

## CT7092 - STREET AND PARK LITTER BIN TENDER

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Report Author: Executive Officer - Resource Recovery  
Responsible Officer: Director Planning & Sustainable Futures  
Ward(s) affected: (All Wards);

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*The author(s) of this report and the Responsible Officer consider that the report complies with the overarching governance principles and supporting principles set out in the Local Government Act 2020.*

### CONFIDENTIALITY

Confidential information is contained in the attachments to this report. This information relates to contractual matters and contains commercially sensitive information including, but not limited to, the name of tendering parties, the evaluation panel members, the tendered prices, and the evaluation of the tenders received against the published evaluation criteria.

Any disclosure of the information included within the confidential report attachments could be prejudicial to the interests of the Council or other parties. Report is confidential in accordance with Section 3(1)(g)(i)(g)(ii) of the *Local Government Act 2020*. This report provides details regarding approval to award a contract that complies with the Section 108 of the *Local Government Act 2020*.

### SUMMARY

The purpose of this report is to present the findings of the Tender Evaluation Panel for tender CT7092 Street & Park Litter Bin Collection & Maintenance Service which closed on 11 May 2023, and to seek approval to award Contract CT7092 Street & Park Litter Bin Collection & Maintenance (Contract) to the preferred tenderer as per the recommendations within the Confidential Yarra Ranges CT7092 Street & Park Litter Bin Collection & Maintenance Service Recommendation Report.

The award of the contract in July 2023 is required to ensure that the transition of services can be appropriately managed for a commencement of service on 1 October 2023.

### RECOMMENDATION

***That***

- 1. That Council enter into a contract with WM Waste Management Services for the Street and Park Litter Bin Collection and Maintenance Service for an initial period of two (2) years with no extension options for a total sum of \$2,762,206.73 excluding GST.***

- 2. The Director Planning and Sustainable Futures be delegated the authority to finalise negotiations and sign the contract documents.**
- 3. The confidential attachments to this report remain confidential indefinitely as it relates to matters specified under Section 3(1) (g)(i), (g)(ii) of the Local Government Act 2020.**

## **RELATED COUNCIL DECISIONS**

There are no related Council decisions to this item.

## **DISCUSSION**

### ***Purpose and Background***

The purpose of this report is to award Contract CT7092 Street and Park Litter Bin Collection and Maintenance Service.

A tender process was undertaken to assist in establishing a new contract for the collection and maintenance of the Street and Park Litterbin service.

As part of the evaluation process, a cross-organisation Tender Evaluation Panel (TEP) was established to ensure a range of Council's services were considered when evaluating the tenders. The TEP was established in accordance with Council's Procurement Guidelines and an independent Probity Auditor reviewed and signed off on the process.

The TEP consisted of independent industry experts, probity, and procurement consultants, in addition to Council's representatives.

A copy of the recommendation report is in confidential Attachment 1.

### ***Options considered***

WM Waste Management Services Pty Ltd provided several innovative offers in its tender response which were evaluated as part of the submission. Please refer to the confidential attachment for details of the options considered in Attachment 2.

### ***Recommended option and justification***

#### **Landfill Disposal Site**

- The tender called for the contractor to undertake the disposal of waste to Council's contracted disposal site at Hampton Park Landfill, which was costed and included within the tender. An alternative option was proposed where the contractor delivers the material destined for landfill to the Lysterfield Recovery & Waste Transfer Station.

On review of this option, the TEP has determined that taking up the option of the material being delivered through the Lysterfield Recovery & Waste Transfer Station would reduce transport emissions and reduce transport costs to see best value to the community.

## **FINANCIAL ANALYSIS**

To ensure best value for our community, the contract has been set for a fixed two-year term with no extension periods. This is to allow for a full review to be undertaken on the service to identify what impacts the new State Government's Container Deposit Scheme, which commences on 1 November 2023, will have on the service levels and collection frequencies.

The contract pricing for Street & Park Litter Bin Collections is based on schedule of rates for the contract term with Indices and Transport rate adjustments, which include CPI.

The Landfill disposal cost is covered by Council and does not form part of this contract.

For further financial information, refer to the confidential Cost Summary document in confidential Attachment 3.

## **APPLICABLE PLANS AND POLICIES**

This report contributes to the following strategic objective(s) in the Council Plan:

- Protected & Enhanced Natural Environment - A healthier environment for future generations, and
- Develop a Municipal Waste Plan, education programs and pursue innovative waste processing technologies to maximise waste resource recovery for a more sustainable future.

## **RELEVANT LAW**

This report seeks Council approval to award a contract that complies with Section 108 of the *Local Government Act 2020*.

The works and outcomes associated with this report relate directly to the requirements outlined in the State Government's Recycle Victoria – A New Economy Policy.

The services identified under this tender align with Council's Community Waste Resource Recovery Plan, 2023 – 2030.

## **SUSTAINABILITY IMPLICATIONS**

### ***Economic Implications***

Economic impacts were considered throughout the evaluation process associated with this tender whilst considering the various options proposed.

### ***Social Implications***

Local and social sustainability was considered as part of the evaluation process and was evaluated in accordance with the overall qualitative evaluation. The preferred tenderer has a strong local presence supporting local community. To improve the amenity of community spaces, there has been an increase in the scheduled cleaning requirements of the street and park litter bins with a full clean four times a year as well as the normal wipe down of bins when required at time of emptying.

### ***Environmental Implications***

Waste Management and Resource Recovery Services are a key part of Council's Community Waste and Resource Recovery Plan which represents a vision for Yarra Ranges community working together towards a Circular Economy, minimising waste sent to landfill – avoiding waste, reusing and rehoming items where possible, sorting recycling well and minimising waste. The Contract includes specifications and obligations to ensure services are provided whilst considering environmental impacts and reducing greenhouse gases. The proposal from the preferred tenderer to use an alternative disposal site reduces travel distances and emissions.

## **COMMUNITY ENGAGEMENT**

No specific community engagement has occurred directly associated with this confidential tender process. However, there has been extensive community consultation associated with the Community Waste Resource Recovery Plan.

## **COLLABORATION, INNOVATION AND CONTINUOUS IMPROVEMENT**

Due to differing litterbin collection service types being undertaken across councils and differing contract timeframes, a joint procurement collaboration model was deemed not viable.

Innovation and continuous improvement were reviewed as part of the evaluation process, these can be seen through the options that were proposed under this tender.

## **RISK ASSESSMENT**

WM Waste Management has a broad approach to providing various forms of waste collection services, these include: Hard waste collections, green waste collections, private and commercial waste skip bin collections, commercial front lift bin collections, mattress collection and recycling as well as operation of Recovery & Waste Transfer Stations.

The Resource Recovery Team will manage this contract to ensure compliance with contract specifications and service requirements.

The preferred tenderer WM Waste has submitted a tender that fully complies with all aspects of the contract; therefore no further negotiations are required allowing the contract to be swiftly executed. Operational requirements that arose out of the tender submission were agreed by the TEP to be managed as part of the contract award.

## **CONFLICTS OF INTEREST**

No officers and/or delegates acting on behalf of the Council through the Instrument of Delegation and involved in the preparation and/or authorisation of this report have any general or material conflict of interest as defined within the *Local Government Act 2020*.

Each member of the project team completed a Conflict of Interest Declaration at project commencement. This included the TEP.

Prior to receipt of tender documents, each TEP member was required to update their Conflict of Interest Declaration or submit a nil return. There were no conflicts declared.

## **ATTACHMENTS TO THE REPORT**

1. Recommendation Report – Confidential
2. Options Considered – Confidential
3. Cost Summary – Confidential