

<b>COUNCIL</b>	AGENDA ITEM No. 10
<b>1 NOVEMBER 2023</b>	PUBLIC REPORT

## RECORD OF EXECUTIVE DECISIONS MADE SINCE THE LAST MEETING

### 1. CABINET MEETING HELD ON 18 SEPTEMBER 2023

#### i. Third Report of the Peterborough City Council Independent Improvement and Assurance Panel

Cabinet considered the report and **RESOLVED** to:

1. Note the third report of the Independent Improvement and Assurance Panel and agrees to the action to be taken as a result and progress being made with delivery of the Improvement Plan.
2. Respond with the action it wishes to take, including on the following issues:
  - Completing the audit and sign off of all outstanding annual accounts in this financial year,
  - Planning for the permanent recruitment to the S151 role,
  - Continuing to invest in the work of the Portfolio Boards,
  - Considering the approach to the disposal of assets,
  - Developing and approving a Commercial Strategy to strengthen the work of the Shareholder Committee and align with best practice, Completing an Asset Management Plan and a Corporate Landlord approach,
  - Considering replacement of the building compliance IT system,
  - Reconsidering the proposal to move to all out elections,
  - Facilitating handover between the outgoing and incoming Audit Committee chairs

#### ii. Budget Simulator Launch

Cabinet considered the report and **RESOLVED** to agree the launch of the Budget Simulator from 19 September 2023, which will be open for the public to submit responses for a period of 6 weeks, closing on 31 October 2023.

#### iii. Leisure, Heritage and Library Services Contract Award

Cabinet considered the report and **RESOLVED** to:

1. Authorise the Council to commission Leisure services from Peterborough Limited (“P-Ltd”) and the sub-contracting of such services by P-Ltd to its wholly owned subsidiary company limited by guarantee (“CLG”) (subject to all necessary approvals being obtained and steps being completed, as required under Cabinet decision MAR23/CAB/104) until 31st March 2029 rather than 31st March 2024 as approved by Cabinet on 23 March 2023.
2. Subject to the Council in its capacity as trustee of the Peterborough Museum and Art Gallery obtaining all necessary consents, authorises the Council in its capacity as local authority to commission heritage and library services (specifically, Peterborough Museum and Art Gallery, Flag Fen, and Libraries), up to the available budget of £1.4m, from P-Ltd and the sub-contracting of such services by P-Ltd to CLG until 31st March 2029.

3. Delegate authority to the Executive Director for Place and Economy, in consultation with the Director for Legal and Governance and the Deputy Leader and Cabinet Member for Housing and Communities (following receipt of the necessary approvals and steps referred to in recommendation 1 and following receipt of any necessary consents referred to in recommendation 2) to take all necessary steps to protect the interests of the Council and implement the decision in recommendations 1 and 2 including negotiating and entering into all documentation reasonably required to give effect to this recommendation.

iv. **Award of contracts for respite care & accommodation services for adults with learning disability/autism in Peterborough**

Cabinet considered the report and **RESOLVED** to approve:

1. the award of Contract to Hereward Care Services Limited (company number 04044871) for the provision of Respite Care & Accommodation Services for Adults with Learning Disability / Autism for

Lot 1: six shared social care beds at a total cost of £429,240 per annum; being a total of £4,292,400 for the possible duration of ten (10) years) across all beds (budget to be uplifted annually as per the Inflation Strategy through the business plan) for a period of five years from 1st November 2023, with an option to extend up to a maximum period of five years in two increments; three years plus a further two years, making a possible total contract period of ten years and;

2. the award of Contract to Hereward Care Services Limited (company number 04044871) for the provision of Respite Care & Accommodation Services for Adults with Learning Disability / Autism for

Lot 2: five health beds at a cost of £393,562 across all beds for a period of one year from 1st November 2023

3. the Council entering into a Collaboration Agreement with Integrated Care Board to set out the funding arrangements for the Lot 2 Contract.

v. **Supply of temporary agency resource to the Council**

Cabinet considered the report and **RESOLVED** to:

1. Approve the award of a contract to OPUS People Solutions via ESPO MSTAR4 Lot1b Master Vendor for the provision of all social care temporary resources for a period of three years with an option to extend for a period of one year. The estimated value of the contract is £4m per year.
2. Approve the award of contracts via the ESPO 3S\_22 framework to the suppliers listed below for the provision of all temporary resources that are non-social care for a period of four years including an option to break at year three and the estimated total value of the contracts is £3m per year.

- Eden Brown
- Tile Hill
- Capita
- Morgan Hunt
- Hays
- Reed

- Sellick Partnership
  - Penna PLC
  - Liquid
  - Blue Arrow
  - OPUS People Solutions
3. Delegate authority to the Executive Director Corporate Services and Section 151 Officer to award non-social care call-off contracts to additional suppliers that are listed on the ESPO 3S\_22 framework on a case-by-case basis and following recommendation by the Council's Work Force Board. The value of additional call-off contract(s) shall not exceed the value set out in recommendation 2.
  4. Approve the Council entering into contracts with the contractors that are awarded contracts within recommendation 1, 2 and 3.

vi. **Budget Control Report June 2023 – Quarter 1**

Cabinet considered the report and **RESOLVED** to note:

1. The budgetary control position for 2023/24 on 30 June 2023 is a forecast overspend of £5.1m position.
2. The key variance analysis and explanations are contained in section 4.2 and Appendix A to the report.
3. The Council's performance with respect to Business Rates (NNDR) and Council Tax Collection, as outlined within Appendix B to the report.

vii. **Quarterly Performance Report – Quarter one**

Cabinet considered the report and **RESOLVED** to note the Corporate Performance Report for quarter one.

**CABINET MEETING HELD ON 16 OCTOBER 2023**

i. **Sales, Fees and Charges Review**

Cabinet considered the report and **RESOLVED** to:

1. Endorse the increases in Fees and Charges as outlined in this report with the exception of the cost of the second Garden Waste bin (which is proposed to increase by £30 rather than £50).
2. Recommends to Full Council the approval of the increases to Fees and Charges as set out in this report.

ii). **Peterborough Integrated Renewables Infrastructure (PIRI)**

Cabinet considered the report and **RESOLVED** to:

1. Approves the route to delivery of the PIRI project, via a partnership arrangement, as set out in section 4.2.2 of this report, including the procurement of a partner.
2. Authorise the Interim Director of Legal and Governance to enter into any legal agreements or documentation on behalf of the Council to facilitate the decision in recommendation one.

iii). **Disposal of the Dickens Street and Wellington Street Car Parks**

Cabinet considered the report and **RESOLVED** to:

1. Approves the disposal of the former Dickens Street and Wellington Street car parks.
2. Delegates authority to the Executive Director for Corporate Services, in consultation with the Executive Director for Place and Economy, the Interim Director of Legal and Governance, and the Cabinet Member for Legal, Finance and Corporate Services to take all necessary steps to facilitate the decision in Recommendation 1, including completing due diligence, approving the final terms of disposal and entering into any necessary agreements.

### **3. CALL-IN BY SCRUTINY COMMITTEE**

Since the publication of the previous report to Council, the call-in mechanism has not been invoked.

### **4. SPECIAL URGENCY AND WAIVER OF CALL-IN PROVISIONS**

Since the publication of the previous report to Council the urgency, special urgency and/or waiver of call-in provisions have been invoked once.

#### **1. Music Hub Investment Programme September 2024-August 2025 OCT23/CMDN/46**

With the approval of the Chairman of the Children and Education Scrutiny Committee, the urgency procedure has been invoked to waive the 3 day call in period. These procedures have been invoked because this decision is required in order to comply with national timescales and deadlines. Officers across Cambridgeshire and Peterborough have been working on the bid for several months and, latterly, have been seeking legal advice on the Delegation and Collaboration Agreement and advice from democratic services including on the governance requirements some of which has taken longer than anticipated. The decision to enter into the contract, should it be awarded, will be put before the Cabinet Member. Recent advice has suggested that there should also be a cabinet member decision to cover the submission of the bid. It has therefore been necessary to submit this request.

## 5. CABINET MEMBER DECISIONS

<b>CABINET MEMBER AND DATE OF DECISION</b>	<b>REFERENCE</b>	<b>DECISION TAKEN</b>
Deputy Leader and Cabinet Member for Housing and Communities  Cllr S Allen  18/07/2023	JUL23/CMDN/25	<p><b>Citizens Advice Peterborough Grant 2023-24</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Approved the award of grant funding of £130,000.00 to Citizens Advice Peterborough as per the detail of this report to support their work until March 2024.</li> <li>2. Authorised the Council to enter into a grant funding agreement with Citizens Advice Peterborough to facilitate the decision in 1.</li> </ol>
Cabinet Member for Skills, Education and Children's Services'  Cllr Ayres  24/07/2023	JUL23/CMDN/26	<p><b>Decision to Award Compensation as Recommended by the Stage 2 Complaint Adjudicator</b></p> <p>The Cabinet Member authorises the payments of £6,516.50 to reflect the missed provision and reflect the distress to Miss X</p> <ol style="list-style-type: none"> <li>1. Pay Miss X £5,516.50 for the missed provision for her child due to the significant delay in the Children and Family Assessment.</li> <li>2. Pay Miss X £1000.00 to acknowledge the distress caused by the faults identified in this statement.</li> </ol> <p>Total financial remedy of £6,516.50 in line with a settlement amount recommended by the Adjudicator of the independent investigation.</p>
Deputy Leader and Cabinet Member for Housing and Communities  Cllr S Allen  27/07/2023	JUL23/CMDN/27	<p><b>Refugee Resettlement Befriender Contract Award</b></p> <p>The Cabinet Member is recommended to:</p> <ol style="list-style-type: none"> <li>1. Authorise the contract award to The British Red Cross Society for a sum of £1,035,942, commencing 1 September 2023 to 31 March 2026 with the option to extend for two periods of 12 months each, for the delivery of refugee resettlement advice, support and integration services to families settled under Government refugee programmes.</li> </ol>

<p>Deputy Leader and Cabinet Member for Housing and Communities</p> <p>Cllr S Allen</p> <p>28/07/2023</p>	<p>JUL23/CMDN/28</p>	<p><b>Compensation for Upheld Complaint (Housing Needs)</b></p> <p>The Cabinet Member is recommended to:</p> <ol style="list-style-type: none"> <li>1. Approve a payment of £1650 to compensate a complainant for delays in the processing of their application in line with the Peterborough Homes Allocations Policy as set out in the Stage 2 report included at Appendix 1</li> </ol>
<p>Leader of the Council and Cabinet Member for Adults Services and Public Health</p> <p>Cllr Fitzgerald</p> <p>08/08/2023</p>	<p>AUG23/CMDN/29</p>	<p><b>Delegation of Function to Cambridgeshire County Council: Substance Misuse Individual Placement Support Service</b></p> <p>The Cabinet Member approved the following:</p> <p>Authorised the delegation of authority to Cambridgeshire County Council (CCC) to act as the lead authority for commissioning an Individual Placement Support (IPS) Service aligned to drug and alcohol treatment services across Peterborough.</p> <p>The Council to enter into a delegation and partnering agreement with CCC for the duration of the delegated function.</p> <p>Endorsed that CCC, as the lead authority, enter into a Section 75 agreement with the Cambridgeshire and Peterborough Foundation Trust for the delivery of this function for Peterborough.</p>
<p>Leader of the Council and Cabinet Member for Adults Services and Public Health</p> <p>Cllr Fitzgerald</p> <p>08/08/2023</p>	<p>AUG23/CMDN/30</p>	<p><b>Approval of Delegation Agreement for Floating Support Service</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Approved the continued delegation of authority to Cambridgeshire County Council (CCC) to act as lead local authority in commissioning the Cambridgeshire and Peterborough Floating Support Service across Peterborough and Cambridgeshire and for delivery of the function for this service to CCC, which shall include the associated transfer of funding to CCC for a five year period (includes two one year extension periods). This delegation shall commence on the date the decision becomes effective.</li> <li>2. The Council to enter into a delegation and partnering agreement with CCC for the duration of the delegated function.</li> </ol>
<p>Cabinet Member for Legal,</p>	<p>SEPT23/CMDN/31</p>	<p><b>Adults and Childrens Social care placements</b></p>

<p>Finance and Corporate Services</p> <p>Cllr Coles</p> <p>07/09/2023</p>		<p>The Cabinet Member is recommended to:</p> <p>1) Authorise, until 1 October 2024, the commissioning of social care placements for adults and children by directly awarded contracts to the relevant providers, without competition, and delegates authority:</p> <p>a) to the Executive Director for Adult Services or their delegate (in the case of placements for adults); and</p> <p>b) to the Executive Director for Children's Services or their delegate (in the case of placements for children), including</p> <p>c) sign off by the relevant Head of Finance, who will assess and comment upon the financial implications.</p> <p>To award and enter into contracts for such placements, subject to the following:</p> <p>(I) Such placements must be within the budget for the services;</p> <p>(II) The value of the individual placement must not exceed the threshold within the Public Contracts Regulations 2015, unless agreed by the Director of Legal and Governance;</p> <p>(III) There must be no suitable alternative provision via compliant procurement routes to meet the needs of the individual, in the view of the Executive Director for Adult Services or Executive Director for Children's Services or their delegate (as appropriate);</p> <p>(IV) Each placement must be made in consultation with the Director of Legal and Governance and documented in an Officer's Decision Notice recording the exercise of this delegation;</p> <p>(V) The Executive Director for Adult Services (in the case of placements for adults) and the Executive Director for Children's Services (in the case of placements for children) shall maintain an anonymised list of each placement made in reliance upon this delegation (detailing, in relation to each placement, the length of the placement and value (stated either in weekly, monthly or annual figures)) and shall provide such list to the Director of Legal and Governance each quarter; and</p> <p>(VI) Each placement must be documented in writing (by appropriate contract or individual placement agreement documentation).</p>
<p>Cabinet Member for Growth and Regeneration</p> <p>Cllr Cereste</p>	<p>SEPT23/CMDN/32</p>	<p><b>Establishment of Local Plan Working Group</b></p> <p>The Cabinet Member is recommended to:</p> <p>1. Approve the establishment of a Local Plan Member Working Group; and</p>

11/09/2023		2. Approve the Terms of Reference for the Local Plan Member Working Group (See Appendix 1)
Cabinet Member for Skills, Education and Children's Services'  Cllr Ayres  18/09/2023	SEPT23/CMDN/33	<p><b>Contract Award For Infant Feeding And Perinatal Mental Health (Emotional Wellbeing) Peer Support Service</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Authorised Peterborough City Council (PCC) to be delegated the authority by Cambridgeshire County Council (CCC) and for PCC to act as the lead authority in commissioning the Infant Feeding and Perinatal Mental Health Peer Support Service across Peterborough and Cambridgeshire, which shall include the associated transfer of funding to PCC from 1 October 2023.</li> <li>2. Authorised a Delegation and Partnering Agreement between PCC and CCC to enable the function to be transferred from CCC to PCC in respect of this service.</li> <li>3. Authorised PCC to award the contract to the National Childbirth Trust for the period of 1 October 2023 to 31 March 2025 (contract value £301,500.00 (PCC £176,378 and CCC £125,122)) with the option to extend for a further period of 12 months (estimated £194,000 between PCC and CCC).</li> </ol>
Cabinet Member for Adults and Public Health  Cllr Hussain  22/09/2023	SEPT23/CMDN/40	<p><b>Delegation of Functions to Cambridgeshire County Council: Delivery of Suicide Postvention Transformation Work</b></p> <p>The Cabinet Member is recommended to:</p> <ol style="list-style-type: none"> <li>1. Authorise the delegation of authority to Cambridgeshire County Council (CCC) to act as the lead authority in the delivery of the Wave 4 Suicide Postvention Programme 2022-2025, including oversight and commissioning of work through a joint budget of £30,000. This budget is wholly funded by the NHS and intended for delivery across Cambridgeshire and Peterborough.</li> <li>2. Authorise the delegation of authority to Cambridgeshire County Council (CCC) to act as the lead authority in commissioning work within this programme, including Suicide Bereavement Counselling and Training for Staff Working with Young People Bereaved by Suicide</li> <li>3. Endorse that CCC, as the lead authority, enter into contract with the providers for the delivery of these functions.</li> </ol>
Deputy Leader and Cabinet Member for	SEPT23/CMDN/41	<b>Grant to Metal Culture Limited to provide the opportunity for arts and cultural organisations, in Peterborough, to lever in additional funding for</b>



<p>Housing and Communities</p> <p>Cllr S Allen</p> <p>25/09/2023</p>		<p><b>delivery across the city as a key partner in the culture and arts sector</b></p> <p>The Cabinet Member is recommended to:</p> <ol style="list-style-type: none"> <li>1. Approve the award of a grant to Metal Culture Limited, in the sum of £150,000 (ie £50,000 per annum, for 3 years from 2023-24); and</li> <li>2. Approve the Council entering into a grant agreement for the purpose of Metal Culture Limited working with a wide range of partners, other cultural organisations and institutions in Peterborough in order to assist and develop the cultural development of the city.</li> </ol>
<p>Deputy Leader and Cabinet Member for Housing and Communities</p> <p>Cllr S Allen</p> <p>28/09/2023</p>	<p>SEPT23/CMDN/42</p>	<p><b>Request to re-implement Public Spaces Protection Orders for Gating</b></p> <p>The Cabinet Member is recommended to:</p> <ol style="list-style-type: none"> <li>1. Authorised the extension of the Public Spaces Protection Orders for Gating as listed in this document and in the areas as shown in the plans included at Appendix 2 for a further 3 years until October 2026.</li> <li>2. Delegated authority to the Executive Director Place and Economy and Director of Legal and Governance and Monitoring Officer to take all necessary steps to implement the decision in recommendation 1.</li> </ol>
<p>Cabinet Member for Infrastructure, Environment and Climate Change</p> <p>Cllr Simons</p> <p>04/10/23</p>	<p>OCT23/CMDN/43</p>	<p><b>Procurement of Contract for Traffic Signals 2024-2032 – Inter-Authority Joint Procurement Collaboration Agreement</b></p> <p>The Cabinet Member Authorised the Council to enter into an Inter-Authority Joint Procurement Collaboration Agreement with Cambridgeshire County Council, Bedford Borough Council, Central Bedfordshire County Council and Luton Borough Council in relation to the procurement of a contract for the supply, installation and maintenance of traffic signals. This agreement will cover the procurement period (up to September 2024) and then remaining place for as long as the period of the call-off contract.</p>
<p>Cabinet Member for Adults and Public Health</p> <p>Cllr Hussain</p> <p>05/10/23</p>	<p>OCT23/CMDN/44</p>	<p><b>Additional Grant funding for rough sleepers</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Approved a variation of the Council’s Integrated Drug and Alcohol Treatment Service contract with Change</li> </ol>

		<p>Grow Live Limited to incorporate additional grant funding received from the Office of Health Improvement and Disparities for Rough Sleeper Drug and Alcohol Treatment for contract year 2023/24 and 2024/25. The contract variation value shall be £707,126.00 in contract year 23/24 and £734,803.00 in contract year 24/25. The total value of the contract variation shall be £1,441,929.00.</p> <p>2. Authorised the Council to enter into a contract variation with the provider, Change Grow Live Limited, for the contract years 2023/24 and 2024/25.</p>
<p>Cabinet Member for Adults and Public Health</p> <p>Cllr Hussain</p> <p>06/10/23</p>	OCT23/CMDN/45	<p><b>Approval to award Community Support for Older People</b></p> <p>The Cabinet Member agreed to award a contract for community support for older people to Age UK Cambridgeshire and Peterborough, a charity, registered with the Charity Commission (1165856) following a successful procurement from Lot 3 of the Early Intervention and Prevention Dynamic Purchasing System for a period of 3 years with an option to extend up to a period of 12 months from 12<sup>th</sup> October 2023 for a value of £501,460 (£125,365 Per annum).</p>