

Cabinet (Resources) Panel

24 April 2024

Report title	Procurement – Award of Contracts for Works, Goods and Services	
Decision designation	AMBER	
Cabinet member with lead responsibility	Councillor Louise Miles Resources	
Key decision	Yes	
In forward plan	Yes	
Wards affected	All Wards	
Accountable Director	James Howse, Interim Director of Finance	
Originating service	Procurement	
Accountable employee	John Thompson	Head of Procurement
	Tel	01902 554503
	Email	John.thomson@wolverhampton.gov.uk
Report to be/has been considered by	Directorate Leadership Team	

Recommendations for decision:

The Cabinet (Resources) Panel is recommended to:

1. Delegate authority to the Cabinet Member for Governance and Equalities, in consultation with the Deputy Director of Assets, to approve the award of a contract for Oxley Health & Wellbeing Facility and Self & Custom Build Accommodation Main Contractor when the evaluation process is complete.
2. Delegate authority to the Cabinet Member for Children and Young People, in consultation with the Director of Children's Services, to approve the award of a contract for Families First for Children's Pathfinder Targeted Youth Support when the evaluation process is complete.
3. Delegate authority to the Cabinet Member for Environment and Climate Change, in consultation with the Director of Resident Services, to approve the award of a contract for Personal Projective Equipment (PPE) and Corporate Wear when the evaluation process is complete.

This report is PUBLIC
[NOT PROTECTIVELY MARKED]

4. Delegate authority to the Cabinet Member for Adults and Wellbeing, in consultation with the Director of Adult Social Care to approve the award of a contract for Direct Payment Support Service when the evaluation process is complete.

1.0 Councillor Paula Brookfield, Cabinet Member for Governance and Equalities

1.1 Delegated Authority to Award a Contract - Oxley Health & Wellbeing Facility and Self & Custom Build Accommodation Main Contractor

Ref no:	CWC23206
Council Plan aim	Healthy, inclusive communities Good homes in well-connected neighbourhoods
Originating service	City Assets
Accountable officer	Ballal Raza, Programme Director (01902) 552932
Leadership Team approval	9 August 2022
Accountable Lead Cabinet Member	Cllr Paul Brookfield, Cabinet Member for Governance and Equalities
Date Lead Cabinet Member briefed	12 January 2023
Procurement advisor	Anna Du-Mont, Procurement Manager (01902) 551099

1.2 Background

1.3 City of Wolverhampton Council (CWC) are proposing to undertake the re-development of the former Oxley Day Training Centre site. The site is located north of the city centre, on Probert Road. Demolition of the existing buildings has been completed and the site has been cleared.

1.4 The proposed new development is to provide the following:

- A new modern and integrated health & wellbeing facility providing primary, community health, social care and mental health services.
- An apartment block providing twenty-three dwellings under the self & custom build initiative.
- Car parking for eighty-five vehicles including electric charging and accessible parking spaces.
- Publicly accessible and private hard and soft landscaping including community garden, sensory garden and play area, cycle storage and stands.

Proposed Contract Award	
Contract duration	One year six months
Contract Commencement date	1 September 2024
Total value	£13,500,000

1.5 Procurement Process

- 1.6 The intended procurement procedure will be an open above threshold procedure in accordance with Public Contract Regulations 2015. This route to market has been decided for the purposes of opening up this competition to the wider market, which would also serve to encourage a robust competitive tender process among local suppliers, small and medium-sized enterprises (SMEs) and medium to larger contractors, supporting the Wolverhampton Pound initiative. In addition, the traditional contractual route will give the Council greater control over such a large scheme, promote design integrity with a fully scoped design, and better degree of cost certainty with a bill of quantities to be issued with the specification during the tender process.
- 1.7 The evaluation scoring balance will be 60% Price and 40% Quality, including 5% Equalities and 10% Social Value.
- 1.8 Any amendments to the procurement procedure will be reported in an Individual Executive Decision Notice (IEDN) to the relevant Cabinet Member in consultation with the relevant Director in accordance with the delegation within this report.
- 1.9 The evaluation team will comprise:

Name	Job Title	Organisation (if not CWC)
Ballal Raza	Programme Director	
Maz Zaman	Senior Development Manager	
Tim Laycock	Project Manager and Contract Administrator	Mascot Management
Oliver Cotton	Architect, Lead Designer and Principal Designer	Halliday Meecham Architects

1.10 Evaluation of alternative options

1. Do nothing – This option is not preferred as this would constitute reputational damage to the Council, who has already committed to this scheme, and undertaken extensive consultations with the local community and patients.
2. The option for the Council to undertake the works was not considered due to the lack of inhouse resources, knowledge and expertise required for the management and implementation of this scheme.

1.11 Reason for decisions

- 1.12 The site is Council owned and was being held subject to re-development. Public sector stakeholders shared an interest to work with the Council to redevelop the site for a health and wellbeing facility, and housing. Given the priority status of a new health and wellbeing facility in the Oxley area / North Wolverhampton, a feasibility exercise was undertaken. It was initially agreed by the Council and the Integrated Care Board (ICB) to jointly provide initial project resource to complete a feasibility study and work with interested parties to undertake early design work and a development appraisal for a modern health & wellbeing facility. This work brought forward the opportunity to add residential accommodation to the site which would provide additional outputs, offering much needed new affordable homes and attract grant funding for abnormal costs.
- 1.13 The project proposals have been developed considering these two key requirements (health & housing) for the city and both rely upon each other for their successful delivery and achievement of the necessary outputs and outcomes.
- 1.14 The reasons for the development of a Health & Wellbeing Facility are:
- High levels of poverty and deprivation, with 55% of the population living within the poorest 20 percentile range as nationally defined.
 - Significant health inequalities with a considerable gap in life expectancy across different ward areas.
 - Health and social care economy faces significant challenges to service a population of 280,000 with relatively high levels of deprivation.
 - Growing numbers of people living with multiple Long-Term Conditions putting additional strain on primary care.
 - Local NHS services and the Council are addressing these challenges through a partnership approach with health and social care partners across the Black Country.
 - Requirement for a new health, wellbeing facility is consistent with the key themes of the Sustainability and Transformation Partnership (STP) Estates Strategy, the 'One Public Estate' initiative and the latest published 'Commissioning Intentions' report.
 - The need for a premises solution for the Oxley area is identified in the Estates Strategy, specifically committing to assessing the feasibility of a new facility in the Oxley area / North Wolverhampton.

- Local Oxley Surgeries are rated 'Red' in the ICB assessment of building condition, quality and capacity. The Red rating is indicative of facilities which are operating with significant shortfalls in two or more of (i) lack of capacity and/ or (ii) poor quality and/or (iii) poor security of tenure.

1.15 The reasons for the development of Self & Custom Build New Homes are:

- 12,600 people live in the Oxley ward, and there is a cross-city need to increase housing supply and affordable living.
- Underdeveloped brownfield site represent an opportunity to deliver housing.
- There is commitment to delivering new homes by 2031 and taking a brownfield first approach, through the: Strategic Economic Plan (2016), Housing Deal (2018), the emerging West Midlands Industrial Strategy (2019), the Housing and Land Portfolio Business Plan (2020-2021) and the Recharge for the West Midlands (2020).
- The Wolverhampton Housing Strategy 2019-2024 seeks to deliver more and better homes, safe and healthy and access to secure homes.
- The Economic Growth Strategy (EGS) seeks to retain and attract economically active people to live and work in the City.
- The EGS has identified groups to ensure good quality homes in the City at a price they can afford for; first time buyers and second stage movers, households who want to rent, people who need affordable homes, homes for new communities and housing for graduates.

1.16 Financial implications

1.17 Cabinet on 23 March 2022 and Full Council on 6 April 2022 approved a capital budget for the redevelopment of the former Oxley day training centre site to allow the development of a new health & wellbeing facility and self & custom build new homes. This is funded through various sources including the Local Government Association, ICB and Council resources.

1.18 The proposed contract for the development works of £13.5 million can be accommodated within the approved budget.

1.19 Legal implications

1.20 The procurement will be an above threshold procedure in accordance with the Public Contract Regulations 2015 and Council's Contract Procedure Rules.

1.21 The Council will ensure that it complies with the applicable statutory and other processes when awarding the contract.

1.22 Equalities implications

1.23 An equalities analysis has established that this project is relevant to the Council's duty to advancing equality of opportunity. The Senior Equality Diversity and Inclusion Officer has been satisfactorily consulted on this matter and no implications have been highlighted whilst jointly reviewing the Equality Analysis Form.

1.24 Consultation with stakeholders including service providers and users, the local community and patient groups has been undertaken and will be an ongoing process throughout the scheme with continued consultation being carried out in conjunction with stakeholder communications teams.

1.25 All other implications

1.26 The proposed solution is supported by Corporate Landlord as it provides new facilities for the Council's North Social Care Team that are much needed in the area and helps reduce operation costs. The scheme will also address the ICB's requirements which seeks the Council's assistance in relocating and housing GP practices that are rated red in the ICB assessment of building condition, quality and capacity. A consultation with the Health and Wellbeing team members was also carried out.

1.27 The ambition is to achieve a net zero carbon facility designed to achieve a BREEAM Excellent rating which will contribute to sustainability locally and mean the facility is minimising impact on the local environment. This is in line with the Council's Climate Commitments and the Climate Emergency Declaration pledge to make all Council activities net zero carbon by 2028. Additionally, during 2020-2021 the NHS made a commitment to become carbon net zero by 2040 for emissions under NHS direct control and 2045 for the "Carbon Footprint Plus" measure which includes the wider supply chain. This supports the Council's intentions and development of its assets to also become net carbon zero.

1.28 The Health & Safety team have been consulted on the concept and at this stage there are no concerns. As the project develops the team shall be involved throughout the process. The demolition of the buildings has been completed. Additionally, the completed scheme is targeting Secure by Design Gold.

1.29 Schedule of background papers

1.30 Full Council 6 April 2022 - Oxley Health and Wellbeing facility and Residential Accommodation

1.31 Cabinet 23 March 2022 - Oxley Health and Wellbeing facility and Residential Accommodation

1.32 Recommendation

1.32 Cabinet (Resources) Panel is recommended to delegate authority to the Cabinet Member for Governance and Equalities, in consultation with the Deputy Director of Assets, to approve the award of a contract for Oxley Health & Wellbeing Facility and Self & Custom Build Accommodation Main Contractor when the evaluation process is complete.

2.0 Councillor Chris Burden, Cabinet Member for Children and Young People

2.1 Delegated Authority to Award a Contract – Families First for Children’s Pathfinder Targeted Youth Support

Ref no:	CWC24033
Council Plan aim	Strong families where children grow up well and achieve their full potential
Originating service	Children’s Services
Accountable officer	Rachel King, Deputy Director Children’s Services (01902) 555955
Leadership Team approval	4 April 2024
Accountable Lead Cabinet Member	Cllr Chris Burden, Cabinet Member for Children and Young People
Date Lead Cabinet Member briefed	5 April 2024
Procurement advisor	Babita Mal, Procurement Manager

2.2 Background

2.3 CWC has been selected as one of three local authorities who are Wave 1 Pathfinders. The expectation is that CWC, alongside the two other local authorities, will move into a ‘test and learn phase’ from January 2024 delivering services to children and their families in line with the Families First for Children’s Pathfinder (FFCP) design specification.

2.4 There are four key reform strands to the pathfinder that will be delivered as a whole system transformation:

- Overarching system-level reform, including multi-agency safeguarding arrangements.
- Family help.
- Child protection.
- Family networks.

2.5 Within the Family Help strand a key feature for consideration in the co-design is the composition of the Family Help Teams and who will be the lead practitioner for the family. The lead practitioner (LP) will be an expert in their own field and where appropriate will be chosen by the family as the conduit between all agencies within the Family Help Team.

2.6 The proposed service will deliver:

- Contribution to a multi-agency approach to working with young people to meet the needs of young people and their families.
- Develop ways of identifying needs and barriers to improved future outcomes for young people and families and then to target effective interventions.
- Participate in strategies to prevent offending and poor outcomes for young people.
- A range of informal and social learning opportunities and activities for young people and to encourage their positive contribution enabling them to enhance their life opportunities.
- Support for young people exiting the criminal justice system.
- Build resilience and raise aspirations for young people and families.

Proposed Contract Award	
Contract duration	Two years (1 year + 1 year)
Contract Commencement date	1 June 2024
Annual value	£170,000
Total value	£340,000

2.7 Procurement Process

2.8 The intended procurement procedure will be an open above threshold tender in accordance with Public Contract Regulations 2015. This route to market has been decided to ensure this tender is open, fair, and transparent. This route also provides opportunities for local suppliers to bid, supporting the Wolverhampton Pound.

2.9 The evaluation scoring balance will be 75% Quality, including 5% EDI and 10% Social Value, and 25% Pricing. Any amendments to the procurement procedure will be reported in an Individual Executive Decision Notice (IEDN) to the relevant Cabinet Member in consultation with the relevant Director in accordance with the delegation within this report.

2.10 The evaluation team will comprise:

Name	Job Title
Jennifer Rogers	Principal Social Worker
Lisa Raghunanan	Services Manager – Families First
Lynsey Kelly	Head of Communities (Public Health)

2.11 Evaluation of alternative options

- 2.12 The option to use internal resources has been discounted and in-house provision would be unlikely to offer better value for money. Engagement with the voluntary sector will expand the skill set and experience within family help and provide young people with a broader range of support.
- 2.13 An alternative option would be to not redesign the service; however, this would leave a gap in the Family Help offer for young people impacted by contextual safeguarding and community safety issues.

2.14 Reason for decisions

- 2.15 The service will be procured as a single contract as part of a 'test and learn' Pathfinder. Lessons learnt will inform future provision and this option utilises the voluntary sector knowledge and understanding of the city.
- 2.16 The principles that will underpin targeted youth work with young people include the following:
- Providing additional support to those young people aged 11-18 that need it most,
 - Identifying vulnerable young people and behaviours early,
 - Supporting young people to engage in diversionary activities ensuring the constructive use of leisure time activity and
 - Setting young people at the heart of decision making.

2.17 Financial implications

- 2.18 The budget for this service will be available from the Families First for Children's Pathfinder grant, with an overall budget value of £4.4 million between 2023 – 2025.
- 2.19 The Council have a confirmed budget available for £170,000 for year one, with an option to get further funding beyond March 2025, if extended into year two. Year two of this contract is dependent on funding and the Council may choose to terminate this contract for year two if funding is not available.

2.20 Legal implications

- 2.21 The procurement will be in accordance with the Public Contract Regulations 2015 and Council's Contract Procedure Rules.

2.22 Equalities implications

- 2.23 As part of the Pathfinder an Equalities Impact Analysis has been completed.

2.24 All other implications

- 2.25 There are no other implications arising from the recommendations of this report.

2.26 Recommendation

- 2.27 Cabinet (Resources) Panel is recommended to delegate authority to the Cabinet Member for Children and Young People, in consultation with the Director of Children's Services, to approve the award of a contract for Families First for Children's Pathfinder Targeted Youth Support when the evaluation process is complete.

3.0 Councillor Craig Collingswood, Cabinet Member for Environment and Climate Change

3.1 Delegated Authority to Award a Contract – Personal Protective Equipment (PPE) and Corporate Wear

Ref no:	CWC23121
Council Plan aim	A vibrant, green city we can all be proud of
Originating service	Waste Services
Accountable officer	Kate Darlington, Contracts and Disposals Manager
Leadership Team approval	20 February 2024
Accountable Lead Cabinet Member	Councillor Craig Collingswood, Cabinet Member for Environment and Climate Change (01902) 861498
Date Lead Cabinet Member briefed	22 February 2024
Procurement advisor	Tracey-Ann Warrington, Procurement Buyer (01902) 553403

3.2 Background

3.3 CWC has a requirement for the supply of Personal Protective Equipment (PPE) and Workwear. This contract applies to the Waste Services department which comprises of the Waste Collections team, the Waste Transfer Station and the Household Waste and Recycling Centres.

Proposed Contract Award	
Contract duration	Four years (2+1+1)
Contract Commencement date	5 August 2024
Annual value	£57,500
Total value	£230,000

3.4 Procurement Process

- 3.5 The intended procurement procedure will be an open above threshold procedure in accordance with Public Contract Regulations 2015. This route to market has been decided to ensure we are getting the best possible value for money.
- 3.6 The evaluation scoring balance will be 30% price and 70% quality, including 10% Social Value and 5% EDI. Any amendments to the procurement procedure will be reported in an Individual Executive Decision Notice (IEDN) to the relevant Cabinet Member in consultation with the relevant Director in accordance with the delegation within this report.
- 3.7 The evaluation team will comprise:

Name	Job Title
James Dosiak	Operations Supervisor
Kate Darlington	Quality & Logistics Officer
Lee Platt	Operations Manager

3.8 Evaluation of alternative options

1. Continue to source PPE on an ad-hoc basis – This option leaves waste services in a vulnerable position in relation to cost increases and changes in service provision. This also means that there are no key performance indicators to ensure that PPE meets the required safety standards. This option poses both financial and health and safety risks.
2. There is an option for staff not to wear PPE. However, it is the responsibility of Employers to protect workers from health and safety risks. This means they must provide PPE free of charge if a risk assessment shows it is needed. Without PPE, employees are at risk of:
 - Being struck by falling objects or debris.
 - Impacts and collisions.
 - Cuts and punctures.
 - Impacts & collision with vehicles.

3.9 Financial implications

- 3.10 Within Waste Services there is existing approved budget in 2024-2025 for protective clothing to meet a contract with an annual cost of up to £57,500. Subject to future budget reports and consideration alongside the medium term financial strategy (MTFS) this budget should remain sufficient to provide replacement of like for like PPE over the contract period.

3.11 Legal implications

3.12 The procurement will be an above threshold procedure in accordance with the Public Contract Regulations 2015 and Council's Contract Procedure Rules.

3.13 Equalities implications

3.14 An equalities impact assessment was undertaken in August 2023. Procurement should take steps to ensure that the prospective suppliers operate with the same values as CWC in terms of equalities, diversity and inclusion. In terms of PPE, the procurement ensures that the PPE is inclusive in terms of size, gender and religious requirements whilst also meeting the relevant safety standards that are required.

3.15 All other implications

3.16 There are no other implications arising from the recommendations of this report.

3.17 Recommendation

3.18 Cabinet (Resources) Panel is recommended to delegate authority to the Cabinet Member for Environment and Climate Change, in consultation with the Director of Resident Services, to approve the award of a contract for PPE and Corporate Wear when the evaluation process is complete.

4.0 Councillor Jasbir Jaspal, Cabinet Member for Adults and Wellbeing

4.1 Delegated Authority to Award a Contract – Direct Payment Support Service

Ref no:	CWC23124
Council Plan aim	Fulfilled lives for all with quality care for those that need it
Originating service	Adults Commissioning
Accountable officer	Vicki Mosley, Senior Commissioner Officer (01902) 554964
Leadership Team approval	14 March 2024
Accountable Lead Cabinet Member	Cllr Jasbir Jaspal - Cabinet Member for Adults and Wellbeing
Date Lead Cabinet Member briefed	25 March 2024
Procurement advisor	Babita Mal, Procurement Manager

4.2 Background

- 4.3 The Care Act (2014) places a duty on all local authorities to ensure that every adult assessed as being eligible for funded care and support can access a Personal Budget (PB), which is sufficient to meet their assessed needs. Direct Payments (DP) are the established route by which an individual can receive their allocated budget if they prefer to arrange their own support rather than receive a commissioned service.
- 4.4 The DP Support Service enables access to information, advice, and signposting. The Bookkeeping and Payroll Service is only for those individuals who have either been assessed under Section 2 of the Carers and Disabled Children Act 2000, Care Act 2014 or Children and Families Act 2014 and who are ordinarily a resident within the City of Wolverhampton. This will include older and disabled people over the age of 16, people with parental responsibility for a disabled child and carers aged 16 and over or an appointed suitable person.

Proposed Contract Award	
Contract duration	Seven years (5+1+1)
Contract Commencement date	1 October 2024
Annual value	£130,000
Total value	£910,000

4.5 Procurement Process

- 4.6 The intended procurement procedure will be an open above threshold tender in accordance with Public Contract Regulations 2015. This route to market has been decided to ensure this tender is open, fair, and transparent. This route also provides opportunities for local suppliers to bid, supporting the Wolverhampton Pound.
- 4.7 The evaluation scoring balance will be 20% price and 80% quality, including 10% social value and 5% equalities.
- 4.8 Any amendments to the procurement procedure will be reported in an Individual Executive Decision Notice (IEDN) to the relevant Cabinet Member in consultation with the relevant Director in accordance with the delegation within this report.
- 4.9 The evaluation team will comprise:

Name	Job Title
Vicki Mosley	Senior Commissioning Officer
Manju Raillay	Commissioning Officer
Nicky Hack	Senior Social Work Manager
David Drayton-Green	Direct Payments Service Manager

4.10 Evaluation of alternative options

- 4.11 The option of inhouse delivery would involve undertaking a whole service redesign which would not be completed within the current time restraints. Furthermore, the infrastructure does not exist to undertake this option currently.
- 4.12 The option of tendering under two lots, as the current model currently operates, may result in the award to two separate providers which will cause extra internal work-pressures for staffing resource in contract management and would cause an unnecessary and disjointed customer journey.

4.13 Reason for decisions

- 4.14 The number of people accessing Direct Payments is increasing every year. The proportion of adults receiving a direct payment has increased from 19.6% in 2016-2017 to 25.8% in 2021-2022. The proportion of carers receiving a direct payment for carer support has increased from 23.4% in 2016-2017 to 24.9% in 2021-2022.
- 4.15 Not tendering for this service would mean support would not be given for those individuals who want to access a direct payment. Direct Payments are required in the Care Act to be offered to individuals to increase choice and flexibility in their care. By not

providing support in this may discourage individuals to take up this option and increase the risk of direct payments being used ineffectively.

4.16 Financial implications

4.17 The annual cost of the contract will be in the region of £130,000 based on the current number of service users, and can be met from existing approved budgets within the commissioning service.

4.18 Legal implications

4.19 The procurement will be an above threshold procedure in accordance with the Public Contract Regulations 2015 and Council's Contract Procedure Rules.

4.20 This service is an important part of the Council's performance of its obligations under the Children's and Families Act 2014 and the Care Act 2014. The Council has considered the wellbeing of individuals receiving the service and will have engaged with providers in procuring the service.

4.21 Equalities implications

4.22 Positive impacts, and solutions to negative impacts have been recorded within the project's equality analysis, ensuring all relevant equality themes, and their protected characteristics have been considered and mitigated.

4.23 All other implications

4.24 Transfer of Undertakings (Protection of Employment) Regulations 2006 (SI 2006/246) (TUPE) will apply.

4.25 Recommendation

4.26 Cabinet (Resources) Panel is recommended to delegate authority to the Cabinet Member for Adults and Wellbeing, in consultation with the Director of Adult Social Care to approve the award of a contract for Direct Payment Support Service when the evaluation process is complete.

5.0 Financial implications

5.1 All financial implications are included within the relevant section of the report.
[MH/15042024/P]

6.0 Legal implications

6.1 All legal implications are included within the relevant section of the report.
[SZ/15042024/P]

7.0 Equalities implications

7.1 The relevance to equalities and progress in terms of equality analysis will vary for each proposal included in this report. Accountable officers have and will ensure that evidence is collected and used to demonstrate compliance with CWC's legal obligations under the Equality Act 2010.

8.0 All other implications

8.1 All other implications are included within the relevant section of the report.

9.0 Schedule of background papers

9.1 All background papers are included within the relevant section of the report.