

# EXECUTIVE DECISION

made by a Cabinet Member



## REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L12 21/22


Decision	
1	<p><b>Title of decision:</b></p> <p>Millbay Boulevard &amp; Associated Works Update, July 2021</p>
2	<p><b>Decision maker (Cabinet member name and portfolio title):</b></p> <p>Councillor Nick Kelly, Leader of the Council</p>
3	<p><b>Report author and contact details:</b></p> <p>Richard Bara , Urban Designer, Strategic Growth Team, Strategic Planning &amp; Infrastructure            Tel. 01752 307848      Email. <a href="mailto:richard.bara@plymouth.gov.uk">richard.bara@plymouth.gov.uk</a></p>
4	<p><b>Decision to be taken:</b></p> <p>To approve the Business Case update, July 2021</p> <p>Allocates £460,623 into the capital programme, funded by £428,210 of Section 106 and £32,413 of new EU grant funding.</p>
5	<p><b>Reasons for decision:</b></p> <p>To bring additional funding into the project to address some of the cost challenges faced with the Covid 19 Pandemic, costs associated with delivering for the first time in this city a ground source district heating system and a comprehensive sustainable urban drainage system.</p> <p>Additionally this action seeks to resolve additional cost pressures associated with adapting the structure of the Plymouth Pavilions building to accommodate the new Boulevard and its programme and the impact this had on running contacts simultaneously.</p> <p>These sums total £460,623, with the majority of the cash coming from infrastructure monies collected through Developers Contributions administered by your Planning Department. In addition the Project Team has also secured a further £32,413 of European Regional Funding from its involvement with the Water Resilient Cities Interreg Programme which it ran on behalf of European Member States and which the Project Team would like to bring into the scheme.</p>
6	<p><b>Alternative options considered and rejected:</b></p> <p>This would mean not using the Developers Contributions for Infrastructure Planning as outlined in the report and mean losing the additional EU grant funding (£32,413). This would leave us with the task of balancing our ledger, and mean finding funding from elsewhere, currently unknown, or making an ask for corporate borrowing which we are otherwise trying to avoid.</p>

7	<b>Financial implications:</b>  The solution outlined in item 4 above would avoid the Council having to secure any additional corporate borrowing and would preserve the Council's percentage funding of this significant scheme at below 50%.			
8	<b>Is the decision a Key Decision?</b> <b>(please contact <a href="#">Democratic Support</a> for further advice)</b>	<b>Yes</b>	<b>No</b>	<b>Per the Constitution, a key decision is one which:</b>
			X	in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total
			X	in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1 million</b>
		X	is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.	
	<b>If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a></b>	N/A		
9	<b>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:</b>	<p>The successful delivery of these proposals will act as a catalyst to the regeneration of this part of the city which without public sector intervention will continue to underperform and present a poor image.</p> <p>The project would directly open up links to the waterfront and surrounding communities and support investment of up to 600 new homes planned in Millbay and Colin Campbell Court and support the delivery of a 200 bed hotel. This is underpinned by Plymouth Plan Policy PLY 37 (2) for delivering strategic Infrastructure and demonstrates support for PLY 31 and 30 delivering growth.</p> <p>The project supports the creation of positive public spaces for residents from across the city, supporting also the achievement of good health and wellbeing outcomes and social inclusion.</p>		
10	<b>Please specify any direct environmental implications of the decision (carbon impact)</b>	<p>This additional investment will support this project in delivering for the first time in this city the first phase of its ground source district heating network and an integrated sustainable urban drainage system supporting 26 new semi-mature trees and 625 sqm of rain gardens which uses water wisely and tackles localised flood risk. In so doing it is a living demonstration of the Council's commitment to tackling some of the direct effects of climate change and directly responds the to the Council's current Climate Emergency Action Plan.</p>		

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 ( <a href="mailto:democraticsupport@plymouth.gov.uk">democraticsupport@plymouth.gov.uk</a> ) for advice)
		No	X	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
<b>Consultation</b>				
13a	Are any other Cabinet members' portfolios affected by the decision?	Yes		
		No	X	(If no go to section 14)
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?			If yes, please discuss with the Monitoring Officer
		No		
15	Which Corporate Management Team member has been consulted?	Name	Paul Barnard	
		Job title	Service Director for Strategic Planning and Infrastructure	
		Date consulted	17.6.21	
<b>Sign-off</b>				
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS45 21/22	
		Finance (mandatory)	ba.21.22.91	
		Legal (mandatory)	MS/29.07.21	
		Human Resources (if applicable)	N/A	
		Corporate property (if applicable)	N/A	

		Procurement (if applicable)	N/A					
<b>Appendices</b>								
<b>17</b>	<b>Ref.</b>	<b>Title of appendix</b>						
	A	Millbay Boulevard & Associated Works Briefing Report 08.07.21						
	B	Millbay Boulevard & Associated Works Equalities Impact Assessment 10.07.21						
<b>Confidential/exempt information</b>								
<b>18a</b>	<b>Do you need to include any confidential/exempt information?</b>	<b>No</b>	<p>If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in <b>18b</b> below.</p> <p>(Keep as much information as possible in the briefing report that will be in the public domain)</p>					
		<b>Exemption Paragraph Number</b>						
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
<b>18b</b>	<b>Confidential/exempt briefing report title:</b>							
<b>Background Papers</b>								
<b>19</b>	<p>Please list all unpublished, background papers relevant to the decision in the table below.</p> <p>Background papers are <u>unpublished</u> 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 I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.</p>							
<b>Title of background paper(s)</b>		<b>Exemption Paragraph Number</b>						
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
<b>None</b>								
<b>Cabinet Member Signature</b>								
<b>20</b>	<p>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</p>							

	details please see the EIA attached.		
<b>Signature</b>		<b>Date of decision</b>	3 September 2021
<b>Print Name</b>	Cllr Nick Kelly, Leader of Plymouth City Council		