

WASTE TRANSFER STATION – AWARD OF TENDER

COUNCILLOR GAVIN ELSEY CABINET MEMBER FOR WASTE AND STREET SCENE

June 2016

Deadline date: N/A

Cabinet portfolio holder: Responsible Director:	Councillor Gavin Elsey Cabinet Member for Waste and Street Scene John Harrison, Corporate Director - Resources
Is this a Key Decision?	YES If yes has it been included on the Forward Plan : Yes Unique Key decision Reference from Forward Plan : KEY/18APR14/02
Is this decision eligible for call-in?	YES
Does this Public report have any annex that contains exempt information?	YES Appendix 1 should be treated as exempt in accordance with paragraph 3 of Schedule 12A of Part 1 of the Local Government Act 1972, as it contains financial information relating to the business dealings of the Council and the need to keep this confidential exceeds the public interest in publishing it.

RECOMMENDATIONS

The Cabinet Member is recommended to:

1. Approve the award a contract to Lindum Group for the construction of a new waste transfer station for the sum of £870,498.98; and
2. Agree the professional fees referenced for Amey Peterborough (formally known as Enterprise Managed Services Ltd) to project manage the ground/soil investigation, construction, commissioning and eventual handover of the building to the Council for the sum of £82,309.49.

1. SUMMARY OF MAIN ISSUES

- 1.1 This report seeks the Cabinet Member’s approval to award the contract for the construction of the new Waste Transfer Station at Nursery Lane to Lindum Group, the contractor recommended within the attached exempt annex in accordance with contract procedure rules.

2. PURPOSE OF THIS REPORT

- 2.1 This report is for Councillor Gavin Elsey, Cabinet Member for Waste and Street Scene, to consider exercising delegated authority under paragraph 3.4.3 and 3.4.8(a) of Part 3 of the constitution in accordance with the terms of their portfolio at paragraph (a).

- 2.2 The attached report/background information is NOT FOR PUBLICATION in accordance with paragraph (s) 3 of Schedule 12A of Part 1 of the Local Government Act 1972 in that it contains information relating to financial matters namely prices from contractors for the construction of the facility. The public interest test has been applied to the information contained within the exempt annex and it is considered that the need to retain the information as exempt outweighs the public interest in disclosing it as to do so would be likely to impact on the Councils ability to do business.

3. TIMESCALE

Is this a Major Policy Item/Statutory Plan?	NO	If Yes, date for relevant Cabinet Meeting	N/A
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4. DETAILS OF DECISION REQUIRED

- 4.1 Approve the award of a contract in accordance with the recommendation of the Council's professional Property Design and Maintenance partner Amey Peterborough, following the joint value engineering process undertaken, at point 10 of Appendix 1 to award the contract to Lindum Group.
- 4.2 Agree relevant professional fees referenced in section 11 of Appendix 1, for Amey Peterborough to project manage the ground/soil investigation, construction, commissioning and eventual handover of the building to the Council.

5. CONSULTATION

- 5.1 Consultation was undertaken during the planning application process, including neighbouring properties, the general public and elected members. This process ran from August through to September 2013 in preparation for the subsequent submission of the planning application.

6. ANTICIPATED OUTCOMES

- 6.1 The anticipated outcome from this decision is the agreement to develop as planned a permanent solution for the storage and transfer of dry mixed recyclable materials in preparation to movement off site for recovery.

7. REASONS FOR RECOMMENDATIONS & ANY RELEVANT BACKGROUND INFORMATION

- 7.1 Under the Environmental Protection Act we have a statutory obligation to ensure waste and recycling under our control does not escape. Also developments in the market for recycling mean it has an economic value and the present semi open recycling storage leads to reduced quality and value as rain is able to get into the material and wet the paper and card. A reduced quality of material has a direct impact on reducing the income received by the Council.
- 7.2 The Council holds long term partnership with Amey Peterborough, part of which is the provision of Property Design and Maintenance functions which include the management of property contracts including design, procurement, through to the monitoring of contractors on site and bringing the building into operation. It is therefore appropriate to include the functions necessary to bring the new building into use through the construction process through the existing arrangements with Amey.

8. ALTERNATIVE OPTIONS CONSIDERED

- 8.1 Continue to use the temporary facility located at Nursery Lane, which was installed with the agreement of the Environment Agency as a short term measure to allow the continued reception and transfer of material to preserve collections for Peterborough residents. The Environment Agency is of the opinion that the continued use of this temporary facility is not

in keeping with the original agreement and therefore not the basis of the agreement they offered to allow its use during the development of a permanent facility.

- 8.2 Development of a Waste Transfer Facility within the building known as Dodson House, adjacent to the EfW facility was considered and previously planning permission was obtained allowing such a development within the building envelope. This option is no longer available as the building is now committed to be the site of the new Householder's Recycling Centre to replace the existing Dogsthorpe site.
- 8.3 An alternative would be to not make use of the specialist knowledge and skills of Amey Peterborough during the construction and ground investigation works period, however this could lead to the Council being exposed to unmanaged risks which may arise once construction commenced.

9. IMPLICATIONS

9.1 Legal Implications

9.1.1 Appointment of Lindum Group

The appointment of the Lindum Group in respect of the construction of the new waste transfer station has been carried out in compliance with the Public Procurement Regulations 2015 and the Council's Contract Rules.

9.1.2 Professional Services from Amey Peterborough

The Council and Amey Peterborough entered into a partnership agreement on 03 March 2011 in respect of certain services provided to the Council. That agreement provides that the Council may request that Amey Peterborough carry out professional services for the Council as defined by that agreement. The services include the property related services detailed above.

9.2 Financial Implications

9.2.1 There will be costs arising from the construction of the facility however this has been included within the Council's capital programme and in conjunction with Amey Peterborough the budgeted cost has been brought within the available funding envelope.

9.2.2 If we were not to pursue this planned development there remains the potential for collected recycling material to continue to be exposed to the weather and subsequently lose value which would reduce income derived from its sale

9.3 Equality and Diversity Implications

9.3.1 An equality impact assessment was undertaken before the procurement commenced and it indicated that there is no impact on any specified group of persons as the facility is only used by operational vehicles from contracted organisations and not by members of the public.

10. DECLARATIONS / CONFLICTS OF INTEREST & DISPENSATIONS GRANTED

None.

11. BACKGROUND DOCUMENTS

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985) and The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

None.