
NORTH AYRSHIRE COUNCIL

27 August 2019

Cabinet

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| Title: | Note of Award of Contract during Recess –Nursery Extension to St Peter’s Primary School, Ardrossan |
| Purpose: | To advise Cabinet of the result of the tender exercise for the Nursery Extension to St Peter’s Primary School, Ardrossan |
| Recommendation: | Note the award of the contract to W.H. Kirkwood Limited during recess. |

1. Executive Summary

- 1.1 North Ayrshire Council requires to establish a contract for the Nursery Extension to St Peter’s Primary School, Ardrossan. The works will provide a nursery facility to meet the needs of the school pupils and the local community.
- 1.2 In order to comply with the Council’s Standing Orders Relating to Contracts and Contract Procedure Rules, The Procurement Reform (Scotland) Act 2014 and The Procurement (Scotland) Regulations 2016 a formal tender exercise was advertised via the Public Contracts Scotland advertising portal.
- 1.3 The contract term is for a period of 45 weeks with the award to W.H. Kirkwood Limited.

2. Background

- 2.1 A formal contract notice was advertised on Tuesday 21st May 2019 under the Open Procedure in the Public Contracts Scotland Procurement Portal and the procurement exercise was carried out via the PCS-Tender E-Tendering System. The return date for tenders was 12 noon on Tuesday 18th June 2019
- 2.2 The contract notice attracted 24 expressions of interest of which 5 submitted a tender response.
- 2.3 The 5 tender responses received were evaluated against the stated evaluation criteria of 80% price and 20% quality and W. H. Kirkwood Limited was determined to have submitted the most economically advantageous tender.

3. Proposals

- 3.1 In accordance with section 23.7 of Standing Orders Relating to Contracts and Contract Procedure Rules for North Ayrshire Council, the Chief Executive is authorised under the

Scheme of Delegation to Officers to deal with any urgent matters during recess, subject to reporting back to Cabinet at the first available opportunity.

- 3.2 The nursery extension facility is required to be operational to support the 1140 hours Scottish Government deadline of August 2020 therefore the planned handover is June 2020.
- 3.3 The tender evaluation and recommendation for award was unable to be completed in time for the June cabinet. Delay of the award until the August Cabinet would have adversely impacted on the required completion date
- 3.4 The contract award was therefore approved by the Chief Executive during recess. The contract was awarded to W.H. Kirkwood Limited on 10 July 2019. Work commenced on 1st August 2019 during the school holidays therefore minimising disruption to pupils.

4. Implications/Socio-economic Duty

Financial

- 4.1 The total estimated value of the overall Contract is £1,003,287.72. A budget of £1,100,000.00 is available for this requirement.

Human Resources

- 4.2 None

Legal

- 4.3 To comply with the Council's Standing Orders Relating to Contracts and Contract Procedure Rules, The Procurement Reform (Scotland) Act 2014 and The Procurement (Scotland) Regulations 2016 a formal tender exercise was advertised via the Public Contracts Scotland advertising portal.

Equality/Socio-economic

- 4.4 None

Environmental and Sustainability

- 4.5 This Contract contributes towards upgrading our learning estate and will ensure children attending this nursery benefit from a safe, modern environment in which North Ayrshire Council can deliver the increase in funded Early Learning and Childcare from 640 hours to 1140 hours each year.

Key Priorities

- 4.6 This Contract contributes to the following Council Plan priorities:
- Aspiring Communities
 - North Ayrshire's children and young people experience the best start in life.
 - Inspiring Place
 - North Ayrshire is well-connected with effective infrastructure.

Community Wealth Building

4.7 Award of this contract contributes to the pillars of Community Wealth Building set out below:

Procurement: Community Benefits were a minimum condition of this tender and the successful tenderer will deliver the following community benefits over the duration of the contract:

- Delivery of 57 weeks of employability through 2 jobs across the duration of the contract.
- Work placement for 1 to 2 days for a teacher from a North Ayrshire school.
- Support for a community project agreed in conjunction with NAC Connected Communities department involving local people and reflecting local priorities.

Employment: The successful tenderer is a Scottish Living Wage Accredited Employer.

Land and Assets: This Contract contributes towards upgrading our learning estate and will ensure children attending this nursery benefit from a safe, modern environment in which North Ayrshire Council can deliver the increase in funded Early Learning and Childcare from 640 hours to 1140 hours each year.

Financial Power: Not applicable.

Democratic Ownership of the Local Economy: Not applicable.

5. Consultation

5.1 Consultation with Property Management and Investment took place throughout the tender process.

Laura Friel
Executive Director (Finance and Corporate Support)

For further information please contact **Maurice McTeague, Category Manager**, on **01294 324015**.

Background Papers

Tender Outcome Report (NAC/2167)