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LONDON BOROUGH OF CROYDON

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PUBLIC NOTICE OF KEY DECISIONS MADE AT THE CABINET MEETING ON WEDNESDAY, 22 JUNE 2022

This statement is produced in accordance with Regulation 12 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

In accordance with the Scrutiny and Overview Procedure Rules the following decisions may be implemented from **1300 hours on 4 July 2022** unless referred to the Scrutiny and Overview Committee (ie after 13.00 hours on the 6th working day following the day on which the decision was taken). The call-in procedure is appended to this notice.

The following apply to each decision listed below

Reasons for these decisions: <https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MIId=3015&Ver=4>

Other options considered and rejected: <https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MIId=3015&Ver=4>

Details of any consultation and representations received not included in the published report: None

Details of conflicts of Interest declared by any Cabinet Member: None

The Executive Mayor has made the Key Decisions noted out below:

Agenda Item: 6 ADOPTING THE RESIDENTS' CHARTER

Key Decision No: 3522EM

Details of decision:

Having carefully read and considered the Part A report, and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

The Executive Mayor, in Cabinet:

RESOLVED: To

- i. Note and agree the adoption of the draft Residents' Charter
- ii. Agree the proposed process set out below for consulting all residents on the Residents' Charter
- iii. Note and agree the provision to Cabinet of an action plan detailing the development and implementation of the Residents' Charter in Autumn 2022
- iv. Provide a progress update to Cabinet on the Residents' Charter in March 2023

Agenda Item: 7 RE-PROCUREMENT OF RESPONSIVE REPAIRS CONTRACT

Key Decision No: 3122EM

Details of decision:

Having carefully read and considered the Part A report, and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

The Executive Mayor, in Cabinet:

RESOLVED: To

- 1.1 Approve the procurement strategy detailed in this report for up to three contractors to deliver the responsive repairs services and optional planned programme with an initial contract term of 6 years and 8 months with a break option at that point and a total maximum contract duration of 10 years and 8 months (plus a 1 year defects liability period) at an anticipated total contract value of £262.9m. The service is recommended to be split up as follows:
 - 1.1.1 One cross borough contract providing gas related services at an estimated value of £41.9m; and
 - 1.1.2 Two contracts providing the remainder of the responsive repairs service at an estimated value of £221.0m, including optional planned works of up to £64m which shall only be instructed following further approval; in accordance with relevant governance processes.
- 1.2 The Executive Mayor in Cabinet is recommended to approve that the contact centre be insourced and provided in-house subject to the outcome of an affordability analysis.
- 1.3 The Executive Mayor in Cabinet is recommended to delegate to the Chair of CCB, in consultation with the Deputy Mayor, the Corporate Director for Housing and the Corporate Director of Resources & S.151 officer the ability to change procurement process from Competitive Procedure with Negotiation (CPN) to the

Restricted Procedure prior to issuing the advert in the event that there are further delays to the timetable. Any such change shall be reported within the following Investing in Our Borough Report to Cabinet.

1.4 The Executive Mayor in Cabinet is asked to note that the break option shall follow the same governance process as a permitted extension under the Tenders and Contracts Regulations.

1.5 The Executive Mayor in Cabinet is recommended to delegate to the Chair of CCB, in consultation with the Deputy Mayor, the Corporate Director for Housing and the Corporate Director of Resources & S.151 officer the decision on the appropriate contract value of each of the two responsive repairs areas, once analysis on the optimum area sizing has been completed.

Agenda Item: 8 DISTRIBUTION OF HOUSEHOLD SUPPORT FUND GRANT

Key Decision No: 3222EM

Details of decision:

Having carefully read and considered the Part A report, and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

The Executive Mayor, in Cabinet:

RESOLVED: To

1.1 Accept the Department for Work and Pension Household Support Fund (HSF) allocation of £3,013,689.49 as set out in this report and make associated budget adjustments;

1.2 Approve the proposal for the distribution and proposed allocation of the HSF in line with Appendix A to this report. This covers a local eligibility framework, an approach to enabling access to grant funding that supports households most in need, and the development of a local delivery approach;

1.3 Delegate authority to the Corporate Director of Housing, following consultation with the Executive Mayor to put in place arrangements to effectively govern and administer the fund and awards.

Signed: Interim Monitoring Officer

Notice date: 27 June 2022

Contact Officers: Colin.Sweeney@croydon.gov.uk and Michelle.Gerning@croydon.gov.uk

Scrutiny Referral/Call-in Procedure

1. The decisions may be implemented **1300 hours on 4 July 2022** (the 6th working day following the day on which the decision was taken) unless referred to the Scrutiny and Overview Committee.
2. The Council Solicitor shall refer the matter to the Scrutiny and Overview Committee if so requested by:-
 - i) the Chair and Vice Chair of the Scrutiny and Overview Committee and 1 member of that Committee; or for education matters the Chair, Vice Chair and 1 member of that Committee; or
 - ii) 20% of Council Members (14)
3. The referral shall be made on the approved pro-forma (*attached*) which should be submitted electronically or on paper to Democratic Services by the deadline stated in this notice. Verification of signatures may be by individual e-mail, fax or by post. A decision may only be subject to the referral process once.
4. The Call-In referral shall be completed giving:
 - i) The grounds for the referral
 - ii) The outcome desired
 - iii) Information required to assist the Scrutiny and Overview Committee to consider the referral
 - iv) The date and the signatures of the Councillors requesting the Call-In
5. The decision taker and the relevant Chief Officer(s) shall be notified of the referral who shall suspend implementation of the decision. The Chair of the Scrutiny & Overview Committee shall also be notified.
6. The referral shall be considered at the next scheduled meeting of the Scrutiny & Overview Committee unless, in view of the Council Solicitor, this would cause undue delay. In such cases the Council Solicitor will consult with the decision taker and the Chair of Scrutiny and Overview to agree a date for an additional meeting. The Scrutiny & Overview Committee may only decide to consider a maximum of 3 referrals at any one meeting.
7. At the Scrutiny & Overview Committee meeting the referral will be considered by the Committee which shall determine how much time the Committee will give to the call in and how the item will be dealt with including whether or not it wishes to review the decision. If having considered the decision there are still concerns about the decision then the Committee may refer it back to Cabinet for reconsideration, setting out in writing the nature of the concerns. The Cabinet shall then reconsider the decision, amending the decision or not, before making a final decision.
8. The Scrutiny and Overview Committee may refer the decision to the Council if it considers that the decision is outside of the budget and policy framework of the Council. In such circumstances, the provisions of Rule 7 of the Budget & Policy Framework Procedure Rules (Part 4C of the Constitution) apply. The Council

may decide to take no further action in which case the decision may be implemented. If the Council objects to Cabinet's decision it can nullify the decision if it is outside the Policy Framework and/or inconsistent with the Budget.

9. If the Scrutiny and Overview Committee decides that no further action is necessary then the decision may be implemented.
10. If the Council determines that the decision was within the policy framework and consistent with the budget, the Council will refer any decision to which it objects together with its views on the decision, to the Cabinet. The Cabinet shall choose whether to either amend, withdraw or implement the original decision within 10 working days or at the next meeting of the Cabinet of the referral from the Council.
11. The responses of the decision-taker and the Council shall be notified to all Members of the Scrutiny and Overview Committee once the Cabinet or Council has considered the matter and made a determination.
12. If either the Council or the Scrutiny and Overview Committee fails to meet in accordance with the Council calendar or in accordance with paragraph 6 above, then the decision may be implemented on the next working day after the meeting was scheduled or arranged to take place.
13. **URGENCY:** The referral procedure shall not apply in respect of urgent decisions. A decision will be urgent if any delay likely to be caused by the referral process would seriously prejudice the Council's or the public's interests. The record of the decision and the notice by which it is made public shall state if the decision is urgent and therefore not subject to the referral process. The Chair of the Scrutiny and Overview Committee must agree that the decision proposed cannot be reasonably deferred and that it is urgent. In the absence of the Chair, the Deputy Chair's consent shall be required. In the absence of both the Chair and Deputy Chair, the Mayor's consent shall be required. Any such urgent decisions must be reported at least annually in a report to Council from the Leader including the reasons for urgency.

Signed: Interim Monitoring Officer

Notice Date: 27 June 2022

Contact Officers: colin.sweeney@croydon.gov.uk and michelle.gerning@croydon.gov.uk

PROFORMA

**REFERRAL OF A KEY DECISION TO THE
SCRUTINY AND OVERVIEW COMMITTEE**

For the attention of: Colin Sweeney and Michelle Ossei-Gerning, Democratic Services
& Scrutiny e-mail to

Colin.Sweeney@croydon.gov.uk and Michelle.Gerning@croydon.gov.uk

Meeting:
Meeting Date:
Agenda Item No:

Reasons for referral:

- i) The decision is outside of the Policy Framework
- ii) The decision is inconsistent with the budget
- iii) The decision is inconsistent with another Council Policy
- iv) Other: Please specify:

The outcome desired:

**Information required to assist the Scrutiny and Overview Committee to consider
the referral:**

Signed:

Date:

Member of _____ Committee