

RECORD OF DECISION MADE UNDER DELEGATED AUTHORITY

*PART 1 – PUBLIC DOCUMENT

Any interest to declare/ or conflict and any dispensation granted [*if applicable*]

DIRECTORATE: RESOURCES

1. DECISION TAKEN

To enter in to a contract for Building Compliance for a period of 5 years (from 1st February 2019) with Mears Limited 1390 Montpellier Court, Gloucester Business Park, Brockworth, Gloucester, GL3 4AH (company no. 02519234).

2. DECISION TAKER

Ian Couper, Service Director- Resources

3. DATE DECISION TAKEN:

31st January 2019

4. REASON FOR DECISION

4.1 A procurement process for a full retender was led by Stevenage Borough Council (SBC), and was a joint tender between SBC, North Hertfordshire District Council (NHDC), and Broxbourne Borough Council (BBC). This identified that Mears offered the most economically advantageous tender.

5. ALTERNATIVE OPTIONS CONSIDERED

5.1 It is essential for the Council to have compliant buildings to ensure that they can continue to be used and also adhere to relevant legislation.

6. CONSULTATION (INCLUDING THE EFFECT ON STAKEHOLDERS, PARTNERS AND THE PUBLIC)

6.1 The contract has been awarded in consultation with SBC and BBC.

6.2 The compliance contract includes various buildings that are operated by community groups. Whilst no consultation has been undertaken, this extension will ensure that the service continues in the same way.

7. RELEVANT CONSIDERATIONS

7.1 The Council has an obligation to ensure that its buildings are compliant. The contract also ensures that checks and minor maintenance is carried out that means that the buildings continue to operate effectively.

7.2 A full procurement process was undertaken and assessed on the basis of 70% quality and 30% price. This determined that Mears offered the most economically advantageous tender.

8. LEGAL IMPLICATIONS

8.1 Under 14.6.12 (a) (i) A the Service Director- Resources will “manage, direct and control all resources allocated to the Directorate in accordance with the Council’s policies”. Under 14.6.4 (a) (ii) Service Directors have a general authorisation for “entering into contracts to carry out works and/or for the supply of goods and services within approved budgets”.

8.2 This contract was let in accordance with the Council’s Contract and Procurement regulations.

9. FINANCIAL IMPLICATIONS

9.1 It is estimated that the cost of the contract during the 5 years will be around £730k. This cost will be covered by the existing budget for this service.

10. RISK IMPLICATIONS

10.1 A compliance contract helps to mitigate building risks for the Council. The balance between price and quality helped to ensure that an appropriate contractor was appointed.

11. EQUALITIES IMPLICATIONS

11.1 In line with the Public Sector Equality Duty, public bodies must, in the exercise of their functions, give due regard to the need to eliminate discrimination, harassment, victimisation, to advance equality of opportunity and foster good relations between those who share a protected characteristic and those who do not.

11.2 There are no equalities implications in relation to this procurement.

12. SOCIAL VALUE IMPLICATIONS

12.1 As the recommendations in the report relate to a contract above the EU threshold, Social Value has been included by undertaking a Social Value Assessment considering the economic, environmental and social impacts of the contract. The results of these steps are;

- To establish value engineering workshops to generate savings for the public purse
- Provide incentives for the early implementation of innovative IT systems
- To incentivise skills training of contracted labour
- To establish systems for the collection of regular energy consumption data from serviced premises, enabling greater energy cost monitoring
- Performance indicators to establish efficient use of vehicles and works scheduling
- A supplier focused on sustainability
- A service that positively supports organisations operating council premises using volunteers and providing community services.
- Opportunities for the deployment of apprentices.

13. HUMAN RESOURCE IMPLICATIONS

13.1 There are no direct HR implications arising from the award of this contract.

14. BACKGROUND PAPERS

None.

15. NOTIFICATION DATE

21st February 2019

Signature of Executive Member ConsultedNot applicable.....

Date

Signature of Decision Taker.....

Please Note: that unless urgency provisions apply EXECUTIVE decisions cannot be implemented until 5 clear working days have elapsed after the decision has been taken to allow for scrutiny call-in.

Call-in does not apply to NON-EXECUTIVE DECISIONS