

Report of the Chief Executive

USE OF CHIEF EXECUTIVE'S URGENCY POWERS1. Purpose of Report

To report the use of the Chief Executive's urgency powers.

2. Recommendation

Cabinet is asked to NOTE the exercise of the Chief Executive's Urgency Powers to:

- 1. Direct award the Closed Circuit Television (CCTV) Monitoring and CCTV Maintenance contracts for a further five months to the incumbent suppliers from 1 December 2022 to 30 April 2023.**
- 2. Provide an additional revenue budget of £5,000 for work to address anti-social behaviour in Beeston town centre, to be delivered by Chayah, with funding being provided by an allocation of £2,500 from the remaining Revenue Contingencies budget in 2022/23 and the balance being met from General Fund Reserves.**
- 3. Increase the establishment for the Environmental Health service at an additional cost of up to £32,450, to be funded from General Fund Reserves (confidential appendix).**

3. Details

The Council is part of a shared CCTV service that includes Newark and Sherwood District Council and Ashfield District Council.

The service is made up of a monitoring contract shared between all three parties and two separate maintenance contracts, the first shared between Broxtowe Borough Council and Newark and Sherwood District Council and the second Ashfield District Council.

Two of the three contracts are in the process of being prepared for tendering.

The maintenance contract shared between Broxtowe Borough Council and Newark and Sherwood District Council expired in May of 2020 but continued on a rolling basis to allow all three Council's to join together in the procurement of a single maintenance contract, thereby leveraging the additional procurement power of a larger number of surveillance devices.

The monitoring contract expired in May of 2022 but to enable continuity of service this too continued with the incumbent supplier.

The work to co-terminate the contracts, to maintain continuity and the changing procurement resource at the Council has resulted in the need to further extend the current arrangements by directly awarding the two contracts to the

incumbent suppliers for a further five months. The new temporary arrangement will run from 1 December 2022 to 30 April 2023 and will allow the procurement of the new surveillance services to be completed.

The incumbent suppliers have agreed to provide the five months extension on the same commercial terms as the previous contracts and on that basis the extension can be accommodated within the existing budget. A total for the five months extension for Broxtowe Borough Council of £47,063 split between maintenance (£19,763) and monitoring (£27,300).

4. Financial Implications

The comments from the Head of Finance Services were as follows:

With regards to the **CCTV contracts**, there are no financial implications at this stage, with the cost of the five-month extension to the maintenance and monitoring contracts being contained within existing budgets. Any significant budget implications from the forthcoming tender in 2023 (costs or savings) will be reported to Cabinet. The decision to extend the contracts in the manner described is compliant with the Council's Financial Procedure Rules (Contracts).

There is currently no budgetary provision in place for the cost of project to resolve and prevent anti-social behaviour in Beeston town centre, to be delivered by **Chayah**. The cost of £5,000 can be partially covered from an allocation from the remaining balance of the revenue contingencies budget in 2022/23 (£2,500), with the balance being funded from General Fund Reserves. Chayah was previously awarded £2,500 in August 2022 to address anti-social behaviour in Beeston and Chilwell, as noted by Cabinet on 4 October 2022.

The full-year cost of the net increase in the establishment for **Environmental Health** is £30,600 at current pay rates including oncosts, increasing to a maximum of £32,450. A full breakdown of the costs is provided in the confidential appendix. This would be added to the overall establishment pay budget accordingly and be funded from General Fund Reserves.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

Chapter 2 Part 1 of the Council Procedure Rules in the Council's Constitution states:

In consultation with the Leader of the Council and where possible the Leader of the opposition, the Chief Executive has the power to authorise the taking or carrying out of action, notwithstanding anything in the Council's Procedure Rules, Financial Regulations all other delegations, where they consider that circumstances exist that make it expedient or necessary for action to be taken prior to the time when such action could be approved through the normal Council procedures. A report on such action, and the circumstances justifying the

exercise of the delegated powers, shall be made to the next meeting of the Council as appropriate

All three items contained within this report are such circumstances where it is has been necessary for the action to be taken prior to the usual approval procedure.

6. Human Resources Implications

There are no direct human resource implications arising from this report.

7. Union Comments

There are no direct union implications arising from this report.

8. Data Protection Compliance Implications

There are no Data Protection compliance implications.

9. Equality Impact Assessment

N/A

10. Background Papers

Nil