



Officer Decision Record

1. Subject and details of the matter (to include reasons for the decision)

Approval to extend the contract for the Garth Lane and Frederick Ward Way Public Realm Improvement Scheme to include the Riverhead Square Public Realm Improvement scheme. The contract was awarded following a compliant procurement process in accordance with Council's Corporate Procurement Regulations and Cabinet decision DN.70 dated 18th December 2019. This extension is in accordance with Cabinet decision DN.51 dated 6th November 2020.

2. Is it a Key Decision as defined in the Constitution?

Yes, although noting that Cabinet at its meeting of 4th November 2020 delegated authority to the Director of Economy & Growth, in conjunction with the Leader of the Council: -

- a. undertake the procurement and award of capital activities required to deliver the programme activity.
- b. take all actions necessary to secure the continued implementation and ultimate completion of the scheme including detailed design, bridge design, planning applications and all ancillary issues arising.

The report also authorises the Chief Legal and Monitoring Officer to execute all documentation arising.

3. Details of Decision

The Riverhead Square Public Realm Improvement Scheme is funded through a £1m grant from the MHCLG Accelerated Towns Fund (ATF), and will make a significant

contribution to the Council's strategic objective of a 'Stronger Economy' by delivering key infrastructure and public realm works that will unlock and accelerate private sector investment in the town centre.

Following a fully compliant procurement process, approval was granted in February 2020 to let a contract for the Garth Lane Improvement Scheme to CR Reynolds at a cost of £2,495,062. It will be both operationally expedient and ensure compliance with CDM Regulations if the adjacent public realm schemes were incorporated into to one overall scheme. The additional elements of the Public realm schemes will include:

- a. Dredging of the River Head & River Freshney to improve the amenity value of the water and.
- b. Improvements to the riverhead hard landscaping and public seating in the vicinity of 'The Barge'

A further ODR will follow when detailed designs and solutions for both elements when they are completed early December.

It is permissible under Council's Corporate Procurement Rules and OJEU regulations to extend the above contract by up to 50%. Therefore, it is recommended that the Council be permitted to extend the contract to CR Reynolds to include the Riverhead Square works to enable delivery within the ATF funding spend deadline of 31st March 2021.

4. Is it an Urgent Decision? If yes, specify the reasons for urgency Urgent decisions will require sign off by the relevant scrutiny chair(s) as not subject to call in.

Yes. Works must be completed by 31st March 2021

5. Anticipated outcome(s)

To allow for the Contract to be extended and onsite works to commence on Riverhead Square

6. Details of any alternative options considered and rejected by the officer when making the decision

N/A

7. Background documents considered

Cabinet on 16th December 2019 DN.70 – TOWN CENTRE REGENERATION - GARTH LANE FREDERICK WARD WAY, BRIDGE AND PUBLIC REALM IMPROVEMENTS

The Greater Grimsby Town Deal - Full Business Case.

Cabinet on 4th November 2020 DN.51 - TOWN CENTRE REGENERATION - RIVERHEAD SQUARE PUBLIC REALM IMPROVEMENT SCHEME

8. Does the taking of the decision include consideration of Exempt information? If yes, specify the relevant paragraph of Schedule 12A and the reasons

No

9. Details of any conflict of interest declared by any Cabinet Member who was consulted by the officer which relates to the decision (in respect of any declared conflict of interest, please provide a note of dispensation granted by the Council's Chief Executive)

N/A

10. Monitoring Officer Comments (Monitoring Officer or Deputy Monitoring Officer)

The above decision is consistent with the delegations made by Cabinet supporting the continued implementation and ultimate completion of the Garth Lane and Frederick Ward Way Public Realm Improvement Scheme.

To proceed by way of permitted extension results in efficiencies and reduces the risk of being unable to deliver the scheme within funding deadlines.

11. Section 151 Officer Comments (Deputy S151 Officer or nominee)

The costs outlined can be met from the capital budgets for these works and are incorporated into the Council approved capital investment programme.

12. Human Resource Comments (Strategic Workforce Lead or nominee)

There are no direct HR implications

13. Risk Assessment (in accordance with the Report Writing Guide)

Risks identified include: -

The MHCLG funding allocation for this scheme is within financial year 2020/21. The contract thus needs to be extended to allow the project to be delivered within the timescales set out in the Funding Agreements. Failure to extend the contract will impede progress and prevent the scheme being delivered within the funding timescales.

Other risks identified include: -

- Environment Agency permits will be required to deliver works adjacent to the river. Engagement with the Environment Agency is ongoing.
- Project obstructions – surveys have been undertaken and engagement with highways is ongoing
- Disruption caused by on-site works – stakeholder engagement has been undertaken (and will continue) and a communications plan developed to mitigate this risk.

14. Decision Maker(s):

Name: Clive Tritton

Title: Interim Director of Economy and Growth

Signed: REDACTED

Dated: 16th December 2020

15. Consultation carried out with Portfolio Holder(s):

Name: Cllr Phillip Jackson

Title: Leader of Council

Signed: Approved via email

Dated: 16th December 2020

**16. If the decision is urgent then
consultation should be carried out
with the relevant Scrutiny
Chair/Mayor/Deputy Mayor**

Name: N/A

Title: N/A

Signed: N/A

Dated: N/A

APPENDIX 1 – EMAIL APPROVAL

From: Cllr Philip Jackson (NELC) <philip.jackson@nelincs.gov.uk>
Sent: 16 December 2020 20:53
To: Rebecca Hodgson (NELC) <Rebecca.Hodgson@nelincs.gov.uk>
Cc: Sandra Hullett (NELC) <Sandra.Hullett@nelincs.gov.uk>; Lindsay Drummond (Engie) <Lindsay.Drummond@Nelincs.gov.uk>
Subject: RE: ODR Riverhead Square Contract Extension

Hi Becky

I'm happy to approve.

Kind regards

Councillor Philip Jackson
Leader of North East Lincolnshire Council
Municipal Offices, Town Hall Square, Grimsby, DN31 1HU
Email: philip.jackson@nelincs.gov.uk
Office: 01472 325905
Alternative: 01472 823740

From: Rebecca Hodgson (NELC) <Rebecca.Hodgson@nelincs.gov.uk>
Sent: 16 December 2020 17:31
To: Cllr Philip Jackson (NELC) <philip.jackson@nelincs.gov.uk>
Cc: Sandra Hullett (NELC) <Sandra.Hullett@nelincs.gov.uk>; Lindsay Drummond (Engie) <Lindsay.Drummond@Nelincs.gov.uk>
Subject: ODR Riverhead Square Contract Extension

Good afternoon Cllr Jackson,

Please find attached ODR for Riverhead Square Contract Extension, as approved by Damien and Clive for your approval. If an electronic signature is not possible, approval via return email is sufficient.

Kind regards,

Becky

Rebecca Hodgson, Business Support Specialist, Economy & Growth Team, North East Lincolnshire Council
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