

# Croydon Council

<b>REPORT TO:</b>	<b>CABINET 23<sup>RD</sup> MARCH 2020</b>
<b>SUBJECT:</b>	<b>INVESTING IN OUR BOROUGH</b>
<b>LEAD OFFICER:</b>	<b>SARAH WARMAN, DIRECTOR OF COMMISSIONING &amp; PROCUREMENT</b>  <b>JACQUELINE HARRIS-BAKER, EXECUTIVE DIRECTOR RESOURCES</b>
<b>CABINET MEMBER:</b>	<b>COUNCILLOR SIMON HALL</b> <b>CABINET MEMBER FOR FINANCE AND RESOURCES</b>
<b>WARDS:</b>	<b>ALL</b>
<b>CORPORATE PRIORITY/POLICY CONTEXT/AMBITIOUS FOR CROYDON:</b> Effective outcome based commissioning and prudent financial transactions contribute to all corporate priorities.  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.	
<b>FINANCIAL SUMMARY:</b> There are no direct costs arising from this report.	
<b>KEY DECISION REFERENCE NO.:</b> There are key decisions mentioned in this report, but approval of the Recommendations would not constitute a key decision.	

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. The Cabinet recommends to the Leader of the Council that prior to the next meeting of Cabinet in May, in respect of any contracts and property acquisitions and disposals valued over £500k and that have not previously been notified or reported to Cabinet, the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Resources or, where the nominated member is the Cabinet Member for Finance and Resources in consultation with the Leader, be authorised to agree the award of such contracts. Note that any awards made under this delegation will be notified in the standard contracts report to the next meeting of Cabinet.

1.1.2. That Cabinet recommends to the Leader of the Council that the Cabinet Member for Homes & Gateway Services, in consultation with the Cabinet

Member for Finance & Resources, be delegated authority to approve the purchase of properties in relation to the HRA.

1.2. The Cabinet is requested to note:

1.2.1. The list of delegated award decisions for contracts over £500,000 in value made by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Resources or, where the nominated Cabinet Member is the Cabinet Member for Finance and Resources in consultation with the Leader since the last meeting of Cabinet, as set out in section 4.1.1.

1.2.2. The contracts between £500,000 and £5,000,000 anticipated to be awarded by the nominated Cabinet Member, in consultation with the nominated Cabinet Member for Finance and Resources or, where the nominated Cabinet Member is the Cabinet Member for Finance and Resources, in consultation with the Leader, as set out in section 4.1.2.

1.2.3. The list of delegated award decisions made by the Director of Commissioning and Procurement, between 18/01/2020 – 17/02/2020, as set out in section 4.1.3.

1.2.4. 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 4.2.

## **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:

- 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);
- Delegated contract award decisions under delegated authority from the Leader by the Cabinet Member for Environment Transport & Regeneration in consultation with the Cabinet Member for Finance and Resources related to the New Addington Wellbeing Centre project for the Lead Architect and Multi-disciplinary Professional Services;
- 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;

- Delegated contract award decisions made by the Director of Commissioning and Procurement 18/01/2020 – 17/02/2020;
- 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;
- Contract awards and strategies 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]
- Delegated contract award decisions under delegated authority from the Leader by the Cabinet Member for Children, Young People and Learning in consultation with the Cabinet Member for Finance and Resources related to the Addington Valley Academy SEN School for the construction of works.  
[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 Section 4.1.1 of this report lists the delegated decisions made by the Nominated Cabinet Member in consultation with the Cabinet Member for Finance and Resources or, where the nominated Cabinet Member is the Cabinet Member for Finance and Resources in consultation with the Leader since the last meeting of Cabinet.
- 3.2 Section 4.1.2 of this report lists those contracts that are anticipated to be awarded by the nominated Cabinet Member.
- 3.3 Section 4.1.3 of this report lists the delegated award decisions made by the Director of Commissioning and Procurement, between 18/01/2020 – 17/02/2020.
- 3.4 Section 4.2 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.
- 3.5 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.

3.6 A recommendation has been included to seek a revised delegation in respect of the acquisition of assets to be held within the HRA. This is to ensure that the Cabinet Member responsible for the HRA portfolio is fully sighted and jointly responsible for any property transactions within the their portfolio.

#### 4 FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS

##### 4.1 Contract Awards

4.1.1 Delegated award decisions for contracts over £500,000 in value made by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Resources or, where the nominated Cabinet Member is the Cabinet Member for Finance and Resources in consultation with the Leader since the last meeting of Cabinet.

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Dept/Cabinet Member</b>
Adult and Young People Social Care DPS (DPS 3 Lot 2)	£40,000,000 (Contract length 5 + upto 5 years)		Families, Health, and Social Care / Cllr Avis
New Addington Wellbeing Centre – Lead Architect & Multi-disciplinary Professional Services	£1,418,504 (Contract length 18 months)		Environment, Transport & Regeneration / Cllr Scott

4.1.2 Revenue and Capital consequences of contract award decisions to be made between £500,000 to £5,000,000 by the nominated Cabinet Member in consultation with the Cabinet Member for Finance and Resources or, where the nominated Cabinet Member is the Cabinet Member for Finance and Resources, in consultation with the Leader.

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Dept/Cabinet Member</b>
Open Access Counselling and Young Carers Services	£1,921,500 (Contract length 2 +1+1+1 years)		Children, Young People & Learning / Cllr Flemming

4.1.3 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).

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Dept/Cabinet Member</b>
The Skill Mill - Ex-Offender Work Programme	£200,000 (Contract length 4 years)		Children, Young People and Learning / Cllr Flemming

## 4.2 Property Acquisitions and Disposals

4.2.1 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.

<b>Title</b>	<b>Lettings</b>	<b>Disposals</b>	<b>Acquisitions</b>	<b>Dept/Cabinet Member</b>
Purchase of 9 Homes at Longheath Gardens for retention in the Housing Revenue Account			£1,280,000	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.

## **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

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

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**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](#)

- Open Access Councelling & Young Carers Service
- Adult and Young People Social Care DPS (DPS 3 Lot 2)
- New Addington Wellbeing Centre – Lead Architect & Multi-disciplinary Professional Services
- Purchase of 9 Homes at Longheath Gardens for retention in the Housing Revenue Account