

**DERBYSHIRE COUNTY COUNCIL**

**Cabinet**

**16<sup>th</sup> October 2012**

**Report of the Strategic Director Adult Care and the Director of Property**

**Award of Specialist Community Care Centre Contract**

**1. Purpose of the Report**

To update Cabinet on the progress in procuring the Specialist Community Care Centres, and to seek approval to award a design and build contract for the most economically advantageous tender for the proposed Specialist Community Care Centres at Darley Dale and Heanor.

**2. Information and Analysis**

The procurement of Community Care Centres is a central element of the plan to deliver the strategy for accommodation, care and support for older people in Derbyshire. The Cabinet report of 20 February 2012 set out the proposal to use an OJEU restricted tender procedure to enable a shortlist of organisations to be selected to tender on a competitive basis, for either or both schemes together.

The proposal for the procurement was agreed by Cabinet, with the location of the proposed Community Care Centre in the Erewash, Long Eaton and Amber Valley area being subject to the outcome of the stage 2 consultation on the proposed closure of the Florence Shipley home. The closure of the Florence Shipley home was agreed at the Cabinet meeting on the 4<sup>th</sup> September 2012.

The design of the two Specialist Community Care Centres has been taken forward by the design team recruited following the approval of Cabinet on 31<sup>st</sup> January 2012. Planning applications were submitted for both sites on 13<sup>th</sup> July 2012.

The OJEU Contract notice for the Design and Build of the Centres was issued on 24<sup>th</sup> August 2012, setting out the intent to deliver two new Community Care Centres within Derbyshire.

In line with the Cabinet report of 20 February 2012, an EU restricted competitive tender process will be adopted to select the construction contractor(s) for the centres. Stage 1 of the procurement will require Pre-qualification of companies on the basis of capacity, experience and financial standing to select a list of tenderers. Those companies successfully pre-qualifying will advance to stage 2 and submit final tenders for one or both of

the centres based on the tender documentation supplied and will be evaluated to determine the most economically advantageous tender(s) to the Authority.

The time table for the procurement of a contractor is:-

Pre-Qualification Questionnaires (PQQ) responses received 26 September 2012

PQQ responses to be evaluated by 22 October 2012

Select list of tenderers confirmed by 31 October 2012

Tenders to be returned by 31 January 2013

Evaluation of tenders to be completed by mid February 2013

Strategic Project Board/Cabco approval to award 22 February 2013

Contract completion date 1 March 2013

It is proposed that authority is given to the Cabinet Members for Adult Care and Finance and Management acting jointly as the Adult Care Capital Programme Cabinet Committee to approve the award of contract for construction of both Community Care Centres to the most economically advantageous tenderer(s), provided the total cost for both can be contained within the overall £21,500,000 envelope. In the event that that is not achievable, a further report would be submitted to Cabinet with an option appraisal of possible alternatives.

### **3. Financial Considerations**

Cabinet approved, at the 20 February 2012 meeting an estimated £21,500,000 capital investment to support the Specialist Community Care Centres (as set out in the Capital Plan for 2012/13 by the Council on 1<sup>st</sup> February 2012).

The Community Care Centre bids will be evaluated against the design and build cost allocated within the agreed £21,500,000 capital investment for the two centres.

### **4. Legal considerations:**

The procurement and contract award are being undertaken in line with the Public Procurement Regulations 2006. In the event that approval is given for the Authority to enter into a design and build contract for the two Community Care Centres, approval will also be required for the Director of Legal Services to execute the required documents for the Authority to achieve award of contract (subject to planning approval) in respect of the two sites, the Whitworth at Darley Dale, and Florence Shipley at Heanor.

## **5. Other Considerations**

In preparing this report the relevance of the following factors has been considered: prevention of crime and disorder, equality and diversity, human resources, environmental, health, property and transport considerations.

## **6. Key Decision**

Yes

## **7. Is it required that call-in be waived in respect of the decisions proposed in the report?**

No

## **8. OFFICER'S RECOMMENDATION**

It is recommended that Cabinet:

1. Notes the progress made towards the procurement of the two Community Care Centres.
2. Authorises the Cabinet Members for Adult Care and Finance and Management acting jointly as the Adult Care Capital Programme Cabinet Committee to approve the award of contract or contracts to the most economically advantageous tender or tenders
3. Authorises the Director of Legal Services to execute all contracts necessary to achieve the award of contract for the development of the two sites at Darley Dale and Heanor.
4. Notes that in the event that an economically advantageous solution cannot be achieved a further report will be submitted to Cabinet outlining the issues and possible options.

**Bill Robertson**  
**Strategic Director Adult Care**

**Jeremy Goacher**  
**Director of Property**

**County Hall**  
**Matlock**