

ITEM 5

TENDER T1000098 - PANEL FOR THE PROVISION OF WASTE MANAGEMENT, POLLUTION CONTROL AND USE OF RECYCLED MATERIALS

This report recommends acceptance of a tender to establish panels, for the provision of waste management, and pollution control services to Council in accordance with the requirements of the Local Government Act 1993 and the Local Government (General) Regulation 2021.

This panel will support Council's construction and maintenance operations. This panel will be used primarily for the disposal of waste materials generated during construction and maintenance activities and is intended to replace the T17/43 Panel has been running on approved extensions, awaiting the endorsement of this tender.

### RECOMMENDATION

- 1 In accordance with Section 178(1)(a) of the Local Government (General) Regulation 2021, Council accepts the tender of suppliers marked as successful in Table 1 as schedule of rates contracts.
- 2 The contract be awarded for an initial term of 3 years, with 2 optional extensions of 1 year for a maximum term of 5 years. Any such extensions being exercised at the sole discretion of Council.
- 3 Council delegate to the General Manager the authority to finalise and execute the contracts and any other documentation required to give effect to this resolution.
- 4 Council grant authority for the use of the Common Seal of Council on the contract and any other documentation, should it be required, to give effect to this resolution.

### REPORT AUTHORISATIONS

Report of: Alan Davis, Manager City Works (Acting)  
Authorised by: Joanne Page, Director Infrastructure + Works

### ATTACHMENTS

There are no attachments for this report.

### BACKGROUND

Council's Construction and Maintenance activities inevitably generate waste materials and where this is possible, the material is processed and recycled, otherwise it is sent to licensed landfill. The handling, treatment and disposal of the waste material depends upon the waste classification.

The Tender aims to establish panels of accredited contractors to provide waste management and pollution response services to Council. Council also sought opportunity to be more sustainable by recycling waste material wherever possible and opting to use recycled materials where available.

These panels were defined as:

- A1: Disposal of Construction Waste Material
- A2: Reuse and Recycle of Asphalt Profiling's and Excavated Road Material
- A3: Asbestos Collection, Disposal, and Site Remediation
- A4: Waste Material Treatment and Purchase of Recycled Materials
- A5: Hazardous Waste Material Excavation, Collection and Disposal
- A6: Restricted Waste Material Excavation, Collection and Disposal
- A7: Collection and/or Disposal of Dead Animals and Unlisted Waste Martial
- A8: Pollution Incident Response, Containment and Disposal

Tenders were invited for this project by the open tender method with a close of tenders of 10.00 am on 23 January 2024.

8 tenders were received by the close of tenders and all tenders have been scrutinised and evaluated by a Tender Evaluation Panel constituted in accordance with Council's Procurement Policies and Procedures and comprising representatives of the City Works, Customer and Business Integrity and Regulation and Enforcement Divisions.

The Tender Evaluation Panel evaluated all tenders in accordance with the following Evaluation criteria and weightings as set out in the formal tender documents:

**Mandatory Criteria**

- 1 Provision of satisfactory references from referees for previous projects of similar size and scope (all panels)
- 2 Provision of valid Environmental Protection Licence (EPL) for the proposed recycling/disposal site (all panels)
- 3 Evidence of Safe Works Licences for Asbestos Removal (A3 only)
- 4 Provision of Compliance Certificates for Recycles Materials (A4 only)

**Evaluation Criteria**

- 1 Cost to Council - 50%
- 2 Appreciation of scope of work and methodology - 15%
- 3 Demonstrated prior experience and satisfactory performance in delivering services of similar size, scope and risk profile for any schedules being applied for - 15%
- 4 Environmental management system/policies and procedures -5%
- 5 Workplace health and safety management system -5%
- 6 Demonstrated strengthening of local economic capacity -10%

The Tender Evaluation Panel utilised a weighted scoring method for the evaluation of tenders which allocates a numerical score out of 5 in relation to the level of compliance offered by the tenders to each of the evaluation criteria as specified in the tender documentation. The method then considers pre-determined weightings for each of the evaluation criteria which provides for a total score out of 5 to be calculated for each tender. Suppliers that met the mandatory criteria and scored satisfactory in the evaluation were deemed suitable for the panel.

TABLE 1 – SUMMARY OF TENDER ASSESSMENT

A1: Disposal of Construction Waste Material

Name of Tenderer	Outcome
Avcon	Successful
Benedict Recycling Pty Ltd	Successful
Bingo Waste Services	Successful
Uni Civil (NSW) Pty Ltd	Successful
South Coast Equipment	NON-CONFORMING

**A2: Reuse and Recycle of Asphalt Profiling's and Excavated Road Material**

<b>Name of Tenderer</b>	<b>Outcome</b>
Avcon	Unsuccessful
Benedict recycling	Unsuccessful
South Coast Equipment	NON-CONFORMING
Uni Civil (NSW) Pty Ltd	Unsuccessful

**A3: Asbestos Waste**

<b>Name of Tenderer</b>	<b>Outcome</b>
Avcon	Successful
P&D Envirotech Pty Ltd	Successful
TCE Contracting	Successful
Uni Civil (NSW) Pty Ltd	NON-CONFORMING

**A4: Purchase of Recycled Materials**

<b>Name of Tenderer</b>	<b>Outcome</b>
Avcon	NON-CONFORMING
Uni Civil (NSW) Pty Ltd	NON-CONFORMING
South Coast Equipment	NON-CONFORMING

**A5: Hazardous Waste**

<b>Name of Tenderer</b>	<b>Outcome</b>
Avcon	Successful
P& D Envirotech Pty Ltd	Successful
TCE Contracting	Successful
Uni Civil (NSW) Pty Ltd	Successful

**A6: Restricted Waste**

<b>Name of Tenderer</b>	<b>Outcome</b>
Avcon	Successful
P& D Envirotech Pty Ltd	Successful
TCE Contracting	Successful
Uni Civil (NSW) Pty Ltd	Successful

**A7: Disposal of Dead Animals**

<b>Name of Tenderer</b>	<b>Outcome</b>
Avcon	Successful

## A8: Pollution Response and Control

Name of Tenderer	Outcome
Avcon	Successful
TCE Contracting	Successful
TDE Environmental	NON-CONFORMING
Uni Civil (NSW) Pty Ltd	NON-CONFORMING

### PROPOSAL

It is recommended that Council authorise the engagement of the above identified panel of successful tenderers to provide waste management, and pollution control in accordance with the scope of works and technical specifications developed for the project.

The recommended suppliers have satisfied the Tender Evaluation Panel that they are capable to undertake the works to Council's standards and in accordance with the technical specification. All successful Tenderers have submitted valid Environmental Protection Licenses (EPL) for facilities where they propose to process or dispose of material.

Referees nominated by the recommended tenderer have been contacted by the Tender Evaluation Panel and expressed satisfaction with the standard of work and methods of operation undertaken on their behalf.

Although two of the tenderers from Table A1 have the capability and license requirements to recycle waste materials, there were no recommended tenderers for A2: Reuse and Recycle of Asphalt Profiling's and Excavated Road Material and A4: Purchase of Recycled Materials. Therefore, Council proposes to go back out to Tender soon.

### CONSULTATION AND COMMUNICATION

- 1 Members of the Tender Evaluation Panel
- 2 Nominated Referees

### PLANNING AND POLICY IMPACT

This report contributes to the delivery of Our Wollongong 2032 Goal 1- We value and protect the environment. It specifically delivers on the following:

Community Strategic Plan 2032	Delivery Program 2022-2026
Strategy	Service
1.4 Work together to achieve net zero carbon emissions and reduce waste going to landfill.	Waste Management

Through this Tender Council is seeking to utilise recycling facilities where possible. Council has verified the Environmental Protection Licences (EPL's) for all facilities that are proposed to be used by Contractors appointed to this panel.

### RISK ASSESSMENT

The risk in accepting the recommendation of this report is considered low on the basis that the tender process has fully complied with Council's Procurement Policies and Procedures and the Local Government Act 1993.

The risk of the project works or services is considered Low based upon Council's risk assessment matrix and appropriate risk management strategies will be implemented. A Decision Matrix for this panel will be used to ensure Waste is managed using appropriate contractors and facilities.

**Economic Risk:** The Project cost estimating templates and the Waste Decision Matrix that will be updated to reference current panel rates for waste disposal. This will ensure adequate budgets are allocated to projects and Work Orders that include Waste Management costs.

**Operational Risk:** Waste Management is critical in all construction and operational activities, and this panel provides a means of procuring, handling, and disposing of our expected waste streams in an efficient way for City Works operations.

**Legislative and Regulatory Risk:** Council is responsible for ensuring waste is recycled and disposed of at appropriately licenced facilities. The Waste Decision Matrix will be used to guide Council officers to select appropriately licenced facilities for known and expected construction waste materials.

Where a Waste Classification Report has identified contaminants (hazardous, restricted, or other classification) there will be a verification step, where the Environmental Protection Licence (EPL) and approval is sought from the receiving facility prior to the engagement of contractor or facility. This additional step in the procurement process will reduce the legislative risk in managing and handling those specific cases.

## SUSTAINABILITY IMPLICATIONS

In determining sub panels on this Tender, some sustainability considerations were made. The sub panels selected targeted opportunities to recycle, and reuse waste materials where possible. In addition to waste diversion and recycling opportunities, this tender also provides efficient and sustainable processes for managing expected construction waste materials. The use of established panels streamlines our service delivery in planning and delivering construction and maintenance activities.

Although two of the tenderers from Table A1 have the capability and license requirements to recycle waste materials, there were no recommended tenderers for A2: Reuse and Recycle of Asphalt Profiling's and Excavated Road Material and A4: Purchase of Recycled Materials. Therefore, Council proposes to go back out to Tender soon.

## FINANCIAL IMPLICATIONS

This panel will service both construction and maintenance activities. The cost of engagements under this panel will be directed to appropriate Capital projects and maintenance work orders for both scheduled and unscheduled activities.

Prior to engaging a contractor for any of the services under this panel, the contractor's location, availability, and ability to provide the service will be considered.

Where Waste classification with known contamination exists a request for quotation will be issues to panel members, to quote for the removal and disposal to appropriately licenced facility. A valid EPL will be requested as part of the request for quotation to ensure true cost of undertaking these works are known upfront.

## CONCLUSION

The recommended tenderers have submitted acceptable tenders to carry the waste management, and pollution control services to meet Council's requirements, and it is recommended Council endorse the recommendations.