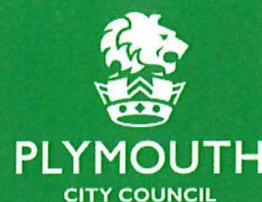


EXECUTIVE DECISIONmade by a **Cabinet Member****REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER**

Executive Decision Reference Number – L6 21/22

Decision				
1	Title of decision: Update Contract Award for letting of construction with Kier Construction Limited for Oceansgate Enterprise Zone Phase 2			
2	Decision maker (Cabinet member name and portfolio title): Cllr Nick Kelly, Leader			
3	Report author and contact details: James Whitelock, Head of Oceansgate Infrastructure			
4	Decision to be taken: <ul style="list-style-type: none"> To approve the Oceansgate Phase 2 Briefing Paper at Appendix A. Update to contract award on the Executive Decision made by a Cabinet Member ref L10 19/20 of 7 August 2019 to award the Oceansgate Phase 2 contract to Kier Construction in the sum of £7,630,509.60. Approval to re-allocate existing Phase 2 business case monies to cover an increase PO value of £470k up to £8,100,295. 			
5	Reasons for decision: <ul style="list-style-type: none"> The Kier contract completed 22nd February 2021, 4 months later than originally planned, in part due to COVID delays and also delay to agreements with Western Power. Maximise ERDF grant for the Council, whilst maintaining overall spend on Phase 2 within the approved Business Case 			
6	Alternative options considered and rejected: Construction work has been carried out in agreement with the contract. There are no other alternative options.			
7	Financial implications: The Business Case for Phase 2 development was updated and approved by CCIB under Executive Decision of 4 March 2019 in the sum of £10,688,000. Approval to authorise an increase in the value of the Kier purchase order from £7,630,509.60 to £8,100,295 remains within the overall approved Business Case. The development is fully let / under offer.			
8	Is the decision a Key Decision? (please contact Democratic Support for further advice)	Yes	No x	Per the Constitution, a key decision is one which: in the case of capital projects and contract awards, results in a new commitment to spend and/or save in

				excess of £3million in total
			X	in the case of revenue projects when the decision involves entering into new commitments and/or making new savings in excess of £1million
			X	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.
	If yes, date of publication of the notice in the <u>Forward Plan of Key Decisions</u>	October 2017		
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:	<p>Growing Plymouth</p> <p>Oceansgate will create facilities that will enable indigenous marine businesses to grow and others to re-locate to Plymouth generating a significant number of high quality jobs in the City.</p> <p>Caring Plymouth</p> <p>Oceansgate is located in Devonport Ward, one of the most deprived parts of the City. The development will create up to 1,200 jobs and additional construction jobs. Plymouth City Council will work successive construction contractors and tenants to ensure that local people have the opportunity to access job opportunities.</p>		
10	Please specify any direct environmental implications of the decision (carbon impact)	Solar panels with battery storage have been installed reducing carbon emissions. Development has been constructed to BREEAM excellent standard. Electric car and bike charging points throughout the development.		
Urgent decisions				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes		(If yes, please contact Democratic Support (democraticsupport@plymouth.gov.uk) for advice)
		No	X	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
Consultation				

13a	Are any other Cabinet members' portfolios affected by the decision?	Yes		(If no go to section 14)
		No	X	
13b	Which other Cabinet member's portfolio is affected by the decision?			
13c	Date Cabinet member consulted			
14	Has any Cabinet member declared a conflict of interest in relation to the decision?	Yes		If yes, please discuss with the Monitoring Officer
		No	X	
15	Which Corporate Management Team member has been consulted?	Name	Anthony Payne David Draffan	
		Job title	Strategic Director for Place Service Director Economic Development	
		Date consulted	09/06/2021	
Sign-off				
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS13 21/22	
		Finance (mandatory)	ba.21.22.28	
		Legal (mandatory)	It/36862/220621	
		Human Resources (if applicable)		
		Corporate property (if applicable)		
		Procurement (if applicable)	SN/PS/589/ED/06 21	
Appendices				
17	Ref.	Title of appendix		
	A	Briefing report		
	B	Equalities Impact Assessment		
Confidential/exempt information				
18a	Do you need to include any confidential/exempt information?	Yes		If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for

		No	<input checked="" type="checkbox"/>	<p>publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below.</p> <p>(Keep as much information as possible in the briefing report that will be in the public domain)</p>				
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:							

Background Papers

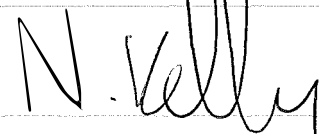
19 Please list all unpublished, background papers relevant to the decision in the table below.

Background papers are unpublished works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.

Title of background paper(s)	Exemption Paragraph Number						
	1	2	3	4	5	6	7

Cabinet Member Signature

20 I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached.

Signature		Date of decision	1.7.2021
Print Name	NICHOLAS KELLY		