

Part I

Item No: 12

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All Wards

WELWYN HATFIELD BOROUGH COUNCIL

CABINET -8<sup>TH</sup> AUGUST 2017

REPORT OF THE EXECUTIVE DIRECTOR (RESOURCES, ENVIRONMENT & CULTURAL SERVICES)

NEW STREETSCENE CONTRACT

**1 Executive Summary**

- 1.1 The existing Streetscene and Grounds Maintenance contracts are due to end in March 2020, with no option for further extension.
- 1.2 This report is recommending that Cabinet note that work on the procurement will be starting in the Autumn and approve the immediate set-up of a procurement board.

**2 Recommendations**

- 2.1 It is recommended that Cabinet:
  - 2.1.1 Note the contents of the report and draft procurement timetable in Appendix 1; and
  - 2.1.2 Approve the set-up of a procurement board and agreement of the associated terms of reference as stated in Appendix 2.

**3 Explanation**

- 3.1 The existing Streetscene and Grounds Maintenance contracts are due to end in March 2020. Both of these contracts have previously been extended and there is no option within the contracts for any further extensions.
- 3.2 The current Streetscene contract includes waste collection (refuse, recycling and garden waste) and street cleansing. The grounds maintenance contract covers services such as grass cutting, bedding planting, shrub and hedge maintenance.
- 3.3 At this stage, no work has been undertaken on different contract or collection arrangements and such options will be presented at a future meeting.
- 3.4 It should be noted that this will be a complex procurement, with a number of key considerations, including TUPE of existing staff, depot arrangements, and purchase of new vehicles. Officers have undertaken some preliminary work on the procurement options and a draft procurement timetable is attached in Appendix 1.

## **Implications**

### **4 Legal Implication(s)**

- 4.1 The Council is the waste collection authority responsible for the collection of municipal waste across the borough and has a statutory duty under the Environmental Protection Act 1990 to collect household waste.
- 4.2 The Council has a statutory duty under the Environmental Protection Act 1990 to ensure that public spaces and highways are kept free from litter and refuse as far as reasonably practicably, as in line with the Code of Practice on Litter and Refuse 2006.
- 4.3 The procurement will be undertaken in accordance with the Public Contracts Regulations 2015 and the EU Procurement Directives

### **5 Financial Implication(s)**

- 5.1 At this stage, the financial implications of the new Streetscene/grounds maintenance contracts are unknown. The financial assessment of bids will be a significant aspect of the evaluation.
- 5.2 Some additional budget may be required to undertake the procurement e.g. external professional and legal advice may be required and this will be presented at a future meeting. Any costs incurred during 2017/18 will be covered by existing budgets and any additional costs required will be considered as part of the 2018/19 budget setting.

### **6 Risk Management Implications**

- 6.1 A full risk register will be developed as part of the procurement and this will be discussed with the procurement board on a regular basis.

### **7 Security & Terrorism Implication(s)**

- 7.1 There are no known security and terrorism implications associated with this recommendation.

### **8 Procurement Implication(s)**

- 8.1 It is suggested that a Member led procurement board be established to oversee the project. A suggested terms of reference is included in Appendix 2.
- 8.2 The procurement timetable is based on the Competitive Dialogue process within the EU Procurement Directives and allows the council to negotiate on a number of key points during the process.
- 8.3 The lead in time from contract award to contract start is longer than normal. This is due to the likelihood that a new vehicle fleet will need to be procured as part of the process. Current lead in times for these vehicles can be up to 12 months.

### **9 Climate Change Implication(s)**

- 9.1 There are no climate change implications associated with the recommendations.

9.2 The climate change implications associated with any bid will be assessed.

**10 Link to Corporate Priorities**

10.1 The subject of this report is linked to the following Council’s Corporate Priorities:

- Protect and Enhance the Environment;
- Help build a Strong Local Economy; and
- Engage with our Communities and Provide Value for Money.

**11 Equality and Diversity**

11.1 An Equality Impact Assessment (EIA) has not been carried out as the recommendation does not require a policy or service change.

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Date	13 <sup>th</sup> July 2017

Background papers to be listed (if applicable)

None