

**AGENDA ITEM**

**REPORT TO CABINET**

**16 March 2023**

**REPORT OF CORPORATE  
MANAGEMENT TEAM**

**CABINET / KEY DECISION**

**Leader of the Council - Lead Cabinet Member – Councillor Bob Cook**

**PROCUREMENT PLAN / HIGHER VALUE CONTRACTS**

**SUMMARY**

This report seeks approval from Cabinet for the award of planned higher value contracts where the value exceeds the limit on officer delegated authority and which are either funded within the approved MTFP/ Capital Programme or are subject to a bid for external funding.

**REASONS FOR RECOMMENDATIONS/DECISIONS**

To enable Cabinet to exercise its strategic oversight of higher value planned procurement projects, in accordance with the updated constitution.

**RECOMMENDATIONS**

That Cabinet

1. approves the contracts listed in Annex 1;
2. gives authority to the relevant Director or Assistant Director to make the specific contract award decision and any subsequent contract variation, annual inflationary uplifts (where allowed in the contract terms and conditions) and extension decision in accordance with the delegations listed in Annex 1.

**DETAIL**

1. The constitution defines a range of decisions that require a specific Cabinet approval, the financial threshold for which is set at a level of £500k or more. Annex 1 lists contracts that exceeds the financial threshold and have not otherwise been delegated to officers.

**FINANCIAL IMPLICATIONS**

2. The report includes higher value contracts expected to be awarded in the 2023/24 financial year. The expenditure committed as a result of these tenders/ quotes is planned and remains within the Council's approved budget/MTFP or is subject to a bid for external funding which will ensure that at the point of contract award funds are available within the MTFP.

### **LEGAL IMPLICATIONS**

3. Notwithstanding Cabinet approval it remains the responsibility of officers to ensure that the correct processes within Contract Procedure Rules have been followed and that where applicable the Public Contracts Regulations 2015 as amended by The Public Procurement (Amendment) (EU Exit) Regulations 2020 are complied with.
4. Where the value of goods, services or works exceeds the threshold at which the procurement process must comply with the Public Contracts Regulations 2015 either a tender exercise or the use of a suitable framework agreement will comply with the Regulations.

### **RISK ASSESSMENT**

5. This procurement is categorised as low to medium risk. Existing management systems and activities are sufficient to control and reduce risk.

## Annex 1

<b>0-19 Wellbeing Model</b>	
1. The Council will carry out a tender process to appoint suitable provider(s) to build on and further develop the existing approach to the 0-19 Wellbeing Model.	
2. The new contract will commence from 01.04.24.	
3. The current annual spend is circa £3.95m	
<b>Key Decision:</b> Yes	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Sarah Bowman-Abouna, Director of Public Health	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Young Carer Support Services within the Borough of Stockton-on-Tees</b>	
1. The Council will carry out a tender process to appoint a suitable provider with which to enter into a Strategic Partnership for Young Carer Services. The selected Partner will deliver the existing service and will work with Children's Services to review and re-design the service and identify any related new services that can be delivered through the Strategic Partnership.	
2. The new contract will commence from 01.10.23.	
3. The current annual spend is circa £105k.	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Martin Gray, Director of Children's Services	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Day Opportunities for Adults with a diagnosis of a Learning Disability and/or Autism based at Ware Street</b>	
1. The Council will carry out a tender process to appoint a suitable provider onto a framework agreement allowing the Council to purchase day opportunity placements at Ware Street.	
2. The new contract will commence from 01.10.23.	
3. The current annual spend is circa £460k.	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Ann Workman, Director of Adults and Public Health	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Residential and Nursing Care Accommodation within the Borough of Stockton-on-Tees</b>	
1. The Council will carry out a tender process to appoint suitable provider(s) to provide both Residential and Nursing Care for Older Adults and People with Functional Mental Health Conditions within the Borough of Stockton on Tees.	
2. The new contract will commence from 01.04.24.	
3. The current annual spend is circa £2,440k.	
<b>Key Decision:</b> Yes	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Ann Workman, Director of Adults and Public Health	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Alternative Education Provision within the Borough of Stockton-on-Tees</b>	
<ol style="list-style-type: none"> <li>1. The Council will carry out a tender process to appoint suitable provider(s) onto a flexible framework agreement allowing maintained schools and academies, Pathway Development Centres and the SEN team to purchase Alternative Education Provision for pupils from the Borough of Stockton-on-Tees.</li> <li>2. The new contract will commence from 01.09.23.</li> <li>3. The current annual spend is circa £400k.</li> </ol>	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Martin Gray, Director of Children's Services	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Pathway Development Centre to Stockton Key Stage 4 Pupils</b>	
<ol style="list-style-type: none"> <li>1. The Council will carry out a tender process to appoint suitable provider(s) who are Ofsted registered independent schools, onto a framework agreement allowing the Council to purchase education for excluded pupils, and those who are at risk of exclusion, from mainstream education.</li> <li>2. The new contract will commence from 01.09.23.</li> <li>3. The current annual spend is circa £450k</li> </ol>	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Martin Gray, Director of Children's Services	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>NEPO602 Education, Health and Social Care</b>	
<ol style="list-style-type: none"> <li>1. A lead NE Council, (acting under the NEPO governance arrangements) will carry out a tender process to appoint Independent Education Providers and Residential Health and Social Care, Care Home Providers to a Flexible Procurement Solution, allowing the Council to purchase education and residential services.</li> <li>2. The new contract will commence from 01.04.24.</li> <li>3. The current annual spend is circa £23.8m</li> </ol>	
<b>Key Decision:</b> Yes	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Martin Gray, Director of Children's Services	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Personal Care Services for Children and Young People with a Disability and/or Autism</b>	
<ol style="list-style-type: none"> <li>1. The Council will carry out a tender process to appoint a suitable provider(s) to a framework agreement allowing the Council to purchase personal care in the home and in the community and respite for children with a disability and/or autism.</li> <li>2. The new contract will commence from 01.04.24.</li> <li>3. The current annual spend is circa £550k</li> </ol>	
<b>Key Decision:</b> Yes	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Martin Gray, Director of Children's Services	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Contract for Lite4Life</b>	
<ol style="list-style-type: none"> <li>1. The Council will carry out a tender process for the provision of a Tier 2 multi-component weight management service for overweight or obese that supports sustainable behaviour change and weight loss for vulnerable adults.</li> <li>2. The new contract will commence from 01.04.24.</li> <li>3. The current annual spend is circa £128k.</li> </ol>	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Sarah Bowman-Abouna, Director of Public Health	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Peer Advocacy/ Support Service to support the complex vulnerable individuals in Stockton-on-Tees</b>	
<ol style="list-style-type: none"> <li>1. The Council will carry out a tender process to appoint a suitable provider to deliver a Peer Advocacy/ Support Services to meet the needs of the complex vulnerable individuals.</li> <li>2. £600k funding is allocated from the North East and North Cumbria Integrated Care Partnership for the next 3 years for this programme.</li> </ol>	
<b>Key Decision:</b> Yes	<b>Funding within MTFP:</b> No – awaiting funding confirmation from ICP
<b>Delegated Officer:</b> Sara Bowman-Abouna, Director of Public Health	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance, procurement.	

<b>Provision of Insurance Services for Stockton-on-Tees</b>	
<ol style="list-style-type: none"> <li>1. The council will call off from a suitable framework agreement for the provision of Insurance Services (Insurance for Property, Terrorism, Liability, Crime, Medical Malpractice, Motor, Fine Art/Museums).</li> <li>2. The new contract will commence on 01.06.23.</li> <li>3. The current annual spend is circa £759k.</li> </ol>	
<b>Key Decision:</b> Yes	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Ged Morton, Director of Corporate Services	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Tees Valley – Supply, Installation and Maintenance of Stair and through Floor Lifts in Residential Properties</b>	
<ol style="list-style-type: none"> <li>1. Darlington Borough Council will carry out a tender process to appoint a contractor to install stairlifts at qualifying residents' properties across the Borough.</li> <li>2. The new contract will commence from 01.04.24.</li> <li>3. The current annual spend is circa £430k.</li> </ol>	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Garry Cummings, Director of Finance, Development and Regeneration	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Customer Development Platform</b>	
<ol style="list-style-type: none"> <li>1. The Council will call off from a suitable framework agreement for a replacement for its Customer Development Platform.</li> <li>2. The new contract will commence from 13.01.24.</li> <li>3. The current annual spend is circa £116k</li> </ol>	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Garry Cummings, Director of Finance, Development and Regeneration	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Microsoft 365 Licensing (ESA)</b>	
<ol style="list-style-type: none"> <li>1. The council will call off from a suitable framework agreement(s) to purchase the Microsoft Office 365 productivity suite. The call off contract will be on behalf of Stockton-on-Tees Borough Council and Darlington Borough Council.</li> <li>2. The new contract will commence 01.06.24.</li> <li>3. The projected annual contract spend will be circa £1,438k. (SBC £863k, DBC £575k)</li> </ol>	
<b>Key Decision:</b> Yes	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Garry Cummings, Director of Finance, Development and Regeneration	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>NEPO221 Asbestos Works</b>	
<ol style="list-style-type: none"> <li>1. NEPO will carry out a tender process to appoint a number of suitable suppliers onto a framework agreement to allow the Council to purchase asbestos related works, including removal and disposal from properties.</li> <li>2. The new framework will be in place 01.01.24</li> <li>3. Current annual spend is variable and dependent upon individual project requirements however in the year 21/22 annual spend was £167,775.</li> </ol>	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Reuben Kench, Director of Community Services, Environment and Culture	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Tees Valley – Green Waste Composting Service</b>	
<ol style="list-style-type: none"> <li>1. Middlesbrough Borough Council will carry out a tender process to appoint a supplier to accept green waste from Stockton on Tees Borough Council and to process it to compost.</li> <li>2. The new contract will commence from 1.10.23.</li> <li>3. The current annual spend is circa £125k.</li> </ol>	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Reuben Kench, Director of Community Services, Environment and Culture	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	

<b>Contract Hire of Winter Maintenance Gritters</b>	
1. The Council will carry out a tender process to appoint a supplier to contract hire the Council a fleet of Winter Maintenance Gritters to allow highway gritting services that will commence the winter season October 2024 onwards.	
2. The new contract will commence from 1.10.2024 although the contract will be awarded approximately one year in advance to allow for manufacture of the vehicles.	
3. The current annual spend is circa £131k.	
<b>Key Decision:</b> No	<b>Funding within MTFP:</b> Yes
<b>Delegated Officer:</b> Reuben Kench, Director of Community Services, Environment and Culture	
<b>Checks and Balances:</b> In consultation with other appropriate officers for professional advice to include finance and procurement.	