



Subject:	Contracts for Award
Date:	20 April 2018
Reporting Officer:	Ronan Cregan, Deputy Chief Executive and Director Finance and Resources Gerry Millar, Director of Property and Projects
Contact Officer:	Valerie Cupples, Procurement Manager

Restricted Reports	
Is this report restricted?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If Yes, when will the report become unrestricted?	
After Committee Decision	<input type="checkbox"/>
After Council Decision	<input type="checkbox"/>
Some time in the future	<input type="checkbox"/>
Never	<input type="checkbox"/>

Call-in	
Is the decision eligible for Call-in?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

1.0	Purpose of Report
1.1	<p>The purpose of this report is to:</p> <ul style="list-style-type: none">• Seek approval from Members to allow the advancement and award of tenders as outlined in Appendix 1, Table 1 in accordance with the Scheme of Delegation.• See approval from Members to allow the advancement and award of direct award tenders as outlined in Appendix 1, Table 2 in accordance with the Scheme of Delegation.• Advise members of the contracts that have been awarded (Nov 2017- March 2018 inclusive) Appendix 1, Table 3.
2.0	Recommendations
2.1	<p>The Committee is asked to:</p> <ul style="list-style-type: none">• Approve the public advertisement and acceptance of tenders as listed in Appendix 1, Table 1 through the Council's electronic procurement system. Members are advised that these tenders will only be advertised when they have gone through the

	<p>Councils internal governance process which include demonstrating strategic alignment with the Belfast Agenda</p> <ul style="list-style-type: none"> • Grant delegated authority to the appropriate Director using pre-agreed criteria the most economically advantageous tender. • Agree to accede to Standing Orders 55(a) exceptions in relation to contracts by direction of the council acting on recommendations of a Chief Officer that the exception is justified in special circumstances for the contracts laid out in 3.7 and Appendix 1, Table 2 • Note contracts which have been awarded in the last quarter as listed in Appendix 1, Table 3
3.0	Main report
	<p><u>Key Issues</u></p> <p>3.1 Section 2.5 of the Council's Scheme of Delegation outlines that under Standing Order 60(a) any contract that exceeds the statutory amount (currently £30,000) needs to be made under the Corporate Seal. Under Standing Order 51(b) the Corporate Seal can only be affixed when there is a resolution of the Council.</p> <p>3.2 The tenders submitted for approval in Appendix 1, Table 1, have been forwarded by Departments for approval. Departments have been required to provide assurance that provision for the expenditure has either been made within their departmental budgets or approval has been sought from the Director of Finance and Resources that this expenditure has been provided for within a corporate budget.</p> <p>3.3 Members should note that they are being asked to approve tenders in principal, after which the internal governance process demonstrating strategic alignment with the Belfast Agenda will be applied. As part of this process, Departments have also provided assurance that appropriate resources are available within their departments in order to effectively administer and manage any contract(s).</p> <p>3.4 In accordance with Standing Orders these tenders shall comply with the relevant requirements of national legislation and European directives and be overseen by Corporate Procurement Services.</p> <p>3.5 This report relates to corporate and departmental supplies and services contracts only. The procurement of services and works contracts relating to the capital procurement is dealt with under the Capital Programme reports in accordance with the approved stage approval process. Members should note that the work associated with tenders has already been agreed through the other two standing committees.</p>

3.6	<p><u>Direct Award Contracts</u></p> <p>Members are asked to note that Corporate Procurement Services is currently under resourced and awaiting a report on the current procurement operating model. This position has resulted in an increase in the number of direct award contracts (single tender actions) and the requirement to accede to Standing Order 55(a).</p>
3.7	<p>Members are asked to accede to Standing Order 55(a) exceptions in relation to contract by direction of the council acting on a recommendation of a Chief officer that the exception is justified in special circumstances for the following:</p> <ul style="list-style-type: none"> • A number of ICT contracts can only be provided by individual suppliers see Appendix 1, Table 2. There are two main reasons for proprietary purchases of ICT contracts: i) The ICT system or service is proprietary and cannot be provided by another supplier; and ii) Legacy Technology Procurements involved the purchase of perpetual use rights alongside annual maintenance and support. Subsequent on-going maintenance and support can only be provided directly by the supplier. • The Re-appointment of M&C Energy Group (Schneider Electric) to provide a managed energy portfolio for the council. The council originally entered into the contract via a framework. The direct award is required as there are currently no frameworks in the marketplace that we can avail of and, due to corporate priorities/ lack resources CPS is not in a position to retender. • The Extension of the Kerbside Collection Contract. The council approved the draft Waste Framework in July 2017 and work is ongoing in developing and delivering the four pillars of the Framework. Members are asked to note that this this is now on the Capital Programme and is on the agenda for discussion today to move from Stage 1 to Stage 2 – Uncommitted under the Capital Programme. Given the level of funding required to deliver this project and associated scrutiny, implementation is likely to be phased over a number of years. As such it is proposed that instead of letting a short term contract of unknown duration to instead extend the existing contract until such times as the Council determines its delivery options for both the inner and outer city as part of the Waste Framework
3.8	<p><u>Financial & Resource Implications</u></p> <p>The financial resources for these contracts will be met within the current departmental budgets and the proposed departmental estimates process which are taken forward through the rate setting process.</p>
3.9	<p><u>Equality or Good Relations Implications</u></p> <p>No specific equality or good relations implications.</p>

4.0	Appendices - Documents Attached
	Appendix 1 Schedule of Tenders for Consideration / Notation Table 1 – New tenders Table 2 – Direct Award Contracts (Single Tender Action) Table 3 – Contracts Awarded (Nov 2017 - Mar 2018 inclusive)