

RECORD OF DELEGATED DECISION (OFFICER)

CONTRACT AWARD

1. Decision Reference No.	PH085
2. Decision made by	Portfolio Holder for Housing and Landlord Services – Cllr Pip Allnatt
3. Name and job title of Officer requesting the decision (inc Officer email address)	Chris Flannery – Housing Asset Manager cflannery@melton.gov.uk
4. Title / Subject Matter:	Award of Contract – Cyclical Decoration Contact
5. Type of Decision: (The decision will be published in its entirety unless it contains exempt information as described in Section 1.4 of the Council's Access to Information Rules)	Public
6. Key Decision?	Yes
<p>7. Decision Taken: (Try to briefly summarise what you have decided to do. Do not include any exempt or other information in your decision that you would not want to be published.)</p> <ol style="list-style-type: none"> 1. To award the contract for external cyclical decoration to the preferred supplier through the Fusion 21 2. To enter into any necessary legal documentation to effect the award 	
<p>8. Reasons for Decision:</p> <p>Council owned properties have not been painted externally for a number of years.</p> <p>This contract covers a full cyclical decoration service, including pre-paint repairs, painting of timber and certain types of render, render washing where not painted and clearance of gutters. The initial plan is to paint all properties over a five year period and then move to a more usual seven year paint cycle. The Borough will be split evenly and geographically to ensure efficiency.</p> <p>The contract was procured through the Fusion 21 Painting, Decorating and Associated Repairs Framework 2023-2027 and is based on a standard schedule of rates. The maximum contract value is</p>	

£100,000 per annum, which is in line with the budget allocated to this work in the HRA Revenue Account. The preferred supplier is ranked first on this framework, which allows for a direct award.

The supplier has been procured in compliance with the contract procedure rules, and all necessary due diligence has been carried out by the Council Officer.

9. Authority / Legal Power:

(Please detail where your authority comes from e.g. Committee Minute, Constitution or Legal power i.e. what enables you to take this course of action)

Legal – See below

10. Background Papers attached?

No

11. Alternative options available / rejected:

(Briefly summarise what other options, if any, are available or considered and why they were rejected.)

1. To complete the external decoration through an existing contract. This was discounted as the current contractor is unable to do this based on their original contract terms.
2. To not enter into a contract to paint on a cyclical basis. This would required all painting to be carried out reactively, which would increase the risk of components being damaged by weather, would be less efficient and would ultimately cost the council more.

12. Implications:

Legal	<p>The Council has the power to enter into contracts in order discharge its functions (Local Government Act 1972, s111 and the Local Government (contract) Act 1997, s1).</p> <p>The Local Government Act 1972 requires the Council to have regulations for how it enters into contracts. In addition to complying with all relevant UK and EU legislation every contract entered into on behalf of the Council must also comply with the Council's Contract Procedure Rules and the Council's Financial Regulations</p> <p>The Council's Contract Procedure Rules permits Chief Officers, subject to complying with EU requirements, to authorise participation in a framework agreement where it can be shown that the framework:</p> <ul style="list-style-type: none">• Offers value for money,• Offers single savings in the cost of procurement <p>If the above criteria is satisfied, entering a framework agreement will reduce the risk of challenge for the Authority</p> <p>[Legal Approval 29 June 2023]</p>
Finance	<p>[The requested amount falls within the budgeted Planned works and cyclical decoration line of the programmed contract work budget.</p> <p>[Finance Approval 14th June 2023]</p>
HR	N/A
Procurement	<p>Having been involved in this and reviewing the F21 process I am happy this is fully compliant. MF</p> <p>[Procurement Approval 29 June 2023]</p>
Other	<p>The following checks have been carried out in relation to the contract provider:</p> <ul style="list-style-type: none">- Financial credit checks- Insurance certificates- Health and safety policies

13. Signature of Officer with authority to sign (See Section 9):

Please do not 'pp' for a Senior Officer

Signed off by Michelle Howard 12th July 2023

14. Officer Responsible for Procurement:

I confirm compliance with the Contract Procedure Rules
Name: Chris Flannery

Date: Call In Waived by Scrutiny Committee Chair? (Under urgency Procedures) Where urgency procedures used please provide approved urgency notice	N/A
Has this been discussed by Cabinet Members?	No
Cabinet Portfolio Holder Signature	Email approval received on 18 July 2023 Cllr Pip Allnatt Leader of the Council
Declarations/conflict of interest?	No