
To: Procurement Sub Committee

On: Wednesday 15 March 2017

Report by:

**Joint Report
by
The Chief Executive and the Director of Community Resources**

Heading:

Contract Authorisation Report

**Outdoor Playground Equipment at Robertson Park and Barshaw
Park**

RC/OC/132/17

1. Summary

- 1.1 The purpose of this report is to seek the approval of the Procurement Sub-Committee to award two separate contracts: one for Outdoor Playground Equipment at Robertson Park, Renfrew and one for Outdoor Playground Equipment at Barshaw Park, Paisley.
 - 1.2 Both these Contracts were tendered in accordance with the below EU Threshold Open Procedure for Works and the Council's Standing Orders Relating to Contracts.
 - 1.3 A Contract Strategy was prepared by the Corporate Procurement Unit and was approved by the Acting Strategic Commercial and Procurement Category Manager and the Director of Community Resources in December 2016.
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2. Recommendations

2.1 It is recommended that the Procurement Sub-Committee authorise:

2.1.1 The Head of Corporate Governance to award the Contracts for Outdoor Playground Equipment at Robertson Park and Barshaw Park to the parties noted in the table below:

Lots	Recommended Tenderer
Lot 1 – Robertson Park	Kompan Scotland Ltd.
Lot 2 – Barshaw Park	Russell Leisure Limited t/a Russell Play

2.1.2 The Contract values for each Contract are:

- For Lot 1 – Robertson Park: £194,957.59 excluding VAT; and
- For Lot 2 – Barshaw Park: £146,250.00 excluding VAT

2.1.3 The Date for Commencement of the Works will be:

- Lot 1 – Robertson Park: 24 July 2017; and
- Lot 2 – Barshaw Park: 22 May 2017.

The Date for Completion for both Lots will be a period of 5 weeks from the Date for Commencement of the Works.

2.1.4 Each Contract will be subject to the terms and conditions of the SBCC Minor Works Building Contract with Contractor's Design for use in Scotland 2013 Edition and as amended by the Z clauses.

3. Background

3.1 Renfrewshire Council plans to invest £2,250,000 to boost parks and green spaces, with most of the money being invested in Robertson Park, Renfrew and Barshaw Park, Paisley.

The project aims to:

- Meet the aspirations of the Council and park users in terms of facilities and attractions;
- Contribute to the quality of life within Renfrewshire, for residents, visitors and businesses; and
- Provide a suitable venue for events and attractions in each park.

- 3.2 These separate Contracts were tendered as below EU Threshold Works Contracts in accordance with the Open Procedure and the Council's Standing Orders Relating to Contracts.
- 3.3 Due to the similar nature of these two Contracts, One contract notice offering 2 Lots, each Lot being a separate Contract was published on the Public Contracts Scotland advertising portal on 1st December 2016.
- 3.4 The budget for the Contracts were set as follows:
- Lot 1 – Robertson Park £195,000
 - Lot 2 – Barshaw Park £146,250
- 3.5 Tenderers were told that the full budget for both Contracts must be committed.
- 3.6 Fifteen (15) organisations expressed an interest in participating in the tender process with the tender documentation available for downloading from the Public Contract Scotland – Tender website. By the closing date set for return of electronic tenders, 12 noon on 13th January 2017, five (5) companies submitted a response, four (4) declined to respond and six (6) did not reply.
- 3.7 Of the five (5) organisations who submitted a tender, all five (5) bid for both Lot 1 and Lot 2.
- 3.8 The Contract Lots were evaluated separately with Bids evaluated against a set of award criteria for each Lot which was based on a price/quality ratio of 20%/80%. In each Lot, the price score was combined with the quality score to give an overall total.
- 3.9 The quality weighting at this stage of the evaluation considered the design of each play area as well as the methodology and approach to delivering the type of Works required for these Contracts, including community benefits and workforce matters.
- 3.10 The scores relative to the award criteria for each tenderer in respect of the individual Lot are as follows:

Lot 1 – Robertson Park						
Contractor	Commercial Score	Play value Score	Technical Score	Community Benefits Score	Workforce Matters Score	Total Score
Kompan Scotland Ltd	20.00%	20.00%	36.25%	8.00%	5.00%	89.25%
Sutcliffe Play	20.00%	9.59%	37.50%	6.55%	3.75%	77.39%
Eibeplay Limited	20.00%	11.63%	32.50%	5.90%	5.00%	75.03%
Jupiter	20.00%	7.04%	31.25%	7.85%	5.00%	71.14%

Play and Leisure						
Russell Leisure Limited t/a Russell Play	20.00%	15.92%	13.75%	8.25%	5.00%	62.92%

Lot 2 – Barshaw Park						
Contractor	Commercial Score	Play value Score	Technical Score	Community Benefits Score	Workforce Matters Score	Total Score
Russell Leisure Limited t/a Russell Play	19.98%	20.00%	38.75%	8.25%	5.00%	91.98%
Jupiter Play and Leisure	19.98%	16.34%	37.50%	8.05%	5.00%	86.87%
Kompan Scotland Ltd	19.98%	15.73%	36.25%	8.00%	5.00%	84.96%
Eibeplay Limited	20.00%	17.80%	32.50%	5.90%	5.00%	81.20%
Sutcliffe Play	19.98%	11.10%	37.50%	6.55%	3.75%	78.88%

- 3.11 The top ranked contractor for each Lot was then evaluated against a pre-determined set of criteria in the form of the European Single Procurement Document (ESPD) by representatives from the Corporate Procurement Unit and Health and Safety against pre-determined criteria which assessed competence and expertise. The top ranked contractor in each Lot met the minimum requirements stated in the ESPD.
- 3.12 It is recommended that Contracts, for Outdoor Playground Equipment at Robertson Park (Lot 1) and Barshaw Park (Lot 2) respectively, are awarded to Kompan Scotland Ltd and Russell Leisure Limited t/a Russell Play who, based on the evaluation, have provided the most economically advantageous tenders in respect of the Lot 1 and Lot 2 Contracts.
- 3.13 Kompan Scotland Ltd and Russell Leisure Limited t/a Russell Play provided appropriate information with regard to their insurances and Health and Safety, Quality and Environmental Policies.

- 3.14 The recommended tenderers have offered Community Benefits applicable for individual Lot 1 and Lot 2 Contracts and these are shown in Appendix 1 to this report.
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Implications of the Report

1. Financial

The financial stability of each recommended tenderer has been assessed as part of the evaluation procedure and met with the Council's minimum requirements for each Contract.

The cost of both Contracts will be met from Community Resources' capital budget.

2. HR & Organisational Development

Not applicable.

3. Community Planning

Kompan Scotland Ltd and Russell Leisure Limited t/a Russell Play have committed to deliver a number of community benefits for each of the Contracts as detailed in Appendix 1 of this report.

4. Legal

The tendering procedures for the establishment of these two Contracts were in accordance with Renfrewshire Council's Standing Orders Relating to Contracts for under EU Threshold Works contracts.

5. Property Assets

In carrying out the work involved with the two Contracts, the outdoor play facilities at both parks will be improved.

6. Information Technology

Not applicable.

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**

The tenderers being awarded the Contracts have had their health and safety submissions evaluated by Corporate Health and Safety and meet the minimum requirements regarding health and safety.

9. **Procurement**

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

10. **Risk**

The tenderer being awarded the Contracts have had their insurances assessed and evaluated to confirm that they meet the minimum requirement regarding risk.

11. **Privacy Impact**

Not applicable.

List of background papers

Report by Director of Community Resources to Council, titled Investment in Renfrewshire's Parks, dated 29 September 2016.

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Appendix 1 – Community Benefits Offered

Lot 1 – Robertson Park

Kompan Scotland Ltd	
Description of Community Benefit Offered	Number of People/Activity
Financial Support for a Community Project	1

Lot 2 – Barshaw Park

Russell Leisure Limited t/a Russell Play	
Description of Community Benefit Offered	Number of People/Activity
Skills and Training – Work Experience Placements (14-16 years of age)	1
Skills and Training – School Visits	1