

SHIRE OF JERRAMUNGUP



MINUTES

SPECIAL MEETING OF COUNCIL

31st May 2013

SHIRE OF JERRAMUNGUP

MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBERS, VASEY STREET, JERRAMUNGUP ON FRIDAY 31st MAY 2013, COMMENCING AT 4.00PM.

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The President declared the meeting open at 4.04pm.

2. RECORD OF ATTENDANCE

Cr R Lester	President
Cr B Trevaskis	Member
Cr W Bailey	Member
Cr R Parsons	Member
Cr C Daniel	Member
Cr B Atkin	Member

Mr W Parker	Chief Executive Officer
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3. APOLOGIES

Cr J Iffla	Deputy President
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4. LEAVE OF ABSENCE PREVIOUSLY APPROVED

Nil

5. PUBLIC QUESTION TIME

Nil

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

8. DECLARATIONS OF FINANCIAL INTEREST

Nil

9. OFFICERS REPORT

9.1 Procurement General Practice Service

10. **NEXT MEETING/S**

Ordinary Meeting of Council Wednesday 19th June 2013.

11. **CLOSURE**

The President declared the meeting closed at 4.25pm.

SUBMISSION TO:	Administration
AGENDA REFERENCE:	9.1
SUBJECT:	Procurement: General Practice Services
LOCATION/ADDRESS:	N/A
NAME OF APPLICANT:	N/A
FILE REFERENCE:	
AUTHOR:	Bill Parker (Chief Executive Officer)
DISCLOSURE OF ANY INTEREST:	Nil
DATE OF REPORT:	30 May 2013

SUMMARY

In March 2013, Dr. Nicholas Dorai-Raj formally resigned as the Jerramungup and Bremer Bay Community Doctor. Dr. Nicholas Dorai-Raj has been the Community Doctor for 24 years.

The practice has been advertised on Rural Health West.

This item seeks to satisfy the procurement requirements as outlined within the Local Government Act 1995 and associated regulations and authorise the Chief Executive Officer to prepare a contract and to enter into negotiations with a prospective supplier.

ATTACHMENT

Nil

BACKGROUND

For 24 years, Dr Nicolas Dorai-Raj was the Jerramungup and Bremer Bay Community Doctor. The Doctor was self-employed and ran the business in its entirety. The Shire provided accommodation, transport and communications to support the Doctor.

In March 2013, Dr. Nicholas Dorai-Raj announced his resignation with his last day being 23rd May 2013.

The practice has been advertised with Rural Health West. Rural Health West is the leading workforce agency for health professionals looking to work in rural and remote Western Australia.

The Shire of Jerramungup is seeking a part time, solo general practitioner to provide all aspects of general practice services and management. The provision of services must include employment of all clinical and administrative staff for the practice and the continuation of dispensing services from the practice pharmacy.

In recruiting a new Doctor, the Shire will need to provide accommodation, transport, office facilities and communications. Additionally, the Shire may be required to underwrite or provide a salary guarantee to attract and retain an appropriately qualified professional.

The Shire has only received minimal interest in response to various advertisements. It would appear that most Doctors that have expressed interest in working in Jerramungup want to be on a salary and have the Shire run the medical practice.

In discussing this option with Council, the elected group were very certain that they did not want to run the medical practice and that attracting a self-employed Doctor that runs the business in its entirety was the Shire's only viable and sustainable option moving forward.

The Shire has been approached by a Doctor currently residing in Albany who is very keen to provide all aspects of general practice services in Jerramungup and Bremer Bay.

To secure the services of the prospective supplier, the Shire would need to enter into a contact to provide all aspects of general practice.

Under normal circumstances, tenders are to be publicly invited before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$100 000. A combination of the incentives offered to the Doctor is expected to be, more, or worth more, than \$100 000.

In some circumstances, tenders do not have to be publicly invited.

Given that it is unlikely that there is more than one potential supplier, this item seeks to declare that tenders do not have to be publicly invited and authorises the Chief Executive Officer to enter into negotiations with a prospective service provider.

CONSULTATION

The elected group has been consulted extensively on this matter.

COMMENT

In advertising the vacancy and discussing the Shire's requirements with Rural Health West, it has become very clear that it is unlikely that there is more than one potential supplier.

The Shire has been approached by a Doctor currently residing in Albany. The Doctor is available to work 5 days per fortnight and provide all aspects of general practice services and management to the Jerramungup and Bremer Bay Medical Centres.

STATUTORY REQUIREMENTS

Section 3.57 of the Local Government Act 1995 specifies that a local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.

The Regulations made under this section outlines certain circumstances whereby tenders do not have to be publicly invited.

11. When tenders have to be publicly invited

(2) Tenders do not have to be publicly invited according to the requirements of this Division if —

(f) the local government has good reason to believe that, because of the unique nature of the goods or services required or for any other reason, it is unlikely that there is more than one potential supplier.

STRATEGIC IMPLICATIONS

This item relates to the following components from the Shire of Jerramungup Strategic Community Plan.

Aspiration 7: A healthy community where residents feel safe, secure and self-assured.

Activity: Implement Medical Services and Infrastructure Strategy

Key components: Retain local health professionals

FINANCIAL IMPLICATIONS

The Shire has historically provided the Doctor with an executive vehicle, accommodation, leased office space and a telecommunications allowance. In addition to these contributions, it is foreseeable that the Shire will need to provide a salary guarantee to attract a service provider.

This salary guarantee will be contained within the contract presented to Council in June 2013.

WORKFORCE IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council;

1. Declares under section 11(2)(f) of the *Local Government (Functions and General) Regulations 1996*, that tenders do not have to be publicly invited for the provision of all aspects of general practice services and management to the

Jerramungup and Bremer Bay Medical Centres given that it is unlikely that there is more than one potential supplier.

2. Authorise the Chief Executive Officer to enter into negotiations with the prospective supplier for the provision of general practice services and management to the Jerramungup and Bremer Bay Medical Centres.
3. Authorise the Chief Executive Officer to develop and submit a proposal for Council consideration for the provision of general practice services and management to the Jerramungup and Bremer Bay Medical Centres.

SC130501 Moved Cr Trevaskis / Seconded Cr Bailey

That Council;

- 1. Declares under section 11(2)(f) of the *Local Government (Functions and General) Regulations 1996*, that tenders do not have to be publicly invited for the provision of all aspects of general practice services and management to the Jerramungup and Bremer Bay Medical Centres given that it is unlikely that there is more than one potential supplier.**
- 2. Authorise the Chief Executive Officer to enter into negotiations with the prospective supplier for the provision of general practice services and management to the Jerramungup and Bremer Bay Medical Centres.**
- 3. Authorise the Chief Executive Officer to develop and submit a proposal for Council consideration for the provision of general practice services and management to the Jerramungup and Bremer Bay Medical Centres.**

Carried 6-0