



RECORD OF CABINET PORTFOLIO HOLDER DECISION

CONTRACT AWARD

1. Decision Reference No.	PH064
2. Decision made by	Portfolio Holder for Housing and Landlord Services
3. Name and job title of Officer requesting the decision	Chris Flannery Housing Asset Manager cflannery@melton.gov.uk
4. Title / Subject Matter:	Award of Contract – New Bin Stores to Council Flats Phase 2
5. Type of Decision: (The decision will be published in its entirety unless it contains exempt information as described in Section 1.4 of the Council's Access to Information Rules)	Public
6. Key Decision?	Yes
7. Decision Taken:	<ol style="list-style-type: none">1. To award the contract through the ESPO Framework Agreement 615 Street Furniture for bin stores to the preferred supplier2. To enter into any necessary documentation to effect the award
8. Reasons for Decision:	<p>This contract has been procured to provide the Council with a competent contractor able to undertake bin and scooter store installations across the housing stock.</p> <p>Fire risk assessments are carried out across our stock, resulting in a series of actions which must be dealt with to ensure the safety of residents living in those properties. Some of the actions are housing management issues, but some involve carrying out physical work to the properties to upgrade certain elements such as fire barriers, alarms and emergency lighting etc. In this case, the blocks of flats around the New Street and Chapel Street area have been identified as having individual bins that are stored near the entrance to the blocks. This presents a fire risk due to the potential for arson outside of the means of escape, or simply by blocking the means of escape.</p>

The bin stores provide an ideal facility for residents to dispose of their waste in a safe location. A consultation was carried out with residents to agree the location of the new bin stores. As a result of the consultation, changes were made to some of the locations of some of the bins. The new bin stores will not require the residents to open the heavy lids, they will be securely housed with the lids open and a simple slot for them to put their waste in to. The new bins will continue to promote recycling of waste wherever possible.

This also aids the service to deliver the Council's corporate priority 'To provide high quality council homes and landlord services'.

The proposal is to utilise Lot 6 of the ESPO Framework Agreement 615 Street Furniture for bin stores. This framework allows for a direct call off when certain criteria are met. It is proposed to use the direct award route to award this contract for a value of £71,089.88. The contract will be awarded to the top ranked provider on the Framework.

The supplier has been procured in compliance with the contract procedure rules, and all necessary due diligence has been carried out by the Council.

9. Authority / Legal Power

Legal – See below

10. Background Papers attached?

No

11. Alternative options available / rejected:

1. To procure through an open tender – The units are specialist in nature and there is a limited amount of suppliers on the market. The framework offers a direct route to a known installer.

12. Implications:

<p>Legal</p>	<p>The Council has the power to enter into contracts in order discharge its functions (Local Government Act 1972, s111 and the Local Government (contract) Act 1997, s1).</p> <p>The Local Government Act 1972 requires the Council to have regulations for how it enters into contracts. In addition to complying with all relevant UK and EU legislation every contract entered into on behalf of the Council must also comply with the Council's Contract Procedure</p> <p>The Council's Contract Procedure Rules permit a contract of any value to be procured via a framework agreement or DPS, compliance with these Rules and relevant national and EU law is achieved through compliance with the framework agreement/DPS terms and conditions.</p> <p>The resultant contract must be added to the Council's Contract Register to ensure compliance with Transparency Regulations. The Officer is responsible for the subsequent storage and safe keeping of the signed contract.</p> <p>An award notice is required on Contracts Finder, Welland Procurement is responsible for such award notices.</p> <p>If the above criteria is satisfied, using a framework agreement will reduce the risk of challenge for the Authority</p> <p>[Legal Approval 19.01.23]</p>
<p>Finance</p>	<p>In the existing capital programme is a budget for fire safety works and scooter pods which would encompass this project. Funding has been budgeted from the HRA capital receipts reserve.</p> <p>[Finance Approval 9th December 2022]</p>
<p>HR</p>	<p>N/A</p>
<p>Procurement</p>	<p>ESPO Framework provides a compliant direct award procedure, as per the user guide "if you decide that a single supplier can meet your requirements based on the pricing and/or other information provided in the User Guide simply place an order with that supplier. A template order form is available for you to use at Appendix 2 of the User Guide".</p> <p>Please note that a Contracts Finder Award Notice and Contract Register entry will be required from this Framework. Please provide the completed templates to Welland upon contract award.</p> <p>[Procurement Approval 9th December 2022]</p>

Other	The following checks have been carried out in relation to the contract provider: - Financial credit checks
13. Signature of Officer with authority to sign (See Section 9):	REDACTED
14. Officer Responsible for Procurement	I confirm compliance with the Contract Procedure Rules Name: Chris Flannery
Call In Waived by Scrutiny Committee Chair? (Under urgency Procedures) Where urgency procedures used please provide approved urgency notice	N/A
Has this been discussed by Cabinet Members?	N/A
Cabinet Portfolio Holder Signature	Signature – N/A (Electronic Approval received) Date - 20 January 2023
Declarations/conflict of interest?	None

Please send all decisions for publication to: Democratic Services at democracy@melton.gov.uk. All decisions with exempt information should be referred to MonitoringOfficer@melton.gov.uk