



REPORT FROM: CORPORATE DIRECTOR

TO: POLICY AND RESOURCES COMMITTEE

DATE: 24TH OCTOBER, 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:-

- (1) notes the tenders which have been received and accepted;
- (2) notes the exemption granted from Contract Procedure Rules for Lomeshaye Phase 1 Extension – River Modelling and Design Options for Riverbank Reinstatement.

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) Improvements to Bridleway 28, Hapton

Tenderer	Tender Figure (£)
Monk of Colne Limited	9,285.76
Colin Braithwaite Excavators Limited	12,504.25

O'Callaghan Limited

14,151.50

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

(b) Improvements to Footpath 53, Burnley

Tenderer	Tender Figure (£)
Colin Braithwaite Excavators Limited	14,600.02
O'Callaghan Limited	14,995.86
Monk of Colne Limited	18,839.55

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 exemptions to CPRs have been granted:-

Lomeshaye Phase 1 Extension – River Modelling and Design Options for Riverbank Reinstatement

The extension of Lomeshaye Industrial Estate Phase 1 requires Pendle Borough Council to construct a new access road (to adoptable standard) to the proposed site boundary.

Due to the significant erosion of an area of riverbank, a scheme is required to reinstate the eroded area and stabilise the slope across which the new access road is being constructed.

The erosion has been caused at least in part due to the velocity of water in the river channel immediately upstream. The velocity of water is high due to the fact that the river channel is concrete lined. River Ribble Trust is removing the concrete and is installing bed weirs to slow down the water velocity.

This should then in theory allow the eroded riverbank to be reinstated using either a hard or a soft engineering solution. The appropriate solution will be determined by detailed river modelling.

River Ribble Trust have arranged detailed river modelling of the section of river relevant to their scheme using a specialist consultant called Edenvale Young.

Due to the specialist nature of the river modelling work it is recommended that we appoint the same consultant Edenvale Young (to be managed by River Ribble Trust).

The Lomeshaye Phase 1 scheme is closely linked to the ESIF funded Blue and Green Infrastructure scheme joint funded by Pendle Borough Council and Ministry of Housing Communities and Local Government (MHCLG). MHCLG require cost certainty for the scheme therefore we need to further develop estimates and tender the Lomeshaye Phase 1 scheme (including the riverbank reinstatement works) to provide MHCLG with a level of confidence that the scheme is deliverable.

In view of the above an exemption from Contract Procedure Rules has been granted in accordance with CPR 5.2(a)

The contract at a cost of £22,019.63 has been awarded to Edenvale Young Associates.

IMPLICATIONS

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

APPENDICES: None