

ANGUS COUNCIL

NEIGHBOURHOOD COMMITTEE – 16 APRIL 2009

REPORT BY THE DIRECTOR OF NEIGHBOURHOOD SERVICES

SUPPLY OF DAILY COVER MATERIAL FOR RESTENNETH LANDFILL SITE

Abstract: It is recommended that the Committee approve the Director's request for an exemption in accordance with the Council's Financial Regulations for the supply of daily cover material for the Council's Restenneth Landfill site, to allow the necessary tender process to be undertaken.

1. RECOMMENDATION

- 1.1 It is recommended that the Committee:
- (a) approve the Director's request for an exemption on the basis of Financial Regulation 16.22.4(b)(i) as set out in Section 3 to continue purchasing from Laird Aggregates Ltd of Forfar, aggregate material used for daily cover at the Restenneth Landfill site, until 31 December 2009 to allow the necessary tender process to be undertaken; and
 - (b) remit the Director of Neighbourhood Services to carry out a full competitive advertised tender process during 2009/10 and to report back to this Committee for approval in time to award the tendered contract prior to the end of the period covered by recommendation 1.1(a) above.

2. BACKGROUND

- 2.1 For a number of years an arrangement has been in place between Laird Aggregates Ltd and the Council for the supply of aggregate material used for daily cover at the Council's Restenneth landfill site. The licensing arrangements for the site require that materials that are landfilled must be effectively covered each night to prevent windblown litter and birds or other animals from gaining access to the landfilled materials.
- 2.2 For a number of years the Council have purchased approximately 12000 tonnes of "cover sand" annually from Laird Aggregates Ltd for this purpose, the material coming from the adjacent sand quarrying operations.

3. CURRENT POSITION

- 3.1 It is appropriate to now review the suitability and value for money of the provision of the cover material. In this regard it will be necessary, to carry out a full competitive advertised tender process in accordance Section 16 of the Council's Financial Regulations. Members are asked to note that the Director of Neighbourhood Services will carry out this process during 2009/10 and will report back to this Committee for approval of contract award.
- 3.2 Operationally however and until the above tender process can be undertaken, it is necessary to continue to procure daily cover material in order to fulfil the terms of the license as noted at 2.1 above. To ensure that the Council continue to receive value for money and to comply with Financial Regulations, prices were sought from other local suppliers for suitable cover material.
- 3.3 Due to the fact that the material supplied via Laird Aggregates Ltd is "onsite" and therefore does not attract a delivery charge, letters were sent out to two local suppliers seeking quotes for the supply of suitable material.
- 3.4 Currently the Council is paying £2.95 per tonne to Laird Aggregates Ltd.

- 3.5 Prices received from alternative suppliers were £8.63 and £5.50 per tonne delivered to site and were subject to possible increases due to fuel costs plus any waiting time incurred on site this paid on an hourly rate.
- 3.6 Due to the fact that the material is “on site” and doesn’t attract additional haulage costs it is clear that the current arrangement with Laird Aggregates Ltd is beneficial to the Council. It is considered therefore that the current arrangement for the provision of cover material should continue, whilst the tender process noted at 3.1 above is undertaken. In this regard the Committee is asked to approve an exemption from the normal tendering requirements of Section 16 on the basis of Financial Regulation 16.22.4(b)(i) “the contract is required as a matter of urgency to suit the exigencies of the service”.

4. FINANCIAL IMPLICATIONS

- 4.1 There are no additional financial implications associated with this report, as the associated costs are already provided for within Neighbourhood Services (Direct Services) 2009/10 revenue budget.

5. HUMAN RIGHTS IMPLICATIONS

- 5.1 There are no human rights implications associated with this report.

6. CONSULTATION

- 6.1 The Chief Executive, the Director of Corporate Services, the Head of Finance and the Head of Law and Administration have been consulted in the preparation of this report.

7. EQUALITIES IMPLICATIONS

- 7.1 The issues dealt within this report have been the subject of consideration from the equalities perspective (as required by the legislation). An equalities impact assessment is not required.

8. SINGLE OUTCOME AGREEMENT

- 8.1 This report contributes to the following local outcome(s) contained within the Single Outcome Agreement for Angus.

- Sustainable business growth is achieved by approval of the recommendations of the report.
- Reduction in waste through a sustained increase in recycling and reuse of wastes by approval of the recommendations of the report.
- Resources are used effectively by approval of the recommendations of the report.

9. CONCLUSION

- 9.1 To allow the Council to fulfil its contractual obligation for the collection and disposal of various forms of waste material an exemption is sought to allow Laird Aggregate Ltd to continue to supply aggregate for cover material to the Council.

**RON ASHTON
DIRECTOR OF NEIGHBOURHOOD SERVICES**

NOTE: No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to a material extent in preparing the above Report.

DS/NS/DFI