

LONDON BOROUGH OF CROYDON

To: All Member of Council
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STATEMENT OF EXECUTIVE DECISIONS MADE BY CABINET ON 12 APRIL 2021

This statement is produced in accordance with Regulation 12 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012. Further to the associated public notice of Key Decisions no scrutiny call-in has been received, and therefore the following decisions can be implemented.

The following apply to the decisions listed below:

Reasons for these decisions: As set out in the reports
<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=2648>

Other options considered and rejected: As set out in the reports
<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=2648>

Details of Conflicts of Interest declared by the Decision Maker: None

Note of dispensation granted by the head of paid service in relation to a declared conflict of interest by that Decision Maker: None

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out below:

Decision Title: FINANCIAL PERFORMANCE REPORT - PERIOD 10

Details of decision:

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

RESOLVED: To

1. Note the net projected general fund financial overspend of £69.1m for the full year as at the end of Month 10, January 2021 which includes all projected COVID-19 related expenditure and income of £40.9m, a net increase of £4.4m from Period 9, see section 5 of the report.

2. Note that a number of risks may materialise which would see the variance increase. These include dividends and interest receivable from Brick By Brick (both historic accrued and in-year expectations) of £20.5m, and pending external audit verification of assumptions around 2019/20 accounting treatment of MRP and Transformation funding that could impact by £6.0m. Should all these risks which total £26.6m materialise, which is unlikely, the impact on the current forecast overspend of £69.1m is an increased overspend to £95.7m, with draft general fund reserves of just £7.4m.
3. Note, the above figures are predicated on forecasts from Month 10 to the year end and therefore could be subject to change. Forecasts are made based on the best available information at the time.
4. Note that the Spending Control Panel which was set up at the beginning of November 2020 continues to meet on a daily basis. Further details on the outputs of the SCP is provided within section 5 of the report.
5. Note that ELT are to continue to take further immediate action to mitigate spend during the remainder of the financial year, and work with their departments to ensure forecast figures are thoroughly reviewed.

Decision Title: CROYDON RENEWAL AND IMPROVEMENT PLAN - PERFORMANCE REPORTING FRAMEWORK & MEASURES

Details of decision:

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

RESOLVED: To

1. Note the work that has taken place to date in order to address areas of performance reporting where weaknesses have been highlighted within the Croydon Renewal and Improvement Plan.
2. Review the set of performance measures in **Appendix A** of the report which will be used to measure performance against the delivery of actions within the Croydon Renewal Improvement Plan. A finalised set with targets will be presented to Cabinet on 7 June 2021
3. Note the roadmap **Appendix B** which details future work and delivery of additional reports in order to have a complete suite of reports in place by September 2021.
4. Note that the report be reviewed at Overview and Scrutiny for input and comment on the proposals contained within this report. Any recommendations received, will then be contained in the report update to Cabinet on 7 June 2021.

Decision Title: REPORT IN THE PUBLIC INTEREST PROGRESS UPDATE

Details of decision:

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

RESOLVED: To

1. Note and agree the progress the Council has made in regard to achieving the recommendations set out by external auditor in the Report in the Public Interest (at appendix 1 of the report) with 35 out of 99 actions complete;
2. Note that the recommendations as suggested by General Purposes and Audit Committee and the Scrutiny & Overview Committee that were agreed at Cabinet on January 18th have been added to the action plan (at appendix 2 and 3 of the report);
3. Agree the refreshed action plan for the recommendations including actions marked complete, new actions and amended deadlines;
4. Note the current proposed reporting structure, including dates, as set out in this paper that quarterly reports go to Cabinet, General Purposes and Audit Committee, Scrutiny & Overview Committee and Full Council; and
5. Agree to recommend to Full Council the approval of the refreshed action plan.

Decision Title: REAL LETTING/RESONANCE PROPERTY FUND EXTENSION

Key Decision no.: 1021CAB

Details of decision:

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

RESOLVED: To

1. Agree to a one year extension of the Council's participation in the Real Lettings Property Fund 1 from February 2022 to February 2023 with a planned sale date of December 2022 for the reasons set out in this report and delegate to the Chief Executive acting in consultation with the section 151 officer and the Council's Monitoring Officer the authority to agree all necessary documentation to secure that extension; and

2. Agree to the variation of the Limited Partnership Agreement to provide for a winding up period of the fund after the end of its legal term of one year, rather than the current three years, with the effect that the latest possible date for return of capital to Croydon is therefore brought forward from the current position of February 2025 to February 2024.

Decision Title: INVESTING IN OUR BOROUGH

Details of decision:

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

RESOLVED: To approve

1. The Care UK – Provision of Care Home Services Variation Extension of Contract which will result in an award for a maximum term of 21 months as set out at agenda item 9a, and section 4.1.1 of the report.

RESOLVED: To note

1. The contracts between £500,000 and £5,000,000 anticipated to be awarded under delegated authority from the Leader by the nominated Cabinet Member, in consultation with the Cabinet Member for Resources and Financial Governance and with the Leader in certain circumstances, before the next meeting of Cabinet, as set out in section 4.2.1 of the report; and
2. The list of delegated award decisions made by the Director of Commissioning and Procurement, between 26/02/2021 – 16/03/2021, as set out in section 4.2.2.

Decision Title: CARE UK - PROVISION OF CARE HOME SERVICES EXTENSION OF CONTRACT

Key Decision no.: 1221CAB

Details of decision:

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

RESOLVED: To

1. Approve the extension and variation of the contract for the provision of care services with Care UK in accordance with Regulation 30 of the Tenders and

Contracts Regulations for an additional period of 21 months until 31 March 2023 for an additional value of **£10,700,000**.

2. Note that the Contracts and Commissioning Board has endorsed the above recommendation.
3. Note that the total value of the extension (£10,700,000) will take the overall value of the contract to approx. £72m. This figure is £3m below the original estimated award value of £75m.

Signed: Council Solicitor and Monitoring Officer

Notice date: 20 April 2021