



PUBLICATION OF DECISION LIST NUMBER 23/17-18

MUNICIPAL YEAR 2017/2018

Date Published: Friday 1st September 2017

This document lists the Decisions that have been taken by the Council, which require publication in accordance with the Local Government Act 2000. The list covers Key, Non-Key, Council and Urgent Decisions. The list specifies those decisions, which are eligible for call-in and the date by which they must be called-in.

A valid request for call-in is one which is submitted (on the form provided) to the Scrutiny Team in writing within 5 working days of the date of publication of the decision by at least 7 Members of the Council.

Additional copies of the call-in request form are available from the Scrutiny Team.

If you have any queries or wish to obtain further report information or information on a decision, please refer to:
– Claire Johnson (ext.4239)

Phone 020 8379 then extension number indicated

INDEX OF PUBLISHED DECISIONS – Friday 1st September 2017

List Ref	Decision Made by	Date Decision comes into effect	Part 1 or 2	Subject/Title of Report	Category of Decision	Affected Wards	Eligible for Call-In & Date Decision must be called in by (If Applicable)	Page Number
1/23/17-18	Interim Executive Director – Regeneration and Environment (Gary Barnes)	Monday 11 September 2017	Part 1 & 2 (Para 3)	Variation to the litter Enforcement Contract	Key Decision KD 4563	All	Yes- Friday 8 September 2017	1
2/23/17-18	Cabinet member for Community Safety & Public Health (Cllr Krystle Fonyonga)	Monday 11 September 2017	Part 1 & 2 (Para 3)	Award of the Smoking Cessation Service contract	Key Decision KD 4386	All	Yes- Friday 8 September 2017	2

DECISIONS

For additional copies or further details please contact Claire Johnson (020 8379 4239), Governance Team.

LIST REFERENCE: 1/23/17-18

SUBJECT TITLE OF THE REPORT :							
VARIATION TO THE LITTER ENFORCEMENT CONTRACT							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1 & 2 (Para 3)	All	Interim Executive Director – Regeneration and Environment (Gary Barnes)	Monday 11 September 2017	N/A	Key Decision KD 4563	020 8379 1785 Russel Hart Russel.hart@enfield.gov.uk	Yes- Friday 8 September 2017
<p>AGREED: that the following decision will come into effect on Monday 11 September 2017, subject to not being called in:</p> <ol style="list-style-type: none"> 1. It is recommended that the Executive Director for Regeneration & Environment agrees to a variation of the payment structure of the contract to an hourly rate as detailed in section 3.2 of this report for a period starting 2 October 2017 to 31 August 2018. 2. Agrees to extend the contract for a 12 month period from 1 September 2017 to 31 August 2018. 3. Agrees inclusion of the £400 Fixed Penalty Notice for fly-tipping as part of the litter enforcement service. 4. Agrees to additional key performance indicators. 5. Agrees the provision of out of hours' patrols as detailed in section 3.2.11 subject to regular review. 							
ALTERNATIVE OPTIONS CONSIDERED:							
<p>Not to provide the service</p> <ol style="list-style-type: none"> 1. This is not a viable option as the Council has a duty under Section 89 of the Environmental Protection Act, 1990 to, so far as is practicable, keep the land and highways clear of litter and refuse. Furthermore, we are unable to provide a full service within existing staff resources. <p>Extend the current contract</p> <ol style="list-style-type: none"> 2. This will be a continuation of the current service which does not provide sufficient contractor objectives for improving the street scene. In addition, there is lack of clarity on payment mechanisms within the current contract. 							
REASONS FOR RECOMMENDATIONS:							
<ol style="list-style-type: none"> 1. Under the current contract the main focus is on the volume of FPNs issued and there are insufficient KPIs in place to require the contractor to address the long-term objective of the contract which is to improve the street scene. 2. Since a full tender process for a long-term contract was commenced, the position of the Council changed, with regard the proposed the payment mechanism for the contract. The tender process was forced to halt following the national focus in similar contracts in May 2017. There was no other alternative at that stage but to extend the current contract, to allow for time for a new payment mechanism to be trialled and tested. 3. By changing the payment mechanism of the contract from per FPN issued to an hourly rate, the Council removes the risk of criticism for indirect incentivising of the contract to issue an increased number of FPNs. 4. The variation will also allow for additional KPIs to be included that ensure that the service will focus on littering hotspots, which have been assigned by the Council. The KPIs will require an improvement of the street scene at these hotspots. 							
BACKGROUND							
Please note that a copy of the Part 1 report is available via the Decision list link on the Council's Democracy pages. As the Part 2 Report contains exempt information it will not be available to press or public.							

SUBJECT TITLE OF THE REPORT :							
AWARD OF THE SMOKING CESSATION SERVICE CONTRACT							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1 & 2 (Para 3)	All	Cabinet Member for Community Safety & Public Health (Cllr Krystle Fonyonga)	Monday 11 September 2017	N/A	Key Decision KD 4386	020 8379 5623 Katharina O'donnell Katherina.o'donnell@enfield.gov.uk	Yes- Friday 8 September 2017
AGREED: that the following decision will come into effect on Monday 11 September 2017, subject to not being called in: The director is asked to : 1. Note the tender process has adhered to the Council's Corporate Procurement Procedures, CPRs and EU procurement Regulations; and 2. Approve the award of the contract to the preferred Bidder as detailed in Part 2 of this Report							
ALTERNATIVE OPTIONS CONSIDERED:							
1. There was no alternative to tendering externally as the Council does not have resources internally to delivery this service							
REASONS FOR RECOMMENDATIONS:							
1. Tenderers have submitted responses as part of a thorough, transparent and fair procurement process. 2. Both responses have been evaluated against the agreed specification, detailing Quality requirements and Price 3. Bidders were required to submit evidence of working with all five targeted groups.							
BACKGROUND							
Please note that a copy of the Part 1 report is available via the Decision list link on the Council's Democracy pages. As the Part 2 Report contains exempt information it will not be available to press or public.							