

EXECUTIVE DECISION

made by a Council Officer

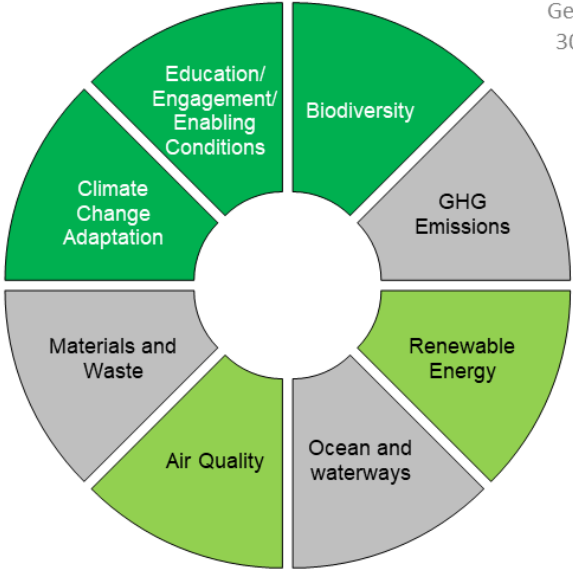


REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL COUNCIL OFFICER

Executive Decision Reference Number – COD55 22/23

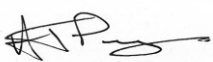
Decision	
1	Title of decision: Derriford Community Park – Seaton Valley Path additional works and wildlife enclosure works
2	Decision maker (Council Officer name and job title): Anthony Payne, Strategic Director for Place
3	Report author and contact details: Jerry Griffiths, Natural Infrastructure Officer jerry.griffiths@plymouth.gov.uk
4a	Decision to be taken: Authorise Contract Award to Avon Construction Ltd. As set out in the Contract Award Reports to the value of £217,490.55
4b	Reference number of original executive decision or date of original committee meeting where delegation was made: L63 16/17 / & L24 14/15
5	<p>Reasons for decision: The delivery of Derriford Community Park (DCP) is a policy objective under the Joint Local Plan (PLY041) and PCC have secured funding through the Urban Innovation Action (UIA) fund to progress work on the Green minds programme that includes improving access networks within DCP, habitat enhancements, improvements to infrastructure and facilities, species re-introductions and re-connecting people to nature. This will enable work towards fulfilling the Masterplan for the site to progress.</p> <p>The Council is committed to delivering Derriford Community Park in line with the 2012 masterplan through Section 106 commitments and planning obligations from the Seaton Neighbourhood planning agreement as well as the lease agreement that the Council holds with the landowner KDR. It also fulfils the Council's ambition to deliver the objectives of the Joint Local Plan and to ensure that the Derriford Growth Area is sustainable by providing enhanced public open space providing access routes for walking and cycling, high quality landscape and wildlife value, local food growing and environmental learning facilities and activities.</p> <p>Access network - The Council has a requirement to deliver this phase of the access networks to ensure that the new housing development connects effectively to the park and works alongside the developer to maximise their contribution to delivering a high quality path network that connects the new housing and existing neighbourhoods. The recently completed construction of the Seaton Valley path in 2021 has provided 2.4 km of new public access to the Park for healthy activity in a natural space, supports the delivery of the Plymouth strategic cycle network and provides five new entrance ways into the Community Park site. The additional works comprise phase two of the project and will bring the project to completion.</p> <p>These additional works will utilise Section 106 funding to provide repairs to damaged areas of the path caused by flooding, link up the SVP with a new path created by Persimmon from the Palmerston Heights estate to the north and improve the eastern entrance to the path. Linking livestock drinking troughs to the mains supply will enable cattle to graze in the valley after the Seaton Valley Path removed access for livestock to the river for drinking.</p>

	<u>Improvements to access and wildlife enclosure:</u> This work will utilise external funding to provide improvements to fencing of the wildlife enclosure and 2 crossing points of the Bircham Stream enabling safer access routes for visitors in and around the Lower Bircham Local Nature Reserve.			
6	Alternative options considered and rejected: <u>Do nothing:</u> Plymouth City Council will be unable to utilise the EU UIA Green Minds and S106 funds to progress delivery.			
7	Financial implications and risks: <u>Expenditure</u> Contract award value = £217,490.55 <u>Income - Grant funding secured</u> UIA fund (Capital) 2023/2024 = £107,844.59 S106 funding (on existing capital programme) = £109,645.96 The risk that the award presents is low as all funding is secured and provides for all capital items against the scope of the contract.			
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 £1 million
			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.
8b	If yes, date of publication of the notice in the <u>Forward Plan of Key Decisions</u>	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:	<u>Corporate Plan</u> A green, sustainable city that cares about the environment <u>Joint Local Plan</u> - PLY041 Derriford Community Park <u>Plymouth Plan</u> - SO1 – Delivering a healthy city - HEA7 - Optimising the health and wellbeing benefits of the natural environment		

I0	Please specify any direct environmental implications of the decision (carbon impact)	<p>This programme of works aligns with and supports the delivery of the Plymouth Net Zero Action Plan by delivering a programme of works that will enable communities to engage and learn about; Climate change Adaptation, Education/Engagement/Enabling conditions, Biodiversity and Ocean and Waterways. All these elements are PCC commitments to being a carbon neutral organisation by 2030.</p> <p><u>Climate wheel</u></p> <div data-bbox="869 510 1444 1077"><p>Generate 30/03/2024 v0.</p></div> <p>PCC has committed to being a carbon neutral organisation by 2030 (6 years and 9 months away).</p>
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Urgent decisions				
I1	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 for advice)
		No	x	(If no, go to section I3a)
I2a	Reason for urgency:			
I2b	Scrutiny Chair signature:		Date	
	Scrutiny Committee name:			
	Print Name:			

Consultation				
I3a	Are any other Cabinet members' portfolios affected by the decision?	Yes	x	
		No		(If no go to section I4)
I3b	Which other Cabinet member's portfolio is affected by the decision?	Councillor Bill Wakeham, Cabinet Member for Environment and Street Scene		
I3c	Date Cabinet member consulted	02/02/2023		
I4	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	
I5	Which Corporate Management Team member has been consulted?	Name	Anthony Payne	
		Job title	Strategic Director of Place	
		Date consulted	29/03/2023	
Sign-off				
I6	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DSI43 22/23	
		Finance (mandatory)	DJN.23.24.10	
		Legal (mandatory)	MS/00001547/24.04.23	
		Human Resources (if applicable)	NA	
		Corporate property (if applicable)	NA	
		Procurement (if applicable)	SN/PS/679/ED/0423	
Appendices				
I7	Ref.	Title of appendix		
	A	Wildlife Enclosure Contract Award Part I		
	B	Seaton Valley Path – Additional Works, Contract Award Report Part I		
	C	Equality Impact Assessment		
Confidential/exempt information				
I8a	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

		No	publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below.					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title: Wildlife Enclosure Contract Award Part 2			x				
	Seaton Valley Path – Additional Works, Contract Award Report Part 2			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
Council Officer 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 and those who do not. For further details please see the EIA attached.							
Signature			Date of decision	24.4.23				
Print Name	Anthony Payne							