

REPORT TO:	CABINET 24th FEBRUARY 2020
SUBJECT:	INVESTING IN OUR BOROUGH
LEAD OFFICER:	SARAH WARMAN, DIRECTOR OF COMMISSIONING & PROCUREMENT JACQUELINE HARRIS-BAKER, EXECUTIVE DIRECTOR RESOURCES
CABINET MEMBER:	COUNCILLOR SIMON HALL CABINET MEMBER FOR FINANCE AND RESOURCES
WARDS:	ALL
<p>CORPORATE PRIORITY/POLICY CONTEXT/AMBITIOUS FOR CROYDON: Effective outcome based commissioning and prudent financial transactions contribute to all corporate priorities.</p> <p>The Council's Commissioning Framework (2019 – 2023) 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 and partnership relationships are not only aligned to our corporate priorities but also represent value for money for citizens and taxpayers, contributing to the growth agenda for Croydon.</p>	
<p>FINANCIAL SUMMARY: There are no direct costs arising from this report.</p>	
<p>KEY DECISION REFERENCE NO.: There are key decisions mentioned in this report, but approval of the Recommendations would not constitute a key decision.</p>	

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 approve:

1.1.1. Contract award for the delivery of Enforcement Agency Services under a framework for the maximum value of £9,000,000 across 4 years, as set out at agenda item 9a.

1.1.2. The contract variation & extension award for Best Start suite of contracts at a maximum contract value of £12,893,000, an increase by £1,170,000, over a term of 5 months as set out at agenda item 9b.

1.1.3. Contract award for the delivery of the Addington Valley Academy SEN School for the maximum value of £14,183,745 across 34 months and to recommend to the Leader to delegate the approval for the various awards of contract, as set out at agenda item 9c.

- 1.1.4. Contract variation for the South London Waste Partnership Joint Waste Collection and Related Environmental Services to increase the overall value by a yearly amount of £3,250,000 plus a one off payment of £1,379,000 for all boroughs within the partnership, of which Croydon spend will increase by £1,500,000 per annum plus a one off payment of £673,995, as set out at agenda item 9d.
- 1.2. The Cabinet recommends to the Leader of the Council that prior to the next meeting of Cabinet in March, in respect of the New Addington Health and Wellbeing Centre project for the Lead Architect and Multi-disciplinary Professional Services, the Leader delegates the power to make decisions for awards of contract to the Cabinet Member for Environment Transport & Regeneration (Job Share) in consultation with the Cabinet Member for Finance and Resources for the reasons set out in paragraph 3.4 of this report.
- 1.3. The Cabinet is requested to note:
- 1.3.1. The list of delegated award decisions made by the Director of Commissioning and Procurement, between 18/12/2019 – 17/01/2020, as set out in section 4.2.1.
- 1.3.2. Property acquisitions and disposals agreed by the Cabinet Member for Finance and Resources in consultation with the Leader since the previous meetings of Cabinet, as set out in section 4.3.

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:

- Contract awards and strategies to be agreed by the Cabinet at this meeting which are the subject of a separate agenda item;
- Delegated contract award decisions made by the Director of Commissioning and Procurement 18/12/2019 – 17/01/2020;
- Property lettings, acquisitions and disposals agreed by the Cabinet Member for Finance and Resources in consultation with the Leader since the last meeting of Cabinet;
- Delegated contract award decisions under delegated authority from the Leader by the Cabinet Member for Families, Health & Social Care in consultation with the Cabinet Member for Finance & Resources related to the Adult and Young People Social Care Dynamic Purchasing Systems (DPS);
[As at the date of this report there are none]

- Contracts between £500,000 and £5,000,000 anticipated to be awarded under delegated authority from the Leader by the nominated Cabinet Member, in consultation with the Cabinet Member for Finance and Resources and with the Leader in certain circumstances, before the next meeting of Cabinet;
[As at the date of this report there are none].
- Partnership arrangements to be agreed by the Cabinet at this meeting which are the subject of a separate agenda item.
[As at the date of this report there are none].

3 DETAIL

- 3.1 Sections 4.1 of this report list those contracts that are anticipated to be awarded or approved by the Cabinet.
- 3.2 Section 4.2.1 of this report lists the delegated award decisions made by the Director of Commissioning and Procurement, between 18/12/2019 – 17/01/2020.
- 3.3 Section 4.3 of this report lists the property lettings, acquisitions and disposals agreed by the Cabinet Member for Finance and Resources in consultation with the Leader since the last meeting of Cabinet.
- 3.4 A delegated decision is being requested to enable the Council to appoint the recommended Lead Architect and Multi-disciplinary Professional Services to support the hybrid planning application for the New Addington Health and Wellbeing Centre and Phase 3 regeneration project by end of February 2020. The New Addington Health and Wellbeing Centre is part of a wider programme of improvement works for the area, and it is important this project is delivered to time so as not to impact upon the other improvement projects.
- 3.5 The Council's Procurement Strategy and Tender & 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 taken by Cabinet which are the subject of a separate agenda item.

Contract Title	Contract Revenue Budget	Contract Capital Budget	Dept/Cabinet Member
Enforcement Agents Framework Award	£9,000,000 (Contract length 4 years)		Finance and Resources / Cllr Hall
Best Start suite of contracts – Variation Extension	£12,893,000 (Contract length 5 months) (Increase of £1,170,000)		Children, Young People and Learning / Cllr Flemming
Addington Valley Academy SEN School – Award of PCSA and Main Works Contract		£14,183,745 (Contract length 34 months)	Children, Young People and Learning / Cllr Flemming
South London Waste Partnership Joint Waste Collection and related Environmental Services Contract variation	Croydon spend increase £8,173,995 (Increase of £17,629,000 for the SWLP)		Clean Green Croydon / Cllr Collins

4.2 Contract Awards

4.2.1 Revenue and Capital consequences of delegated decisions made by the Director of Commissioning and Procurement for contract awards (Regs. 19, 28.4 a & b) between £100,000 & £500,000 and contract extension(s) previously approved as part of the original contract award recommendation (Reg. 28.4 d) and contract variations (Reg.30).

Contract Title	Contract Revenue Budget	Contract Capital Budget	Dept/Cabinet Member
Digital Advertising Consultancy Contract Award		£170,000 (Contract length 12 months)	Finance and Resources / Cllr Hall
Fire Remedial Works - Concord, Sycamore & Windsor Contracts Award		£469,493 (Contract length 12 months)	Homes & Gateway Services / Cllr Butler
Purley Way Masterplan and Local Plan Chapter Contract Award	£235,350.50 (Contract length 12 months) (Exteneral funding)		Environment, Transport and Regeneration / Cllr Scott

CONTRACT VARIATIONS & EXTENSIONS					
Contract Title	Value of Contract to Date	Value of Extension Term	Total Revenue value including extension term	Contract Capital Budget	Dept/Cabinet Member
Red Gates School 1 Classroom Temporary Modular Build Unit – Contract Variation	£159,109.62	£56,442.67 (2 years extension)		£215,552.29	Children, Young People and Learning / Cllr Flemming

4.3 Property Acquisitions and Disposals

4.3.1 Revenue and Capital consequences of property lettings, acquisitions and disposals over £500,000 that have been agreed by the Cabinet Member for Finance and Resources in consultation with the Leader of the Council since the last meetings.

Title	Lettings	Disposals	Acquisitions	Dept/Cabinet Member
Acquisition of the Freehold interest in 60 Vulcan Way as a commercial investment			£7,000,000	Finance and Resources / Cllr Hall
Acquisition of the Long Leasehold interest in 37-39 Imperial Way as a commercial investment			£6,250,000	Finance and Resources / Cllr Hall

Approved by: Ian Geary, Head of Finance - Resources on behalf of Lisa Taylor, Director of Finance, Investment and Risk and Section 151 Officer.

5 LEGAL CONSIDERATIONS

5.1 The Director of Law and Governance comments that the information contained within this report is required to be reported to Members in accordance with the Council's Tenders and Contracts Regulations and the council's Financial Regulations in relation to the acquisition or disposal of assets.

Approved by: Sean Murphy, Director of Law and Governance 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: Sue Moorman, Director of Human Resources

7 EQUALITY 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.

Approved by: Yvonne Okiyo, Equalities Manager

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.

10 DATA PROTECTION IMPLICATIONS

10.1 Will the subject of the report involve the processing of 'personal data'?

NO

10.2 Has a Data Protection Impact Assessment (DPIA) been completed?

NO

Data Protection Impact Assessments 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.

Approved by: Sarah Warman, Director of Commissioning & Procurement

CONTACT OFFICER:

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BACKGROUND DOCUMENTS:

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](#)

- Acquisition of the Freehold interest in 60 Vulcan Way as a commercial investment
- Acquisition of the Long Leasehold interest in 37-39 Imperial Way as a commercial investment