

## Delegated Officer Report

**Decision Maker:** Carol Brown

**Date of Decision:** November 2019

**Subject:** To Invoke 1 Year Contract Extension for Graffiti Removal & Deep  
Cleansing Services Contract

**Report Author:** Ian Monaghan Street Cleansing Manager

**Ward (s):** Boroughwide

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**Reason for the decision:**

*To seek approval for awarding the 12 month extension option within the Graffiti Removal & Deep Cleansing Services Contract for Oldham Council & Rochdale Metropolitan Borough Council.*

**Summary:**

*Oldham & Rochdale Council's seek to continue the services of a specialist contractor to provide Graffiti removal, deep cleansing and other associated duties relating to Environmental Improvements across the Borough's.*

*The Graffiti Removal Contract is a collaborative joint contract between Oldham Council & Rochdale Metropolitan Borough Council, led by Oldham Council.*

*The initial contract with No Graffiti Ltd runs from 4<sup>th</sup> September 2017 until 3<sup>rd</sup> September 2019 with an option to extend a further 12 month period to 3<sup>rd</sup> September 2020.*

**What are the alternative option(s) to be considered? Please give the reason(s) for recommendation(s):**

*There are two available options;*

*Option 1 – To award the optional 1 year extension to current contractor No Graffiti who have provided an excellent high quality and*

*reliable service, demonstrating real commitment in delivering services to the Environment and supporting local communities.*

*Option 2 – Not to award the optional 1 year extension to No Graffiti Ltd. Due to the needs of the Service and valuation of the contract, a new tender exercise would be necessary. This would increase the timescales in appointing a new service provider and may result in higher charges being incurred as any works would be issued on an ad-hoc basis and not covered by the tender schedule of rates.*

**Consultation: including any conflict of interest declared by relevant Cabinet Member consulted.**

*Oldham Council has consulted with Rochdale MBC and involved the relevant departments at all stages of the process.*

**Recommendation(s):**

*It is recommended that the option to extend for a further 12 months with the current service provider; No Graffiti Ltd is taken. Following contract discussion with current provider it has been confirmed that the tender schedule of rates will remain as per those submitted at start of contract period and no price increases incurred.*

**Implications:**

*What are the **financial** implications?*

Revenue

*The street cleansing service is seeking approval to extend a contract for 12 months for graffiti work to No Graffiti. The estimated annual contract value for Oldham Council is £35k, however graffiti removal costs are subject to demand and this figure could change over the year.*

*There is sufficient budget available to cover the anticipated cost, but should demand exceed £35k budget the service will have to manage resources accordingly to deliver a balanced position.*

*(Sophie Eade/Sadrul Alam)*

*What are the **legal** implications?*

*There is provision in Rules 17.1 (a) of the Council's Contract Procedure Rules to modify a contract in circumstances where the originally tendered contract includes clauses allowing for*

*such modifications as well and the conditions under which they may be used and the modification would not alter the overall nature of the contract. The option to extend in the original contract would satisfy the criteria listed above. (Elizabeth Cunningham Doyle)*

What are the **procurement** implications?

*To extend the contract to No Graffiti Ltd represents the best commercial solution at this time. No Graffiti Ltd have provided a high quality service and also undertaken several social value commitments as stated within their tender submission all benefitting local community and volunteer led groups. The extension will ensure a seamless uninterrupted delivery and allow time to prepare for the re-procurement of this service area in 2020.*

*The Commercial Procurement Unit will manage the re-procurement in accordance with the Council's Contract Procedure Rules ensuring the delivery of the most cost effective and tangible added social values to benefit the Environment and local communities. (Emily Molden – Senior Category Manager)*

What are the **Human Resources** implications?

*None*

**Equality and Diversity Impact Assessment** attached or not required because (please give reason)

*None*

What are the **property** implications

*None*

**Risks:**

*None*

**Co-operative agenda**

*This is linked to Cooperative Objective 3: A co-operative Council delivering good value services to support a co-operative Borough.*

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Has the relevant Legal Officer confirmed that the recommendations within this report are lawful and comply with the Council's Constitution?

Yes

Has the relevant Finance Officer confirmed that any expenditure referred to within this report is consistent with the Council's budget?

Yes

Are any of the recommendations within this report contrary to the Policy Framework of the Council? No

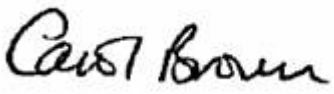
**List of Background Papers under Section 100D of the Local Government Act 1972:**

**There are no background papers for this report**

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<b>Report Author Sign-off:</b>	
<b>Date:</b>	

In consultation with Director/Executive Director

Signed :  . Date: 06.11.19