

Nottingham City Council Delegated Decision



Reference Number:	3493
Author:	Sarah Coulson
Department:	Commercial and Operations
Contact:	Sarah Coulson (Job Title: Library Lead Commercial, Email: sarah.coulson@nottinghamcity.gov.uk, Phone: 0115 8761939)
Subject:	Acceptance of Arts Council funding for delivery of Musical engagement project across libraries
Total Value:	£27,249 (Type: Revenue)
Decision Being Taken:	<ol style="list-style-type: none">1) To accept £27,249 funding from Arts Council England to deliver the musical engagement Project across libraries;2) To dispense with Contract Procedure Rule 5.1.1 in accordance with Financial Regulation (3.29) (Operational Issues) to award a contract to Mish Mash Productions for specialised services to deliver the Project for a value up to £32,624 including Arts Council and Partner funding;3) To formalise arrangements with other Partners that include Inspire Culture Learning and Libraries and Nottingham Lakeside Art for delivery of the Project;4) To delegate authority to the Head of Service for Culture and Libraries to award and sign the contract with Mish Mash Productions and any associated arrangements with Partners.
Reasons for the Decision(s)	<p>Nottingham City Council has applied for, and Arts Council England (ACE) have accepted Nottingham City Libraries application, funding to deliver the Musical Engagement Project. ACE has offered funding of £27,249 to support delivery of the Project alongside identified Partners. The Project seeks to provide benefits to the library service, Nottingham citizens and supports wider council targets. Partners will contribute additional funding to the Contract with Mish Mash to support the Project.</p> <p>Mish Mash is a Nottingham-based company that have delivered in this specialised area to Nottingham City Council and both the Nottingham and Nottinghamshire Music Hubs. The alternatives scoped in putting together a funding application were unable to meet the timescales for funding to deliver the Project. In addition, alternative organisations did not have the full service provision for all elements required within the commissioned piece.</p>
Briefing notes documents:	Musical Engagement in Libraries Briefing Note.docx

Other Options Considered:	<p>Do nothing: We would lose the £27,249 offered by Arts Council England to deliver a project that provides benefits. For this reason, this option was rejected.</p> <p>Go out to quotation/tender: The performance needs to be delivered within timescales by July 2019. This includes securing musician, director and artist time as well as preparation time prior to delivery for the commissioned piece. Arts Council England also require partners or artists to be cited in advance on the funding application within their short turnaround time for an application. For these reasons, this option was rejected.</p>
Background Papers:	None.
Published Works:	None.
Affected Wards:	Citywide
Colleague / Councillor Interests:	None
Dispensation from Financial Regulations:	Yes
Consultations:	Those not consulted are not directly affected by the decision.
Crime and Disorder Implications:	None.
Equality:	Please login to the system to view the EIA document: 2018 Equality Impact Assessment New Proforma Musical Engagement in Libraries project(green).docx
Social Value Considerations:	N/A
Decision Type:	Portfolio Holder
Subject to Call In:	Yes
Call In Expiry date:	12/04/2019

Advice Sought:

Legal, Finance, Procurement, Equality and Diversity

Legal Advice:

The proposals detailed within this report raise no significant issues and are supported.

Mish Mash Productions have been identified as an experienced organisation capable of delivering the Project in the limited timescales available whom the Council have previously successfully worked with. They were named along with the other Partners in the application for funding to ACE.

Appropriate contractual arrangements will need to be prepared and entered into with Mish Mash to reflect the requirements imposed upon them to deliver the Project in line with any ACE funding obligations (which need to be reviewed and considered to avoid risk of claw back) and those of other Partners also contributing to the Project. In addition the Council will need to agree and document arrangements and expectations with its Partners.

Legal services will support the Service area in reviewing funding obligations and preparing the necessary documents prior to implementation of the Project.

Advice provided by Dionne Claire Screamon (Solicitor) on 19/03/2019.

Finance Advice:

This decision seeks approval for the Council to accept grant funding of £27,249 from Arts Council England. A grant condition is that the Council provides match funding of £5,375 which can be resourced from approved budget in the library service.

The decision seeks approval for dispensation from contract procedure rule 5.1.1 in accordance with financial regulation 3.29 to engage Mish Mash Productions for specialist services. This request is supported due to the timescales in delivering the project in order for the Council to take advantage of the grant award.

The project officer in the Library service will need to ensure that relevant monitoring and control measures are put in place to adhere to the Arts Council England the grant conditions, in order to avoid clawback of grant.

Advice provided by Maria Balchin (Finance Analyst) on 18/03/2019.

Equality and Diversity Advice:

It will be important that strong monitoring mechanisms are applied to ensure that marginalised groups across the city are able to benefit.

Advice provided by Adisa Djan (Equalities and Diversity Consultant) on 21/03/2019.

Procurement Advice:

This decision raises no significant procurement concerns and is supported.

Advice provided by Paul Ritchie (Lead Procurement Officer) on 18/03/2019.

Signatures

David Trimble (Portfolio Holder for Leisure and Localities)
SIGNED and Dated: 05/04/2019
Andy Vaughan (Corporate Director Commercial and Operations)
SIGNED and Dated: 26/03/2019
Laura Pattman (Strategic Director of Finance) - Dispensation from Financial Regulations
SIGNED and Dated: 26/03/2019
Chief Finance Officer's Comments: