

# EXECUTIVE DECISION

made by a Council Officer




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

Executive Decision Reference Number – COD23 22/23

Decision	
1	<b>Title of decision:</b> Mobility Hubs – infrastructure works – Phase 2
2	<b>Decision maker (Council Officer name and job title):</b> Paul Barnard, Service Director, SP&I
3	<b>Report author and contact details:</b> John Green, Low Carbon City Officer, SP&I <a href="mailto:john.green@plymouth.gov.uk">john.green@plymouth.gov.uk</a> T: 01752 306855
4a	<b>Decision to be taken:</b> Authorise the award of a term contract for infrastructure works for the TCF Mobility Hubs project to South West Highways (SWH) via the Term Maintenance Contract (TMC). Details are set out in the Contract Award Report.
4b	<b>Reference number of original executive decision or date of original committee meeting where delegation was made:</b> L43 19/20 3 <sup>rd</sup> July 2020
5	<b>Reasons for decision:</b> Provides authorisation to spend funds allocated within Tranche 2 of the Transforming Cities Fund awarded to Plymouth City Council.
6	<b>Alternative options considered and rejected:</b> We have considered and rejected two other procurement options: <b>Fixed price contract</b> The sequencing of the Mobility Hubs project means that it will not be possible to have identified a full schedule of works for all sites by the time that certain elements of work will wish to be progressed. It is anticipated that some sites' works will commence before other sites' scope or design are completed. Therefore, obtaining a fixed price for the project under a single tender process would mean that all sites' scope and design would need to be finalised prior to tendering for the works of any of the sites commencing. This would not be compatible with the project's programme aspirations, nor an efficient use of client and consultant time. Furthermore, the project may find that some aspects become outdated (such as WPD costs) by the time that the works are fully scoped. <b>Two-stage tendering</b> The value of two-stage tendering is often that contractors can provide input into more complex construction or infrastructure projects. However, pre-construction fees are chargeable by the contractor, and the degree of complexity in these Mobility Hubs infrastructure works is not considered sufficient to require this detailed pre-construction phase.

	<p>Another alternative would be not to award a contract for infrastructure works. This has been rejected as affect the viability of the Mobility Hubs project, which is a key component within the portfolio of Tranche 2 Transforming Cities Fund projects being supported by the Department for Transport.</p>			
<b>7</b>	<p><b>Financial implications and risks:</b></p> <p>Up to £2,000,000 will be paid to South West Highways over the period of the contract. Payments will be monthly based on progress in relation to items ordered based on a Price List and Task Orders. This will be fully funded through Tranche 2 of the Transforming Cities Fund awarded to Plymouth City Council.</p>			
<b>8</b>	<p><b>Is the decision a Key Decision?</b> (please contact <a href="#">Democratic Support</a> for further advice)</p>	<b>Yes</b>	<b>No</b>	
			<b>X</b>	<p><b>Per the Constitution, a key decision is one which:</b></p> <p>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</p>
			<b>X</b>	<p>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></p>
		<b>X</b>	<p>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.</p>	
<b>8b</b>	<p>If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a></p>			
<b>9</b>	<p><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> <p><b>Supporting policies within the Joint Local Plan (JLP),</b> specifically Policy SPT9 (Strategic principles for transport planning and strategy) as it will help deliver an integrated approach to transport based upon the following principles:</p> <p>4. Seeking to reduce the impact of severance caused by transport networks, enabling journeys by walking, cycling and public transport, and providing genuine alternatives ways to travel from home to work and other facilities;</p> <p>5. Providing realistic sustainable transport choices and increasing the integration of transport modes so that people have genuine alternative ways to travel.</p> <p><b>Enabling action 2.38 of the Plymouth's Climate Emergency Action Plan (2021)</b> to "commence design work on the Mobility Hubs, that will offer a low carbon multi-modal network for travel throughout Plymouth and the surrounding area".</p>			
<b>10</b>	<p><b>Please specify any direct environmental implications of the decision (carbon impact)</b></p> <p>The Mobility Hubs project will provide people with lower carbon transport options compared to using private internal combustion engine cars, which if utilised will reduce the</p>			

		carbon emissions within Plymouth.	
<b>Urgent decisions</b>			
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes	(If yes, please contact <a href="#">Democratic Support</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	X
		No	(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?	Councillor Jonathan Drear – Cabinet Member for Transport	
13c	Date Cabinet member consulted	8 <sup>th</sup> September 2022	
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
		Job title	Strategic Director for Place
		Date consulted	21 <sup>st</sup> September 2022
<b>Sign-off</b>			
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS53 22/23
		Finance (mandatory)	pl.22.23.212
		Legal (mandatory)	MS/39180
		Human Resources (if applicable)	N/A
		Corporate property (if applicable)	N/A
		Procurement (if applicable)	SN/PS/650/ED/0922

Appendices									
17	<b>Ref.</b>	<b>Title of appendix</b>							
	A	Briefing report for publication (Contract Award Report Part I)							
<b>Confidential/exempt information</b>									
18a	<b>Do you need to include any confidential/exempt information?</b>		<b>Yes</b>		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.				
			<b>No</b>	<b>X</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>
18b	<b>Confidential/exempt briefing report title:</b> Contract Award Report Part 2				x				
<b>Background Papers</b>									
19	Please list all unpublished, background papers relevant to the decision in the table below. 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.								
<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>Business Case</b> <b>Transforming Cities Fund</b> <b>Tranche 2</b>				X					
<b>Council Officer Signature</b>									
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.								
<b>Signature</b>					<b>Date of decision</b>		23 September 2022		
<b>Print Name</b>		Paul Barnard							