

Report to CABINET

Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme

Portfolio Holder:

Councillor Ur-Rehman, Cabinet Member for Neighbourhoods
Services

Officer Contact: Helen Lockwood, Deputy Chief Executive –
People and Place

Report Author: Mr Jason Denniston – Engineer, Highways &
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19 August 2019

Reason for Decision

To seek approval for the award of a civil engineering contract in excess of £400,000 to Bethell Construction Ltd for Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme following the tender selection process.

Executive Summary

The project involves the procurement, tender evaluation and acceptance for Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme. The works include the construction of proposed highway drainage, including pipe, manholes, gullies and the construction of an outfall structure.

Recommendations

It is recommended that Members agree:

To award the contract for the Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme to the preferred bidder, following the tender and selection process.

Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme – Tender Acceptance Report

1 Background

1.1 The Gatehead and Huddersfield Road area have been identified as a local priority area for a flood risk management scheme. There is a history of flooding in the Gatehead area and along Huddersfield Road. 110 domestic properties and 43 commercial sites are affected by flooding at Gatehead housing estate and internal flooding along Huddersfield Road. The two locations flood approximately 1 in 10 years.

1.2 Oldham Council submitted a detailed business case to the Environment Agency in September 2017 and the following funding was secured:

1.3	£545,981	Grant in Aid
	£90,000	Local Levy Fund
	£60,000	Oldham Council Contribution

£695,981 Total

1.4 The overall scheme cost is calculated at £695,447 to be funded using the budget outlined above.

1.5 This scheme will be delivered on site from September 2019 – March 2020.

2 Current Position

2.1 Unity Partnership has made the necessary arrangements to circulate the tender acceptance report for review and comment.

2.2 Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme has been advertised via The Chest portal with the support and involvement of Oldham Council's Procurement Team. Five companies were selected to tender for the works.

2.4 The value of the Contract exceeds £400,000 and therefore Cabinet approval is required to award the Contract for the proposed works.

2.5 The agreed procurement route has been followed and the tender assessment has been completed.

2.6 In accordance with the Council's Contract Procedure Rules, the evaluation of the tender submissions has sought to identify the submission offering best value, based upon a combination of economy, efficiency and effectiveness. The weightings applied to the tender submissions have been:

- Technical Assessment – 40%
- Contract Price – 60%

Assessment is also made of the suppliers' competence and experience including elements for delivering Social Value for the Borough and contractors included in the Council's Early Payment initiative.

The tender evaluation was undertaken by Jay Thind (Interim Sourcing and Contracts Consultant) and Unity Partnership.

3 **Options/Alternatives**

3.1 Option 1 – Agree to appoint the preferred contractor and enable a purchase order for the works value to be raised for the works associated with Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme.

3.2 Option 2 – Do not agree to appoint the preferred contractor to undertake the works associated with Delph New Road / A62 Huddersfield Road Flood Alleviation Scheme. This would mean the funding available from the Environment Agency would not be utilized resulting in reputational damage for the Council with the Environment Agency and may impact our success in future bidding opportunities. Also, not implementing this scheme will result in further flooding to the local area.

4 **Preferred Option**

4.1 Option 1 is the preferred option.

5 **Consultation**

5.1 Relevant landowners, residents and utility companies have all been contacted during the detailed design phase of scheme development regarding delivery of this scheme and appropriate actions have been taken where required.

5.2 As we approach the scheme starting on-site, we will communicate with the Portfolio Holder for Neighbourhoods Services and local Ward Members to inform them of this. We will also ensure early liaison with Communications in advance of scheme delivery to communicate road closures and potential disruption.

5.3 The statutory processes will be followed in terms of informing the emergency services of the scheme start date through the Temporary Traffic Regulation Order (TTRO) process.

6 **Financial Implications**

6.1 The table in section 2.11 shows the cost of the works for the 2019/20 financial year and the allocated budget within the Capital Programme. The allocated budget is £656,973 for Flood Defence: Delph New Road Oldham.

6.2 As the cost of the works are expected to amount to £670,377, the scheme is therefore expected to overspend by £13,404. This is to be met by underspends generated within various Transport Schemes across the Capital Programme. (John Edisbury)

7 **Legal Services Comments**

7.1 The Council has tendered the opportunity to the market to select the most economically advantageous tenderer for the proposed flood alleviation works. (Elizabeth Cunningham Doyle)

8 **Co-operative Agenda**

8.1 The Transport Capital Programme represents a co-operative approach in terms of working together to achieve maximum value from the investment and ensuring that the resource is aligned with corporate priorities.

9 **Human Resources Comments**

9.1 None.

10 **Risk Assessments**

10.1 None

11 **IT Implications**

11.1 None.

12 **Property Implications**

12.1 None.

13 **Procurement Implications**

13.1 Refer to 2.3, 2.5-2.10 inc. Procurement have worked closely with Unity and Legal during the tendering process to provide guidance and ensure compliance throughout the tendering process. (Jay Thind)

14 **Environmental and Health & Safety Implications**

14.1 Natural Environment - Delivering this scheme as detailed in the report will reduce the risk of flooding to domestic and commercial properties in the Gatehead area and along Huddersfield Road during heavy rainstorms. (Justine Addy)

14.2 Health and Safety – the preferred contractor currently have CHAS accreditation, demonstrating compliance with the CHAS standards in line with SSIP Core Criteria and UK H&S Legislation and has been awarded accreditation to the requirements of the CDM Regulations 2015. This accreditation expires on the 14 September 2019. The project manager should ensure this accreditation is renewed before the commencement of the project.

There have been no Enforcement Notices recorded on the Health and Safety Executive (HSE) enforcement website against the preferred contractor within the past three years.

There have been no prosecutions recorded on the Health and Safety Executive (HSE) enforcement website against the preferred contractor within the past three years.

Health and Safety critical documentation such as risk assessments, safe working methods etc. have not been assessed by the health and safety service and these checks must be undertaken by the relevant project manager as should relevant supervisory checks of any contractors/works. (Laura Smith)

15 **Equality, community cohesion and crime implications**

15.1 The scheme will have a positive impact on equality, community cohesion and crime. The proposed works will improve the highway network for the benefit of all highway users, including pedestrians, cyclists and other vulnerable road users. The scheme will facilitate movement between communities by vehicle thus assisting cohesion.

16 **Equality Impact Assessment Completed?**

16.1 No. The scheme has been designed in accordance with accessible design principles and is part of the approved transport capital programme.

17 **Key Decision**

17.1 Yes

18 **Key Decision Reference**

18.1 NEI-01-19

19 **Background Papers**

19.1 None.

20 **Appendices**

20.1 Appendix 1: Overall Scheme Plan (separate pdf document)
