

**MINUTES OF THE EXECUTIVE PROCUREMENT COMMITTEE
TUESDAY, 13 FEBRUARY 2007**

Councillors *Mallett (Chair), *Diakides, Haley and *Meehan

*Present

MINUTE NO.	SUBJECT/DECISION	ACTION BY
PROC26.	<p>ADJOURNMENT OF MEETING</p> <p>RESOLVED:</p> <p>That the meeting be adjourned until 19.30 hours.</p>	
PROC27.	<p>APOLOGIES FOR ABSENCE (Agenda Item 1)</p> <p>An apology for absence was submitted on behalf of Councillor Haley.</p>	
PROC28.	<p>MINUTES (Agenda Item 4)</p> <p>RESOLVED:</p> <p>That the minutes of the meetings held on 14 November and 7 December 2006 be approved and signed.</p>	HMS
PROC29.	<p>SUPPORTING PEOPLE PROGRAMME - STEADY STATE CONTRACTS (Report of the Interim Director of Adult, Culture and Community Services - Agenda Item 6)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>With our consent Recommendation 3.1 in the report was amended from Contract Standing Order '6.3' to '6.4'. The entry in the Appendix in relation to Hornsey Housing Trust – West Green Road was also amended.</p> <p>We were informed that the Supporting People Programme had recently been the subject of an inspection by the Audit Commission which had resulted in a favourable report. We asked that a copy of that report be supplied to the Leader of the Council.</p> <p>In response to a question about contracts covering supported housing services for older people, we were advised that the commissioning and procurement of services in this sector would take more than the life time of the Five Year Supporting People Strategy to complete and it was not possible at this stage to determine when the new short term contracts would expire. We noted that a senior project board had been set up with a membership that included senior managers from across Housing,</p>	DACC

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	<p>Social Services and the NHS TPCT. The project board was drawing up a long term commissioning plan for the older persons supported housing sector, which once in place would inform the length of the new short term contracts for the sector. This would be the subject of a further report to our Committee.</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That, in accordance with Contract Standing Order 7.03, approval be granted to a waiver of Contract Standing Order 6.4 (Requirement to Tender) in respect of the award of the short term contracts for Supporting People services detailed in the Appendix to the interleaved report. 2. That approval be granted to the award of new short term contracts to providers of existing Supporting People services, detailed in the Appendix to the interleaved report, who had met the Borough's quality, performance, cost and strategic thresholds and requirements, for a contract period commencing on 1 April 2007, and terminating on the respective expiry dates set out in the Appendix. 3. That authority to approve inflation rises, in relation to Supporting People contracts and services be delegated to the Director of Adult, Culture and Community Services where the Director, on the recommendation of the Supporting People Partnership Board, was satisfied that the providers had fully met the Council's Value for Money criteria. 	<p>DACC</p> <p>DACC</p> <p>DACC</p>
<p>PROC30.</p>	<p>PASSENGER TRANSPORT SERVICES - AWARD OF CONTRACT (Report of the Director of the Children and Young People's Service - Agenda Item 7)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>Our consent was sought to an amendment to paragraph 3.3 of the report to read 'That Members agree to delegate the allocation of routes to each provider to the Director of the Children and Young People's Service to enable provision to commence from 1 April 2007.' We agreed to the amendment subject to the words 'in consultation with the Executive Member for Children and Young People' being inserted between 'Service' and 'to'.</p> <p>We also consented to paragraph 20.1 of the report being amended to read 'The estimated value of the Contract is above the threshold for tendering in the EU under the Public Service Regulations 2006 (Regulations), the threshold for services is £144,459' and, subject to the amendment to paragraph 3.3 outlined above, to paragraph 20.4 being</p>	

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amended to read ' In accordance with the Regulations the selection of contractors to undertake individual transport contracts will be by call off, that is as and when the needs of the Council for a particular transport requirement arises, the Council will then request a contractor on the Framework to undertake the service via an individual agreement. Recommendation 3.3 of the report requests award of the individual call off contracts to be delegated to the Director of the Children and Young People's Service in consultation with the Executive Member for Children and Young People. The Committee under the Council's Constitution has power to delegate its powers to an officer; the power is derived from Section 15 of the Local Government Act'.

Concern having been expressed about the inclusion of one provider within the Framework Agreement which had not met the required minimum score, we were informed that the company had been selected to provide ad hoc coach services only to enable competitive quotations to be received. Officers would work with them to ensure improvements which fully met Council standards and requirements.

Disquiet was also voiced about the increased costs created by Social Services withdrawal from usage of the passenger transport service. In this respect we were advised that in line with national guidelines, Social Services would be delivering and managing their own service-based transport provision rather than the current centre based arrangement with the Joint Transport Planning Unit (JTPU). We were also advised that the Corporate overheads at the Ashley Road Depot were fixed and had to be met by the Council. If these were not met by the cost savings, then the remaining client department budgets would be under pressure and were likely to become overspent, as these extra costs would need to be recharged to them, based on their current percentage usage. Alternatively, Social Services would be expected to pay for the cost of their withdrawal. Having noted that the Children and Young People's Service and Social Services Transport Project Boards and the Procurement Project Board had already debated this issue and had concluded that savings from this re-tendering exercise should be used to meet these costs and ensure that client departments (mainly SEN, Catering and Social Services) could remain within their PBPR targets, we asked that the business case for Social Services withdrawal and its corporate implications be reported to the Executive.

Reference was made to a recent accident in Boundary Road N22 involving one of the providers recommended in the report for inclusion within the Framework Agreement and we noted that this was the subject of an on-going police investigation. Reference was also made to officer use of taxis and clarification sought of the mechanism used to apportion the costs to Directorates. We noted that while much of the use made of taxis was ad hoc it was proposed to establish a central booking system to try to ensure that only the companies within the contract were used post 1 April 2007 and to apportion costs as appropriate to Directorates. We asked that the Leader of the Council be supplied with a breakdown of the use made of taxis by Directorates.

DCYP

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	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That, in accordance with Contract Standing Order 11, approval be granted to the award of contract Passenger Transport services to the 11 contractors shown shaded in the Appendix to the interleaved report for a period of 4 years. 2. That the allocation of routes to each provider be delegated to the Director of the Children and Young People's Service in consultation with the Executive Member for Children and Young People to enable provision to commence from 1 April 2007. 3. That a report be made to the Executive on the overall Transport Review including on the business case for Social Services withdrawal and its corporate implications. 	<p>DCYP</p> <p>DCYP</p> <p>DACC</p>
<p>PROC31.</p>	<p>CONSTRUCTION RELATED CONSULTANCY SERVICES - AWARD OF CONTRACT (Report of the Acting Director of Finance - Agenda Item 8)</p> <p>Concern was expressed that consultants within the Framework Agreement might be issuing variations and agreeing additional costs in particular in relation to primary school projects without first obtaining the client services' agreement which made control of expenditure more difficult. We asked that officers ensure that all variations and extra costs be agreed first with clients before orders were issued.</p> <p>Arising from a question in relation to the level of expertise within the Council to administer the current number of consultants, Councillor Diakides asked to be supplied with details of the decision to transfer Construction Procurement Group to the Corporate Procurement Unit.</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That, in accordance with Contract Standing Order 13.02, approval be granted to an extension of the contract for Construction Related Consultancy Services for a further 1 year period. 2. That in view of the risks involved in not having benchmarked the consultants' fees against the industry as it currently stood, a further report be made on the steps being taken to consider the market and propose the model for the next Framework Agreement. 	<p>HPr</p> <p>HMS</p> <p>HPr</p> <p>HPr</p>
<p>PROC32.</p>	<p>PROCUREMENT OF INTERNAL AUDIT SERVICES (Report of the Acting Director of Finance – Agenda Item 9)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the</p>	

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	<p>Authority holding that information).</p> <p>RESOLVED: That, in accordance with Contract Standing Order 11.03, approval be granted to the award of the contract for the provision of internal audit services to Deloitte and Touche Public Sector Internal Audit Services Ltd. with effect from 1 April 2007 for a period of 5 years with an option to extend for a further one year.</p>	DF
<p>PROC33.</p>	<p>EXTENSION OF CAPGEMINI AGREEMENT FOR DEVELOPMENT AND SUPPORT OF THE SIEBEL CUSTOMER RELATIONSHIP MANAGEMENT (CRM) SYSTEM (Report of the Director of Corporate Services - Agenda Item 10)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>RESOLVED: That, in accordance with Contract Standing Order 13.02, approval be granted to the extension of the Capgemini Agreement for development and support of the Siebel CRM system, in the sum named in the Appendix to the interleaved report for a further 6 month period from January 2008 to June 2008.</p>	DCS
<p>PROC34.</p>	<p>AWARD OF FRAMEWORK AGREEMENTS TO FOUR DECENT HOMES CONSTRUCTOR PARTNERS (Report of the Interim Director of Adult, Culture and Community Services - Agenda Item 11)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information). With our consent revised comments of the Acting Director of Finance were tabled.</p> <p>RESOLVED: That, in accordance with Contract Standing Orders and as allowed under the European Union Directive on public procurement (the Consolidated Directive), as implemented in the UK by the Public Contracts Regulations 2006, approval be granted to the award of Framework Agreements for Decent Homes to the following Constructors for the contact areas noted –</p> <ul style="list-style-type: none"> • South Tottenham – Apollo London • Wood Green – Mulalley & Company Ltd. • North Tottenham – Lovell Partnership • Hornsey – Wates Construction 	DACC

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<p>PROC35.</p>	<p>APPOINTMENT OF CONTRACTOR PARTNERS TO BSF FRAMEWORK AGREEMENT (Report of the Acting Director of Finance - Agenda Item 12)</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That approval be granted to the process undertaken to date in connection with procurement activity which would eventually lead to the appointment of contractor partners to a framework agreement. 2. That it be noted that it was proposed that there should be regular reports about the procurement activity being undertaken through the Building Schools for the Future programme, and that the proposal be endorsed. 	<p>DCYP</p> <p>DCYP</p>
<p>PROC36.</p>	<p>AWARD OF FRAMEWORK AGREEMENTS TO FOUR COMPLIANCE TEAM (CONSULTANTS) PARTNERS (Report of the Interim Director of Adult, Culture and Community Services - Agenda Item 13)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>While we noted that the size and value of the Decent Homes programme was considered to warrant the appointment of professional consultants to undertake the management of contractors undertaking the work, we also noted the intention to establish an in-house compliance team and we asked that a further report be made to us on the proposed working relationship vis a vis the Homes for Haringey staff and the Consultant Partners.</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That, in accordance with the Council Standing Orders and as allowed under the European Union Directive on public procurement (the Consolidated Directive) as implemented in the UK by the Public Contracts Regulations 2006, approval be to the award of Framework Agreements for Decent Homes to the following four Consultants - <ul style="list-style-type: none"> • South Tottenham – Potter Raper Partnership • Wood Green – Bucknall Austin • North Tottenham – John Rowan & Partners • Hornsey – Ridge & Partners 2. That it be noted that the award to the four consultants was based on the evaluation of the price/quality score and confirmation that the consultants would be able to deliver the Decent Homes Programme within the current forecasted 	<p>DACC</p> <p>DACC</p>

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	budget.	
<p>PROC37.</p>	<p>EXTENSION AND VARIATION OF THE CONTRACTS WITH PROSPECTS SERVICES LIMITED AND CAREERS ENTERPRISE (FUTURES) LIMITED FOR CONNEXIONS NORTH LONDON SERVCIES 2007- 08 (Report of the Director of the Children and Young People’s Service - Agenda Item 14)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>RESOLVED:</p> <p>That, in accordance with Contract Standing Order 13.02, approval be granted to the variation of the following contracts in the manner indicated -</p> <ol style="list-style-type: none"> 1. with Prospects by extending this contract by one year until 31 March 2008 for the additional contract value referred to in the appendix to the interleaved report and by making variations to the contract provisions relating to performance monitoring to be approved by the Head of Legal Services; 2. with Careers by extending this contract by one year until 31 March 2008 for the additional contract value referred to in the Appendix to the interleaved report and by making variations to the contract provisions relating to performance monitoring to be approved by the Head of Legal Services. 	<p>DCYP</p>
<p>PROC38.</p>	<p>MENTAL HEALTH SERVICES FOR CHILDREN IN THE CARE OF HARINGEY COUNCIL - REQUEST FOR WAIVER OF REQUIREMENT TO TENDER (Report of the Director of the Children and Young People’s Service - Agenda Item 15)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>RESOLVED:</p> <p>That, in accordance with Contract Standing Order 7.03, approval be granted to a waiver of Contract Standing Order 6.04 (Requirement to Tender), in connection with the provision of mental health services for children in the care of the Council.</p>	
<p>PROC39.</p>	<p>MENTAL HEALTH SERVICES FOR CHILDREN IN THE CARE OF</p>	

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	<p>HARINGEY COUNCIL - AWARD OF CONTRACT (Report of the Director of the Children and Young People's Service - Agenda Item 16)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That, in accordance with Contract Standing Order 11 approval be granted to the award of the contract for mental health services for children in the care of Haringey Council to Tavistock and Portman Trust for a period of 1 year in the sum set out in the Appendix to the interleaved report. 2. That the contract be awarded for a period of 1 year on the basis detailed in the interleaved report. 	<p>DCYP</p> <p>DCYP</p>
<p>PROC40.</p>	<p>CHILDREN'S CENTRES – PHASE TWO, EARLSMEAD & WELBOURNE PRIMARY SCHOOLS: AWARD OF CONTRACT (Report of the Director of the Children and Young People's Service - Agenda Item 17)</p> <p>Details of the contracts which were set out in the Appendix to the interleaved report were the subject of a motion to exclude the press and public from the meeting as they contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That, in accordance with Contract Standing Order 11.03, approval be granted to the award of the contract for the development and construction of a Children's Centre at both Earlsmead and Welbourne Primary School sites to Hutton Construction Ltd. in the sum specified in the Appendix to the interleaved report 2. That it be noted that the contract awarded was for a period of 22 weeks. 	
<p>PROC41.</p>	<p>VARIATION TO THE SECONDARY SCHOOLS PFI AGREEMENT (Report of the Director of Corporate Services - Agenda Item 18)</p> <p>The interleaved report was the subject of a motion to exclude the press and public from the meeting as it contained exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).</p>	

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	<p>RESOLVED:</p> <ol style="list-style-type: none">1. That, in accordance with Contract Standing Order 13.02, approval be granted to the variations to the existing Secondary Schools PFI contract as set out in paragraph 9 of the interleaved report and the appended draft Deed of Variation.2. That the Acting Director of Finance be authorised to finalise negotiations with Haringey Schools Services Limited in respect of the proposed variations.3. That it be noted that further reports on the implementation of the contract variation would be submitted in due course.	<p>DCS</p> <p>DCS/ DF</p> <p>DCS</p>
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ANTONIA MALLET
Chair