

WEST DUNBARTONSHIRE COUNCIL

Report by Strategic Lead – Transformation and Public Service Reform

Tendering Committee: 23 October 2019

**Subject: Contract Authorisation Report – Connecting Clydebank:
Improvements to Section of A814 Construction**

1. Purpose

- 1.1** The purpose of this report is to seek the approval of the Tendering Committee to authorise the Strategic Lead – Regulatory, to conclude the award of the contract for Connecting Clydebank: Improvements to Section of A814 Construction.

2. Recommendations

- 2.1** It is recommended that the Tendering Committee:
- a) Authorise the Strategic Lead Regulatory to conclude on behalf of West Dunbartonshire Council (the Council), the award of the contract for Connecting Clydebank: Improvements to Section of A814 Construction to MacAsphalt Limited; and
 - b) Note that the contract shall be for a period of 16 months. The value of the contract is £2,528,262 ex VAT.

3. Background

- 3.1** The purpose of the tender was to appoint a suitably experienced and qualified contractor to provide public realm and road improvement works to a section of the A814 as part of the Connecting Clydebank project within the agreed budget.
- 3.2** The budget of £2.3M for Connecting Clydebank: Improvements to section of A814 Construction was approved at the Infrastructure, Regeneration and Economic Development Committee on 14 September 2016, further to this budget allocation, match funding of up to £2M was secured with Sustrans on 26 September 2019 making the total available budget £4.3M.
- 3.3** This procurement exercise has been conducted in accordance with the Council's Standing Orders and Financial Regulations and the *Public Contracts (Scotland) Regulations 2016* for Works. A Contract Strategy document was also approved by the Procurement Manager on 7 August 2019.

4. Main Issues

- 4.1** A contract notice was published on the Public Contracts Scotland advertising portal on 6 September 2019. 13 contractors expressed an interest, with two contractors submitting a response by the deadline for the submissions of 12 noon on 4 October 2019.
- 4.2** The two tender submissions were evaluated by representatives from Roads & Transportation, Corporate Procurement Unit, Health & Safety and Finance against pre-determined selection criteria forming part of the published tender documents which assessed competence, experience, and capacity.
- 4.3** Two tender submissions passed the selection criteria. Two tender submissions were evaluated against a set of award criteria which was based on a Price / Quality ratio of 70% / 30%. The scores relative to the award criteria of each tenderer, are as follows:

| | Weighting | MacAsphalt Limited | RJ McLeod Limited |
|----------------------------------|--------------|--------------------|-------------------|
| Quality (30%) | | | |
| Contract Monitoring & Management | (12%) | 9% | 9% |
| Contract Delivery & | (9%) | 6.8% | 6.8% |
| Business Continuity | (3%) | 1.5% | 2.3% |
| Team Structure | (3%) | 1.5% | 2.3% |
| Social Benefits in Procurement | (2.7%) | 2.5% | 2.5% |
| e-Procurement | (0.3%) | 0.3% | 0.3% |
| Quality Sub-Total %: | (30%) | 21.6% | 23.2% |
| Price (70%) | | | |
| Price Sub Total £ | - | £2,528,262 | £4,119,430 |
| Price Sub Total % | (70%) | 70% | 43% |
| Total Score | 100% | 91.6% | 66.2% |

- 4.4** It is recommended that the contract is awarded to MacAsphalt Limited, of Paisley, who has provided the most economically advantageous tender. The contract shall be for a period of 16 months at a value of £2,528,262 ex VAT. The value of the contract is below the combined budget of £4.3M. £2.3M approved by the Infrastructure, Regeneration and Economic Development Committee and the match funding amount of up to £2M secured via Sustrans.
- 4.5** MacAsphalt Limited has committed to follow Fair Working Practices and

exceeds the Scottish Living Wage across all staff contracts and have committed to delivery of the following social benefits as a direct result of delivery of this contract:

- Recruit 2 members of staff from within the West Dunbartonshire geographical area for a minimum period of 12 Months, the post must not be zero hours contract;
- Use of West Dunbartonshire based companies for sub-contracting opportunities;
- Deliver quarterly workshops, covering career skills, mock interviews etc., within a school or community learning environment;
- Facilitate quarterly work experience opportunities covering a range of work based skills;
- Providing volunteers to support a local community project, this will be agreed with the contractor and the Council's Working4U department at the pre-start meeting.

5. People Implications

5.1 There are no people implications.

6. Financial and Procurement Implications

6.1 Financial costs in respect of this contract will be met from the approved Council Capital Regeneration Fund. As advised to Infrastructure, Regeneration and Economic Development (IRED) Committee, the budget held for this service requirement is £2.3M, with additional match funding of up to £2M being provided by Sustrans. The winning bid will therefore generate a saving of £1,035,869, based on the match funding from Sustrans against the allocated budget.

6.2 This procurement exercise was conducted with the agreed Contract Strategy produced by the Corporate Procurement Unit in close consultation with Roads & Transportation officers and the provisions of Contract Standing Orders, the Financial Regulations and relevant procurement legislation.

7. Risk Analysis

7.1 The successful contractor has no known links to Serious and Organised Crime which would have significant political and reputational ramifications for the Council.

7.2 Should the Tendering Committee decide not to proceed as recommended then this will delay the project, may have financial implications and may result in legal challenge.

8. Equalities Impact Assessment (EIA)

8.1 An equalities screening was undertaken for this reports to determine if there is an equalities impact. The results were that there is no equalities impact.

9. Consultation

9.1 Roads & Transportation, Finance and Legal Services have been consulted regarding the contents of this report.

10. Strategic Assessment

10.1 The service provided will contribute to the delivery of the following Council strategic priorities:

- A Strong local economy and improved employment opportunities;
- Open, accountable and accessible local government;
- Meaningful community engagement with active empowered and informed citizens who feel safe and engaged

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Designation: Strategic Lead – Transformation and Public Service Reform

Date: 11 October 2019

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Appendices: None

Background Papers: Contract Strategy

Wards Affected: Clydebank Waterfront