

**MINUTES OF THE CABINET PROCUREMENT COMMITTEE
WEDNESDAY, 27 JUNE 2007**

Councillors *Adje (Chair), *Diakides, *Meehan and *Santry.

*Present

MINUTE NO.	SUBJECT/DECISION	ACTION BY
PROC01.	<p>APOLOGIES FOR LATENESS (Agenda Item 1)</p> <p>An apology for lateness was submitted by the Chair. In the absence of Councillor Adje, Councillor Meehan took the Chair.</p>	
PROC02.	<p>DECLARATIONS OF INTEREST (Agenda Item 3)</p> <p>Councillor Diakides in respect of Agenda Item 8 – Chesnuts Park Improvements – Award of Contract.</p>	HLDMS
PROC03.	<p>MINUTES (Agenda Item 4)</p> <p>RESOLVED</p> <p>That the minutes of the meetings held on 17 April and 17 May 2007 be approved and signed.</p>	HLDMS
PROC04.	<p>HARINGEY HEARTLANDS - CONSTRUCTION OF A SPINE ROAD</p> <p>(a) Award of Highways and Ancillary Works Contract (Report of the Director of Urban Environment – Agenda Item 6 (a))</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 (CSO) 11, approval be granted to the award of the contract for the Haringey Heartlands Spine Road and Ancillary Works to Skanska McNicholas plc in the sum of £1,963,736. 34. 2. That the contract be awarded in accordance with the tenders received and inclusive of 10% contingencies as detailed in Appendix D to to the interleaved report to complete the works within a period of 34 weeks. <p>(b) Award of Highways and Ancillary Works Contract (Report of</p>	<p>DUE</p> <p>DUE</p>

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	<p>the Director of Urban Environment – Agenda Item 6 (b))</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>Concern having been expressed that the proposal departed from the principle that the polluter should pay, we were informed that the Council had been awarded Community Infrastructure Fund from the Department of Transport for the construction of the proposed Spine Road which had involved entering into a Section 38 Agreement with National Grid, for the de-construction of the new road and the necessary remediation works to the soil under the new road. Confirmation was then sought that the project would be completed by the deadline of 31 March 2008. In this connection we noted that both the strategy now proposed and the estimated costs had been informally approved by the Environment Agency and that all necessary agreements had been reached with the Council's Environmental Health and Development Control officers.</p> <p>We indicated that should the final cost of the de-contamination and gas main protection works exceed the budget provision in the grant funding then we would expect National Grid to bear the additional cost. We also asked that officers provide us with an update on land issues within the proposed area of improvement.</p> <p>RESOLVED</p> <p>That approval be granted to a waiver of Contract Order 6.05 to enable –</p> <ol style="list-style-type: none"> 1. A contract to be entered into with National Grid to carry out the remediation works to the area shown on the plan shown in Appendix 2 to the interleaved report using National Grid's nominated specialist term sub-contractor Erith Contractors Ltd. 2. The contract to be entered into be for the estimated sum of £1,306,925.28 but if the final cost was above that figure the Director of Urban Environment be authorised to approve the final costs when determined but prior to contract. 	<p>DUE</p>
<p>PROC05.</p>	<p>VARIATION OF THE LOGICA CMG AGREEMENT FOR THE PROVISION OF A SAP ENTERPRISE LICENCE AGREEMENT (Report of the Interim Director of Corporate Services – Agenda Item 7)</p> <p>Our Chair agreed to accept the report as urgent business. The report</p>	

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	<p>was late because of the need to complete necessary consultations. The report was too urgent to await the next meeting because the offer to which reference was made in the report expired at the end of June.</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>In response to a question we were informed that it was expected that the SAP system would remain in use for at least 4 years by which time the projected savings in running costs would equate to the anticipated costs involved in the proposed agreement.</p> <p>It was reported the Chair of the Overview and Scrutiny Committee had approved the invocation of the Special Urgency procedure as set out in Part Four Section H Paragraph 18(b) of the Constitution in respect of this item which meant that the decision could <u>not</u> be the subject of a call in.</p> <p>RESOLVED</p> <ol style="list-style-type: none"> 1. That in accordance with Contract Standing Order 13, approval be granted to the variation of the LogicaCMG Agreement for the provision of a SAP Enterprise Licence agreement for 4,500 pc enabled employees in the sum of £1.15 million. 2. That the Acting Director of Finance be authorised to vary the contract details 	<p>DCS</p> <p>DCS</p>
<p>PROC06.</p>	<p>CHESTNUTS PARK IMPROVEMENTS - AWARD OF CONTRACT (Report of the Director of Adults, Culture and Community Services – Agenda Item 8)</p> <p>Councillor Diakides declared a personal interest in respect of this item by virtue of being a member of the New Deal for Communities Board.</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>Concern having been expressed about the progress of other on-going Parks contracts we were advised that the contract would contain penalty clauses as appropriate. We were also advised that confirmation of Big Lottery funding had now been received and that the necessary resources to fund the project were available in full.</p> <p>RESOLVED</p> <ol style="list-style-type: none"> 1. That, in accordance with Contract Standing Order 11, approval 	<p>DACCS</p>

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	<p>be granted to the award of the contract for landscape improvements in Chestnuts Park, to English Landscapes Ltd. in the sum of £569,416.45 less the £40,000 included in this sum for entrance works with a contract period of 16 weeks.</p> <p>2. That the Director of Adults, Culture and Community Services be authorised to finalise the contract price with English Landscapes Ltd. subject to the maximum price of £560, not being exceeded.</p>	DACCS
<p>PROC07.</p>	<p>SPORT & LEISURE INVESTMENT PROGRAMME (SLIP) - CHANGING ROOM REFURBISHMENTS (Report of the Director of Adults, Culture and Community Services – 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 Authority holding that information).</p> <p>We noted that a report on the future provision of Leisure Services was to be considered at a Leader’s Conference on 18 July and we asked that officers supply to that meeting a briefing paper with details of the agreed Sports and Leisure Facilities Investment and Improvement Programme being funded from prudential borrowing together with details of the wider Strategic Renewals Programme. The paper should also set out how much of the Programmes had been achieved and what remained outstanding and the implications for any possible outsourcing of the Service.</p> <p>RESOLVED</p> <p>That, in accordance with Contract Standing Order 11, approval be granted to the award of the contract for Park Road Leisure Centre wet side changing rooms and supplementary minor shower works at Tottenham Green Leisure Centre to Cozmur Construction (London) Ltd. in the sum of £367,092.42 inclusive of professional fees and contingencies with a contract period of 12 weeks.</p>	DACCS
<p>PROC08.</p>	<p>SOCIAL CARE SPOT CONTRACTS (1ST APRIL 2006 - 31ST MARCH 2007) (Report of the Director of Adults, Culture and Community Services – Agenda Item 10)</p> <p>We noted that while block and framework contracts could have advantages in securing provision from selected providers at a more advantageous price, it was not always appropriate or indeed possible to secure block or framework contracts as the state of the residential home meant that providers were often not willing to enter into this form of contract preferring to sell on the open market. We also noted that, as previously reported work was continuing on the development of Pan London Consortium contracts for the provision of adult services, mirroring the highly successful model for the provision of children’s services. Haringey was part of the pilot for the provision of services for</p>	

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	<p>adults with learning difficulties.</p> <p>We also noted that while there had been an overall decrease of 20% in the number of spot contracts for the period covered by the report this had resulted in a lower decrease of 8% in the cost of such contracts. In this connection we noted that it was not possible to comment on value for money as the information reported did not enable a sufficiently detailed analysis. We asked that officers submit a further report with comparable figures from other Councils across the London region including the Authority with the highest star rating for these services to enable the Committee to conduct a meaningful bench marking exercise.</p> <p>RESOLVED</p> <p>That, subject to the forgoing, the report be noted and approval granted to the proposed new format for future reports on Spot Contracts.</p>	<p>DACCS</p> <p>DACCS</p>
<p>PROC09.</p>	<p>APPOINTMENT OF CONTRACTOR PARTNERS TO A 'BUILDING SCHOOLS FOR THE FUTURE' FRAMEWORK AGREEMENT (Report of the Director of the Children and Young People's Services – Agenda Item 11)</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 of the need to establish the requisite procurement oversight needed by Members whilst allowing for the flexibility needed by the BSF programme to meet its ambitious milestones.</p> <p>Concern was expressed that the suggestion that a Member participate in each mini-competition as a reviewer in the sign off stage where the preferred bidder for individual school projects would be nominated might tend to compromise the respective roles and responsibilities of Members and officers and we agreed that this proposal should not be progressed.</p> <p>We confirmed that with regard to the proposed sub-delegation of authority to the Director of the Children and Young People's Services to award the call off contracts the requirement that all delegated authority reports include the appropriate financial implications section and Director of Finance comments should be applied.</p> <p>RESOLVED</p> <p>That the decision taken by the Committee on 17 April 2007 (vide Minute 57(2)) be varied as follows -</p> <ol style="list-style-type: none"> 1. That the award of the call off contracts to contractors for the individual school projects under the Building Schools for the Future Programme be made by the Director of the Children and Young People's Service in consultation with the Cabinet Member for Children and Young People or, in her absence, 	<p>DCYPS</p> <p>DCYPS</p>

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	<p>the Leader of the Council.</p> <ol style="list-style-type: none"> 2. That approval be granted to the appointment of an additional Councillor to serve on the BSF Programme Board to provide further clarity and oversight into the activities of that Programme. 3. That all decisions taken and progress made in the mini-competitions be reported to the next available meetings of our Committee. 	
<p>PROC10.</p>	<p>NOTIFICATION OF THE DECISION FOR THE AWARD OF CONTRACT FOR THE PROVISION OF ICT GOODS AND SERVICES FOR THE SIXTH FORM CENTRE UNDER THE BUILDING SCHOOLS FOR THE FUTURE PROGRAMME (Report of the Director of Children and Young People’s Services – 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>RESOLVED</p> <p>That the decision to award the contract for the provision of ICT Goods and Services for the Sixth Form Centre under the Building Schools for the Future (BSF) Programme to Ramesys (E-Business Services) at a cost of £1.35 million be noted.</p>	
<p>PROC11.</p>	<p>AN UPDATE ON THE PROCUREMENT OF AN ICT MANAGED SERVICES PROVIDER FOR THE BUILDING SCHOOLS FOR THE FUTURE PROGRAMME (Report of the Director of Children and Young People’s Services – Agenda Item 13)</p> <p>We noted that interviews for an employed contract manager who would be fully involved in this procurement process and who would then manage the contract and relationship with the successful bidder once the contract is awarded were to be held on 6 July. We asked that the Head of Procurement be added to the interview panel for this post.</p> <p>RESOLVED</p> <p>That the following be noted -</p> <ol style="list-style-type: none"> 1. The procurement procedure currently underway and progress made to date as outlined in the interleaved report. 2. That this was the second of four reports (three for information and the fourth for award of contract) for presentation at the Procurement Committee scheduled at key stages of this procurement to keep the Committee informed of progress. 	<p>DCYPS</p>

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	<p>3. That this procurement would eventually lead to Committee approval being sought to a key decision to award the contract for an ICT MSP for the BSF programme with a total contract value of approximately £28 million for a 5 year contract term.</p>	
<p>PROC12.</p>	<p>REPORT TO CONSIDER THE RE-INSTatement OF DIAMOND BUILD ON THE CONSTRUCTION FRAMEWORK AGREEMENT (Report of the Interim Director of Corporate Services – Agenda Item 16)</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> <p>RESOLVED</p> <p>That approval be granted to invitations to tender and award of contracts where appropriate for construction works under the framework agreement to Diamond Build.</p>	<p>DCS</p>

CHARLES ADJE
Chair