be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in future and would affect Council's ability to obtain value for money services.

Background

The contract for cleaning of Council's recreational premises has expired and so the contract has been tendered in accordance with Council's Procurement Policy.

The contract period is potentially a five-year contract that consists of one (1) year + one (1) two (2) year option + another two (2) year option.

The North Sydney Oval facility has been included in this contract tender (it has not been in the past).

Tenders Received

The methodology adopted to undertake the tender evaluation of Tender 01/2023 was based on selection criteria outlined in the tender documents and in accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005.

Open tenders were called and were received until 3pm, 23 May 2023 via Tenderlink. At close of tenders, 14 tenders were received. Listed in strict alphabetical order, the tenderers were:

Tenderer #	Tender Name
Tenderer 1	Allied Facilities Management
Tenderer 2	Z180510 Pty Ltd trading as Olinga Services
Tenderer 3	MMS Group Pty Ltd
Tenderer 4	Northern Contract Cleaning
Tenderer 5	S.Micheal Cleaning Services Pty Ltd trading as Squeeky Group
Tenderer 6	SKG Cleaning Pty Ltd
Tenderer 7	Smart Cleaning Solutions
Tenderer 8	Solo Services Group
Tenderer 9	Solutions Indigenous Services Pty Ltd
Tenderer 10	Storm International Pty Ltd
Tenderer 11	Teamforce Pty Ltd
Tenderer 12	TST property Services
Tenderer 13	V.D.G Pty Ltd
Tenderer 14	Walez Property Management Pty Ltd

Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10A(2)(d) of the Local Government Act 1993. A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer. Application for access to documentation should be through lodgement of a GIPA Public Information application form and payment of prescribed fees.

Consultation requirements

Community engagement is not required.

Financial/Resource Implications

Funding for the project is appropriate.

Resourcing for the project is available.

Legislation

Council acceptance of tenders must be undertaken in accordance with clause 178 of the Regulation. For transparency, minutes record the names of the councillors who supported the decision and any councillors who opposed the decision.

Clause 178(3) of the Regulation gives council six options where it either accepts none of the submitted tenders or receives no tenders. The options are:

- postpone or cancel the proposal for the contract;
- invite fresh tenders, either open or selective, based on the same or different details;
- invite fresh applications by public advertisement (clause 168) from persons interested in tendering for the proposed contract;
- invite fresh applications from recognised contractors listed by council (clause 169) interested in tendering for contracts of the same kind as the proposed contract;
- enter into direct negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender;
- carry out the requirements of the proposed contract itself.