

Report to: ~~Chief Officer (Highways and Transportation)~~

Date: **March 2018**

Subject: **Extension of Contract – Watercourse Maintenance**

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|---|---|--|
| Are specific electoral Wards affected? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| If relevant, name(s) of Ward(s): | | |
| Are there implications for equality and diversity and cohesion and integration? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Is the decision eligible for Call-In? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does the report contain confidential or exempt information? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| If relevant, Access to Information Procedure Rule number: | | |
| Appendix number: | | |

Summary of main issues

- 1 The Watercourse Maintenance contract was awarded to Peter Duffy Ltd. on 1st May 2015 to provide watercourse maintenance across the Leeds district and expires on 30th April 2018.
- 2 The contract can be extended for a further period of 52 weeks being the last year the extension can be completed.
- 3 This report seeks the Chief Officer's approval to extend the Watercourse Maintenance Contract for a further year until the 30th April 2019 in accordance with Contract Procedure Rule 21 and Clause 81 of the Conditions of Contract.

Recommendations

- 4 The Chief Officer (Highways and Transportation) is requested to approve the extension of the Watercourse Maintenance Contract to 30th April 2019.

1 Purpose of this report

- 1.1 The purpose of this report is to inform the Chief Officer (Highways and Transportation) of the requirement to extend the Watercourse Maintenance Contract.

2 Background information

- 2.1 The Watercourse Maintenance Contract has developed over many years and has proved to be an ideal method of meeting the routine maintenance needs for watercourses, preventing restrictions and blockages and most importantly providing an emergency response resource to deal with emergencies which has proved invaluable on numerous occasions.
- 2.2 This contract was procured on 1st May 2015 and awarded to Peter Duffy Ltd. for a period of 2 years with an ability to extend a further 2 x 52 weeks.

3 Main issues

- 3.1 The current contract has successfully delivered the needs of all the watercourse maintenance services but expires on 30th April 2018.
- 3.2 There is provision within the contract to extend the contract for a further 52 weeks.
- 3.3 It is proposed that the Watercourse Maintenance Contract is extended for a further year to 30th April 2019 in accordance with Contract Procedure Rule 21 and Clause 81 of the Conditions of Contract.

4 Corporate Considerations

4.1 Consultation and Engagement

- 4.1.1 Flood Risk Management have been consulted and are happy to extend the current arrangement for a further year with Peter Duffy Ltd.
- 4.1.2 Peter Duffy Ltd. are agreeable to the extension in accordance with its terms and conditions.
- 4.1.3 Consultation has taken place with the Finance Team who confirmed that funding will be authorised from the capital or revenue budget of each respective scheme as and when required.
- 4.1.4 The Procurement Section has also looked into the appropriateness or otherwise of the proposed extension and concluded that it is justifiable.

4.2 Equality and Diversity / Cohesion and Integration

- 4.2.1 Due consideration to equality has already taken place as part of the Procurement Process before the Contract was originally awarded. It is currently not applicable to carry out an EDCI screening or impact assessment at this time, as it is a strategic administrative proposal and that does not have a direct impact on the equality characteristics.

4.3 Council policies and City Priorities

4.3.1 The extension of this contract will provide an efficient method of procuring the Watercourse Maintenance Contract.

4.3.2 The works carried out under this contract will be funded from approved budgets.

4.4 Resources and value for money

4.4.1 The extension of this contract is an efficient use of council resources and is judged to be value for money in comparison to preparing tenders for each individual scheme or the cost involved in a new procurement.

4.4.2 Within the contract there is the ability to increase the rates, however these may only be adjusted by the maximum of the pro-rata to the change in the General Index for Consumer Price Index over a one year period commencing precisely 15 months before the end date of the contract. Peter Duffy have confirmed their acceptance of the price increase of the January 2018 CPI rate at 2.7% which represents value for money.

4.5 Legal Implications, Access to Information and Call In

4.5.1 There are no specific legal implications arising from this report. All activities relating to the proposed extension have been executed in accordance with the Council's Contract Procedure Rules. This is a key decision and has been published on 26th February 2018.

4.6 Risk Management

4.6.1 This contract is necessary to maintain continuity on the ability to maintain and repair watercourses within Leeds.

5 Conclusions

5.1 The extension of the Watercourse Maintenance Contract is an efficient use of council resources and is judged to be value for money in comparison to expected rates for a new contract.

6. Recommendations

6.1 The Chief Officer (Highways and Transportation) is requested to approve the extension of the Watercourse Maintenance Contract to 30th April 2019.

7. Background documents¹

7.1 None

¹ The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.