

APPENDIX 3

**PROCUREMENT BOARD DECISIONS TO WAIVE CONTRACT PROCEDURE RULES
PERIOD October 2018 –7 May 2019 SPEND OVER £100K**

Procurement Board decision and reasons shown in italics

- 1. The reason why the usual procurement process cannot be followed; and
- 2. How it is/will be evidenced that the contract represents *value for money*; and

Number	Date Requested	Description and Reason for Request	Term		Approximate Annual value
Tender 20181123_1 2-27-20 BLE20904.xls	23 November 2019	Direct award child residential care placement. All existing commissioned arrangements were exhausted including all available in borough residential bed provision. <i>Value for money will be assured by regular review of needs which will be reviewed at regular intervals regarding the ongoing appropriateness of the placement or should sufficient progress be made whether a transition to standard residential accommodation can be made.</i>	3 years	Wings - Keddleston Group	£131,000
Tender 2018126_15-37-48 HutchS01.xls	6 December 2019	Direct award off contract residential care council contract- older persons - out of area - section 117 placement under the Mental Health Act <i>Placement is assessed as the only appropriate placement to meet needs. Council contracted provision assessed as unsuitable to meet specific needs and costs at market rate.</i>	4 years	Defoe Court, Newton Aycliffe	£29,500
Tender 2018126_15-46-40 MANSFA01.xls	6 December 2019	Direct award off contract residential care council contract - older persons - out of area - section 117 placement under the Mental Health Act <i>Placement is assessed as the only appropriate placement to meet needs. Council contracted provision assessed as unsuitable to meet specific needs and costs at market rate.</i>	4 years	St Clare's Court Newton Aycliffe	£29,500
Tender 201912_8-55-38 WEAT3969.xls	December 2019	Direct award off contract residential care council contract - older persons - out of area - section 117 placement under the Mental Health Act <i>The placement is assessed as the only appropriate placement to meet needs value for money to be assured by monitoring.</i>	Unknown	Morris Grange Care Home	£37,000

Tender 2019124_12-1-51 GRIE3978.xls	24 January 2019	Assist DBC in relation to negotiating a settlement with HMRC with regard to over declared VAT. Have submitted a waiver for direct award given very challenging timescales and charges are at market rate. <i>Direct award for urgency and costs at market rate.</i>	Duration of appeal with HMRC	PWC	£150000
Tender 2019125_16-16-43 MANSFA01.xls	25 January 2019	Residential Care Placement - Hundens Lane Care specialist provision <i>Placement is assessed as the only appropriate placement to meet needs. Council contracted provision unsuitable to meet specialist needs. Costs at market rate.</i>	Ongoing	Hunden's Care Home, Hunden's Lane, Darlington , DL1 1JF.	£35,000
Tender 2019128_15-21-45 CALL1031.xls	28 January 2019	Trailblazer was previously funded by the DCLG (now MHCLG), for a period of 2 years to end January 2019, with service provided by 700 Club and Citizens Advice Bureau. Throughout this period the service has proven to reduce the impact and repeat presentation to statutory services. The MHCLG has decided to end their funding while they carry out a strategic review of the project. The PCVC has agreed to a 50/50 funding split with DBC to allow for the continuation of the trailblazer service, for a period of 26 months from 01.02.19 - 31.03.2021. Total cost of the service provision is £299k split 50:50. Approval is requested for a contract renewal with the current providers who are the providers named in the original funding bid. <i>Renewal on existing tender rates ensures value for money while thematic review can take place across a range of connected services during the extension period.</i>	26 months from 1 February 2019 to 31 March 2021	700 Club, Citizens Advice Bureau	£149500
Tender 2019220_15-25-19 hoppej01.xls	20 February 2019	Supported living requirement. No local provision able to willing to meet this service user's needs. Provider is finding that managing the challenging behaviour very difficult. This is a specialist placement that requires additional 1:1 care <i>Placement is assessed as the only appropriate placement to meet needs. Council contracted provision attempted but unable to provide. Costs at market rate.</i>	ongoing	De Bruce Court, Hartlepool.	£57,000

Tender 2019220_15-25-55 hoppej01.xls	20 February 2019	Client is placed in a specialist unit by CCG. At a recent review full CHC funding was removed and 50/50 agreed. Placement is assessed as the only place appropriate to meet on-going behavioural needs. <i>Placement made by health is assessed as the only appropriate placement to meet needs. Services part funded by health. Costs within range of market rates.</i>	ongoing	St Aiden's - Careline Lifestyles, Durham.	£35,000
Tender 2019220_15-26-49 hoppej01.xls	20 February 2019	A Male only unit is required – older persons residential care. Not available on Darlington contracted service. <i>Placement is assessed as the only appropriate placement to meet needs. Council contracted provision attempted but unable to provide. Costs within range of market rates.</i>	ongoing	Lindisfarne House, Seaham	£30880
Tender 2019220_15-27-28 hoppej01.xls	20 February 2019	Service User was a self-funder whose funds have fallen below threshold. Service User has lived in Middleton Hall for some time. Social Care assessment is that contracted provision will not be suitable. £948 per week. - Annual cost £49428.72 and 4 year projection is £197,714.88 <i>Costs in excess of rates usually paid by the Council however placement is assessed as the only appropriate placement to meet needs. No other services considered suitable.</i>	ongoing	Middleton Hall	£49,428
Tender 2019221_9-24-49 hoppej01.xls	22 February 2019	Service user requires specialist challenge behaviour care and has been diagnosed with Dementia. Contracted providers unable to meet needs. Section 117 placement under the Mental Health Act 50/50 split applies- DBC cost is £35,194.50 annually. <i>Placement is assessed as the only appropriate placement to meet needs. Council contracted provision attempted but unable to provide. Costs within range of market rates.</i>	ongoing	Hundens Park Care Home	£35,000
Tender 2019315_9-46-58 MANSFA01.xls	15 March 2019	Provision of a Rapid Response Service (Winter Pressures). Ancillary to existing Extra Care service and will be added to procurement plan to align with existing contract. <i>Direct award alongside a connected contract, which offers value for money and costs within market rates.. The standalone service can be procured alongside the main contract.</i>	1 year (+ 1)	Making Space	£168000
Tender 2019411_14-53-2 RICHARP01.xls	11 April 2019	Shared services contract to manage the Darlington Schools PFI project on behalf of DBC (82038) 18 months with an option to extend on a year by year basis for a maximum of eleven year in line with the timescale for the Darlington PFI schools project.	18 months + 11 x 12 month	Redcar and Cleveland Borough Council	£11,000

		<i>Sharing services with local authority partners is outside of Public Procurement rules, but value still needs to be achieved. Redcar and Cleveland Borough Council have existing experienced resource and so this service is the best value approach. Services contracted to ensure service levels met.</i>	extension s		
Tender 2019412_9- 54-33 WEAT3969.xls	12 April 2019	To provide internal and external painting to Council/Public Buildings, Dwellings and New Build Projects. Service to be procured in intervening period. <i>Direct award /renewal at historic rates which offer value for money. The service is on the procurement workplan for open tender before the end of the renewal term expires.</i>	12 months	Mitie Property Services	£400000
Tender 2019412_11- 48-41 BLE20904.xls	12 April 2019	Positive Support Pathway. The accommodation provision fulfils Darlington Borough Councils statutory obligation under Housing legislation and the service provision supports the duties of Children's Social Care. Recent capital works have been undertaken at the foyer in order to better support the placement pressures for vulnerable young people. In order to allow for a thematic review of homelessness prevention services across children and adults enabling any service remodelling to be scoped and a robust procurement exercise be carried out, Procurement Board are requested to approve an extension of the current service by means of a direct award for the period 1st January 2020 to 31st December 2020. <i>Renewal on existing tender rates ensures value for money while thematic review can take place across a range of connected services during the extension period.</i>	12 months	Tees Valley YMCA Foyer	£264428
Tender 2019412_11- 49-22 GarbuN01.xls	12 April 2019	Accommodation based support for homeless people 18+ (Homeless Hostel). Accommodation provision fulfils Darlington Borough Councils statutory obligation under Housing legislation. In order to allow for a thematic review of homelessness prevention services across children and adults enabling any service remodeling to be scoped and a robust procurement exercise be carried out, Procurement Board are requested to approve an extension of the current service by means of a direct award for the period 1st January 2020 to 31st December 2020. 12 month extension from 01/01/2020 to 31/12/2020	12 months	The 700 Club	£158,147

		<i>Renewal on existing tender rates ensures value for money while thematic review can take place across a range of connected services during the extension period.</i>			
Tender 2019412_11- 50-40 GarbuN01.xls	12 April 2019	<p>Floating/outreach support to 25 individuals at any one time, together with drop in duty support. Support is variable dependent upon the needs of the individual. The contractor is delivering the statutory units of temporary accommodation within this contract.</p> <p>In order to allow for a thematic review of homelessness prevention services across children and adults and a robust procurement exercise, Procurement Board are requested to approve an extension of the current service by means of a direct award for the period 1st January 2020 to 31st December 2020.</p> <p><i>Renewal on existing tender rates ensures value for money while thematic review can take place across a range of connected services during the extension period.</i></p>	12 months	Humankind Charity	£137,500.00
Tender 2019412_11- 50-8 GarbuN01.xls	12 April 2019	<p>Floating/outreach support to 20 individuals at any one time. Support is variable dependent upon the needs of the individual however minimum number of floating support hours per week of 140. Service supports individuals at risk of homelessness as a result of severe or enduring mental health needs and plays a role in supporting hospital discharge from West Park, sourcing alternative accommodation or sustaining existing accommodation.</p> <p>In order to allow for a thematic review of homelessness prevention services across children and adults and a robust procurement exercise, Procurement Board are requested to approve an extension of the current service by means of a direct award for the period 1st January 2020 to 31st December 2020.</p> <p><i>Renewal on existing tender rates ensures value for money while thematic review can take place across a range of connected services during the extension period.</i></p>	12 months	Humankind Charity	£114,279
Tender 2019412_11- 53-1 BLE20904.xls	12 April 2019	Vulnerable Families Outreach Support. The accommodation provision fulfils Darlington Borough Councils statutory obligation under Housing legislation and the service provision supports the duties of Children's Social Care. A contract variation will be out into effect for the extension period to closely align the service provision with the Keeping Families together service, Children's Social Care and Housing Services to ensure the impact and outcomes for the services are aligned with DBC's current strategic priorities. The service will play a key role in supporting families to live independently without the need for statutory support.	12 months	Foundation Housing	£124,309

		<p>In order to allow for a thematic review of homelessness prevention services across children and adults enabling any service remodelling to be scoped and a robust procurement exercise be carried out, Procurement Board are requested to approve an extension of the current service by means of a direct award for the period 1st January 2020 to 31st December 2020. The annual value of the extension period is £124,309</p> <p><i>Renewal on existing tender rates ensures value for money while thematic review can take place across a range of connected services during the extension period.</i></p>			
<p>Tender 2019418_14-9-38 WEAT3969.xls</p>	<p>18 April 2019</p>	<p>Hydraulically Bound In-situ carriageway recycling, specialist provider</p> <p><i>Market testing was carried out which established the Council framework price was not the most competitive and this direct award achieves a saving. The Council framework (regional framework led by Darlington) is under re-procurement.</i></p>	<p>12 months</p>	<p>Stabilised Pavements</p>	<p>£110,000</p>
<p>Tender 2019429_11-59-38 BLE20904.xls</p>	<p>29 April 2019</p>	<p>Supported living for young people leaving care. The contract was awarded following a full open procurement exercise in 2015. The annual value is £82,000. This service provision is the only commissioned home for young people leaving care in Darlington and forms an integral part of the accommodation and support options for young people. The contract end dates are to be aligned with the end date of the YMCA Foyer contract to enable a full strategic pathway review to be undertaken.</p> <p><i>Renewal on existing tender rates ensures value for money while thematic review can take place across a range of connected services during the extension period.</i></p>	<p>18 months</p>	<p>Keys Group</p>	<p>£82,000</p>
<p>Tender 201957_9-0-34 WEAT3969.xls</p>	<p>7 May 2019</p>	<p>Day placement at ALD for young person with SEMH needs Compliant process (NE12) failed to identify a placement.</p> <p><i>Placement is assessed as the only appropriate placement to meet needs. NE12 framework attempted but failed to identify placement. Council to review requirement for local framework as more suitable contract option.</i></p>	<p>4 years</p>	<p>ALD Group</p>	<p>£123,000</p>

Tender 201957_9- 20-4 WEAT3969.xls	7 May 2019	Day placement at Hartwell School for young person with SEMH needs Compliant process (NE12 regional procurement solution) failed to identify a placement. <i>Placement is assessed as the only appropriate placement to meet needs. NE12 framework attempted but failed to identify placement.</i>	4 years	Witherslack Group	£65,000
Tender 201957_15- 36-10 BLE20904.xls	7 May 2019	Wings School - Compliant process (NE12 North East regional procurement solution) failed to identify a placement. <i>Placement is assessed as the only appropriate placement to meet needs. NE12 framework attempted but failed to identify placement. The contract price is less than alternative provision available for similar provision.</i>	3 years	Wings School	£175,000