

**MINUTES OF THE EXECUTIVE PROCUREMENT COMMITTEE  
MONDAY, 26 JUNE 2006**

Councillors \*Mallett, \*Diakides, Haley and \*Meehan.

\*Present

Also Present: Councillor Aitken

MINUTE NO.	SUBJECT/DECISION	ACTON BY
PROC01.	<p><b>APOLOGY FOR ABSENCE</b></p> <p>An apology for absence was submitted by Councillor Haley.</p>	
PROC02.	<p><b>MINUTES</b> (Agenda Item 4)</p> <p><b>RESOLVED:</b></p> <p>That the minutes of the meeting held on 21 March 2006 be approved and signed.</p>	HMS
PROC03.	<p><b>AWARD OF HARINGEY DRUG INTERVENTIONS PROGRAMME CONTRACT</b> (Report of the Assistant Chief Executive (Strategy) - 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><b>RESOLVED:</b></p> <p>That approval be granted to the award of the Drug Interventions Programme contracts to CRi in the sum of £1,916,272 for a period of 17 months commencing on 1 November 2006 with an option to extend for a further period of up to 12 months.</p>	ACE-S
PROC04.	<p><b>TOTTENHAM HIGH ROAD, HERITAGE ECONOMIC REGENERATION SCHEME</b> (Report of the Assistant Chief Executive (Access) - 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><b>RESOLVED:</b></p> <p>That, in accordance with Contract Standing Order 11, approval be granted to the award of the contract for specialist</p>	ACE-A

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	refurbishment work to 497-507 Tottenham High Road to Mullaley and Co. Ltd. in the sum of £284,296 on the terms and conditions outlined in the interleaved report.	
<b>PROC05.</b>	<b>ENERGY EFFICIENCY MEASURES CONTRACT</b> (Agenda Item 8):  With the consent of the Committee this item was withdrawn.	
<b>PROC06.</b>	<b>CHILDREN'S SERVICE SPOT CONTRACTS (1 APRIL 2005 - 31 MARCH 2006)</b> (Report of the Director of the Children's Service - Agenda Item 9):  With the consent of the Committee this item was withdrawn.	
<b>PROC07.</b>	<b>SOCIAL SERVICES SPOT CONTRACTS (1 APRIL 2005 - 31 MARCH 2006)</b> (Report of the Director of Social Services Agenda - Item 10)  Our Chair agreed to accept the report as urgent business. The report was late because of officer involvement with the CPA Inspection delayed the finalisation and despatch of the report. The report was too urgent to await the next meeting because it was included in the current edition of the Council's Forward Plan.  Concern was expressed that although the number of spot contracts entered into had reduced by 25% the cost of such contracts had only reduced by between 3 and 5%. We were advised that spot contracts varied significantly in their duration and value and that it tended to be the less complex and therefore less costly cases which were capable of being included in block contracts. The level of savings achieved was therefore correspondingly lower. Officers indicated that in the future spot contract reports were to be submitted on a quarterly basis and that consideration was being given to ways of presenting the information contained in future reports in a more meaningful way including details of contracts let with details of weekly rates.  <b>RESOLVED:</b>  That the report be noted.	DSS/ HPr
<b>PROC08.</b>	<b>AMALGAMATION OF NORTH HARRINGAY PRIMARY SCHOOL - KITCHEN PHASE 1: AWARD OF CONTRACT</b> (Report of the Director of the Children's Service - Agenda Item 11)  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).  We noted that there had been an overspend in the Children's Service element of the Council's capital programme in the 2005/06 financial year and we indicated that we would expect all future reports to our	

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	<p>Committee to contain detailed explanations of costs on all Children's capital schemes and for such costs to be monitored.</p> <p>In response to a question about the level of contingency element of the contract sum we were advised that this was considered adequate to cover the risks of the project identified in Section 10 of the interleaved report.</p> <p><b>RESOLVED:</b></p> <p>That, in accordance with Contract Standing Order 11, approval be granted to the award of the contract for the amalgamation of North Harringay Primary School, Falkland Road N.8. to Borrás Construction Ltd. in the sum of £444,824 on the terms and conditions outlined in the interleaved report.</p>	DCS
<p><b>PROC09.</b></p>	<p><b>REFURBISHMENT AND RE-MODELLING OF TREETOPS BUILDING AT STROUD GREEN PRIMARY SCHOOL, N4 TO FORM A CHILDREN'S CENTRE: AWARD OF CONTRACT</b> (Report of the Director of the Children's Service - Agenda Item 12)</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>Arising from our consideration of paragraph 18.1 of the report, we were advised that confirmation had now been received from the School that their Governing Body had agreed to set aside £10,000 from their Devolved Formula Capital to support the project.</p> <p><b>RESOLVED:</b></p> <p>That, in accordance with Contract Standing Order 11, approval be granted to the award of the contract for the refurbishment and remodelling of the Treetops building at Stroud Green Primary School T&amp;B Contractors in the sum of £298,247 on the terms and conditions outlined in the interleaved report.</p>	DCS
<p><b>PROC10.</b></p>	<p><b>PROGRESS REPORT ON COUNCIL USE OF EXTERNAL LEGAL PROVIDERS</b> (Report of the Head of Legal Services - Agenda Item 13)</p> <p>Our Chair agreed to accept the report as urgent business. The report was late because of the need to complete necessary consultations. The report was too urgent to await the next meeting because submission had already been delayed through difficulties collecting information and Members needed to be provided with the information it contained before it became out of date.</p> <p>In noting the position statement on the legal work which had been outsourced between January 2005 and January 2006 we expressed the</p>	

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	<p>view that there should be a policy and procedure to be followed where external provision of legal services was being sought for the Council. In this connection we also noted paragraph 5.6 of Appendix B to the interleaved report had proposed principles which should underlie all outsourcing of legal work with the exception of instructions to Counsel where separate quality and cost monitoring procedures for which provision was already made.</p> <p><b>RESOLVED:</b></p> <ol style="list-style-type: none"> <li>1. That the report be noted.</li> <li>2. That a further report be brought forward to a future meeting of our Committee on the establishment of principles underlying and of a procedure for the commissioning of external legal services on behalf of the Council</li> </ol>	<p>HLS/ HPr</p>
<p><b>PROC11.</b></p>	<p><b>ALLOW AWARD OF CONTRACT TO DIAMOND BUILD UNDER THE NEW FRAMEWORK AGREEMENTS: AWARD OF CONTRACT</b> (Report of the Acting Director of Finance – Agenda Item 20)</p> <p>This item 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> <p>We noted that since the Crowland School fire, and the subsequent investigations, the Council's Corporate and Construction Procurement teams, working with the Corporate Health and Safety Manager had undertaken to ensure that adequate procedures were in place to reduce the risk of future fire and / or similar high risk incidents. We also noted that Diamond Build now and at the time of the fire had in existence a robust health and safety policy, health and safety management systems, health and safety and training programmes for office and site-based staff.</p> <p>It was reported that Diamond Build had stated that the root cause for the incident had been that a sub-contractor had appointed its own sub-contractor which did not have similar protocols in place. Diamond Build had not been informed of the further sub-contract and had not been given the chance to evaluate this second sub-contractor. Additionally, the Council had not been informed of the further sub-contract. It was further reported that one firm measure which Diamond Build had put in place, and which had been communicated to all of their sub-contract supply chain, was that the company did not permit the further sub-contract of work to a contractor whom they had not evaluated and approved for use.</p> <p>Having been advised that all future contracts with the Council would request that sub-contractors did not sub-contract their work, we asked that officers ensure that this procedure be closely monitored and that should appropriate action be taken should the need arise.</p>	

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	<p><b>RESOLVED:</b></p> <p>That, in accordance with Contract Standing Order 11 and subject to the contractor meeting all the required conditions, approval be granted to Diamond Build being considered for and where appropriate being awarded future construction contracts under the new construction framework agreements.</p>	HPr
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ANTONIA MALLETT  
Chair