



**REPORT FROM: CORPORATE DIRECTOR**

**TO: POLICY AND RESOURCES COMMITTEE**

**DATE: 25<sup>TH</sup> JULY, 2019**

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## **TENDERS AND OTHER CONTRACT RELATED MATTERS**

### **PURPOSE OF REPORT**

To report, for information, tenders which have been received and accepted and to report any exemptions from the requirements of the Contract Procedure Rules.

### **RECOMMENDATION**

That the Policy and Resources Committee notes:-

- (1) the tenders which have been received and accepted;
- (2) the exemption granted from Contract Procedure Rules for the Syrian Resettlement Programme (SRP).

### **REASONS FOR RECOMMENDATION**

To agree acceptance of tenders/offers in accordance with Contract Procedure Rules.

### **ISSUE**

#### **Award of Contracts**

1. Following the relevant procurement process, tenders have been received and accepted in relation to the following projects:-

#### **(a) Cemetery Road Car Park, Earby – Surfacing Improvements**

<b>Tenderer</b>	<b>Tender Figure (£)</b>
Colin Braithwaite Excavators Limited	13,417.25
O'Callaghan Limited	15,009.50

Marchbridge Builders Limited	16,947.59
A&G Landscapes & Groundworks Limited	17,440.61
Monk of Colne Limited	18,517.98

The contract has been awarded to Colin Braithwaite Excavators Limited and will be funded from West Craven Committee and the Community Investment Fund.

**(b) Improvements to Footpath 79, Briercliffe**

<b>Tenderer</b>	<b>Tender Figure (£)</b>
Colin Braithwaite Excavators Limited	5,069.57
Monk of Colne Limited	5,237.98
O'Callaghan Limited	7,464.60

Pendle Council has been commissioned by Lancashire County Council (LCC) to procure this on their behalf. The contract has been awarded to Colin Braithwaite Excavators Limited and will be funded by LCC.

**Exemptions from Contract Procedure Rules (CPRs)**

2. CPR 5 include provision for exemption from the requirements to comply with CPRs in certain circumstances where it is considered justifiable, value for money is maintained and such action does not contravene EU and domestic legislation. Exemption from CPRs is, however, subject to the prior approval of the Corporate Director and Chief Financial Officer provided that details of such exemptions granted are reported to the next possible meeting of the Policy and Resources Committee.
3. Since the last meeting of the Policy and Resources Committee, the following exemption to CPRs has been granted:-

**Syrian Resettlement Programme (SRP)**

As a response to the Syrian Refugee crisis, the Council has welcomed twenty Syrian refugee households to the borough. As part of the Lancashire SRP, Local Integration Fund (LIF) monies have been made available to each participatory local authority. For Pendle, a total of £70k has been received. To date, £50,451 has been allocated leaving a residual sum of £19,549.

In 2018 funding was provided to Pendle Leisure Trust for the procurement of Activo Cards for all Syrian household members aged 4 and above. Over the period October 2018 to May 2019 (c8 months), use of the Activo cards has been as follows:-

- There were 791 visits to leisure services and 77 Activo cards issued. Average use therefore is c10 visits per person over the 8 month period. This also equates to 99 visits per month;
- 7 people (4 males and 3 females) have used the cards over 20 times;
- 27 people have used the cards between 10 and 19 times;
- 38 people have used the cards between 1 and 9 times;
- 13 people have never used the cards, of these 13, 3 are males aged 8, 8 and 7. The 10 females that never used the cards were all different ages.

It is difficult to prove/disprove whether the cost in providing the Activo cards and their subsequent use by the Syrian households represents value for money as there are no comparators to judge their use i.e. whether a different population would use the Activo cards more or less. However, it is believed the statistics are certainly encouraging and when presented with these statistics, members of Pendle – Displaced Persons Resettlement Steering Group were quite happy with its usage.

Although there is argument that providing Activo cards for one year is a sufficient timescale to encourage families to continue to use leisure services and pay for them themselves, there is also a significant risk that many families may decide to discontinue using leisure facilities due to its cost. It is believed that continued funding for leisure centre usage is likely to aid overall wellbeing, health and continued interaction with the wider general public, thus continuing in contributing towards overall integration. Further, a number of previous schemes funded by LIF have often resulted in low/non-attendance, whereas the Activo cards have been used by most of the individuals and in some cases, substantially.

It has therefore been agreed that LIF funding be awarded for the provision of Activo cards for a further year i.e. October 2019 to September 2020. It is anticipated that the overall costs will be c£13,880.

Pendle Leisure Trust is in the best position to provide local leisure facilities within walking distance of the families and are thus ideally placed to deliver the work.

A procurement exercise does not appear to be sensible in the circumstances as it could entail significant use of staffing resource in undertaking the procurement process, add to costs and will cause a delay in commencing service provision.

In view of the above an exemption from Contract Procedure Rules has been granted.

The Council has agreed to purchase Activo Fitness memberships as required, without first testing the market. By taking this approach, it enables the Council to administer this proportion of LIF in such a way as to avoid administration in managing contracts.

## **IMPLICATIONS**

<b>Policy:</b>	None arising directly from the report.
<b>Financial:</b>	The financial implications are as provided in the report. Assessment of awarded tender against budget provision available is part of the budget tendering exercise.
<b>Legal:</b>	None arising directly from the report.
<b>Risk Management:</b>	None arising directly from the report.
<b>Health and Safety:</b>	None arising directly from the report.
<b>Sustainability:</b>	None arising directly from the report.
<b>Community Safety:</b>	None arising directly from the report.
<b>Equality and Diversity:</b>	None arising directly from the report.

**APPENDICES:** None