

**To:** Finance, Resources and Customer Services Policy Board

**On:** 8<sup>th</sup> June 2023

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

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**Heading:** Contract Award: Render Improvement Works to Speirsfield and Camphill Courts, Paisley (RC-CPU-22-354)

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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 Works Contract for Render Improvement Works to Speirsfield and Camphill Courts, Paisley (RC-CPU-22-354) to A C Whyte & Co Limited.
- 1.2 The recommendation to award the Contract follows a procurement exercise conducted in accordance with the Council's Standing Orders Relating to Contracts 1 January 2022 for a below Regulated (Works) contract using the Open Procedure.
- 1.3 A Contract Strategy was approved by the Strategic Commercial and Procurement Manager and Director of Communities and Housing on 22<sup>nd</sup> December 2022 and an amendment to the strategy made on 22 March 2023.

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## 2. **Recommendations**

- 2.1 It is recommended that the Finance, Resources and Customer Service Policy Board:
- (a) Authorise the Head of Corporate Governance to award a Contract for Render Improvement Works to Speirsfield and Camphill Courts, Paisley (RC-CPU 22-354) to A C Whyte & Co Limited;
  - (b) Authorise the Tendered Contract Sum of £716,525.00 excluding VAT, and an additional 10% contingency for any unforeseen works;
  - (c) Note that the anticipated starting date is 17<sup>th</sup> July 2023 and the completion date is 12 weeks from the Date of Commencement of the Works. Any changes to the date will be confirmed in the Council's Letter of Acceptance.

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## 3. **Background**

- 3.1 Renfrewshire Council requires a competent and suitably qualified contractor to carry out the contract for Render Improvement Works to Speirsfield and Camphill Courts, Paisley.
- 3.2 To initiate this procurement process a Contract Notice was published on the Public Contracts Scotland advertising portal on 23<sup>rd</sup> March 2023 with the tender documentation available for downloading from the Public Contracts Scotland – Tender portal from this date.
- 3.3 During the live tender period, ten organisations expressed an interest in this tender. By the closing date set for the return of electronic tender submissions, 12 noon on 12<sup>th</sup> April 2023, six organisations submitted a tender response, one declined to respond and three organisations failed to respond.
- 3.4 In accordance with the Council's Standing Orders Relating to Contracts 1 January 2022 order 11.5, Tenderers were required to complete a Single Procurement Document (SPD) to be submitted with their tender submission. All six tender submissions were evaluated against a pre-determined set of criteria in the form of the SPD by representatives from the following Council Services: Housing Services, the Corporate Procurement Unit, Corporate Risk and Corporate Health & Safety.

3.5 All six tender submissions received complied with the minimum selection criteria of the SPD. During the evaluation, one Tenderer was deemed non-compliant due to a pricing document error and was removed from the process. The remaining five tender submissions were each evaluated against the Award Criteria which were based on a weighting of 50% Price and 50% Quality.

3.6 The scores relative to the Award Criteria for each of the five tender submissions are noted below:

		<b>Price (50%)</b>	<b>Quality (50%)</b>	<b>Total (100%)</b>
1	A C Whyte & Co Limited	50.00%	46.25%	96.25%
2	Concrete Repairs Limited	47.43%	46.00%	93.43%
3	Hugh LS McConnell Limited	42.61%	49.13%	91.74%
4	Skyform (Scotland) Limited	44.48%	44.75%	89.23%
5	MP Group Limited	31.09%	42.25%	73.34%

3.7 The evaluation of tender submissions received identified that the submission by A C Whyte & Co Limited was the most economically advantageous tender.

3.8 The form of Contract is the NEC3 Engineering and Construction Short Contract (April 2013) and the 'Z' clauses contained herein.

3.9 A budget of £800,000 has been made available for this contract from the Housing Revenue Account (HRA) Capital Programme Budget. The costs of this Contract will be met through this budget.

3.10 Community Benefits were requested as part of the procurement process and A C Whyte & Co Limited confirmed that the following Community Benefits would be made available to the Council for this Contract:

<b>Community Benefit Description</b>	<b>No of People/Activity</b>
Industry Awareness Events	2
Industry Skill Transfer to Schools	1
Business advice/support to an SME/Social Enterprise/Voluntary Organisation	1
Financial Support for a Community Enterprise	1
Non-Financial Support for a Community Enterprise	1

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## Implications of the Report

1. **Financial** - The cost for this Contract will be met through the Housing Revenue Account Capital Programme (HRA) budget.
2. **HR & Organisational Development** - No TUPE implications as this is a new requirement.
3. **Community/Council Planning –**
  - **Our Renfrewshire is thriving** – maximising economic growth that is inclusive and sustainable.
  - **Our Renfrewshire is well** - supporting the wellness and resilience of our citizens and communities.
  - **Our Renfrewshire is fair** - addressing the inequalities that limit life chances.
  - **Our Renfrewshire is safe** - protecting vulnerable people, and working together to manage the risk of harm.
  
  - **Tackling inequality, ensuring opportunities for all**
    - Celebrating Youth
    - Improving mental health and wellbeing
    - Promoting active lifestyles
    - Driving attainment for all
    - Tackling the poverty related attainment gap
  
  - **Creating a sustainable Renfrewshire for all to enjoy** – the works will ensure that the Council’s housing stock is up to standard and fit for purpose.
4. **Legal** - The Procurement of this Contract was conducted as a below Regulated (Works) Open Procedure in accordance with the Council’s Standing Orders Relating to Contracts 1 January 2022.
5. **Property/Assets** - The Contract will facilitate the Render Improvement Works to Speirsfield and Camphill Courts, Paisley. This will ensure that the Council’s assets are maintained to a safe and proper standard.
6. **Information Technology** - No Information Technology implications have arisen or are anticipated

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 because for example it is for noting only. 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** – A C Whyte & Co Limited health and safety credentials were evaluated by Corporate Health and Safety and met the Council's minimum requirements regarding health and safety.
  9. **Procurement** – The procurement procedures outlined within this report ensures that the Council meets its statutory requirements in respect of procurement procedures, efficiency, and modern Government. The procurement procedures outlines within this report were carried out in accordance with the Council's Standing Orders Relating to Contracts.
  10. **Risk** – A C Whyte & Co Limited insurances have been assessed to confirm that they meet the minimum requirements regarding insurance risk.
  11. **Privacy Impact** - No Privacy Impact implications have been identified or are anticipated.
  12. **Cosla Policy Position** - No COSLA Policy Position implications have arisen or are anticipated.
  13. **Climate Risk** – The Scottish Government Sustainability Test was carried out as part of the Contract Strategy for this procurement. The impact is considered low risk. The Scottish Procurement Document (SPD) Environmental Management question 4C.7 was utilised with the following response, the Contractor.
    - Is ISO 14001 accredited;
    - Will produce a Site Waste Management Plan;
    - Will produce a green travel plan to promote fuel efficient travel and transport for employees and deliveries; and
    - Will produce a traffic management plan advising of the most appropriate routes to site for deliveries to promote fuel efficiency
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## List of Background Papers

(a) None

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