

# EXECUTIVE DECISION

made by a Council Officer



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

Executive Decision Reference Number – COD34 22/23


Decision	
1	<b>Title of decision:</b> Contract Award: Mayflower Street Phase 2, Highway Improvements
2	<b>Decision maker:</b> Paul Barnard, Service Director for Strategic Planning and Infrastructure
3	<b>Report author and contact details:</b> Karen Renshaw, Senior Project Manager, Strategic Projects Team, HR & OD
4a	<b>Decision to be taken:</b> To appoint South West Highways as the principal contractor for Phase 2 of the Mayflower Street Highway Improvement Scheme. The total contract value is £53,051.
4b	<b>Reference number of original executive decision or date of original committee meeting where delegation was made:</b> L43 19/20
5	<p><b>Reasons for decision:</b></p> <ul style="list-style-type: none"> <li>The Term Maintenance Contract (TMC) provides specifically for the delivery of transport projects in addition to the core highway maintenance activities and has already been through a competitive tendering assessment process;</li> <li>Using the TMC provides the optimum route for efficient and early delivery by securing early contractor involvement to assist in the development of the design, local knowledge and close working arrangements that the TMC Contractor has established with the Council's Highways Department;</li> <li>The Bill of Quantities for the construction costs have been subject to scrutiny and challenge by PCC's Highways Quantity Surveyor.</li> </ul>
6	<p><b>Alternative options considered and rejected:</b></p> <p>To carry out a formal tendering process or through the use of an appropriate framework which would add delay to any appointment and impact on the potential delivery of the works and the funding deadlines</p>
7	<p><b>Financial implications and risks:</b></p> <p><b>Capital</b></p> <p>The scheme is funded through Transforming Cities Fund and local match funding.</p> <p><b>Revenue</b></p> <p>The opportunity will be taken to replace lighting columns (funded through Highways maintenance). The carriageway will be resurfaced and relined as part of the works. Overall the scheme is expected to be revenue neutral.</p>

8	Is the decision a Key Decision? (please contact <a href="#">Democratic Support</a> for further advice)	Yes	No	<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.
8b	If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a>	N/A		
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:	The project fully meet the corporate plan priorities below : <ul style="list-style-type: none"> <li>• A green, sustainable city that cares about the environment</li> <li>• Create and varied, efficient, sustainable transport network</li> </ul>		
10	Please specify any direct environmental implications of the decision (carbon impact)	The construction of the scheme will directly lead to carbon emissions like any other construction project. However, materials will be reused where possible e.g. existing granite kerbs and paving etc.  The project focuses on improving public transport provision to encourage people to reduce car use.		

### 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 <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:			

Consultation								
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?	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	20 December 2022					
Sign-off								
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS85 22/23					
		Finance (mandatory)	pl.22.23.324					
		Legal (mandatory)	LS/39611/JP/211 222.					
		Human Resources (if applicable)	N/A					
		Corporate property (if applicable)	N/A					
		Procurement (if applicable)	SN/PS/663/ED/1222					
Appendices								
17	Ref.	Title of appendix						
	A	Briefing report for publication						
	B	EIA						
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 publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below.				
		No	x					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7

18b	<b>Confidential/exempt briefing report title:</b>							
<b>Background Papers</b>								
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>							
<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>Council Officer Signature</b>								
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. For further details please see the EIA attached.</p>							
<b>Signature</b>				<b>Date of decision</b>	16 December 2022			
<b>Print Name</b>	Paul Barnard							