

EXECUTIVE DECISION

made by a Cabinet Member



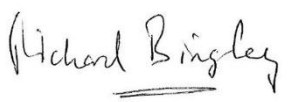
REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L23 22/23

Decision	
1	Title of decision: DELL Children's Centre – Asbestos Strip Out
2	Decision maker (Cabinet member name and portfolio title): Councillor Richard Bingley, Leader of the Council
3	Report author and contact details: Dan Williams – Facilities Management Operations Manager 01752 308841 Daniel.Williams@plymouth.gov.uk
4	Decision to be taken: <ul style="list-style-type: none"> • Approves the Business Case option 2 Undertake repairs and strip asbestos material. • Allocates £561,000 into the Capital Programme • Delegates the award of the contract to Service Director for HROD against existing Term contracts where they would not already have authority to award it within the scheme of delegation.
5	Reasons for decision: This business case for £561,000 seeks to make good all issues with the roof and asbestos material. Returning the building to tenants post completion. Rental income for the property is £7,500 p.a however this could be reviewed if Tops Day Nursery took a lease for the whole building. This option also reduces legal challenge against the council.
6	Alternative options considered and rejected: OPTION 1: DO NOTHING This leaves all services at significant risk, with asbestos likely to deteriorate significantly. OPTION 3: VACATE AND DEMOLISH Option three seeks to completely vacate the building, demolish it and hand the remaining land to housing. Presently there are no alternative locations for at least one of the tenants to deliver services from, therefore the lease with the council stills stands.
7	Financial implications and risks: £561,000 from the committed priority pipeline for improvements to the Corporate Estate which was established as part of approving the 2022/23 Revenue Budget.

	Increased financial risk as the material deteriorates.			
8	Is the decision a Key Decision? (please contact Democratic Support for further advice)	Yes	No	Per the Constitution, a key decision is one which:
			X	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 Forward Plan of Key Decisions	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:	Caring Plymouth – Providing save nursery places for children in the Efford and surround areas.		
10	Please specify any direct environmental implications of the decision (carbon impact)	Works will discharge a small amount of carbon in use of machinery etc, however improved roof condition will improve the overall heat retention within the building reducing gas usage.		
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	<input checked="" type="checkbox"/>	
		No		(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?	Councillor Charlotte Carlyle, Cabinet Member for Education, Skills and Children and Young People		
13c	Date Cabinet member consulted	09 January 2023		
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	<input checked="" type="checkbox"/>	
15	Which Corporate Management Team member has been consulted?	Name	Andy Ralphs	
		Job title	Strategic Director Customer and Corporate	
		Date consulted	11 January 2023	
Sign-off				
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS102 22/23	
		Finance (mandatory)	pl.22.23.267	
		Legal (mandatory)	MS/ 00001076/07.02.23	
		Human Resources (if applicable)		
		Corporate property (if applicable)	Authors	
		Procurement (if applicable)		
Appendices				
17	Ref.	Title of appendix		
	A	Business Case for publication Part I		
	B	Equalities Impact Assessment		
Confidential/exempt information				
18a	Do you need to include any confidential/exempt information?	Yes	<input checked="" type="checkbox"/>	If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for

		No	publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below. (Keep as much information as possible in the briefing report that will be in the public domain)					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title: DELL Business Case (Part II)					X		
Background Papers								
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.							
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 (2010) and those who do not. For further details please see the EIA attached.							
Signature			Date of decision			8 February 2023		
Print Name	Councillor Richard Bingley, Leader of Plymouth City Council							