

Report sponsor: Paul Simpson, Strategic
Director of Corporate Resources
Report author: Toni Nash, Head of Finance

Compliance with Contract and Financial Procedure Rules

Purpose

- 1.1 To seek approval by Council Cabinet under Contract and Financial Procedure rules for the following:
- To approve the change of use of reserves to fund £0.056m to support consultancy costs for the dry recyclables contract procurement;
 - To approve entering into a Partnership arrangement and delegate authority to the Strategic Director for Peoples Service and to approve the Council entering into such contractual arrangements for the Emotional Health and Wellbeing Service;
 - To approve Derbyshire County Council to lead on the procurement of the Emotional Health and Wellbeing Service contract on behalf of Derby City Council and to approve a contract period of up to 5 years.

Recommendations

- 2.1 To approve the change of use of reserves in order to use £0.056m from Communities & Place Trading Services reserve to support consultancy costs for the dry recyclables contract procurement processes, as detailed in section 4.1.
- 2.2 To approve entering into a Partnership arrangement with Derbyshire County Council and Derby and Derbyshire Clinical Commissioning Group, and delegate authority to the Strategic Director for Peoples Service, following consultation with the Strategic Director of Corporate Resources and Cabinet Member for Children and Young People, to approve the Council entering into such contractual arrangements as are necessary to give effect to the award for the Emotional Health and Wellbeing Service, as detailed in section 4.5.
- 2.3 To approve Derbyshire County Council to lead on the procurement of the contract on behalf of Derby City Council, under one specification but with Derby City Council managing our own contract and to approve a contract period of up to 5 years, noting the new contract is not envisaged to commence prior to January 2020, as detailed in section 4.5.

Reasons

- 3.1 To comply with the Council's Contract and Financial Procedure rules.

Supporting information

4.1 Dry Recyclables – Change of use of reserves

Current Financial Procedure Rules require any change of use of reserves to be reported to Council Cabinet.

4.2 A consultant is required in relation to the dry recyclables contract. The consultant will fully manage the market testing and procurement of the dry mixed recycling contract and also assist with the procurement of the organic waste. As waste disposal costs are rising, the use of consultants will help to minimise any potential revenue budget pressure.

4.3 There is £0.056m available that has been identified to fund these consultancy costs in the Communities & Place trading services reserve. It is recommended to change the use of this reserve to use this funding for this purpose.

4.4 It is recommended to approve the change of use of £0.056m from Communities & Place trading services reserve to support consultancy costs for the dry recyclables contract procurement processes.

4.5 Emotional Health and Wellbeing service for Children and Young People

The Local Authority have been working with Derby and Derbyshire Clinical Commissioning Group (formerly Southern Derbyshire Clinical Commissioning Group) to secure a joint funded emotional health and wellbeing service for children in the care of Derby City Council.

4.6 The availability of the right therapeutic intervention and support has a significant impact on placement stability, permanence and outcomes for children in care including those placed for adoption.

4.7 Previously the service was delivered under a 'proof of concept' model, which ended on 30 June 2019, after which an interim service has been in place.

4.8 Following Cabinet approval on 10 October 2018, the service was tendered with no compliant bids. Thereafter, Derby City Council has been working with Derbyshire County Council and Derby and Derbyshire Clinical Commissioning Group to align specifications and services across Derby City and Derbyshire County areas, facilitating a single specification and provider, albeit with separately-managed contracts. This would provide the benefits of providing greater opportunity and appeal to a greater number of providers, and support the Derby and Derbyshire Clinical Commissioning Group strategy of single models across their footprint.

- 4.9 To support the revised procurement approach, it is proposed Derbyshire County Council lead the procurement activity and a Partnership Agreement for the procurement, management and financial contribution of the provision is established. This would be between Derby City Council, Derbyshire County Council and Derby and Derbyshire Clinical Commissioning Group. Due to alignment activity, the tender for the new service is not envisaged to commence prior to January 2020, and is proposed a maximum total of 5 years. The service for Derby City is jointly funded by Derby City Council and Derbyshire Clinical Commissioning Group. The contribution from Derby City Council remains up to £0.233m each year. The contribution by the Derbyshire County Council and Derby and Derbyshire Clinical Commissioning Group has been formally confirmed as £0.200m each year. Derby City's overall contract value remains the same as £0.433m per annum, which includes contributions for both parties.
- 4.10 It is recommended to approve entering into a Partnership arrangement with Derbyshire County Council and Derby and Derbyshire Clinical Commissioning Group, and delegate authority to the Strategic Director for Peoples Service, following consultation with the Strategic Director of Corporate Resources and Cabinet Member for Children and Young People, to approve the Council entering into such contractual arrangements as are necessary to give effect to the award for the Emotional Health and Wellbeing Service.
- 4.11 It is recommended to approve Derbyshire County Council to lead on the procurement of the contract on behalf of Derby City Council, under one specification but with Derby City Council managing our own contract and to approve a contract period of up to 5 years, noting the new contract is not envisaged to commence prior to January 2020.

Public/stakeholder engagement

- 5.1 None directly arising.

Other options

- 6.1 None directly arising.

Financial and value for money issues

- 7.1 As detailed in the main body of the report.

Legal implications

- 8.1 None directly arising.

Other significant implications

- 9.1 **Equalities Impact.**

None directly arising.

- 9.2 **Corporate objectives and priorities for change**

None directly arising.

This report has been approved by the following people:

Role	Name	Date of sign-off
Legal	Olu Idowu	30/09/2019
Finance	Toni Nash	30/09/2019
Service Director(s)	Simon Riley	30/09/2019
Report sponsor	Paul Simpson	30/09/2019
Other(s)	Ann Webster	30/09/2019
	Liz Moore	30/09/2019