



Notice to Rescind

Special Council Meeting – 14 May 2024

Item 10.3.3 RFT 02/22 Two 8x4 Trucks with tipping bodies and trade-in or outright purchase resolved at the 18th October, 2022 Ordinary Council Meeting.

Agenda Reference & Subject	
10.3.3 RFT 02/22 Two 8x4 Trucks with tipping bodies and trade-in or outright purchase	
Councillor signed	<p>Cr. LG Bonza, President</p> <p>Signed:  Date: 10.05.24.</p> <p>Cr. Pat Hogan</p> <p>Signed:  Date: 10-05-24</p>
File Reference	FM.TE.5
Author	Chief Executive Officer
Date of Report	10 th May 2024
Disclosure of Interest	Nil

In accordance with Regulation 10 of the Local Government (Administration) Regulations 1996 a Notice to Revoke Council Resolution Item 10.3.3 RFT 02/22 Two 8x4 Trucks with tipping bodies and trade-in or outright purchase, 18th October, 2022 Ordinary Council Meeting is advised; and in accordance with Regulation 10 of the Local Government (Administration) Regulations 1996, the Notice of Revocation has been supported in writing by Councillors, President LG Bonza and Councillor JEP Hogan.

Summary

For Council to consider rescinding Council Resolution Item 10.3.3 RFT 02/22 Two 8x4 Trucks with tipping bodies and trade-in or outright purchase resolved at the 18th October, 2022 Ordinary Council Meeting.

Background

At the Ordinary Meeting of Council held on 18th October 2022, Council resolved:

That Council:

1. **Award RFT 02/22 Two 8x4 Trucks with tipping bodies and trade-in or outright purchase to Daimler Trucks Perth for the supply of two Fuso FS72 trucks with tipping bodies subject to the following:**
 - a) **Any change in price of the tipping bodies being supported by documented evidence in the change in the cost of raw materials and.**
 - b) **Any revaluation of the trade-in offer being subject to documented evidence in a material change in the condition of the trade in units above and beyond normal wear and tear under usual operating conditions and.**
 - c) **The Shire retains the right to re-tender and the trade-in units at its sole discretion and**
 - d) **The CEO be given delegated authority to finalise the final change over price at the time of delivery.**

The submission at the time, from Daimler Trucks indicated a delivery time of between 36 and 52 weeks.

After 75 weeks Daimler Trucks advised that one truck had arrived, and another was due shortly. At the same time they advised of price increases in the base cab chassis trucks as well as increases in the costs for the tipping bodies.

In addition to the increases caused by time delays, Daimler Trucks advised that a further increase in body works costs would be passed on due to additional modifications required to the base cab chassis as the new trucks were different to what had been quote previously.

Management attempted to negotiate this additional cost but without success. Due to the magnitude of the variations and the significant and ongoing time delay, the tender was re-advertised. Daimler Trucks did not submit a tender.

Statutory Environment

Tenders are conducted in accordance with Part 4 Local Government (Functions and General) Regulations 1996 ("the Regulations")

Policy Implications

F3. Purchasing Policy

F6. Tender Evaluation Process Policy

Financial Implications

The revoking of the item requires Council to consider alternative tender applications. The budget allocation for this item of plant is \$692,000.00 The equipment being replaced will be sold via public auction.

Strategic Implications

There are no Strategic Implications for this purchase.

Consultation

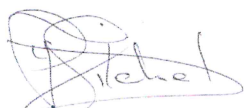
CEO, Deputy CEO, Works Manager – Shire of Dundas,
GFG Consulting

Comment

The revoking of the resolution allows the Shire to move forward with acquiring plant that meets operational requirements and budget allocation.

Officer Recommendation

That Council rescind 10.3.3 RFT 02/22 Two 8x4 Trucks with tipping bodies and trade-in or outright purchase Resolution made on the 18th October 2022.



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