

Nottingham City Council Delegated Decision



Nottingham
City Council

Reference Number:	3208
Author:	Alan Lowen
Department:	Strategy and Resources
Contact:	Alan Lowen (Job Title: Lead Commissioning Manager, Email: alan.lowen@nottinghamcity.gov.uk, Phone: 01158763571)
Subject:	Extension of Housing Related Support Contracts
Total Value:	Up to £234,460 (non-recurrent) (Type: Revenue)
Decision Being Taken:	1. To approve funding for the extension of a number of contracts for the provision of Housing Related Support services as detailed in exempt Appendix 1. 2. To approve dispensation from Contract Procedure Rule 5.1.1 in accordance with Financial Regulation 3.29 (Operational Issues) to allow for the extension of contracts listed in exempt Appendix 1.
Reasons for the Decision(s)	The Council has recently tendered contracts to establish new services to be delivered as part of new arrangements for responding to homelessness in the City approved by Leader's Key Decision (ref: 3017) on 1st December 2017. This decision provides approval to extend contracts for a number of existing services due to be replaced by these new services for a period of up to three months (as required) in order to allow for the safe transition to the new arrangements. The contracts within the scope of this decision (exempt Appendix 1) will only be extended as necessary to prevent any temporary loss of provision of accommodation and support for citizens affected by homelessness while new services are established.
Other Options Considered:	Not to make provisions to allow for the extension of contracts detailed in exempt Appendix 1. This option has been rejected on the basis that the originally intended commencement date for new services of 1st April does not allow sufficient time for some of the new services to be implemented safely in order to replace the current provision. Allowing existing contracts to end before the new services are in place would leave vulnerable citizens (i.e. those who are homeless or at risk) without vital support services and risk an increase in homelessness.

Background Papers: None

Published Works: **Delegated Decision 3017 - Social Inclusion Homelessness (December 2017)**

Affected Wards: **Citywide**

Colleague / Councillor Interests: None

Any Information Exempt from publication: **Yes**

Dispensation from Financial Regulations: **Yes**

Exempt Information:

Description of what is exempt: **Proposed Extensions to Contracts**

An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972

3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information). **Appendix 1 to this decision is exempt from publication under paragraph 3 of Schedule 12A to the Local Government Act 1972 because it contains information on negotiations with organisations currently contracted to deliver services and, having regard to all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information. It is not in the public interest to disclose this information because doing so may compromise the Council's position in respect of ongoing negotiations.**

Documents exempt from publication: **EXEMPT Appendix 1 - Proposed Extension to Contracts.docx**

Consultations: Those not consulted are not directly affected by the decision.

Crime and Disorder Implications: Section 17 of the Crime and Disorder Act requires local authorities to do all they reasonably can to prevent crime and disorder. This decision will prevent a temporary gap in support services for vulnerable adults that would otherwise be expected to lead to an increase in homelessness and an associated rise in crime and disorder.

Equality: EIA not required. Reasons: This decision relates to a short term extension of existing contracts. An EIA for the delivery of new arrangements has already been completed.

Social Value Considerations: N/A

Decision Type: Portfolio Holder

Subject to Call In: No
The call-in procedure does not apply to the proposed decision because the delay likely to be caused by the call in process would seriously prejudice the Council's or the public's interests. The Chair of the Overview and Scrutiny Committee (or Vice-Chair) in his/her absence has been consulted and agreed both that the decision proposed is reasonable in all circumstances and that it should be treated as a matter of urgency.

Person Consulted: N/A
Consultation Date: 21/06/2018
This decision is retrospective as contract commencement dates are now passed.

Advice Sought: Legal, Finance, Procurement

Legal Advice: This report does not raise any significant legal issues. It is understood following discussions with the report author that two contracts (Generic Independent Living Support and Crisis Intervention) have options to extend and the decision taken is to provide funding only. The third contract for Offenders accommodation does not have an option to extend but the value of the extension is below the applicable procurement financial threshold for light touch services and a direct award is permissible. It is further understood that the contracts are being extended for the minimum period necessary to enable the new contracts to be put in place and transitional arrangements agreed. Advice provided by Andrew James (Team Leader Contracts and Commercial) on 21/06/2018.

Finance Advice:

This decision seeks approval to extend the Housing Related Support contracts outlined in Appendix 1 for up to a period of 3 months from 1 April 2018 to allow for continuation of current contracts.

The total value of this decision is: £234,460. There is revenue budget provision for this spend within the overall Housing Related Support budgets as incorporated within the Medium Term Financial Plan. The extension of these contracts will not impact the delivery of the required 2018-19 budget savings.

This decision seeks dispensation from Contract Procedure Rules 5.1.1 and 5.1.2 in accordance with Financial Regulation 3.29 and given the reasons detailed by the report author, it is deemed appropriate in this instance.

Value for money for the medium to long term was sought through the open tendering process.

Advice provided by Hayley Mason (Strategic Finance Business Partner) on 21/06/2018.

Procurement Advice:

The proposed contract extensions are to allow for the continuation of services for up to 3 months if needed during the transition to newly awarded contracts following tendering. This will avoid the disruption of services to vulnerable citizens. The proposed extensions of the Generic Independent Living Support Service and Crisis Intervention Drop In Service were provided for in the original contracts awarded, therefore there are no procurement implications. The Offenders Accommodation Service is considered a small change relative to the original contract and is of low value below the EU procurement threshold. Therefore dispensation from Contract Procedure Rule 5.1.1 in accordance with Financial Regulation 3.29 is supported from a procurement perspective. Advice provided by Jo Pettifor (Procurement Team Manager) on 21/06/2018.

Signatures

Jane Urquhart (PH for Housing and Planning)
SIGNED and Dated: 12/07/2018
Candida Brudenell (Corporate Director for Strategy and Resources)
SIGNED and Dated: 21/06/2018
Laura Pattman (Strategic Director of Finance) - Dispensation from Financial Regulations
SIGNED and Dated: 14/06/2018
Chief Finance Officer's Comments: