

# Croydon Council

<b>REPORT TO:</b>	<b>CABINET 24<sup>th</sup> JANUARY 2022</b>
<b>SUBJECT:</b>	<b>INVESTING IN OUR BOROUGH</b>
<b>LEAD OFFICER:</b>	<b>PETER MITCHELL, INTERIM DIRECTOR OF COMMERCIAL INVESTMENT</b>  <b>RICHARD ENNIS, INTERIM S151 OFFICER &amp; CORPORATE DIRECTOR OF RESOURCES</b>
<b>CABINET MEMBER:</b>	<b>COUNCILLOR CALLTON YOUNG CABINET MEMBER FOR RESOURCES AND FINANCIAL GOVERNANCE</b>
<b>WARDS:</b>	<b>ALL</b>
<b>CORPORATE PRIORITY/POLICY CONTEXT</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.	
<b>FINANCIAL SUMMARY:</b> Financial implications are set out in each individual 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 note:

- 1.1.1 The request for approval of the strategy and contract extension for Supported housing provision for people with a mental health diagnosis as set out at agenda item 15a and section 5.1.1.
- 1.1.2 The request for approval of the contract variation for Covid Recovery for BH Live as set out at agenda item 15b and section 5.1.1.
- 1.1.3 The request for approval of the procurement strategy for Microsoft Enterprise Subscription as set out at agenda item 15c and section 5.1.1.

- 1.1.4 Revenue and capital consequences of contract award decisions taken by the Leader as set out in section 5.2.1.
- 1.1.5 The 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 Resources and Financial Governance and with the Leader in certain circumstances, before the next meeting of Cabinet, as set out in section 5.3.1.
- 1.1.6 The list of delegated award decisions made by the Director of Commercial Investment since the last meeting of Cabinet, as set out in section 5.4.1.
- 1.1.7 Property lettings, acquisitions and disposals to be agreed by the Cabinet Member for Resources and Financial Governance in consultation with the Leader since the last meeting of Cabinet, as set out in section 5.5.1.

## 2 EXECUTIVE SUMMARY

2.1 This is a standing 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;
- Revenue and capital consequences of contract award decisions taken by the Leader due to decisions required prior to the January Cabinet meeting;
- 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 Resources and Financial Governance and with the Leader in certain circumstances, before the next meeting of Cabinet;
- Delegated contract award decisions made by the Director of Commercial Investment since the last meeting of Cabinet;
- Property lettings, acquisitions and disposals to be agreed by the Cabinet Member for Resources and Financial Governance in consultation with the Leader since the last meeting of Cabinet;
- 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 5.1.1 of this report lists those contract and procurement strategies that are anticipated to be awarded or approved by the Cabinet.
- 3.2 Section 5.2.1 of this report lists those contract award decisions taken by the Leader due to decisions required prior to the January Cabinet meeting.
- 3.3 Section 5.3.1 of this report lists those contracts that are anticipated to be awarded by the nominated Cabinet Member
- 3.4 Section 5.4.1 of this report lists the delegated award decisions made by the Director of Commercial Investment since the last meeting of Cabinet.
- 3.5 Section 5.5.1 of this report lists the property acquisitions and disposals to be agreed by the Cabinet Member for Resources & Financial Governance in consultation with the Leader since the last meeting of Cabinet.
- 3.6 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 PRE-DECISION SCRUTINY**

- 4.1 This report does not require pre-decision as all the reports listed below are compliant with the Council's Tender & Contracts Regulations.

### **5 FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS**

#### **5.1 Proposed Strategy and Award approvals**

- 5.1.1 Procurement strategies and awards for the purchase of goods, services and works with a possible contract value over £5 million decisions to be taken by Cabinet which are agenda items 15a, 15b and 15c.

<b>Award/Strategy</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Annual Spend</b>	<b>Dept/Cabinet Member</b>
Supported housing provision for people with a mental health diagnosis strategy and contract extension	£711,333 (value of extension)  £5,670,827 (total aggregated spend) £5,630,000 (Anticipated new contract value)		£711,333   £1,126,000 (Anticipated new annual spend)	Family, Health and Social Care/Homes/Resources and Financial Governance/ Cllr Campbell/ Cllr Hay-Justice/Cllr Young
Covid Recovery for BH Live contract variation	£1,291,000 (value of extension) £181,291,000 (total aggregated spend)		Annual spend is not a regular amount	Culture & Regeneration/Cllr Lewis
Microsoft Enterprise Subscription procurement strategy	£5,500,000 (contract length 3 years)		£1,833,333 (this is an average over the 3 year period)	Resources and Financial Governance/Cllr Young

## 5.2 Contract Award decisions taken by the leader

5.2.1 Revenue and capital consequences of contract award decisions taken by the Leader due to decisions required prior to the January Cabinet meeting.

<b>Contract Title</b>	<b>Contract Revenue Budget</b>	<b>Contract Capital Budget</b>	<b>Annual Spend</b>	<b>Dept/Cabinet Member</b>
Child Development and School Readiness Services delivered through the South Locality Children's Centres	£202,000 (value of 5 month extension) £11,822,000 (Total aggregated spend)		£202,000	Children, Families & Education/Cllr Flemming
Income Management, Cash Receipting and Electronic Payment processing system contract variation	£3,709,741 (value of 7 year extension) £4,789,741 (total aggregated spend over the 10 year term of the contract)		£478,974 (this is an average over the 10 year period)	Croydon Renewal/Cllr King

### 5.3 Contract Awards

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

Contract Title	Contract Revenue Budget	Contract Capital Budget	Annual Spend	Dept/Cabinet Member
Streets IT system contract award	£549,456 (Contract length 4 years)		£137,364	Sustainable Croydon/Cllr Muhammad Ali
New Burial Land – Greenlawn Memorial Park	£1,794,589 (total aggregated spend)		£1,794,589	Culture and Regeneration/ Cllr Lewis

### 5.4 Strategy and Contract Awards

5.4.1 Revenue and Capital consequences of delegated decisions made by the Director of Commercial Investment for procurement strategies up to £5 million, contract awards (Regs. 11, 28.4 a & b) between £100,000 and £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	Annual Spend	Dept
PMO Consultant contract award	£150,000 (contract length 1 year)		£150,000	ACEX

### 5.5 Strategy and Contract Awards

5.5.1 Revenue and Capital consequences of property acquisitions and disposals over £500,000 to be agreed by the Cabinet Member for Resources and Financial Governance in consultation with the Leader.

Contract Title	Disposals	Acquisitions	Dept/Cabinet Member
Property Disposal Update as part of the Interim Asset Disposal Strategy	<ul style="list-style-type: none"> <li>• Peter Sylvester House</li> <li>• Kempfield, Reedham Park Avenue</li> <li>• 2 Godstone Road, Kenley</li> </ul>		Resources and Financial Governance/Cllr Young

Approved by: Matthew Davis, Interim Director of Finance, on behalf of Richard Ennis, Interim S151 Officer & Corporate Director of Resources

## 6 LEGAL CONSIDERATIONS

- 6.1 The information contained within this report in relation to contracts is required to be reported to Members in accordance with Appendix B of the Council's Tenders Contracts Regulations and, in relation to the acquisition or disposal of assets, Regulation 9.3 of the Council's Financial Regulations. which states 'Recommendations on acquisitions or disposals valued between £500k and up to £5m must also be approved by the Cabinet Member for Finance and Resources in consultation with the Leader of the Council, subject to the intention to do so having been reported to a previous meeting of Cabinet and in accordance with the Leader's Scheme of Delegation. Recommendations on acquisitions or disposals valued over £5m will be reported for approval to Cabinet.'

Approved by: Kiri Bailey, Interim Head of Commercial & Property Law, on behalf of the Interim Director of Legal Services

## 7 HUMAN RESOURCES IMPACT

- 7.1 There are no immediate HR issues that arise from the strategic recommendations in this report for LBC employees and 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: Gillian Bevan, Head of Human Resources - Resources  
 Jenny Sankar, Head of Human Resources - Place  
 Debbie Calliste, Head of Human Resources – Health, Wellbeing and Adults and Children, Families and Education

## **8 EQUALITY IMPACT**

- 8.1 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.
- 8.2 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.
- 8.3 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.

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

- 10.1 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.

## **11 DATA PROTECTION IMPLICATIONS**

- 11.1 Will the subject of the report involve the processing of ‘personal data’?

NO

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

NO

Data Protection Impact Assessments have 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: Peter Mitchell, Interim Director of Commercial Investment  
and Scott Funnell, Head of Strategic Procurement and Governance

**CONTACT OFFICER:**

<b>Name:</b>	Scott Funnell
<b>Post title:</b>	Head of Strategic Procurement and Governance
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**BACKGROUND DOCUMENTS:**

- Streets IT system contract award
- Income Management, Cash Receipting and Electronic Payment processing system contract variation
- Child Development and School Readiness Services
- New Burial Land – Greenlawn Memorial Park Extension
- Property Disposals as part of the Interim Asset Disposal Strategy