

To: Finance, Resources and Customer Services Policy Board

On: 23 November 2023

Report by: The Director of Finance and Resources and the Director of Environment, Housing and Infrastructure

Heading: Red Smiddy Phase 3a Barnsford Road

1. Summary

- 1.1 The purpose of this report is to seek the approval of the Finance, Resources and Customer Services Policy Board to award a contract for Red Smiddy Phase 3a Barnsford Road, reference RC-CPU-23-069, to John McGeady Limited.
 - 1.2 The tendering procedure for this Works Contract followed the Open Procedure in accordance with Renfrewshire Council's Standing Orders Relating to Contracts.
 - 1.3 A Contract Strategy was approved by the Strategic Commercial Category Manager, the Head of Climate, Public Protection and Roads and the Strategic Commercial and Procurement Manager on 11 September 2023.
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2. Recommendations

- 2.1 It is recommended that the Finance, Resources and Customer Services Policy Board:
 - i) Authorises the Head of Corporate Governance to award the Contract for Red Smiddy Phase 3a Barnsford Road, reference RC-CPU-23-069, to John McGeady Limited.

- ii) Notes that the intended starting date is 15 January 2024 with the completion date being four months from the starting date. The actual starting date will be confirmed in the Council's Letter of Acceptance.
- iii) Approves the contract value of £386,618.82 excluding VAT. The cost of this contract will be met from Scottish Government Active Travel Transformation Funding.
- iv) Notes that the Council required Tenderers to appoint a supported business as a subcontractor to provide the signage required for this Contract. John McGeady Limited have nominated Scotland's Bravest Manufacturing Company, a social enterprise company based in Bishopton and a division of the Royal British Legion Industries Ltd charity, for this requirement.

3. **Background**

- 3.1 Funding has been awarded from the Scottish Government Active Travel Transformation Fund to build a high quality, shared used, segregated two-way cycle/pedestrian track located from the end of the existing Glasgow Airport cycle route at St James Interchange to the A726/Inchinnan Drive/Barnsford Road roundabout. The Council requires a suitably experienced contractor to undertake these works.
- 3.2 The Contract will be formed from the NEC3 Engineering and Construction Short Contract April 2013 with bespoke Z Clauses.
- 3.3 A contract notice was published on the Public Contracts Scotland advertising portal on Friday, 29 September 2023 and the tender documentation was available for downloading from the Public Contracts Scotland – Tender platform.
- 3.4 During the tender live period, 13 companies expressed an interest in the Contract. By the closing date for return of electronic tenders, 12 noon on Friday, 13 October 2023, two companies submitted a response, three declined to respond and eight failed to respond.
- 3.5 In accordance with standing order 11.5 each tenderer was required to submit a completed Single Procurement Document (Scotland) (SPD (Scotland)). The tender submissions were evaluated against a pre-determined set of criteria in the SPD (Scotland). Both tenderers satisfied the Council's requirements in respect of their responses to the SPD (Scotland).
- 3.6 The technical and commercial responses in each tender submission were then scored against the award criteria of 40% technical (Quality) and 60% commercial (Price).

3.7 The scores relative to the award criteria of the tenderers are noted below:

		Price (60.00%)	Quality (40.00%)	Total (100.00%)
1	John McGeady Limited	60.00%	33.00%	93.00%
2	Hillhouse Quarry Group Limited t/a MacAsphalt	42.40%	34.25%	76.65%

3.8 The evaluation of Tender Submissions received identified that the submission by John McGeady Limited was the most economically advantageous tender.

3.9 Community Benefits were requested as part of the procurement process and John McGeady Limited has committed to the following Community Benefits:

Community Benefit Description	No of People / Activity
Financial Support for a Community Project / Group	4

These Community Benefits are to be given to Scotland's Bravest Manufacturing Company, a social enterprise company based in Bishopton. The Community Benefits amount to a value of £4,000.

3.10 John McGeady Limited has also agreed to appoint a supported business as a subcontractor for the supply of signage required for this contract. John McGeady Limited have also nominated Scotland's Bravest Manufacturing Company for this requirement.

Implications of the Report

1. Financial

The cost of the contract value of £386,618.82 excluding VAT will be met from Scottish Government Active Travel Transformation Funding.

2. HR & Organisational Development

None arising from this report.

3. Community/Council Planning

Green – the Contract proposed will support the delivery of this outcome.

4. Legal

The tendering process for this Works Contract was conducted in accordance with Council Standing Orders relating to Contracts for a below Regulated Open Procedure Works Contract.

5. Property/Assets

This contract will develop active travel within Renfrewshire Council area by providing a segregated two-way cycle track.

6. Information Technology

None arising from this report.

7. Equality & Human Rights

The Recommendations contained within this report have been assessed in relation to their impact on equalities and human rights. No negative impacts on equality groups or potential for infringement of individuals' human rights have been identified arising from the recommendations contained in the report. If required following implementation, the actual impact of the recommendations and the mitigating actions will be reviewed and monitored, and the results of the assessment will be published on the Council's website.

8. Health & Safety

John McGeady Limited's health and safety credentials were evaluated by Corporate Health and Safety and met the Council's requirements regarding health and safety.

9. Procurement

The procurement procedures outlined within this report shall ensure that the Council meets its statutory requirements in respect of procurement procedures, efficiency and modern Government.

10. Risk

John McGeady Limited have been assessed and evaluated to confirm that they have met the minimum requirements regarding insurable risk.

11. Privacy Impact

None arising from this report.

12. Cosla Policy Position

None arising from this report.

13. Climate Risk

The level of impact associated with the provision of this work has been assessed using the Scottish Government Sustainability Test and is considered to be low risk.

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