

THE VALE OF GLAMORGAN COUNCIL

COUNCIL: 25TH APRIL, 2022

REFERENCE FROM CABINET: 14TH MARCH, 2022

“C878 ENGINEERING CONTRACT FOR DIRECT LABOUR AND PLANT CALL-OFF CONTRACT 2022-2024 (NST) (SCRUTINY – ENVIRONMENT AND REGENERATION) –

The Cabinet Member for Neighbourhood Services and Transport presented the report the purpose of which was to obtain approval to procure and agree the award of the Direct Labour & Plant Call-Off Contract 2022 – 2024.

The report detailed the tender process required for the Design & Construction Section's Direct Labour & Plant Call-Off Contract 2022 - 2024, which included conditions for an extension of a further 12 months on agreement with the relevant contractors.

Based on the returned tenders and the further assessment exercise it was proposed to appoint 3 Contractors, ranked in the order that was the most financially advantageous to the Council, with allocation of work based on resources available to meet the delivery requirements of the Design & Construction Section's work programme.

It was intended that the appointment of contractors to the Call off Contract would be initially for two years from the 1st July, 2022 until 31st March, 2024 with an option to extend the contract for a further 12 months.

The Contract(s) would be administered within the Engineering Section of Neighbourhood Services and Transport.

The Cabinet Member asked Cabinet to note some changes to the published Recommendations. Bullet point three of the Executive Summary advised that the existing Direct Labour & Plant Call-off Contract 2019/22 was required to be extended for 3 months from April to June 2022 at the tendered rates, to ensure that there were appropriate arrangements for essential business continuity. Councillor King proposed extending that period for up to 6 months. Paragraph 2.2 of the report discussed the values involved which would go over the threshold granted by delegated powers but was not clear within the report. As such, when the tender documents are returned it was expected that they would be included in an associated Cabinet report for consideration under Part I and Part II in the summer.

To clarify that point, Councillor King proposed the removal of published Recommendations 2 and 3, and the re-numbering and re-wording of Recommendation 4 to reflect the correct position and apologised for the late amendments.

The Leader further suggested the urgent decision procedure as set out in Section 14.14 of the Council's Constitution be exercised to allow the Director of Environment and Housing, in consultation with the Cabinet Member for Neighbourhood Services and Transport, to extend the existing Direct Labour & Plant Call-off Contract 2019-22 for an additional period of up to 6 months (April – October 2022) and ensure no loss of continuity of service.

The Director of Environment and Housing said that any extension would be for up to 6 months and that as soon as the tenders had been sent out and returned that a report would be brought back to Cabinet as Part I and Part II after May 2022.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein,

RESOLVED –

(1) T H A T approval be given to procure the Direct Labour & Plant Call-Off Contract 2022 - 2024, for the provision of direct labour for future Highway schemes as referred to in the Report.

(2) T H A T authority be delegated to the Director of Environment and Housing, in consultation with the Cabinet Member for Neighbourhood Services and Transport, to extend the existing Direct Labour & Plant Call-off Contract 2019-22 for an additional period of up to 6 months (April – October 2022) at the tendered rates, in order to facilitate the tender process, standstill period, evaluation and award of the Direct Labour & Plant Call-off Contract(s)2022-24, to ensure no business or delivery continuity is lost.

(3) T H A T the urgent decision procedure as set out in Section 14.14 of the Council's Constitution be exercised to extend the existing Direct Labour & Plant Call-off Contract 2019-22 for an additional period of up to 6 months (April – October 2022) to ensure no loss of continuity of service.

Reasons for decisions

(1) To ensure compliance with the Council's Contract Standing Orders and Financial Regulations.

(2-3) To ensure business continuity and delivery of ongoing capital financed construction projects prior to the award of the Direct Labour & Plant Call-Off Contract 2022 – 2024.”