

THE CABINET
8TH AUGUST 2012

Present: Councillors:
Ray Dawe Leader
Roger Arthur Deputy Leader and Efficiency & Resources
Jonathan Chowen Arts, Heritage & Leisure
Helena Croft Communication, Special Projects & Horsham Town
Ian Howard Living & Working Communities
Roger Paterson The Local Economy
Sue Rogers A Safer & Healthier District

Apologies: Andrew Baldwin The Environment

Also present: Councillors: John Bailey, Peter Burgess, George Cockman, Roy Cornell,
Leonard Crosbie, Malcolm Curnock, Frances Haigh, David Holmes

EX68 **DECLARATIONS OF INTEREST**

There were no declarations of interest.

EX69 **ANNOUNCEMENTS**

There were no announcements.

EX70 **PUBLIC QUESTIONS**

There were no public questions.

**REPORT BY THE DEPUTY LEADER AND CABINET MEMBER FOR
EFFICIENCY & RESOURCES**

EX71 **Report on the Joint Procurement Strategy 2012-2016**

The Cabinet Member for Efficiency & Resources reported that the submitted Joint Procurement Strategy 2012–2016 set out the approach to procurement for Crawley, Horsham and Mid Sussex Councils and replaced the previous strategy for the three councils. It detailed how the councils could use procurement to deliver their corporate policy objectives and comply with legislative requirements.

The intention was that the strategy should be adopted concurrently across the three Councils.

The new Joint Procurement Strategy was a refreshed rather than fully revised version of the 2008–2011 Strategy and details of the main changes were submitted.

Cabinet Members discussed a number of issues including the possible impact of the Transformation Programme; the need to test the market and the use of

EX71 Report on the Joint Procurement Strategy 2012-2016

framework agreements; the possibility of specifying the use of local suppliers in planning agreements; and the advantages of a joint procurement service.

Issues raised by other Members included the extent of the applicability of the section on project and contract management; the size of the joint procurement resource; and the balance of the forward plan.

RESOLVED

That the Joint Procurement Strategy 2012–2016 be adopted as submitted.

REASON

The Joint Procurement Strategy establishes the Council's approach to undertaking its business transactions, how these will incorporate legal and policy requirements, both national and local, and how the Council will ensure that there is an appropriate level of internal resource infrastructure.

EX72 **SCRUTINY & OVERVIEW COMMITTEE – MATTERS REFERRED TO CABINET**

There were no matters currently outstanding for consideration.

EX73 **EXCLUSION OF THE PRESS AND PUBLIC**

RESOLVED

That, under Regulation 21(1)(b) of the Local Authorities (Executive Arrangements)(Access to Information) (England) Regulations 2000, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Part I of Schedule 12A to the Local Government Act 1972 by virtue of the paragraph specified against the items and in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

REPORT BY THE CABINET MEMBER FOR ARTS, HERITAGE & LEISURE

EX74 **Leisure Management Contract Procurement – Selection of Preferred Bidder (Paragraph 3)**

The Cabinet Member for Arts, Heritage & Leisure reported that, in January 2011, the Cabinet had agreed to set in place a procurement process for the Leisure

EX74 Leisure Management Contract Procurement – Selection of Preferred Bidder (Paragraph 3) (cont.)

Management Contract for commencement on 1st December 2012 (Minute No EX48 (27.1.11) refers). It had been agreed at Council in December 2011 that Broadbridge Heath Leisure Centre would be excluded from contract negotiations on the basis that bidders needed to know with certainty what services they were bidding for (Minute No CO/63 (21.12.11) refers). It had subsequently been agreed at Council in June 2012, following a commitment to continue at the existing site and re-provide a new Leisure Centre, that negotiations would be entered into with the Preferred Bidder, once appointed, to provide management arrangements at Broadbridge Heath Leisure Centre (Minute No CO/20 (27.6.12) refers).

Evaluation of the tenders received from the final three remaining bidders for the Leisure Management Contract had been completed and scrutinised by the Cabinet Member's Leisure Contract Task & Finish Group and further discussions had taken place with the bidders to clarify a number of critical issues. Details of the final evaluation were submitted together with a recommendation as to the selection of the Preferred Bidder.

Cabinet Members congratulated the Cabinet Member for Arts, Heritage & Leisure and the team of officers on their hard work and the achievement of a successful outcome.

Members discussed a number of issues relating to the tender process.

RESOLVED

- (i) That the highest scoring bid be accepted and that DC Leisure Limited be appointed as the Council's Preferred Bidder to manage the Council's Leisure Centres from 1st December 2012 for a ten year period, with an option to extend for a further five years.
- (ii) That the financial consequences be noted.
- (iii) That the Director of Community Services be authorised to enter into negotiations with the Preferred Bidder to agree satisfactory terms for the ongoing management of Broadbridge Heath Leisure Centre and that it be noted that a supplementary estimate for these costs may be submitted to Council in due course.
- (iv) That Council be requested to approve an annual budget sum of £35,000, which will be required to ensure technical compliance by the Contractor in light

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(Paragraph 3) (cont.)

of the adoption of a full repair and maintenance contract.

- (v) That the Director of Community Services be authorised to enter formal discussions with the Preferred Bidder in relation to proposals that they put forward as 'optional variants' which offer innovation and added value to the Council.

REASONS

- (i) The chosen bid reflects the desired outcomes set out in the Project Initiation Document and offers the Council the most economically advantageous option.
- (ii) In light of the decision to secure the Contract on the basis of full repair and maintenance, it is considered prudent to provide additional funding to monitor the Contractor's performance in this critical area.
- (iii) The Council invited bidders to provide optional variant bids if they felt that these could contribute in a significant way to offer innovation and value for money. The Project Team reviewed these optional bids and identified those that offer potential to help the Council achieve its objectives.
- (iv) Council agreed at its meeting on 27th June 2012 that delegated authority be given to the Director of Community Services to enter into negotiations with the incoming Leisure Centres Management Contractor in order to agree satisfactory terms for the on-going management of Broadbridge Heath Leisure Centre pending completion of the new facilities.

The meeting closed at 7.14pm having commenced at 5.30 pm.

LEADER