

# EXECUTIVE DECISION

made by a Council Officer



## REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL COUNCIL OFFICER


Executive Decision Reference Number – COD18 22/23

Decision	
1	<b>Title of decision:</b> Contract Award - Appointment of Morgan Sindall to provide Pre-Construction Design Services for the Armada Way 'Better Places' public realm improvements project.
2	<b>Decision Maker:</b> Paul Barnard, Service Director SP&I
3	<b>Report author and contact details:</b> Martin Ivatt, City Centre Regeneration Co-ordinator, Tel: 01752 398434 martin.ivatt@plymouth.gov.uk
4a	<b>Decision to be taken:</b> To award a contract to Morgan Sindall Construction and Infrastructure LTD, to provide pre-construction design services to the value of £447,701, in respect of the Armada Way 'Better Places' public realm improvements project. Details of the engaged supplier are set out in the Contract Award Report. It is intended to award the contract using the SCAPE Framework.
4b	<b>Reference number of original executive decision or date of original committee meeting where delegation was made:</b> Executive Decision L43 19/20 03.07.20
5	<p><b>Reasons for decision:</b> The Better Places Programme seeks to address years of under-investment in city centre streets and spaces; to transform the look and feel of the city centre; to support and lever in further inward investment in retail, leisure, employment and housing.</p> <p>Undertaking the phase of enabling works is necessary in order for the Council to maintain its commitments to expended central government grant money that is time restricted; and to progress the construction of its extensive programme of public realm improvements within Plymouth City Centre in a timely fashion, minimising disruption to the public and its retail partners.</p> <p>Armada Way is identified as a priority project which reinforces the Council's actions to regenerate key areas of Plymouth's city centre. The project has a total value of £12.7m, with £2.7m of this being TCF funds to be spent by March 2023, with the remainder being majority PCC match-funding (as part of both Better Places and wider TCF schemes match funding) and a small amount from CIL.</p>
6	<p><b>Alternative options considered and rejected:</b></p> <p><b>Option 1: Do Nothing-</b> This is not an option as Armada Way is a key element of the transformation of the City Centre through the Better Places programme</p> <p><b>Option 2: Do Nothing and await the award of the main contract-</b> If the Council doesn't commence these works now, serious delays will result to the construction programme for the project.</p>

	Not completing the schemes in a timely manner may lead to the loss of external funding for the project and will seriously damage the current good reputation the Council has established for the delivery of high quality public realm schemes.			
<b>7</b>	<b>Financial implications and Risks:</b> The value of the pre-construction design activities are £447,701. £2,751,524 of funding has been secured for the project from the Transforming Cities Fund which needs to be spent by March 2023 or returned to the funder. A risk register has been produced and risks have been considered within the budget.			
<b>8</b>	<b>Is the decision a Key Decision?</b> (please contact <a href="#">Democratic Support</a> for further advice)	<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>£1million</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>8b</b>	<b>If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a></b>			
<b>9</b>	<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>Growing Plymouth - The outcomes of this project will help support a growing city by encouraging inward investment in the retail, leisure and cultural offer of Plymouth city centre and supporting the diversification of uses including residential and office.</p> <p>Providing aesthetically attractive and inviting city centre streets and spaces that function better through day and into evening will attract increased visitors to the city centre for prolonged periods of time resulting in higher spend, more viable businesses and a more competitive city centre further establishing Plymouth's position as a premier retail and shopping destination for the South West.</p> <p>Caring Plymouth - The project will support the creation of positive spaces for residents from across the city, supporting the achievement of health and wellbeing outcomes and promoting social inclusion.</p> <p>This project will directly support the growth of the city by encouraging visitors and enabling increased investment from the community and private sector.</p>		
<b>10</b>	<b>Please specify any direct environmental implications of the decision (carbon impact)</b>	The project aims to deliver significant environmental improvements to the city centre and futureproof it for future generations. The scheme will allow for improved bio-resilience and climate change through appropriate tree		

		planting for a city centre environment, and will include biodiversity net gain through the introduction of new species, including those that support pollinating insects. The scheme will deliver a new Sustainable Urban Drainage (SUDs) system that will form part of a wider strategic network in the city centre. The SUDs systems includes 'rain gardens' and swales which integrate the drainage system with the cities green infrastructure to make the best use of surface water. Construction materials have been selected for long-term robustness and durability to reduce lifecycle carbon footprint. Reuse of some existing materials from Armada Way will be integrated into the design to reduce the carbon footprint of hard surfacing.		
<b>Urgent decisions</b>				
<b>I1</b>	<b>Is the decision urgent and to be implemented immediately in the interests of the Council or the public?</b>	<b>Yes</b>		(If yes, please contact <a href="#">Democratic Support</a> for advice)
		<b>No</b>	X	(If no, go to section I3a)
<b>I2a</b>	<b>Reason for urgency:</b> n/a			
<b>I2b</b>	<b>Scrutiny Chair signature:</b>		<b>Date</b>	
	<b>Scrutiny Committee name:</b>			
	<b>Print Name:</b>			
<b>Consultation</b>				
<b>I3a</b>	<b>Are any other Cabinet members' portfolios affected by the decision?</b>	<b>Yes</b>	X	Councillor Johnathan Drean (Cabinet Member for Transport)
		<b>No</b>		(If no go to section I4)
<b>I3b</b>	<b>Which other Cabinet member's portfolio is affected by the decision?</b>			
<b>I3c</b>	<b>Date Cabinet member consulted</b>	10/08/2022		
<b>I4</b>	<b>Has any Cabinet member declared a conflict of interest in relation to the decision?</b>	<b>Yes</b>		If yes, please discuss with the Monitoring Officer
		<b>No</b>	X	
<b>I5</b>	<b>Which Corporate Management Team member has been consulted?</b>	<b>Name</b>	Anthony Payne	
		<b>Job title</b>	Strategic Director for Place	
		<b>Date consulted</b>	10/08/2022	

Sign-off								
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)		DS37 22/23				
		Finance (mandatory)		pl.22.23.99				
		Legal (mandatory)		MS/39098				
		Human Resources (if applicable)		N/A				
		Corporate property (if applicable)		N/A				
		Procurement (if applicable)		KK/PS/648/ED/0822				
Appendices								
17	Ref.	Title of appendix						
	A	Contract Award Report Part 1						
Confidential/exempt information								
18a	Do you need to include any confidential/exempt information?	Yes	X	If yes, prepare a second, confidential ('Part II') briefing report and 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 in 18b below.				
		No						
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title: Contract Award Report Part 2			X				
Background Papers								
19	<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 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.</p>							
Title of background paper(s)		Exemption Paragraph Number						
		1	2	3	4	5	6	7
Council Officer Signature								
20	<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.</p>							

<b>Signature</b>		<b>Date of decision</b>	11.8.22
<b>Print Name</b>	Paul Barnard, Service Director SP&I		