

Approval to tender the Yorkshire Highway Alliance Supply of Precast Concrete Kerbs and Flags Contract 2023

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Report to: Chief Officer, Highways & Transportation

Will the decision be open for call in? Yes No

Does the report contain confidential or exempt information? Yes No

Brief summary

This report seeks the approval of the Chief Officer (Highways and Transportation) to tender for the Yorkshire Highway Alliance Supply of Precast Concrete Kerbs and Flags 2023. The current Contract expires on 11th August 2023 with no further provision to extend. This has led to the requirement to re-tender. The proposed start date for the new Contract would be 12th August 2023.

The new Contract will be awarded to all compliant tenderers, the full contract period being four years, allowing the Council to order from suppliers providing the best price and availability for the materials needed. The value of orders placed by Leeds City Council is estimated to be £ 300K per annum. Other authorities within the Yorkshire Highway Alliance have been consulted to confirm their anticipated spend per annum.

As part of partnership working across the Yorkshire Highway Alliance, Leeds City Council will carry out the procurement on behalf of the other YHA members.

Recommendations

- a) The Chief Officer (Highways & Transportation) is asked to approve the request to tender and undertake the subsequent evaluation of submissions to the Yorkshire Highway Alliance (YHA) for the Supply of Precast Concrete Kerbs and Flags Contract 2023.

What is this report about?

- 1 This report seeks the approval of the Chief Officer (Highways and Transportation) to tender for and subsequently evaluate the submitted tenders for the YHA Supply of Precast Concrete Kerbs and Flags 2023.
- 2 This tender exercise will ensure that there will be a contract available for supply of precast concrete highway materials following expiration of the current contract on 11th August 2023. Within the current contract, there is no provision for it to be extended for a further period of time.
- 3 The previous contract has proven successful with both Leeds City Council and other YYHA authorities. As part of the established collaborative working arrangements across the YHA on

procurement, it is recognised that a single combined contract for the supply of such materials to the YHA members provides best value for all the districts.

What impact will this proposal have?

- 4 The contract will provide an efficient method of procuring these materials on behalf of Leeds City Council and other authorities within the YHA.
- 5 The proposals requested in this report have no impact on the equality characteristics identified in the original equality, diversity, cohesion and integration screening assessment conducted as part of the procurement process. Therefore, it is not applicable to carry out an EDCI impact assessment at tender stage. The tender process does require tenderers to have appropriate arrangements in place to ensure equality and diversity is embedded within their organisation which is evaluated through the construction selection questionnaire. They are also required not to unlawfully discriminate and must comply with the Equality Act 2010. Where considered appropriate an EDCI impact assessment will be carried out for each call-off order within the framework.

How does this proposal impact the three pillars of the Best City Ambition?

Health and Wellbeing Inclusive Growth Zero Carbon

- 6 This contract would support well planned maintenance of highways infrastructure which will enable people to easily move around the city, encouraging health, wellbeing and inclusive growth.
- 7 This contract provides materials for highway and footway repairs across all Yorkshire Highway Alliance Areas. Continuing to maintain the highway infrastructure is essential to providing highway users with efficient and safe transport links to drive, walk and cycle on.
- 8 Furthermore, many of the City-wide schemes which require new or replacement precast concrete to improve transport links for walking and cycling. Overall, this seeks to make the city more accessible and more affordable, allowing people access to facilities and opportunities within the City. Travelling by foot or cycling can improve physical and mental health. These projects may also contribute to improvement of air quality and reduction of CO2 emissions.
- 9 As part of the tender process, contractors and suppliers will need to demonstrate their commitment in line with EDCI requirements. EDCI screening assessment will take place prior to Highways Board.

What consultation and engagement has taken place?

Wards affected:

Have ward members been consulted? Yes No

- 10 Consultation has taken place with the Direct Labour Organisation (DLO) who have confirmed their need for this contract to be able to deliver their service.
- 11 Consultation has taken place with other Authorities within the Yorkshire Highway Alliance who have each confirmed their need for this contract. The previous contract proved successful and commensurate with the needs of each authority's service.

What are the resource implications?

- 12 The estimated annual spend on this contract is £2.4 M, over a period of 4 years. This amount takes into account anticipated inflationary rates. The estimated spend for Leeds City Council is £300,000.00.

- 13 The proposal to invite tenders for a new contract is judged to be value for money and is an effective use of council resources, particularly when compared to preparing tenders for each individual order and then procuring contracts for each individual order, which could result in price differentials and variations on each occasion.
- 14 The contract will be awarded to all suppliers submitting a compliant tender, allowing the Council to order from the suppliers providing the best price and availability for the surface treatment materials. The suppliers will be offered, subject to satisfactory performance, the opportunity to review their rates annually. Any increase of any rate is limited to the Consumer Price Index 12-month rate % value published by the Office for National Statistics for August each year.
- 15 As with other contracts, performance meetings between suppliers and the authorities can be utilised. These can assess the quality of the materials and goods supplied, as well as the performance of the supplier. Any issues will be addressed in an appropriate manner as per the terms of the contract to ensure that the YHA members are receiving the service offered at an appropriate cost.

What are the key risks and how are they being managed?

- 16 To maintain continuity on the ability to efficiently purchase these materials for service delivery, it is essential that the Contract is tendered and awarded before the existing arrangement expires on the 11th August 2023.

What are the legal implications?

- 17 There are no specific legal implications arising from this report. All activities relating to the procurement will be executed strictly in accordance with the Council's Contract Procedure Rules.
- 18 This is a Key Decision due to the value of the contract which was published on the List of Forthcoming Key Decisions.

Options, timescales and measuring success

What other options were considered?

- 19 The tender of the Contract is an efficient method of procuring the supply of materials, which is essential for the Council's continued fulfilment of its obligations as a Local Highway Authority.
- 20 The Contract is utilised as a means of instructing a contractor to supply concrete kerbs and flags as and when required. Each order will be subject to the necessary approvals in accordance with the Council's rules.
- 21 The Contract is set up to cater for all YHA Authorities in accordance with the collaborative working aims. It is judged to be efficient and provide value for money in comparison to tendering individual orders across the YHA.

How will success be measured?

- 22 This collaborative contract is a new version of a previous supply contract which was considered to be a successful joint venture with the other Local Authorities, now known as the YHA. It saved procurement staff time and offered contracted suppliers the opportunity to offer rates based on the anticipation of receiving larger orders than if each Council tendered individual contracts.
- 23 Colleagues at the Direct Labour Organisation will report to the highways procurement team of any issues arising with the incumbent contractors.
- 24 The key objective of the Contract is for the YHA to be able to order and obtain suitable materials for their work. Success will be measured by continuation of the goods being ordered and delivered in sufficient quantities.

What is the timetable and who will be responsible for implementation?

25 The current contract expires on the 11th August 2023; the new contract will need to be in place and awarded to commence from 12th August 2023.

Appendices

- Equality, Diversity, Cohesion and Integration screening assessment.

Background papers

- n/a.