

CHESHIRE EAST COUNCIL

Minutes of a meeting of the Transformation of Highways Services Sub Committee

held on Monday, 6th June, 2011 in Committee Suite 1 & 2, Westfields, Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillors J Macrae and P Mason.

Officers in attendance:

Head of Environmental Services, Head of Regeneration, Highways Manager and Strategic Director Places.

38 APPOINTMENT OF CHAIRMAN

RESOLVED

That Councillor J Macrae be appointed Chairman for the meeting.

39 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor R Menlove.

40 DECLARATIONS OF INTEREST

There were no declarations of interest.

41 PUBLIC SPEAKING TIME/OPEN SESSION

No questions had been submitted by members of the public.

42 MINUTES OF PREVIOUS MEETING

RESOLVED

That the minutes of the meeting held on 30 March 2011 be approved as a correct record.

43 TRANSFORMATION OF HIGHWAYS SERVICES

Consideration was given to a report summarising the procurement process to appoint a Highways Services Contractor with effect from 6 October 2011.

Since the last meeting of the Sub Committee the three final bidders had progressed through the final stages of the procurement process and their final tenders had now been evaluated by a number of officers of the Council and its advisors. The tender evaluation process was detailed in the report and the final results would be considered later in the meeting in part 2 of the agenda.

The services to be included within the scope of the contract were set out in Appendix 1. It was confirmed that verge maintenance and highway development

management had been excluded from the scope and it was agreed that the appendix be updated to reflect this prior to its consideration by Cabinet.

In considering its decision the Sub Committee made a number of changes to that requested in order to better reflect the previous approval of the evaluation process (2.1), to clarify that it was making a recommendation to Cabinet on the preferred bidder (2.2), to reflect the fact that the Sub Committee would no longer exist as it has completed the task for which it had been established (2.3), and that Cabinet would be asked to accept as the Preferred Bidder the recommendation of the Sub Committee (2.5).

In addition it was reported that a request to waive the call-in provisions in respect of the Cabinet decision had been approved by the Chairmen of the Corporate Scrutiny Committee, and the Chairman of the Environment and Prosperity Scrutiny Committee.

RESOLVED

To recommend to Cabinet

1. That the previously approved evaluation process used to determine the Preferred Bidder for the Highways Services Contract be confirmed.
2. That approval be given to the recommendation that the Preferred Bidder be the company which received the highest score, in accordance with the tender evaluation process, and that the Highways Services Contract be entered into.
3. That final contract negotiations with the Preferred Bidder be delegated to the Borough Solicitor, the Borough Treasurer, and the Strategic Director Places, in consultation with relevant Portfolio Holders.
4. That it be noted that the award of the Highways Services Contract will trigger the automatic application of the TUPE Regulations which will effect a transfer of a number of existing Council Highways Service staff and BAM Nuttall term maintenance operatives currently providing highway services to the Council, to the Preferred Bidder.
5. That approval be given to the recommendation from the Transformation of Highways Services Sub Committee that (name to be circulated at meeting) be appointed as Preferred Bidder.

44 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting during consideration of the following item pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 and the public interest would not be served in publishing the information.

45 HIGHWAYS PROCUREMENT - EVALUATION OF FINAL SUBMISSIONS

An evaluation of the detailed submissions was circulated at the meeting.

RESOLVED

That Cabinet be recommended to appoint the highest scoring company as Preferred Bidder and subsequently as the appointed Service Provider.

46 DATE OF NEXT MEETING

RESOLVED

That no further meeting dates be set as the Sub Committee had completed the task for which it had been established.

The meeting commenced at 9.15 am and concluded at 9.45 am