

REPORT OF  
The Strategic Director for Place  
TO  
Procurement Board  
ON  
16<sup>th</sup> February 2022

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TITLE: Approval to go out to open competition for the Street Lighting Cyclic Maintenance contract.

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RECOMMENDATION:

That Procurement Board grant authority for the Street Lighting Cyclic Maintenance contract to be procured in accordance with the Council's Contract Procedure Rules through an open tender process.

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EXECUTIVE SUMMARY:

The purpose of this report is to request approval to go out competition for the delivery of the above-mentioned service.

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BACKGROUND DOCUMENTS:

N/A

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KEY DECISION: Not at this stage

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DETAILS:

Salford City Council is seeking to appoint a Street Lighting cyclic maintenance service provider to deliver essential reactive and planned street lighting maintenance works for the Technical Highways Services team. Since the transition from the Urban Vision partnerships agreement, there is now a need to have in place a legally compliant and properly procured contractual agreement with a third-party contractor to deliver these services.

It is intended to appoint a single contractor to deliver this service, this includes the inspection, reporting, cleaning and routine maintenance of the street lighting network, that consists of approximately 30,000 street lighting columns, which SCC is responsible for. This service will run in tandem with the in-house Street Lighting team based at Swinton Hall Road depot, who deliver the vast majority of any emergency or reactive repair and maintenance.

The maintenance schedule is split into a 6-year cycle based on historically defined zones across the city regions. The yearly funding allocation is used to maintain as much of the asset as possible with the monies available. Based on previous years spend and current budget levels, the value of the tender should be estimated at £80,000 per annum and £320,000 for the potential duration of the award. Due to a lack of in-house technical capability and resources at this time and the absence of a contract to award this work, there is currently a back-log of maintenance work. It is hoped that through awarding this contract any backlog of maintenance activity can be addressed in year one, and the forward programme can remain on track.

Approval to go out to competition for the provision of Street Lighting contract will need to be secured at the next available Procurement Board following the procurement process. An open tender opportunity will subsequently be advertised on the Chest with team seeking to award the contract to the successful bidder for a period of 2 year + 1 +1 year subject to annual review.

#### Social Value

The specification provided to tenderers will make clear Salford's Social Value requirements and given the value of this award this will be assessed by the Social Value Portal. The scoring for the contract will ensure that social value is at least 15%. Social Value will be measured and monitored through the Social Value Portal throughout the installation.

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#### KEY COUNCIL POLICIES:

Salford 2025, a Modern Global City.

Transport in Salford 2025

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#### EQUALITY IMPACT ASSESSMENT AND IMPLICATIONS:

There are no equality impacts arising as a consequence of this report.

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## ASSESSMENT OF RISK:

If this contract does not go out to tender, then Technical Services will be unable to use the allocated funds to maintain and keep in safe working order the street lighting assets within Salford City Council's responsibility.

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## SOURCE OF FUNDING:

Highways Annual Revenue Budget 2021/22 to 2025/26

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LEGAL IMPLICATIONS: Supplied by: Tony Hatton.

The Highways Act 1980 Section 97 empowers a Highway Authority to provide lighting for a highway under its jurisdiction but does not place a statutory duty to provide lighting. There is however a clear duty to warn by means of lighting or otherwise of any obstructions or dangers that have been created.

When commissioning contracts for the procurement of goods, services or the execution of works the Council as a 'contracting authority' must comply with the Public Contract Regulations 2015 (PCR) as well as the provisions of its own Contractual Standing Orders (CSO's), Financial Regulations and the duties of Best and Social value, failing which the award of a contract may be subject to legal challenge.

The report sets out that the Council proposes to enter into a compliant procurement process to appoint a Street Lighting Cyclic Maintenance provider. The report sets out that the opportunity should be advertised in accordance with CSO's and PCR, with the added benefit that undertaking a tender exercise in this way will give some comfort to the Council in ensuring that value for money is being obtained and tested, with open competition maintained. The carrying out of a compliant procurement exercise will ensure that the risk of challenge to the final award of the contract to the selected provider is minimal and that any challenge, should it materialise, is unlikely to be successful.

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FINANCIAL IMPLICATIONS: Supplied by: Alison Woods, Senior Accountant

Date: 3<sup>rd</sup> February 2022

There are approved Highways revenue budgets within the Place service group, for the 2021/22 financial year and beyond, to fund the aforementioned contract award for Street Lighting cyclical maintenance.

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PROCUREMENT IMPLICATIONS:

Supplied by: Daniel Cunliffe, Procurement Officer 0161 686 6249  
As the value is £80,000 per annum and a potential £320,000 contract value, if the extensions are utilised. A full FTS open tender will be required in order to fulfil the councils contractual standing orders.

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HR IMPLICATIONS: Supplied by:

N/A

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CLIMATE CHANGE IMPLICATIONS: Supplied by: Hayley Nixon

The Council has gone through a major programme of switching to LED lighting, which is much more energy efficient, and this contract will support the maintenance and operation of these more efficient street lighting assets.

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OTHER DIRECTORATES CONSULTED:

N/A

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CONTACT OFFICER: Paul Jackson, Head of Highways Construction Service,  
[paul.jackson@salford.gov.uk](mailto:paul.jackson@salford.gov.uk)

TELEPHONE NUMBER: 07812 781562

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WARD(S) TO WHICH REPORT RELATE(S):

All

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