

Cheshire East Council

Portfolio Holder for Environment

Date of Meeting:	9th November 2017
Report of:	Jan Willis, Director of Finance and Procurement (Section 151 Officer) and Peter Bates, Chief Operating Officer
Subject/Title:	Food Waste Collection, Organic Waste Treatment Solution
Portfolio Holder:	Cllr Don Stockton (Environment)

1. Report Summary

- 1.1. The Council is seeking to provide a food waste recycling collection as part of our garden waste recycling service and has undertaken a procurement to identify a suitable solution. On 9th May 2017 Cabinet approved the selection of the Preferred Bidder and authorised the Corporate Manager for Waste and Environment Services to clarify, specify and optimise the Preferred Bidder's final tender to enable the Council to enter into a legally binding contract with the Preferred Bidder.
- 1.2. On 11th September 2017 the Portfolio Holder for Regeneration (now Environment) approved the entry into the contract (subject to the contents of Appendix A – a confidential appendix containing legal advice in relation to the contract).
- 1.3. The contract has subsequently been subject to further clarification, specification and optimisation which has resulted in some minor changes to the contents of Appendix A (as attached to the Portfolio Holder for Regeneration report dated 11th September 2017). A further decision is therefore required from the Portfolio Holder for Environment to agree these minor changes (as set out in the attached Appendix A) and enable the Council to enter into the final set of contract documents ("the Contract").
- 1.4. In addition, it is recommended that the Portfolio Holder for Environment delegates any further minor, non-material amendments to the Contract to the Corporate Manager for Waste and Environment Services (as the Senior Responsible Officer for the Organic Waste Treatment Procurement) in consultation with the Portfolio Holder for Environment and the Director of Legal Services.

2. Recommendation

- 2.1. That, subject to the contents of Appendix A, the Portfolio Holder for Environment give approval to enter into the Contract with the Preferred Bidder.

- 2.2. That, subject to the Contract being awarded to the Preferred Bidder, the Portfolio Holder for Environment give approval for the Council to lease part of the site at Leighton Grange Farm (as previously identified in the decision of the Portfolio Holder for Regeneration dated 11th September 2017).
- 2.3. That the Portfolio Holder for Environment delegates any further minor, non-material amendments to the Contract to the Corporate Manager for Waste and Environment Services (as the Senior Responsible Officer for the Organic Waste Treatment Procurement) in consultation with the Portfolio Holder for Environment and the Director of Legal Services.

3. Other Options Considered

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

4. Reasons for Recommendation

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

5. Background/Chronology

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

6. Wards Affected and Local Ward Members

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7. Implications of Recommendation

7.1. Policy Implications

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.2. Legal Implications

7.2.1. As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.2.2. In addition, the Preferred Bidder's final tender has been clarified, specified and optimised to produce the Contract. Appendix A to this report is confidential and contains legal advice in relation to the Contract.

7.3. Financial Implications

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.4. Equality Implications

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.5. Rural Community Implications

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.6. Human Resources Implications

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.7. Public Health Implications

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.8. Implications for Children and Young People

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

7.9. Other Implications (Please Specify)

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

8. Risk Management

As set out in the Portfolio Holder for Regeneration report dated 11th September 2017.

9. Access to Information/Bibliography

- 9.1. In accordance with paragraph 19.4 of the access to information procedure rules, Appendix A Details of Contract is available to members on request (subject to appropriate steps being taken to protect any confidential or privileged information). *The Appendix to this report contains exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 (Information relating to the financial or business affairs of any particular person (including the authority holding that information)) and is therefore not for publication.*

10. Contact Information

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