

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: Replacement Streetlighting Installation and Cable Loops

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 Replacement Streetlighting Installation and Cable Loops, reference RC-CPU-21-246, to Pegasus Power and Communications Ltd.
 - 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 and the Head of Climate, Public Protection and Roads on 28 August 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 Replacement Streetlighting Installation and Cable Loops, reference RC-CPU-21-246, to Pegasus Power and Communications Ltd.

- ii) Notes that the intended starting date is 8 January 2024 with the completion date being 13 weeks from the starting date. The actual starting date will be confirmed in the Council's Letter of Acceptance.
- iii) Authorises the contract value of £237,354.11 excluding VAT. The cost of this contract will be met from Capital Budget.

3. Background

- 3.1 The Council requires a suitably experienced and qualified contractor to assist with the installation of 65 replacement street lighting columns on the Council's Road network, complete with new energy efficient LED lanterns and installation of 33 new cable loops at areas of faults on cable network, with associated ducting and trenching.
- 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 Thursday, 14 September 2023 and the tender documentation was available for downloading from the Public Contracts Scotland – Tender platform.
- 3.4 During the live tender period, five companies expressed an interest in the Contract. By the closing date for return of electronic tenders, 12 noon on Friday, 13 October 2023, one company submitted a response, one declined to respond and three failed to respond.
- 3.5 In accordance with the Council's Standing Orders Relating to Contracts 22 June 2023 order 11.5, tenderers were required to complete a Single Procurement Document (Scotland) ("SPD (Scotland)") to be submitted with their tender submission. The tenderer satisfied the Council's requirements in respect of their responses to the SPD (Scotland).
- 3.6 The technical and commercial responses in the tender submission were then scored against the award criteria of 60% technical (Quality) and 40% commercial (Price).
- 3.7 The scores relative to the award criteria of the Tenderer are noted below:

		Price (40%)	Quality (60%)	Total (100%)
1	Pegasus Power and Communications Ltd	40.00%	32.00%	72.00%

- 3.8 Following evaluation in line with the criteria set out in the procurement documents, the bid received from Pegasus Power and Communications Ltd was within the Council's set budget and was therefore deemed to be value for money.
- 3.9 Community Benefits were requested as part of the procurement process and Pegasus Power and Communications Ltd has committed to the following Community Benefits:

Community Benefit Description	No of People / Activity
Work Experience Placement for an individual 16+ years of age (who is not currently in employment, education or training) and preferably from an identified priority group.	1

Implications of the Report

1. Financial

The costs for this contract amount to £237,354.11 excluding VAT and will be funded from the Environment, Housing and Infrastructure Capital budget.

2. HR & Organisational Development

None directly arising from this report.

3. Community/Council Planning

Reshaping our place, our economy and our future - the works proposed will support the delivery of this outcome.

4. Legal

The procurement of this works Contract has been conducted in accordance Renfrewshire Council's Standing Orders Relating to Contracts for a below regulated value Works Contract.

5. Property/Assets

The contract will improve streetlighting assets as they will replace expired assets with new units.

6. Information Technology

None directly 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

Pegasus Power and Communications Ltd's health and safety submission has been evaluated by Renfrewshire Council's Health and Safety section. Pegasus Power and Communications Ltd, has met the minimum requirements regarding health & 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

Pegasus Power and Communications Ltd.'s insurances have been assessed and evaluated to confirm that they have met the minimum requirements regarding insurable risk.

11. Privacy Impact

None directly arising from this report.

12. Cosla Policy Position

None directly arising from this report.

13. Climate Risk

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

Author: Andrew Green, Procurement Advisor, Corporate Procurement Unit