

Adult Social Care & Public Health Sub-Committee

Date: **12 September 2023**

Time: **4.00pm**

Venue **Hove Town Hall - Council Chamber**

Members: **Councillors:** Burden (Chair), Galvin, Miller, West and Winder

Contact: **Penny Jennings**
Democratic Services Officer
01273 291065
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AGENDA

14 PROCEDURAL BUSINESS

(a) Declaration of Substitutes: Where Councillors are unable to attend a meeting, a substitute Member from the same Political Group may attend, speak and vote in their place for that meeting.

(b) Declarations of Interest:

- (a) Disclosable pecuniary interests
- (b) Any other interests required to be registered under the local code;
- (c) Any other general interest as a result of which a decision on the matter might reasonably be regarded as affecting you or a partner more than a majority of other people or businesses in the ward/s affected by the decision.

In each case, you need to declare

- (i) the item on the agenda the interest relates to;
- (ii) the nature of the interest; and
- (iii) whether it is a disclosable pecuniary interest or some other interest.

If unsure, Members should seek advice from the committee lawyer or administrator preferably before the meeting.

(c) Exclusion of Press and Public: To consider whether, in view of the nature of the business to be transacted, or the nature of the proceedings, the press and public should be excluded from the meeting when any of the following items are under consideration.

NOTE: *Any item appearing in Part Two of the Agenda states in its heading the category under which the information disclosed in the report is exempt from disclosure and therefore not available to the public.*

A list and description of the exempt categories is available for public inspection at Brighton and Hove Town Halls.

15 MINUTES

7 - 12

To consider and approve the minutes of the meeting held on 13 June 2023 (copy attached)

16 CHAIR'S COMMUNICATIONS

17 CALL-OVER

- (a) Items (18 – 24) will be read out at the meeting and Members invited to reserve the items for consideration.

- (b) Those items not reserved will be taken as having been received and the reports' recommendations agreed.

18 PUBLIC INVOLVEMENT

To consider the following matters raised by members of the public:

- (a) **Petitions:** to receive any petitions presented by members of the public to the full Council or as notified for presentation at the meeting by the due date of (10 working days);
- (b) **Written Questions:** to receive any questions submitted by the due date of 12 noon on the 6 September 2023;
- (c) **Deputations:** to receive any deputations submitted by the due date of 12 noon on the 6 September 2023

19 MEMBER INVOLVEMENT

To consider the following matters raised by councillors:

- (a) **Petitions:** to receive any petitions submitted to the full Council or at the meeting itself;
- (b) **Written Questions:** to consider any written questions;
- (c) **Letters:** to consider any letters;
- (d) **Notices of Motion:** to consider any Notices of Motion referred from Council or submitted directly to the Committee

20 ITEMS REFERRED FROM COUNCIL

To consider item(s) (if any) referred from the Full Council

21 RECOMMISSIONING OF THE THE CARERS HUB FOR BRIGHTON AND HOVE 13 - 18

Report of the Executive Director, Health and Adult Social Care (copy attached)

Contact Officer: Gemma Scambler

Tel: 01273 295045

Ward Affected: All Wards

22 SUPPORTED LIVING PRIOR INFORMATION NOTICE AND AWARD-OUTCOME REPORT 19 - 24

Report of the Executive Director, Health and Adult Social Care (copy attached)

Contact Officer: Lou Aish

Tel: 01273295542

Ward Affected: All Wards

23 YOUNG PEOPLE'S SUBSTANCE USE SUPPORT SERVICE CONTRACT 25 - 34

Report of the Executive Director, Health and Adult Social Care (copy attached)

Contact Officer: Sarah Colombo

Tel: 01273 294218

Ward Affected: All Wards

24 RESIDENTIAL AND NURSING CARE HOME BLOCK CONTRACTING 35 - 42

Report of the Executive Director Health and Adult Social Care (copy attached)

Please Note: The Appendix to this report is exempt under paragraph 3. If the Sub Committee wishes to discuss any information contained in the appendix they will need to do so whilst the public are excluded.

Contact Officer: Andy Witham

Tel: 01273 291498

Ward Affected: All Wards

25 PART TWO

Consideration of Appendix 1 to Item 24 (if Members deem appropriate)
(EXEMPT CATEGORY 3)

**PART TWO
PROCEEDINGS**

To consider whether the items listed in Part Two of the agenda and decisions thereon should remain exempt from disclosure to the press and public.

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The closing date for receipt of public questions and deputations for the next meeting is 12 noon on the fourth working day before the meeting.

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FURTHER INFORMATION

For further details and general enquiries about this meeting contact Giles Rossington, (01273 291065, email penny.jenning@brighton-hove.gov.uk) or email democratic.services@brighton-hove.gov.uk

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- Once you are outside, please do not wait immediately next to the building, but move some distance away and await further instructions; and
- Do not re-enter the building until told that it is safe to do so.

ADULT SOCIAL CARE & PUBLIC HEALTH SUB COMMITTEE

AGENDA ITEM 15

Brighton & Hove City Council

Adult Social Care & Public Health Sub-Committee

4.00pm 13 June 2023

Hove Town Hall - Council Chamber

Minutes

Present: Councillors Burden (Chair) Galvin, Miller, West and Winder

1 PROCEDURAL BUSINESS

(a) Declaration of Substitutes

There were no substitutes.

(b) Declarations of Interest

There were none.

(c) Exclusion of Press and Public

It was agreed that the press and public not be excluded.

2 MINUTES

The Minutes of the previous meeting held on 10 January 2023 were agreed as an accurate record.

3 CHAIR'S COMMUNICATIONS

The Chair gave the following communications:

The Care Quality Commissioning are starting new Inspection Framework that will include Council delivery of Adult Social Care Services. The Inspection Framework has officially started from April 2023, although the inspections themselves are in development in partnership with Local Authorities. Currently the CQC is working with 3 volunteer Local Authorities to pilot 2 of the 4 themes within the Inspection Framework. From September the CQC will work with 20 Local Authorities with the same 2 themes in scope. From January 2024, the CQC will begin the Inspection cycle in full for all Local Authorities which they are expecting to last around 2 years before all Local Authorities are visited.

In terms of Brighton & Hove City Council preparation, whilst the framework is new to all Local Authorities, we have significant corporate knowledge in Families Children and Learning Directorate as well as our In-House Provider services. We are also well connected to NHS and Community & Voluntary Sector Partners.

Local Authorities will be assessed on 4 themes;

- *Working with People*
- *Providing Support*
- *How the Local Authority ensures safety within the system*
- *Leadership*

Full Inspection Framework is currently draft awaiting official sign off from Department Health & Social Care - optional extra once the Inspection Framework is confirmed we will invite Committee members to a full briefing with officers.

The Health and Adult Social Care Directorate are taking a proactive approach to preparation. In addition to the above, we are working with two other authorities in the South East, Royal Borough of Windsor and Maidenhead and the Isle of Wight providing peer support and challenge to each other and viewing this as an opportunity for identifying both areas of development and ways of capturing best practice to share across all teams”

TAKEPART – 17-25 June (and followed by the walking festival)

We all know how important physical activity is for our physical health, it's also great for our mental health too. Next week there will be opportunities across the city to try out many of the local sports, dance and exercise opportunities for free as part of TAKEPART Festival. It's opening with an event on the level where you'll be able to try things out, watch performances or speak to professions about activities, your wellbeing and active travel. Pop along on Saturday between 11am and 5pm to get involved.

And from 24 June our first Walking Festival will be offering more than 51 free guided walks.

Last two weeks to get Covid vaccination

The chance to get a Spring vaccination or a 1st or 2nd dose COVID-19 vaccination ends on 30 June for most people. Appointments are still available at some pharmacies, Brighton Racecourse and Portslade Health Centre.

Walk in sessions are also being held at Hove Polyclinic on Tuesday, Hove Tesco on Wednesday, and Wellsbourne CIC on a Friday.

Finally, I'm very happy to announce that our committee legal advisor, Sandra O'Brien was awarded the Leadership in Local Government award at the recent Lawyers in Local Government event. I haven't had the opportunity to develop much of a relationship with Sandra yet, but everyone involved in social care I've spoken to tells me that this award was thoroughly deserved and I'd like to congratulate Sandra.

4 CALL OVER

The following items were reserved for discussion:

- Item 8 HASC Delivery Strategy
- Item 9 Homecare and Learning Disabilities Dynamic Purchasing System (DPS)
- Item 10 Homecare Recommission: Update on Award
- Item 11 Public Health and Community Nursing Contracts Options Paper
- Item 12 Integrated Sexual Health Services Contract Extension

5 PUBLIC INVOLVEMENT

5.1 The Chair invited Tina Cioci to present her question to the Committee:

Will BHCC set up an ASC Forum for parent carers of adults with learning disabilities so we can engage with the council directly?

5.2 The Chair gave the following response:

The Council recognises how important it is to hear the views and experiences of family carers for adults with learning disabilities. Our Learning Disability services work with several Carer Support and Advocacy services, including Speak Out, Parent Carer Council, AMAZE and the Carers Centre.

In 2021 a new Adult learning Disability Strategy for the City "The Big Plan" was co-produced with people and their families. This involved considerable consultation and engagement with people with learning disabilities and their family carers, Speak Out, Parent Carer Council, Amaze, the Carers Centre, the Local Authority, Sussex Partnership Foundation Trust, The Integrated Care board, Social Care Providers and the wider Learning Disability Community.

Six key priority areas were developed as a result of the engagement process and listening to what is most important to adults with learning disabilities and their families.

1. Relationships, Friendships and Feeling Safe
2. Health and Wellbeing
3. Activities, Work and Learning
4. Housing and Support
5. Transitions
6. Information and Advice

The delivery of this plan is monitored by the Learning Disability Partnership Board to ensure that the objectives of the strategy are achieved and that there is continuing input from people with lived experience and their families in the delivery of the strategy.

The governance and structure of the Learning Disability Partnership Board, which is delivered in partnership with Speak Out (Independent Advocacy Charity), is currently under review to strengthen oversight and accountability over the delivery of the Learning Disability Strategy, and the Parent Carer Council, AMAZE and the Carers Centre will remain key members of the Board to ensure that the views and experiences of Family Carers are effectively represented and help shape the opportunities and supports available to people with learning disabilities both now and in the future. All the Carer Advocacy services referred to above provide forums

for Carers to share their experiences and views about the support available and/or what they feel they need.

Contact details for all these Carer groups can be found in the links below:

[For families with disabled children and young people in Sussex - Amaze \(amazesussex.org.uk\)](https://amazesussex.org.uk)

[Home - PaCC | Brighton and Hove's forum for parent carers \(paccbrighton.org.uk\)](https://paccbrighton.org.uk)

[The Carers Centre for Brighton & Hove — a member of The Carers Trust](https://www.carers-trust.org.uk)

5.3 The Chair invited Tina Cioci to ask the following supplementary question:

I would like a parent carer Chair to set the agenda with the Head of Service or an elected Chair – for example items should include the social care charge, day centres and activities, transport need, care plan assessments and reviews, support in hospital or a mental health crisis, and the housing plans for Brighton's LD residents.

Note: Tina Cioci mentioned that she is specifically interested in the severe and learning disability adults, those who cannot speak for themselves and are reliant on their parents.

5.4 The Chair confirmed that a written response would be sent to Tina Cioci.

6 ITEMS REFERRED FROM COUNCIL

There were none.

7 MEMBER INVOLVEMENT

There was none.

8 HASC DELIVERY STRATEGY

8.1 The Chair invited the Executive Director for Health and Adult Social Care (Robert Persey) to present the report starting on page 17 of the Agenda.

8.2 Councillor West was informed about the intent of the delivery strategy, which was to inform staff about why they come to work, and the Council's aims.

8.2 Councillor Miller thanked officers for the report.

RESOLVED:

The Committee noted the Health and Adult Social Care Delivery Strategy for 2023-2027 (Appendix 1).

9 HOMECARE AND LEARNING DISABILITIES DYNAMIC PURCHASING SYSTEM (DPS)

9.1 The Chair invited the Commissioning and Performance Manager (Judith Cooper) to present the report starting on page 41 of the Agenda.

9.2 Councillor West was informed about why the Home Care DPS was being extended until 2028.

RESOLVED:

That Committee:

1. Granted delegated authority to the Executive Director of Health and Adult Social Care to extend and vary the Home Care DPS for 2 years to 2026.

2. Granted delegated authority to the Executive Director of Health and Adult Social Care to further extend the Home Care DPS to 2028.

3. Granted delegated authority to the Executive Director of Health and Adult Social Care to extend the Learning and Disabilities DPS for a period of 2 months to April 2024.

10 HOMECARE RECOMMISSION: UPDATE ON AWARD

10.1 The Chair invited the Commissioning and Performance Manager (Claire Rowland) to present the report starting on page 49 of the Agenda.

10.2 Councillor West was informed that the Procurement Advisory Board had previously agreed all of the Recommendations in the report.

RESOLVED:

That Committee:

1. Noted the contents of the report.

2. Noted that a further report will be presented to Committee one year from commencement of contracts with information on how the contracts are working and the effectiveness of the new service(s) in relation to the previous arrangements.

11 PUBLIC HEALTH COMMUNITY NURSING CONTRACTS OPTIONS PAPER

11.1 The Chair invited the Public Health Programme Manager (Sarah Colombo) to present the report starting on page 55 of the Agenda.

11.2 Councillor West raised some concerns with the report.

RESOLVED:

The Committee agreed to extend the current Public Health Community Nursing Contract to March 2025 as detailed at paragraph 4.1

12 INTEGRATED SEXUAL HEALTH SERVICES CONTRACT EXTENSION

12.1 The Chair invited the Consultant in Public Health (Caroline Vass) to present the report starting on page 65 of the Agenda.

12.2 Councillor West was informed by Robert Persey and Alistair Hill as to why there is more time needed to conduct stakeholder engagement. Sandra O'Brien confirmed that the recommendations were permissible and lawful.

12.3 Robert Persey agreed to give a written response to Councillor West regarding stakeholder engagement.

RESOLVED:

The Committee agreed to the extension of the contract for Integrated Sexual Health Services for one year with the option of a further one year extension and grants delegated authority to the Executive Director Health & Adult Social Care to extend the contract subject to satisfactory performance.

13 ITEMS REFERRED FOR COUNCIL

There were none.

The meeting concluded at 5.20pm

Signed

Chair

Dated this

day of

Brighton & Hove City Council

Adult Social Care Sub Committee

Agenda Item 21

Subject: Re-commissioning of the Carers Hub for Brighton and Hove

Date of meeting: 12 September 2023

Report of: Executive Director of Health and Adult Social Care

Contact Officer: Name: Gemma Scambler, Commissioning Manager, Health and Adult Social Care
Tel: 07917273629
Email: gemma.scambler@brighton-hove.gov.uk

Ward(s) affected: All

For general release

1. Purpose of the report and policy context

1.1 This report seeks approval for the recommissioning of the Carers Hub, which will continue to be a jointly funded (BHCC/NHS Sussex) single point of contact for all family and friend unpaid carers in the city. The Carers Hub was initially commissioned in 2017, to both galvanise the range of services within the city for unpaid carers, and to ensure that BHCC/NHS had a robust response for the statutory duties towards unpaid carers, via a partnership of providers.

1.2 The Carers Hub contract was awarded to the Carers Centre for Brighton & Hove, as the lead provider within the partnership, from the 1st October 2017, for a period of 5 years, plus the option for a further 2 years, and is due to end on the 30th September 2024, annual value £531,069 per year, with an estimated annual budget for the new commission of between £578 - £590,000 (due to uplift and increased provision). This funding will be allocated within the current BCF carers allocation.

1.3 Supporting unpaid carers is a priority across the statutory services, with duties under the Care Act 2014; Children and Families Act 2014; and the Health and Care Act 2022, as well as recognising the strategic importance of identifying and supporting family and friend unpaid carers.

2 Recommendations

2.1 That Committee agrees to the re-commissioning of the Carers Hub for Brighton and Hove.

2.2 That Committee grants delegated authority for the award of a new contract to the Executive Director for Health and Adult Social Care to procure and award a new contract to provide a Carers Hub

3 Context and background information

- 3.1 Supporting unpaid carers is a key priority for the local authority and the NHS. The Census 2021 data identified that within the Brighton & Hove population, 8% (20,804) provide unpaid care, with more than a third (7,489) providing more than 35 hours of unpaid care per week; and a quarter (5,430) providing more than 50 hours per week. Data shows that the wards with the overall highest percentage of residents who are carers are Woodingdean (11.8%), and Hangleton and Knoll (11.6%).
- 3.2 Research by Carers UK in 2023, using the data from the Census, has identified that the estimated economic contribution of unpaid carers nationally is £162 billion per year, nearly the annual cost of the NHS (£164 billion). The resulting estimated economic contribution of Brighton and Hove carers per year is £618 million.
- 3.3 The Carers Strategy for Brighton and Hove, is currently being refreshed, however there is agreement across the Carers Strategy Group that we retain the 'THINK CARER – Building a Carer Friendly City', which focuses on 4 key building blocks: Carer Friendly Education; Employment; Social Care; and Health, through the development of 'blueprints' by local carers, and national research and policy.
- 3.4 The Carers Hub was initially commissioned in October 2017, following a period of engagement with local family and friend unpaid carers, and the membership of the Carers Strategy Group (led by Health & Adult Social Care (HASC), with representatives from across local statutory and non-statutory services), who additionally commissioned from Public Health, a Carers Rapid Needs Assessment in 2016, to assist with the commissioning process.
- 3.5 The Carers Hub bought together a number of providers, under a shared identity, to enable greater promotion and access to the range of services available. It provides a single point of contact (SPOC) to enable unpaid carers to access a wide range support, through a 3 Tier system, - Tiers 1 & 2 form the current contract, with the Carers Centre; Alzheimer's Society; Crossroads Care; and Changes Ahead providing information, advice, assessment, support and 7 dedicated services – Peer Support; Young Carers Project; Dementia Carers Support; Mental Health Carers Support; Carers Reablement; End of Life Carers Support; and homebased alternative care to enable carers to attend health related appointments. Finally, Tier 3 is made up of the Carers Assessment Workers within HASC Assessment Services, who complete Carers Assessment, or Joint assessments, and can provide Carers Personal Budgets, or arrange services for the cared for person.
- 3.6 The current contract has an annual value of £531,096, and is funded via the Better Care Fund (BCF), as supporting unpaid carers is one of the defined priorities within the BCF Plan. The discussions regarding the recommissioning of this service, have included the governance arrangements for both NHS Sussex (Integrated Care System); the Better Care Fund Steering Group; Carers Strategy; and HASC.
- 3.7 It is anticipated that the redesign of the specification of the recommissioning of the Carers Hub, will include greater integration with the NHS. Additionally, NHS

Sussex are funding time limited pilot projects for carers via the Core20Plus5 Health Inequalities Program, which has carers and young carers as priority groups facing significant health inequalities.

3.8 The current Carers Hub is a well established, high performing contract, and is strategically significant regarding BHCC's duties under the Care Act 2014 for supporting unpaid carers in the city, as well as for Young Carers (children providing care) under the Children and Families Act 2014, and the need to support carers regarding hospital discharge processes under the Health and Care Act 2022.

4 Analysis and consideration of alternative options

Initially it was intended to publish a Prior Interest Notification (PIN), in order to test the market, as to whether there are any other organisations/partnerships who would potentially be interested in bidding for the Carers Hub contract. The rationale for the PIN was due to the fact that it is anticipated that there would be limited responses. During the 2017 procurement process, there were no other providers involved in the tender process, and there is a protocol between the Carers organization across Sussex, not to bid for each others' areas, as they are part of a Carers Sussex wide partnership.

5 Community engagement and consultation

5.1 Through the decision-making process for the recommissioning of the Carers Hub, the Carers Strategy Group has been involved, as well as key BHCC/NHS representative meetings. Additionally, the outcomes of the Adult Social Care Carers Survey (2022) and the Carers Hub consultations, echoed the need to continue with a single point of contact for carers. During the process of developing the service specification, Carers Voice (local carers who have volunteered) will be involved in both the development of the specifications, and the refresh of the Carers Strategy.

6 Conclusion

6.1 Supporting unpaid carers is a key priority locally and nationally: in recent years the evidence of the disproportionate negative impact of caring, and the inequalities of health provision for carers, has reinforced the need to 'Think Carer'. The 'burden of caring' and 'toxic combination' of the impact mentally, physically and financially on carers is well presented. Many carers chose to care for those they love, and benefit greatly for the relationship, however all carers benefit from support for their needs, not just the needs of those they care for. The Carers Hub has proven to be a very successful service, and has become integrated into both key statutory and non-statutory services, providing a clear pathway for the identification and support of all family and friend carers. It is essential that we build on the success of the Carers Hub, which will continue to be central to our Carers Strategy.

7 Financial implications

7.1 The Carers Hub contract is funded within the Better Care Fund, which is a section 75 pooled budget with the Integrated Care Board which totals £39.267m for 2023/24 and £42.213m for 2024/25. Any spend variance at outturn is subject to a risk share as per the section 75 agreement. For 2023/24, the ICB contribution to the Carers Hub contract is £0.349m and the Council contribution is £0.182m. Any increase to the contract value in future year's will need to be within the resources available and agreed by the Integrated Care Board and the Council.

Name of finance officer consulted: Sophie Warburton Date consulted:
15/08/2023

8 Legal implications

8.1 The Council must comply with the Public Contracts Regulations 2015 in relation to the procurement and award of contracts above the relevant financial threshold. The services outlined in this report fall within Schedule 3 of the Public Contracts Regulations 2015 and exceed the relevant financial threshold for light touch regime services (£663,540 inclusive of VAT). The procurement process for the light touch regime is not unduly prescribed but must accord with the fundamental principles of transparency and equal treatment of economic operators. Legal Services will work closely with officers to ensure that the process followed is compliant with the Regulations.

8.2 The Council must also comply with its Contract Standing Orders (CSOs) which apply to Social Care & Public Health services as set out in Section B of the CSOs.

Name of lawyer consulted: Eleanor Richards Date consulted (31/08/23):

9 Equalities implications

As part of both the recommissioning of the Carers Hub, and the refresh of the Carers Strategy an Equalities Impact Assessment (EIA) is in development, which will ensure that areas of potential discrimination are identified and addressed. The EIA will be completed with the local Carers Voice, a group of carers who have volunteered to be involved in the Carers Strategy and related work, with the support of the Carers Hub

10 Sustainability implications

The recommissioning of the Carers Hub will include sustainability and climate impact within the procurement process, including the need for applicants to evidence their sustainability policy and commitment in line with Council policy.

11 Other Implications [delete any or all that are not applicable]

Social Value and procurement implications

The recommissioning of the Carers Hub will include Social Value as a key element of the procurement process.

Crime & disorder implications:

Public health implications:

Public Health are a key member of the Carers Strategy Group, and will be part of the procurement process.

ADULT SOCIAL CARE & PUBLIC HEALTH SUB COMMITTEE

AGENDA ITEM 22

Subject:	Supported Living Prior Information Notice and Award		
Date of Meeting:	14th September 2023		
Report of:	Executive Director, Health & Adult Social Care		
Contact Officer:	Name:	Lou Aish	Tel: 07825113911
	Email:	Lou.aish@brighton-hove.gov.uk	
Ward(s) affected:	All		

FOR GENERAL RELEASE

1. PURPOSE OF REPORT AND POLICY CONTEXT

1.1 Brighton & Hove City Council (the 'Council') is facing increased demand for Supported Living services in the city to meet the needs of adults with learning disabilities, including those coming through transition and those with complex needs. As a result of the lack of provision, more individuals are being placed in services out of area, often in high-cost placements, where they may be overprovided for.

1.2 To help address this, Commissioners sought approval to issue Prior Information Notices (PINs) as Calls for Competition to the market to enable us to deliver the services we need.

A report was presented to Adult Social Care & Public Health (ASC&PH) Sub-Committee on 8th November. Following an amendment to the recommendations in the report the Committee reached the following decisions:

(1.3.1) That the Adult Social Care & Public Health (ASCPH) Subcommittee grant delegated authority to the Executive Director of Health & adult Social Care to issue Prior Information Notices to seek expression of interest from providers interested in developing Supported Living services in the city for adults with learning disabilities, subject to the below recommendations;

(1.3.2) That the ASCPH Sub Committee requests a report to come to procurement Advisory Board before the Prior Information Notice is issued to consider and oversee the proposed award criteria; and

(1.3.3) That the ASCPH Sub Committee requests a report to come before the Sub Committee identifying the preferred provider and seeking committee approval.

1.3 A report was presented to the Procurement Advisory Board (PAB) on 13th February 2023. This was to consider and oversee the content of the Prior Information Notice before it is issued, including the proposed award criteria in the event of multiple suitable expressions of interest.

- 1.4 This report relates to recommendation 1.3.3 above to present a report back to the ASCPH Sub Committee identifying the preferred provider and seeking committee approval.

2 RECOMMENDATIONS:

- 2.1 That the Committee notes the outcome of the procurement and agrees that the contract will be awarded to the winning bidder.

3 TENDER PROCESS:

- 3.1 The PIN and subsequent tender process that this report relates to is for the provision of a 3-4person 24 hour supported living service for adults with learning disabilities/autism and complex needs.
- 3.2 A PIN as a Call for Competition was released to the market to ask for expressions of interest to develop a 3-4 person supported living service. The service is to comprise of 3 to 4 individual units of accommodation, based upon a person-centred capable environment model designed to meet the needs of individuals who can present with behaviours that can challenge others.
- 3.3 There were multiple suitable expressions of interest to the PIN and a competitive process was undertaken between providers who had expressed an interest.
- 3.4 Of those Providers who initially expressed an interest, 4 Providers submitted a tender bid.
- 3.5 The tender comprised of quality questions and a pricing schedule. The weighting was based upon 60% Quality, 40% Price. Price were submitted via a cost template. Quality was assessed via method statement questions assessing proposals in the following areas:

Quality Criteria	Sub- weighting
Mobilisation	30
Delivery of the Service	30
Management of the Service and Business Continuity	30
Social Value and Co-Production	10
TOTAL	100

4 TENDER OUTCOME:

- 4.1 From the 4 bids received, a successful bidder has been identified. They do not currently have services in the city but has considerable experience delivering this type of provision.
- 4.2 All panel members scored their quality questions the highest. Their hourly rate was the highest of all the bids but benchmarks with hourly rates for this type of specialist provision. With the quality/cost % calculation their bid remained the highest score and winner of the tender.

5 ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

- 5.1 Do nothing. The risk of this course of action is the loss of a much-needed service development in the city to meet the needs of Adults with Learning Disabilities, and the loss of a new quality Provider coming into the market.
- 5.2 This would risk more individuals being placed out of city, with the reduced level of oversight through the learning disability assessment team and commissioning team that this brings.
- 5.3 It also risks a greater chance of placement breakdown and of hospital admission as needs and outcomes aren't met.
- 5.4 Sourcing out of area placements is also immensely time consuming, putting additional resources that are already stretched.
- 5.5 It is not open to the Committee to award the contract to another supplier as this would amount to a breach of the Public Contracts Regulations 2015. If the Committee decided not to award the contract to the winning bidder, the Council could abandon the procurement. The risks of this option are set out in the legal implications.

6 COMMUNITY ENGAGEMENT & CONSULTATION

- 6.1 Consultation and engagement is undertaken through a number of areas including; consultation with a range of internal and external stakeholders as part of the new contracting arrangements that are being developed. This also included a review of wider engagement feedback and previous engagement with service users and families as part of the development of the city's adult learning disability strategy. The Council also holds a Learning Disability Provider Forum, a Positive Behaviour Support network and a Learning Disability Partnership Board.

7 CONCLUSION

- 7.1 The Care Act 2014 introduced duties on the local authority to shape and engage with the market to ensure there is a range of diverse and quality service provision that meets local demands and the preferences of those wanting to access services.

- 7.2 Commissioning of new services plays an integral role in meeting these duties and the needs of adults with learning disabilities and their families.
- 7.3 Given the current challenges in the market for social care providers, having 4 bids was a very positive response to the tender. All 4 bids were from Providers who do not currently have services in the city, this demonstrates the need to bring in new Providers into the city to support service development.
- 7.4 Through their bid the successful provider demonstrated the quality of provision they can provide. It is a new provider to the city with significant experience in other local authority areas.
- 7.5 Committee approval of the tender outcome will ensure that we continue to ensure we meet the needs of adults with learning disabilities in the city for those with complex needs. This supports the prevent of hospital admission, reduces the number of people placed out of area away from family and support networks and enables individuals to live happy fulfilling lives.

8. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 8.1 The budgets for adults with learning disabilities are under increased pressure for a variety of reasons including rising demand, increasing complexity and recruitment and retention issues. It is becoming increasingly difficult to procure good value supported living placements which is adding to cost pressures. There is no specific financial data included in the body of this report, however if the introduction of Prior Information Notices and the subsequent tender process has provided the council with additional means of managing and accessing the local market this should help achieve best value in terms of future placement costs.

Finance Officer Consulted: Sophie Warburton

Date: 14/08/23

Legal Implications:

- 8.2 The Council must comply with the Public Contracts Regulations 2015 in relation to the procurement and award of contracts above the relevant financial threshold. The services outlined in this report fall within Schedule 3 of the Public Contracts Regulations 2015 and exceed the relevant financial threshold for light touch regime services (£663,540 inclusive of VAT). As set out in the body of the report it would not be compliant with the regulations to award the contract to any supplier other than the successful bidder
- 8.2 Although a right to abandon (halt) a procurement is not expressly provided in the Regulations, it is implicit from the requirement to notify tenderers of a decision to abandon a procurement (Reg 55) that it is permissible. There

have been a number of cases where challenges have been brought to decisions to abandon and it is clear that the decision to abandon must be rational and proportionate. There is therefore a risk of legal challenge if the decision is taken to abandon the procurement. The risk that the challenge is successful will depend on the reasons given for that decision.

Lawyer Consulted: Alice Rowland Date:

Date 14/8/23

Equalities Implications:

An Equalities Impact Assessment (EIA) for Supported Living services has recently been completed and signed off for the new Supported Living Framework recommission.

This EIA recognises the need to commission person-centred, high quality supported living services, that can demonstrate an ability to:

- encourage independence with the appropriate support to achieve this
- support young people as they come into the supported living service, who may be leaving home for the first time
- support people to remain in Supported Living for as long as possible.
- meet the needs of older residents whose needs may have changed and who may need support to transition into residential care
- support age-related health needs of people with learning disabilities, including supporting those with dementia
- include in the service specification that providers are to meet the REACH standards, which include supporting people to live with their peer age group

Developing local services will help people to stay locally, by guaranteeing that services are available. Being placed out of city can be detrimental for the individual concerned, due to being separated from friends and family, and from communities they are familiar with.

Sustainability Implications:

None

Brexit Implications:

Brexit has had a further impact on workforce pressures across Social Care and as such this will need to be considered when entering into any contracts as a result of this process.

Crime & Disorder Implications:

None.

Risk and Opportunity Management Implications:

None

Public Health Implications:

None.

Corporate / Citywide Implications:

Adult Social Care and Public Health Sub- Committee

Agenda Item 23

Subject: Young People's Substance Use Support Service Contract

Date of meeting: 12th September 2023

Report of: Executive Director Adult Social Care and Health

Contact Officer: Name: Sarah Colombo

Tel: 07827233577

Email: sarah.colombo@brighton-hove.gov.uk

Wards affected: All

For general release

1. Purpose of the report and policy context

1.1 To request agreement from the committee to contract with Oasis Project for the delivery of specialist substance use treatment and support for children young people and families.

1.2 The funding for this work is to augment substance misuse treatment and support under the national Combatting Drugs Strategy.

2. Recommendations

2.1 That Committee agrees that the Council now enters into a formal written contract with Oasis Project to deliver treatment and for substance use issues support to children young people and families.

3. Context and background information

Background

3.1 Brighton & Hove City Council was awarded 3 year funding in 2022 under the government's From harm to hope: A 10-year drugs plan to cut crime and save lives - GOV.UK (www.gov.uk). The funding provides for additional treatment and support for adults and children and young people with substance use issues.

3.2 The funding for the adult element of the proposal is being delivered via a variation to the existing contract for adult substance misuse services delivered by Change Grow Live and commissioned by the Council's Public Health team.

3.3 The children and young people's element of the Brighton & Hove proposal was developed by the Council's Adolescent Service which delivers to children and young people and Oasis Project which delivers to children young people and parents.

3.4 The city's Combatting Drugs Partnership approved the delivery of the children, young people and families services by Oasis Project and the council's adolescent service.

3.5 The Oasis Project part of the funding was intended to be delivered via a variation to a contract Families Children & Learning hold with Oasis Project. However due to commissioning capacity issues this was not progressed and Oasis Project has therefore been funded out of contract from the part year project start in October 2022.

3.6 Oasis Project has been delivering the additional funded roles to an agreed specification developed with Public Health and the Adolescent Service.

3.7 Public Health is therefore seeking agreement to provide a written contract to provide a secure framework for the delivery of these additional roles in Oasis Project covering the three year period from October 2022 to March 2025.

4. Analysis and consideration of alternative options

4.1 The total 3 Year contract value for the Oasis Project additional roles is £639,686 of which Year 1 part-year funding was £127,634.

4.2 The Oasis team work closely alongside ru-ok? with the new roles providing therapy and for those approaching 19 yrs specific transition support practitioners.

4.3 Oasis Project is a long established provider in this area of work specialising in work with children and young people and families; with an excellent pedigree of joint working and delivery of time-limited programmes such as the Children of Alcohol Dependent Parents programme.

4.4 There are no other locally delivered treatment and support services specialising in young people and families and as such Oasis Project is a key partner in the system wide approach to these needs.

4.5 An external provider commissioned via a competitive tender would not have the social value, history of joint work or local relationships with the wider system that are a key part of successful delivery.

5. Community engagement and consultation

5.1 The programme of work is delivered within the Drugs strategy guidance for local delivery partners - GOV.UK (www.gov.uk). Ru-ok? and Oasis Project used service intelligence to inform the additional roles based on years of experience working with young people who access their services.

6. Conclusion

6.1 Oasis Project has reported on the first full operational period (Q4 22/23 and Q1 23/24) evidencing engagement and work with young people to the agreed specification.

6.2 Given Oasis Project has been delivering well to this specification for 10 months there is every indication that it will continue to deliver as required to in the remaining period of the contract to March 2025.

7. Financial implications

7.1 The contract with Oasis Project for the delivery of specialist substance use treatment and support for young people, is funded by the Supplementary Substance Misuse Treatment and Recovery Programme Grant within Public Health.

7.2 The Council's allocation of the Supplementary Substance Misuse Treatment and Recovery Programme Grant is £1.872m in 2023/24 and the indicative allocation for 2024/25 is £3.613m.

7.3 On the basis that the contract provided by Brighton Oasis is extended to March 2025, and the total 3-year contract value is £0.640m, this can be funded within the grant allocation.

Name of finance officer consulted: Sophie Warburton Date consulted 15/08/2023

8. Legal implications

8.1 The value of this contract is under the threshold for the light touch

regime. Light touch regime contracts are a category of service contracts including certain social, health and education contracts, into which this contract falls. As the value of the contract is below the value threshold the requirements to carry out a procurement which complies with the Public Contract Regulations 2015 do not apply.

8.2 Officers have not carried out a tendering process which complies with the Contract Standing Orders (CSOs) and therefore a Waiver of the CSOs is required.

Name of lawyer consulted: Eleanor Richards Date consulted 17/08/2023

9. Equalities implications

9.1 The specialist service that Oasis Project provides is available to all young people whose level of need qualifies for the service. The service has a long track record of working with care experienced and looked after children.

10. Sustainability implications

10.1 These services are delivered by city based teams with local offices and a creche in the city centre with good access by sustainable public transport.

11. Other Implications

Social Value and procurement implications

11.1 Oasis Project as a long standing local provider of high quality specialist services and works closely with local authority, health and the community and voluntary sector.

Crime & disorder implications:

11.2 The provision in this proposed contract of specialist treatment and support to young people with substance use issues contributes to the wider prevention of crime and disorder agenda

Public health implications:

11.3 Working to prevent young people becoming entrenched in substance use and delivering that with an understanding of the role of the family and community in supporting recovery directly contributes to reducing health inequalities.

Supporting Documentation

Appendix

1. Oasis Project Service description, roles and latest performance

Appendix 1

Young People's Substance Support Service Contract

Service aims

Oasis Project will deliver treatment and therapeutic support to children, young people and parents affected by substance misuse through a variety of targeted interventions. Target cohorts include:

- Babies, children, and young people affected by parental substance misuse
- Young people experiencing issues with substances themselves
- Parents with drug or alcohol misuse issues
- Women who have had a child or children removed from their care

Service delivery

Therapeutic interventions

Delivered by: Transitions Therapist 16-25

Provision of up to 16 weeks 1:1 therapy to young people 16-25 years experiencing issues with drugs and/or alcohol through Oasis Project's dedicated Young Oasis service. This includes young people of all genders. The transitions therapist will work with young people to identify their hopes for therapy and work alongside parents, carers, and other workers as appropriate to best support the young person during the therapeutic process.

Delivered by: Young Person's Therapist 5-18

Provision of up to 16 weeks 1:1 therapy to children/young people 5-18 years affected by a parent or family member's substance misuse through Oasis Project's dedicated Young Oasis service. Therapy is arts-based and brings a range of modalities aimed at working in an age-appropriate way to support children to process their experiences and improve emotional wellbeing.

Drug & Alcohol Treatment / Recovery interventions

Delivered by: Young Person's Recovery Coordinator 18-25

Provision of structured treatment to young people 18-25 experiencing issues with drugs and/or alcohol through Oasis Project's dedicated Hope Service. This includes any young women and young people of all genders who are new to treatment and/or care experienced.

Delivered by: Looking Forward Practitioner (Substance Misuse)

Provision of dedicated support for women who have had a child/ren removed from their care and have experience of substance misuse. This includes intensive long-term casework as well as targeted brief interventions and consultation to professionals.

Delivered by: Family Practitioner

Provision of intensive support for parents with drug/alcohol misuse issues which supports their engagement in treatment through access to specialist parenting

groups and support including Protecting Our Children and Accessing Recovery (POCAR), access to the creche and therapy. The Family Practitioner will work with parents to set recovery goals and work towards them, identifying and working to address any barriers.

Interventions for babies and young children through the creche

Delivered by: Creche Supervisor and Early Years Workers

Provision of free, therapeutic creche for babies and children 0-11 years whose parents are accessing support around their substance misuse. Creche is open to families on Oasis Project's caseload as well as those who are care coordinated by CGL or accessing any other support service across the City.

Roles

Young Person's Recovery Co-Ordinator (18-25)	1
Looking Forward Practitioner (SM)	1
Young Person's Therapist (5-18)	1
Transitions Therapist (16-25)	1
Family Practitioner	1
Creche Supervisor	0.4
Early Years Worker	0.8
Manager	0.6
Administrator	0.6

Performance

Quarter 1 2023/24

This data encompasses quarter 4 2022/23 and quarter 1 2023/24

Young Oasis Therapy (Children and young people 5-18 yrs)

Target indicator first two quarters:

Target Q4+Q1 YP receiving therapy	20-25
Actual (in therapy + YP completed)	62

Breakdown

Referrals received	47
Assessments completed	35
Awaiting therapy	22
In therapy	39
Therapy completed	23

Parent and young persons' reporting:

83% of parents/carers who scored their child as **raised** level of distress before therapy scored their children as **no longer** distressed at the end of the therapy

66% of the same parents/carers who scored **highly raised** distress said that their children's problems had got better after coming to Young Oasis therapy and **33%** of parents/carers who scored their child as **highly raised** distress scored them as **significantly less** stressed at the end.

83% of children who scored themselves as having **low levels** of wellbeing at the start scored a **significant improvement** in wellbeing at the end of the therapy

Transitions Therapy Service (Young people 16-25 yrs)

Target Q4+1 YP receiving therapy	15-20
Actual (in therapy)	9

NB – whilst referrals to the Transitions Therapy Service were accepted and processed from Q4, the new transitions therapist role came into post April 2023 so delivery of therapy only started in Q1.

Breakdown

Referrals received	22
Assessments completed	7
Waiting list	13
Currently in therapy	9
Therapy completed	0

Brighton & Hove City Council

Adult Social Care & Public Health Sub Committee

Agenda Item 24

Subject: Residential & Nursing Care Homes Block Contracting

Date of meeting: 12th September 2023

Report of: Executive Director, Health & Adult Social Care

Contact Officer: Name: Andy Witham, Assistant Director, Commissioning & Partnerships
Tel:
Email:

Ward(s) affected: All

For general release

1. Purpose of the report and policy context

1.1 Brighton & Hove City Council (BHCC or 'the Council') is facing continued difficulties in securing residential nursing and complex needs care home provision at competitive and sustainable rates. To help address this, Commissioners are seeking approval to block contract beds. The high demand for placements in the city has driven up costs; nursing beds are often only available at weekly rates in excess of £1,000 per week, which is substantially higher than the current set rate at £875 (£655 per week set rate plus FNC £219.71)

1.2 By entering into block contracts arrangements capacity can be secured at more competitive rates, whilst maintaining good quality provision. Commissioners intend to issue Prior Information Notices (PINs) to seek expressions of interest from providers.

1.3 The Council is seeking to award multiple block contracts for a maximum of 150 units of residential and nursing care beds, within the boundaries of Brighton and Hove. Providers have responded to a prior information notice as a call for competition detailing the number of units they are offering and the weekly rate. Officers have conducted negotiations with providers to secure best value. See Appendix 1.

2. Recommendations

2.1 That the Sub-Committee grants delegated authority to the Executive Director of Health & Adult Social Care to take all necessary steps to procure and award multiple block contracts for period of eight years (8 years), which will run with bi-annual breaks i.e. two (2) plus two (2) plus two (2) plus two (2), for residential and nursing beds.

3. Context and background information

Background

- 3.1 Adult social care is facing a perfect storm, comprised of an ageing population, rising demand, increasing public expectations but with a reduction in government funding. And these pressures are growing. Current population and dependency trends suggest a 25% increase in demand for residential/nursing placements in the city by 2035.
- 3.2 Population projections come with an associated rise in the number of people living with complex long-term conditions; a combination of physical frailty, disability and mental health conditions. Not only is there increased demand for beds, there is also pressure on homes to deal with people with more complex needs.
- 3.3 There are not enough nursing beds, or specialist placement beds in the city. High demand for general and specialist nursing placements inflate prices, which are negotiated on a spot purchase basis i.e. bed by bed as demand arises.
- 3.4 The current contract operates as an approved list from which the Council can spot purchase individual placements as and when they are required. Generally, this arrangement has met the demand and quality requirements for care home beds in the city although there are drawbacks to this method of sourcing. In recent years, costs have spiraled as demand has outstripped supply. The number of beds we have been able to purchase at our 'set rates' has steadily declined, from 66% in 2017-18 to less than 30% now.
- 3.6 This position is unsustainable. Block contracts can help manage costs and provide sustainability to the market through long term planning. Block contracts are contracts which pre-book a certain number of placements (beds) at an agreed rate for a sustained period of time. They remove the need for continued negotiation, thereby supporting budget management and long-term financial planning as well as locking in supply. Block contracts are usually viewed favourably by providers for the same reasons, as well as giving providers certainty on prices and a guaranteed income.
- 3.8 Agreeing one or more short term block contracts with a set number of providers will allow the Council to take advantage of opportunities occurring in the market right now, and to gain influence and achieve much needed security in an over-heated market in the short term.
- 3.9 Placements made under these block contract arrangements are for Brighton and Hove residents only.

4. Analysis and consideration of alternative options

- 4.1 Beds which are purchased on a block basis reduce the price risk of low supply, where the Council may be forced to pay higher than market rate prices for a bed, due to the immediacy of the need.
- 4.2 Beds which are purchased on a block basis guarantee provision, reducing the likelihood of waiting lists and enabling hospital discharge.
- 4.3 Beds which are purchased on a block basis can create a risk for the Council as if a bed is not filled the Council must pay for the void. We have experience in managing block contracts and know that delays which cause vacancies of more than a few days can be explained often by discharge issues from hospital or family members making decisions. We will mitigate this risk by ensuring close working between our assessment services and the Councils brokerage and supply management team to minimise these delays.
- 4.2 Do nothing. There are opportunities in the market right now that we can benefit from in terms of favourable pricing and locking in demand that might not be available in a year / 18 month's-time.

5. Community engagement and consultation

- 5.1 The Council is undertaking extensive consultation with a range of internal and external stakeholders as part of the Care Homes Recommissioning Process, including but not limited to: Care Home Residents, Healthwatch, University Hospitals Sussex, NHS Sussex, LGBTQI Switchboard, Age Concern, Registered Care Association, Hospital Discharge Team and Public Health

6. Conclusion

- 6.1 Block contracts guarantee supply of Residential Care and Nursing Care Beds,
- 6.2 They place Council officers on a better footing on which to negotiate spot purchase placements, and
- 6.3 Approval to advertise and award block contracts on a more flexible basis before the start of the new Care Home Contract will give Commissioners the ability to secure good quality and best value for money residential and nursing home provision for the City.

7. Financial implications

- 7.1 As outlined in the report, it is becoming increasingly difficult to procure placements at the set rate which is consequently causing significant cost

pressures. The pricing for any future block contracts will need to provide value for money, considering that a proportion of placements are still being made at the set rate. A block contract will also need to make allowance for additional costs that are expected to be incurred for voids, and this will need to be considered in any future contract.

Name of finance officer consulted: Sophie Warburton Date consulted: 04/08/2023

8. Legal implications

8.1 The Council must comply with the Public Contracts Regulations 2015 (PCR) in relation to the procurement and award of contracts above the relevant financial threshold. The services outlined in this report fall within Schedule 3 of the Public Contracts Regulations 2015 and exceed the relevant financial threshold for light touch regime services (£663,540 inclusive of VAT). The procurement process for the light touch regime is determined by the Council taking into account the specifics of the services and shall ensure compliance with the principles of transparency and equal treatment of economic operators as set out in regulation 76 (2) of the PCR. Legal Services will work closely with officers to ensure that the process followed is compliant with the PCR.

Name of lawyer consulted: Manjinder Nagra Date consulted (08/08/23) :

9. Equalities implications

- 9.1 An extensive new Equalities Impact Assessment (EIA) was agreed and signed off in July 2022 as part of the care home contract recommission. Using more block contracts relates to how we finance care, and as such has no direct impact on the quality of care a person receives. There are some potential benefits, however, explained below:
- 9.2 Block contracts can help people stay locally, by guaranteeing that beds are available. For example, people with mental health challenges are often placed out of the city, because there is no capacity locally to meet their needs. This 'out of city' placement can be detrimental for the individual concerned, as they might be separated from friends and family, and from the communities they are familiar with.
- 9.3 The same principles apply to people unable to secure a community placement (bed) from hospital because of a lack of capacity. There is a wealth of research that highlights the adverse effects of a prolonged stay in hospital on older people's mobility, independence and confidence. If we can guarantee provision in the market through block contract agreements, we can reduce the negative impact of prolonged hospital stays for some older people at least.

10. Sustainability implications

10.1 Not applicable

11. Other Implications

Social Value and procurement implications

11.1 Not applicable

Crime & disorder implications:

11.2 Not applicable

Public health implications:

11.3 Not applicable

Supporting Documentation

1. Confidential appendix on block contract prices

Document is Restricted

