20 MEETING CLOSED TO THE PUBLIC (CONFIDENTIAL BUSINESS)

Recommendation/Council Decision OCM26/118

Moved: Cr A Rogers
Seconded: Cr G Black

That Council proceeds behind closed doors the time being 6.58pm as per Section 5.23(4)(c) of the *Local Government Act 1995* for the purpose of considering the following confidential item:

20.1 T26/2 - Batavia Quays South Yunderup Boat Ramp Upgrade and Floating Jetty - Stage 2

In Favour: **President Douglas McLarty, Crs Ange Rogers, Geoff Black, Stewart Carter, Rob Cashman, Prue George, Stuart Kirkham, Steve Lee and Nicole Willis**

Against: **Nil.**

CARRIED UNANUMOUSLY 9:0

20.1 T26/2 - Batavia Quays South Yunderup Boat Ramp Upgrade and Floating Jetty - Stage 2

File Ref:	D26/44579
Previous Items:	Nil.
Applicant:	Nil.
Author and Title:	Darko Betram, Development / Project Engineer
Declaration of Interest:	Nil.
Voting Requirements:	Absolute Majority
Appendices:	Item 20.1 Appendix 1 - T26/2 Confidential Assessment Report – Confidential (Page

The Council is satisfied that, pursuant to Section 5.23 of the *Local Government Act 1995*, the information to be received, discussed or considered in relation to this agenda item is:

(4)(c) Information contained in a tender received by the Local Government for a contract to the extent that the information is a tendered price, or a tendered methodology for calculating prices.

Recommendation/Council Decision OCM26/119

Moved: Cr A Rogers
Seconded: Cr S Carter

That Council:

1. **Accepts the Confidential Assessment Report;**
2. **Amend the project budget allocation to $961,677 (ex GST) with income of $721,257 (ex GST) from the Department of Transport Recreational Boating and Facilities Grant Scheme along with the Shire of Murray contribution of $240,420 (ex GST) from Waterway's Renewal.**
3. **Endorse Neo Civil (ABN 57 161 350 385) as the preferred tenderer for Separable Portion A - Boat Ramp Extension and Jetty Abutment Demolition and Retaining at the tendered price of $811,072.25 (ex GST) and delegates to the Chief Executive Officer to further negotiate any outcomes of the tender submission in accordance with the design, specification and tender rates in the "Schedule of Rates" for Tender T26/2; and**
4. **Rejects the tender submissions received for Separable Portion B - Fabrication and Installation of Floating Jetty due to a funding shortfall and support a further funding submission through the Department of Transport Recreational Boating and Facilities Grant Scheme for the floating jetty component of these works.**

In Favour: **President Douglas McLarty, Crs Ange Rogers, Geoff Black, Stewart Carter, Rob Cashman, Prue George, Stuart Kirkham, Steve Lee and Nicole Willis**

Against: **Nil.**

CARRIED BY ABSOLUTE MAJORITY 9:0

In Brief

To consider the tenders received, and award a contractor to undertake the Batavia Quays South Yunderup Boat Ramp Upgrade and Floating Jetty - Stage 2 works.

Background

The Batavia Quay Boat Ramp is a recreational boat launching facility located at the termination of Batavia Quays, South Yunderup. The existing boat ramp was constructed circa 2001 and has deteriorated in condition and warrants replacement. In 2023 the Shire proposed to undertake repairs to the current boat ramp and install a 30m long floating jetty, at that time when dewatering

was undertaken that the boat ramp could not be repaired and only the jetty component was delivered. Additional funding through the Department of Transport Recreational Boating Facility Grant to upgrade the boat ramp and an additional jetty was subsequently secured.

The Tender advertised was structured into separable portions to enable the upgrade of the boat ramp launch facility and the installation of an additional floating jetty to be considered separately. On evaluation of tender submissions, the preferred contractors combined pricing for both separable portions exceeded the Department of Transport Guidelines for Recreational Boating Grants because the value exceeds $1.0 Million. It is therefore, recommended to award a contract to undertake Separable Portion A (Boat Ramp Construction) and then apply for another grant to complete the floating jetty (Separable Portion B). Round 31 of the Recreational Boating Facilities Scheme is currently open to Local Government to make submissions by 24th September 2026 where the jetty component will be incorporated within the funding application.

Report Detail

The Confidential Assessment Report contains a detailed evaluation report.

Council Plan

Focus Area	Place
Outcome 10	It is easy to move around the Shire safely and sustainably.
Objectives 10.4	The framework for this tender is in accordance with the *Local Government Act 1995* requirements and Council policy.
Actions 10.4.3	Upgrade Batavia Quays boat ramp.

Other Strategic Links

Peel Regional – Recreational Boating Facilities Study 2020.

Statutory Environment

Section 3.57 of the *Local Government Act 1995* and Part 4, Division of the *Local Government (Functions and General) Regulations 1996.*

Sustainability & Risk Considerations

Economic - (Impact on the Economy of the Shire and Region)

Generate greater participation in recreational boating in the region.

Social – (Quality of life to community and/or affected landowners)

Add value to the quality of life to South Yunderup residents through improved recreational facilities and access to the Peel-Harvey Estuary.

Environment – (Impact on environment's sustainability)

Nil.

Policy Implications

- Policy A15 – Asset Management: new infrastructure assts provide the desired level of service to meet the community's needs and expectations in a financially sustainable manner.
- Policy G11 – Purchasing
- Policy F1 – Regional Price Preference

Risk Management Implications

Risk Level	*Comment*
Low	The framework for this tender is in accordance with the *Local Government Act 1995* requirements and Council policy.

Consultation

Department of Transport (Marine)

Resource Implications

Financial

The Confidential Assessment Report contains detailed financial implications regarding the tender submission.

The allocation within the current 2026/27 Budget was understated and not aligned with the funding received through the Department of Transport Recreational Boating Facilities Scheme and therefore an error within the current budget documents, the following correction is proposed:

Current Budget:	
Shire of Murray	$ 50,000
Funding (DoT)	$150,000
Total	**$200,000**

Proposed Budget:	
Shire of Murray	$240,420
Funding (DoT)	$721,257
Total	**$961,677**

The funding from the Shire of Murray of $240,420 (ex GST) is funded from the Waterways Renewal Reserve with the funding of $721,257 (ex GST) being fully detailed within the funding submission to the Department of Transport and fully supported. It is proposed to maintain the current full allocation of $961,677 for the Separable Portion A to ensure there is adequate contingency within the overarching budget. Any under expenditure will be shared as required under the funding agreement.

Workforce

Project is being coordinated utilising existing staff resources.

Options

The detail of the tenders received and the overall assessment by the evaluation panel is contained in the Confidential Assessment Report.

Conclusion

The evaluation panels justification and conclusions are contained in the Confidential Assessment Report.

Recommendation/Council Decision OCM26/120

Moved: Cr A Rogers
Seconded: Cr P George

That Council proceeds with open doors the time being 7.00pm.

In Favour: **President Douglas McLarty, Crs Ange Rogers, Geoff Black, Stewart Carter, Rob Cashman, Prue George, Stuart Kirkham, Steve Lee and Nicole Willis**

Against: **Nil.**

CARRIED UNANIMOUSLY 9:0