

# Croydon Council

<b>For General Release</b>	
<b>REPORT TO:</b>	<b>Cabinet 21 September 2015</b>
<b>AGENDA ITEM:</b>	<b>13.1</b>
<b>SUBJECT:</b>	<b>Contracts to be awarded</b>
<b>LEAD OFFICER:</b>	<b>Sarah Ireland, Director of Strategy Communities and Commissioning</b>
<b>CABINET MEMBER:</b>	<b>Councillor Simon Hall, Cabinet Member for Finance and Treasury</b>
<b>WARDS:</b>	<b>All</b>
<b>CORPORATE PRIORITY/POLICY CONTEXT:</b> Effective outcome based commissioning and procurement will contribute to all corporate priorities.	
<b>AMBITIOUS FOR CROYDON &amp; WHY ARE WE DOING THIS:</b> The Council's commissioning strategy (2012 -2015) sets out the approach to commissioning and procurement and puts delivery of outcomes at the heart of the decision making process. As the Council develops more diverse service delivery models, it is important to ensure that our contractual relationships are not only aligned to our corporate priorities but also represent value for money for citizens and taxpayers and, contribute to the growth agenda for Croydon. The contracts (awarded or recommended for award), asset decisions and procurement strategies included in this report all contribute to achieving our strategic aims and meeting the needs of the people of Croydon.	
<b>FINANCIAL SUMMARY:</b> There are no direct costs arising from this report.	
<b>FORWARD PLAN KEY DECISION REFERENCE NO.:</b> N/A	

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out in the recommendations below

## **1. RECOMMENDATIONS**

1.1 The Cabinet is requested to note:-

1.1.1 The contracts over £500,000 in value anticipated to be awarded by the nominated Cabinet Member, in consultation with the Cabinet Member for Finance and Treasury or, where the nominated Cabinet Member is the Cabinet Member for Finance and Treasury, in consultation with the Leader.

1.1.2 The list of delegated award decisions made by the Director of Strategy Communities and Commissioning, between 12/06/2015 and 28/08/2015

1.1.3 The list of decisions taken since the last meeting of Cabinet by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Treasury and either the Leader or the Deputy Leader (Statutory) under the Leaders delegated authority reference 50/15/LR.

## **2. EXECUTIVE SUMMARY**

2.1 This is a standard report which is presented to the Cabinet, for information, at every scheduled Cabinet meeting to update Members on:-

- Contracts anticipated to be awarded under delegated authority from the Leader by the nominated Cabinet Member, in consultation with the Cabinet Member for Finance and Treasury and with the Leader in certain circumstances, before the next meeting of Cabinet.
- Delegated contract award decisions made by the Director of Strategy Communities and Commissioning since the last meeting of the Cabinet.
- Delegated award decisions made by the nominated Cabinet Member and the Cabinet Member for Finance and Treasury in respect to the Revolving Investment Fund (RIF) since last reported to Cabinet. As at the date of this report there are none.
- Property acquisitions and disposals to be agreed by the Cabinet Member for Finance and Treasury before the next meeting of Cabinet. As at the date of this report there are none;

2.2 The standard report also requests Cabinet approval of Procurement strategies over £5m in value. For this report, there are no such strategies under consideration.

2.3 The report also lists those decisions taken since the last meeting of Cabinet by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Treasury and either the Leader or the Deputy Leader (Statutory) under the Leaders delegated authority reference 50/15/LR.

## **3. DETAIL**

3.1 Section 4.1 of this report lists those contracts that are anticipated to be awarded by the nominated Cabinet Member.

- 3.2 Section 4.2 of this report lists the delegated award decisions made by the Director of Strategy, Communities and Commissioning, between 12/06/2015 to 28/08/2015.
- 3.3 Section 4.3 of this report lists the decisions taken since the last meeting of Cabinet by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Treasury and either the Leader or the Deputy Leader (Statutory) under the Leaders delegated authority reference 50/15/LR.
- 3.4 In addition to the decisions listed in section 4, there are two further contract awards recommended for approval at this Cabinet meeting. These contract awards are the subject of separate agenda items and are itemised in this report for information only:
- Planned Maintenance and Improvement General Building Works contract
  - Main Construction Works Heathfield Academy contract
- 3.5 The Council's Procurement Strategy and Tenders & Contracts Regulations are accessible under the Freedom of Information Act 2000 as part of the Council's Publication Scheme. Information requested under that Act about a specific procurement exercise or contract held internally or supplied by external organisations, will be accessible subject to legal advice as to its commercial confidentiality, or other applicable exemption, and whether or not it is in the public interest to do so.

#### **4. FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS**

##### **4.1 Proposed contract awards**

- 4.1.1 Revenue and Capital consequences of contract award decisions to be made between £500k to £5m by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Treasury or, where the nominated Cabinet Member is the Cabinet Member for Finance and Treasury, in consultation with the Leader.

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Dept/Cabinet Member</b>
Award of Contracts for the supply of gas and electricity to council sites, schools (including Academies), and communal areas of housing blocks	£2,313,000		Resources/ Cllr Hall

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Dept/Cabinet Member</b>
Award of contract for London Road (Section B) Public Realm improvement works		£925,757	Economy and Jobs / Cllr Letts

#### **4.2 Delegated award decisions made by the Director of Strategy Communities and Commissioning**

4.2.1 Revenue and Capital consequences of delegated decisions made by the Director of Strategy, Communities and Commissioning for contract awards between £100k & £500k and contract extension awards (no limit to value) that were previously approved as part of the original contract award recommendation.

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Dept</b>
West Croydon Interchange – St Michael and All Angels Church – Architectural Lighting		£125,800	Place
Replacement boiler and heating system at Forestdale Primary School		£251,964	Place
Award of contract hire agreement for 12 vehicles for the Special Educational Needs and Disability (SEND) Passenger Transport Service		£329,832	Place

#### **4.3 Contract Award Decisions taken under the Leaders delegated authority reference 50/15/LR**

4.3.1 Decisions taken since the last meeting of Cabinet by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Treasury and either the Leader or the Deputy Leader (Statutory) under the Leaders delegated authority reference 50/15/LR.

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Cabinet Member for</b>
Housing New Build Site Due Diligence Multidisciplinary Support		£770,000	Homes Regeneration and Planning Decision reference: 49/15/HRP (24 July 2015)
Pre-Construction Services Agreement for a new Primary School at Oasis Fiveways Academy		£643,274	Children, Young People and Learning Decision reference: 51/15/CYPL (24 July 2015)
Beckmead College at Tennison Road – New SEN (Special Educational Needs) School Main Development		£9,529,814	Children, Young People and Learning Decision reference: 43/15/CYPL (13 August 2015)

Approved by: Dianne Ellender, Head of Finance and Deputy Section 151 Officer

## **5. COMMENTS OF THE COUNCIL SOLICITOR AND MONITORING OFFICER**

- 5.1 The Council Solicitor comments that the information in this report reflects the requirements of the Council's Tenders and Contracts Regulations and the additional delegation referred to in para 2.2 and the council's Financial Regulations in relation to the acquisition or disposal of assets.

Approved by: Gabriel Macgregor, Head of Corporate Law, on behalf of the Council Solicitor and Monitoring Officer

## **6. HUMAN RESOURCES IMPACT**

- 6.1 There are no immediate HR issues that arise from the strategic recommendations in this report for LBC staff. Any specific contracts that arise as a result of this report should have their HR implications independently assessed by a senior HR professional.

Approved by: Michael Pichamuthu, Strategic HRBP on behalf of Heather Daley, Director of Human Resources.

## **7. EQUALITIES IMPACT**

- 7.1 An Equality Analysis process has been used to assess the actual or likely impact of the decisions related to contracts mentioned in this report and mitigating actions have been defined where appropriate.
- 7.2 The equality analysis for the contracts mentioned in this report will enable the Council to ensure that it meets the statutory obligation in the exercise of its functions to address the Public Sector equality duty (PSED). This requires public bodies to ensure due regard to the need to advance equality of opportunity; foster good relations between people who share a “protected characteristic” and those who do not and take action to eliminate the potential of discrimination in the provision of services.
- 7.3 Any issues identified through the equality analysis will be given full consideration and agreed mitigating actions will be delivered through the standard contract delivery and reporting mechanisms.

## **8. ENVIRONMENTAL IMPACT**

- 8.1 Any issues emerging in reports to the relevant Cabinet member will require these considerations to be included as part of the standard reporting requirements, and will not proceed without full consideration of any issues identified.

## **9. CRIME AND DISORDER REDUCTION IMPACT**

- 9.1 Any issues emerging in reports to the relevant Cabinet Member will require these considerations to be included as part of the standard reporting requirements, and will not proceed without full consideration of any issues identified.

### **CONTACT OFFICER:**

<b>Name:</b>	Charlotte Rohan
<b>Post title:</b>	Head of Commissioning and Procurement
<b>Telephone no:</b>	64336

**APPENDICES:** None

### **BACKGROUND PAPERS - LOCAL GOVERNMENT ACT 1972**

The following public background reports are not printed with this agenda, but are available as background documents on the Croydon Council website agenda which can be found via this link [Cabinet agendas](#)

- Award of Contracts for the supply of gas and electricity to council sites, schools (including Academies), and communal areas of housing blocks

- Award of contract for London Road (Section B) Public Realm improvement works – Part A report – **(Note:** this report is to follow and will be loaded on the website once available)

#### CONFIDENTIAL BACKGROUND DOCUMENTS- EXEMPT FROM PUBLIC DISCLOSURE

The following Part B background documents are exempt from public disclosure because they contain exempt information as defined in paragraph no. 3 of Schedule 12a to the Local Government Act 1972 (as amended).

- Award of contract for London Road (Section B) Public Realm improvement works – Part B report **(Note:** this report is to follow and will be available to Council Members on request once available)