

CONFIDENTIAL ITEMS 2003 – AUGUST 2025

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
95	18 May 2015	Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services for Recycling/Green Organics Processing Services	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers, the Minute Secretary, the Waste Strategy Coordinator and the Contracts Coordinator be excluded from attendance at the meeting for Agenda Item 17.1 "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services". The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council	Council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.	Information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this	Until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.	8 Oct 24	Within 12 months	<i>Name of contractor and the amount included in public minutes Report and Minutes released on website</i> <i>13 October 2025</i>

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			and the community in this matter and in relation to other contract negotiations. Agrees to award the tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services for an estimated amount of \$1,487,778 in year 1 to SOLO Resource Recovery. Section 91(7) Order Pursuant to Section 90 (3) (b) That having considered the Agenda Item "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services" in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.		information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

17. CONFIDENTIAL REPORTS

17.1 REPORT TITLE: REGIONAL TENDER FOR WASTE, RECYCLING, GREEN ORGANICS AND STREET LITTER BIN COLLECTION SERVICES AND FOR RECYCLING/GREEN ORGANICS PROCESSING SERVICES.

DATE OF MEETING: 18 MAY 2015

FILE NUMBER: 70/030/346 (DOC/2015/35371)

Strategic Plan 2012-2017 Ref:

GOAL AREA 5 COUNCIL LEADERSHIP

5.2 Effective delivery of services to the community

GOAL AREA 2 OUR ENVIRONMENT

2.12 Develop policies and programs with the community that reduce waste going to landfill and reduce negative impacts on local and global environments and communities

Purpose:

To provide waste, recycling, green organics and street litter bin collection services and recycling and green organics processing services to residents within the District Council of Mount Barker, The Rural City of Murray Bridge and potentially the Adelaide Hills Council area. The Adelaide Hills Council participated in the tender process as an optional participant.

Summary – Key Issues:

1. Council's current kerbside collection services contract expires in September 2015.
2. Council has participated in a regional tender process along with the Rural City of Murray Bridge and optional participant Adelaide Hills Council to select a service provider for Council's kerbside waste, recycling and green organics kerbside services. An objective of the regional alliance was that the same service provider would be selected across the Councils, however each Council would enter into its own contract with the successful service provider.
3. It is evident that Council will realise savings via the regional tender process and it is recommended that Council progress with contract negotiations with the preferred tenderer, SOLO Resource Recovery.

Recommendation:

That Council:

1. **Pursuant to Section 90(3)(b)**

Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers, the minute Secretary, the Waste Strategy Coordinator and the Contracts Coordinator be excluded from attendance at the meeting for Agenda Item 17.1 "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services".

The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations.

In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.

2. Agrees to:

1. Award the tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services for an estimated amount of \$1,487,778 in year 1 to SOLO Resource Recovery for an initial term of seven (7) years with options to extend for three (3) further terms each of twelve (12) months duration; and
2. Authorises the Chief Executive Officer or his delegate to execute relevant contract documents for the Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services; and

3. Formally acknowledges staff of the Adelaide Hill Region Waste Management Authority (Leah Maxwell and Michael Lorenz) for their co-ordination of the tender process and for their specialised expertise and assistance.

Section 91(7) Order

3. Pursuant to Section 90 (3) (b)

That having considered the Agenda Item "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services". in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.

Background:

1. Both District Council of Mount Barker ("DCMB") and Rural City of Murray Bridge ("RCMB") waste collection service contracts will expire in September 2015. Both Councils are members of the Adelaide Hills Region Waste Management Authority ("AHRWMA"), a Local Government regional subsidiary that undertakes waste management services on behalf of its member Councils.
2. Adelaide Hills Council ("AHC") is a member of The Eastern Waste Management Authority ("EWMA").
3. Both DCMB and RCMB resolved to participate in a regional tender for waste, recycling and green organics collection services and recycling and green organics processing services. AHC took part in the tender as an optional participant.
4. This report details the results of the regional tender process and identifies a preferred tenderer.

Discussion:

5. The tender process has been coordinated by Leah Maxwell (Waste Strategy Co-ordinator) and Michael Lorenz (Executive Officer) of AHRWMA. The tender was released in November 2014. The tender was prepared so that each Council received individual pricing and would enter into its own contract with the preferred service provider. Both DCMB and RCMB would progress with one service provider, while AHC, as an optional participant, would assess the tender responses against its current service provision via its membership with the EWMA.
6. A number of options were included within the tender for Councils to assess. It was important that individual pricing was requested and

individual contracts would be implemented, so that one Council would not be negatively impacted by another Councils service. However, it was recognised that there would be potential cost efficiencies by jointly tendering for a collection service due to economies of scale for a contractor.

7. The following options were included within the tender documents:

- Three (3) Council pricing for each Council – based on all 3 Councils progressing with selecting one service provider
- Two (2) Council pricing for each Council – based on 2 Councils progressing with selecting one service provider
- Pricing option for waste transport to (a) the Brinkley Landfill or (b) the Hartley Landfill
- Separate pricing for recyclables transport to three Council nominated processing locations
- Pricing options for combined transport and processing of recyclables at a contractor nominated processing facility.

8. The recyclables market has recently seen a significant change. Previously only one recyclables processor existed that was capable of handling all domestic recyclables. There are now two companies in the local market which has led to a substantial change in pricing for the processing of recyclables.

9. In order to capture this opportunity the tender called for a combined recyclables transport and processing price, along with a transport only price to the three known processing locations. Concurrent to this tender process pricing for recyclables processing only was requested from the two known processors within South Australia.

10. Three (3) tenders to provide all of the requested services were received from:

1. Solo Resource Recovery ("SOLO")
2. SITA ("SITA")
3. Cleanaway

11. Assessment Process

Tenders were assessed by an evaluation panel consisting of the following members:

DCMB

- Bill Graham, Contracts Co-ordinator
- Norm Key (ret'd)/Karl Manarangi, Manager Field Services
- *RCMB*
- Malcolm Downie, Manager Contracts

- Simon Bradley, General Manager, Infrastructure & Environment

AHC

- Chris Button (ret'd)/John McArthur, Manager Health, Waste & Regulatory Services

Both Leah Maxwell and Michael Lorenz of the AHRWMA provided comprehensive evaluation data and guidance.

From a probity perspective the tender process was overseen by Mr Brenton Ellery of Edwards Marshall Lawyers.

12. Tenders have been assessed against the following weighted criterion (weighting in brackets):

Cost to Council	45%
Collection delivery service	15%
Relationship management & collaboration	10%
Collection vehicle suitability	10%
Value add components	10%
Contractor's financial capacity	5%
Reference checks	5%

13. Cleanaway was eliminated early in the evaluation process due to the poor quality of its tender submission. In summary, Cleanaway's tender submission was predominantly a generic document offering the panel no opportunity to effectively compare with the other tenders.

14. Upon shortlisting two preferred tenderers, SOLO and SITA a letter was issued to these tenderers requesting final pricing and further details of any value adds that could be offered.

15. SOLO responded with the best final offer and subsequently a meeting was held with SOLO resulting in satisfactory clarification of aspects of their tender.

16. Following SOLO's final offer and clarifications the panel unanimously agreed that SOLO was the recommended tenderer.

17. The tender process has highlighted that significant cost savings are likely to be achieved by both DCMB and RCMB. It is estimated that DCMB can achieve a saving of \$276,571 per annum on current costs (refer to table below) and potentially \$1,936,000 over the seven (7) year term of the contract.

18. It is proposed that DCMB and RCMB will commence with the SOLO on a two (2) Council rate with recyclables and organics to be processed at SOLO's nominated facilities.

19. The table below details the current contract price per annum for DCMB's waste and recycling collection service compared to SOLO's price submission for the TWO COUNCIL option ie DCMB and RCMB.

Item	Current Price (equivalent)	New price	Total current cost	Total future cost	Difference
Recycling collection	\$1.56*	\$1.216	\$563,387	\$439,313	-\$124,074
Waste collection	\$1.07*	\$0.996	\$773,060	\$720,184	-\$52,876
Greens collection	\$0.66*	\$0.826	\$174,549	\$219,175	+\$44,626
Recycling disposal	\$51.36 per tonne	-\$10.00 per tonne	\$137,448	-\$26,762	-\$164,210
Greens Disposal	\$32.45 per tonne	\$32.36 per tonne	\$95,331	\$95,065	-\$266
Street litter bins	\$2.22	no charge for current services. \$3.55 charge for additional services only	\$20,574	\$369.64	-\$20,204
Bin supply 140	N/A*	\$50.76	N/A	\$13,705	+\$13,705
Bin supply 240	N/A*	\$53.81		\$14,528	+\$14,528
Bin Maintenance	N/A*	\$12.20		\$12,200	+\$12,200
			\$1,764,349	\$1,487,778	-\$276,571

*Flat rate is currently charged for recycling and green waste, which includes the cost of bin. Waste price includes bin supply and an additional transport cost. The total cost has been calculated to determine a per service rate.

20. Service Provision

The service provision to DCMB will be consistent with the service that is currently provided. A weekly waste collection service, together with a fortnightly recyclables and green organics service will be provided to DCMB residents.

21. SOLO has nominated the recycling processing site to be Visy, located in North Plympton and the green organics processing site is nominated to be Peats Soils located in Brinkley. The collection contractor will manage the contract with the nominated processors as is current practice. Waste will be disposed of at the Brinkley landfill.

22. The new contract has called for prices for bin supply, replacement and repairs, so that Council pays for bins as they are supplied. The current contract includes bin supply and repairs within the contract price and a flat rate is paid, independent of the number of bins supplied. Bin provision has been included within the pricing assessment, where an estimation on the number of bins to be provided annually has been made so that a comparison can be made between current and future costs.

23. The new recycling processing price includes a rebate to Council for every tonne of recyclables processed, compared to a cost of \$50.76 per tonne of recyclables processed.
24. SOLO's tendered price includes no charge for the current street litter bins and a rate of \$3.55 per bin for future new bins. It is assumed that DCMB will follow usual practice and limit the number of new street litter bins and therefore an assumption of two new bins per year has been used within the assessment process.
25. The tender included an option for pricing to transport waste to the Hartley Landfill or the Brinkley Landfill. DCMB currently utilises the Brinkley Landfill for waste disposal, which is operated by the AHRWMA of which DCMB is a member. For DCMB the alternative landfill option would result in a price reduction for transport only of approximately \$18,000 per annum.
26. The term of the collection contract shall be seven (7) years from the date of its commencement, with the Councils having an option to extend for three further periods each of twelve months.
27. The contract is anticipated to commence in October 2015.
28. In accordance with Council's Procurement policy the total value of the contract will be made available to the public.

Community Engagement:

Informing only	The new contract will be advertised to residents, including phone numbers etc. for calls and enquiries via Councils website, adverts in the local paper and via Council publications where possible. Council's collection calendar will be updated online with the new contractor's details. A new education plan will be rolled out ahead of the new service implementation, which will focus on reducing contamination within the recycling bins and increasing recycling rates. Council will be paid per tonne for recyclables collected and therefore an increase in recycling rates will provide a direct benefit for Council.
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Policy:

Councils Procurement Policy.

Councils Waste Kerbside Services Policy will be updated in accordance with the new contract.

Budget:

As per **Table 1** the current contract cost is in the order of \$1,764,349 for 2014/15. It is anticipated (not accounting for growth) that the contract value for DCMB in the first year will be approximately **\$1,487,778**. This represents

a saving of approximately \$276,571 per annum. The contract value over seven years is estimated to be **\$10,956,000**. The seven year contract value assumes an average annual increase of approximately 2.25%.

Statutory/Legal:

Council has an obligation to provide kerbside waste collection services and encourage recycling where possible, which is strongly driven by community expectation. The following legislation is considered to be most relevant to waste management for Local Government:

- Local Government Act 1999
- Public and Environmental Health Act 1987
- Public and Environmental Health (General) Regulations 2006
- Environment Protection Act 1993
- Environment Protection (Waste to Resources Policy) 2010

Staff Resource Requirements:

Council's Contracts Coordinator has assisted with the tender process and will also manage the contract negotiation and implementation stage of the process. Council's Waste Strategy Coordinator will assist where required and manage the service implementation and education program. Solo's Regional Education Officer will undertake education services in the lead up to the service commencement.

Environmental:

The new service and associated education program should result in a positive environmental impact, as recycling will further be encouraged and as a result should increase recycling rates.

Social:

There should not be any social impacts of this decision, as the services provided will maintain as per current practices.

Risk Assessment:

There is a risk of a delay in approval which would lead to an interruption of service if not resolved prior to the service expiry date.

The financial security of SOLO, however a financial capability and credit check is being undertaken to ensure SOLO is able to fulfil the services required. SOLO is required to provide DCMB with security to the amount of \$250,000.

There is a risk that SOLO may provide a poor level of service, however reference checks have been completed as part of the assessment process and SOLO is currently used for RCMB's recycling and green organics services.

The contract also covers performance management. The contract includes WHS requirements and all tenderers were required to demonstrate commitment to Work Health and Safety and understanding and acceptance of the principles of WH&S.

Asset Management:

The kerbside bins will be owned by Council and any new bins that are delivered will be paid for direct and will immediately be owned by Council upon delivery.

Conclusion:

Following Council's endorsement of SOLO as the successful tenderer SOLO will be notified and a contract will be finalised.

Arrangements will be made to provide SOLO with all information required to commence Councils collection services.

Key Contact

Leah Maxwell, Waste Strategy Coordinator
Bill Graham, Contracts Coordinator

Manager or Sponsor of Project

Greg Parker, General Manager, Council Services

Attachments

Nil

17. CONFIDENTIAL REPORTS

- 17.1 REPORT TITLE: REGIONAL TENDER FOR WASTE, RECYCLING, GREEN ORGANICS AND STREET LITTER BIN COLLECTION SERVICES AND FOR RECYCLING/GREEN ORGANICS PROCESSING SERVICES.**
- DATE OF MEETING: 18 MAY 2015**
- FILE NUMBER: 70/030/346 (DOC/2015/35371)**

Moved Councillor Irvine that Council:

1. Pursuant to Section 90(3)(b)

Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers, the Minute Secretary, the Waste Strategy Coordinator and the Contracts Coordinator be excluded from attendance at the meeting for Agenda Item 17.1 "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services".

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Seconded Councillor Bailey

CARRIED
OM20150518.12

Moved Councillor Irvine that Council:

2. Agrees to:

1. award the tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services for an estimated amount of \$1,487,778 in year 1 to SOLO Resource Recovery for an initial term of seven (7) years with options to extend for three (3) further terms each of twelve (12) months duration; and
2. authorises the Chief Executive Officer or his delegate to execute relevant contract documents for the Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services; and
3. formally acknowledges staff of the Adelaide Hill Region Waste Management Authority (Ms Leah Maxwell and Mr Michael Lorenz) for their co-ordination of the tender process and for their specialised expertise and assistance.

Seconded Councillor Seager

CARRIED
OM20150518.13

Moved Councillor Keen that Council:

Section 91(7) Order

3. Pursuant to Section 90 (3) (b)

That having considered the Agenda Item "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services".

in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.

Seconded Councillor Seager

CARRIED
OM20150518.14

MEETING DECLARED CLOSED AT 9.15PM

MAYOR

DATE