



## Operational Officer Decision Record

Where the decision has a financial value of between £100k - £350k and does not have a **significant** impact on two or more wards

**1. Subject and details of the matter** (to include reasons for the decision and detail of any previous cabinet decision)

This ODR is for investigation works into the underlying structural elements of the retaining walls that form the railway underpasses of Peaks Parkway and Ellis Way, and their drainage systems. There are issues with water and with the brickwork facing, and we need to know the condition of the concealed structural elements.

These works are part of the LTP Structural Maintenance 2022/2023. On the 9<sup>th</sup> March 2022 the proposed LTP Programme was approved at Cabinet with delegated powers recommended to the Executive Director, Economy and Resources, in consultation with the Portfolio Holder for Environment and Transport, to;

- finalise the terms of the funding arrangement with the Department for Transport (DfT) and receive funds,
- establish programme governance arrangements including the approval of any project variations, commence any related procurement exercises to deliver projects within the programme in accordance with the Public Contract Regulations 2015 and to make appropriate contract awards.
- implement appropriate monitoring arrangements including receipt of a monthly update on programme progress to the Portfolio Holder for Environment and Transport.

This decision is to seek approval to award the contract for implementation of the investigation works for Peaks Parkway and Ellis Way, following the conclusion of the evaluation process.

An open tender was conducted to seek specialist contractors to carry out investigations of the condition of the structural parts of the walls on Peaks Parkway east and west, and Ellis Way north upper, north lower and south.

There has been no record of any investigative works carried out on these five runs of wall since they were built. The walls currently found to have multiple damp patches; these are usually the cause of an ongoing structural deterioration behind the brick facing.

There have been issues in the past with retained water within the wall causing the brickwork to bulge. When holes were drilled in a large quantity of water shot out under pressure.

The tender was evaluated based on quality and price. The successful tenderer demonstrated the most economically advantageous tender.

## **2. Decision being taken**

To seek approval to award the contract to enable the structural investigation to be carried out by the successful contractor, Structural Investigation Services Limited (SIS Ltd)

## **3. Anticipated outcome(s)/benefits**

We have no record of the structures of the abovementioned walls have been investigated since they were built. This is a structural investigation to determine the condition of the underlying structural elements of the walls, the condition of the brickwork facing, the status of the drainage systems, and any repair works that are needed to ensure the future life of this structure.

## **4. Details of any alternative options considered and rejected by the officer when making the decision**

Consideration was given to removing the plant life from the brickwork facing and repairing it, but that was rejected once the scale of the water issues became clear. If

the water issues are ignored the underlying structure could be compromised and the brickwork facing could become unstable and fall.

**5. Background documents considered** (web link to be included or copies of documents for publishing)

Cabinet Decision Notice 09 March 2022 (LTP Programme approval).

North East Lincolnshire Local Transport Plan Delivery Plan 2022 – 2025.

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

No.

**7. 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)**

None.

**8. Monitoring Officer Comments (Monitoring Officer or nominee)**

The decision to award is consistent with the Cabinet decision and delegations. The procurement exercise has been conducted so as to comply with the Council's policy and legal obligations, specifically in compliance with the Council's Contract Procedure Rules and the Public Contracts Regulations 2015 and supported by relevant officers. Legal Services will support the completion of the contractual documentation on award.

**9. Section 151 Officer Comments (Deputy S151 Officer or nominee)**

The costs of the works will be met from the Local Transport Plan approved capital budget, which is primarily funded through external grant.

**10. Human Resource Comments (Head of People and Culture or nominee)**

There are no direct HR implications

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

There is a progressive increase of risks overtime of structural failures or substantial repair costs to be found that can lead to major traffic delays if the conditions of the abovementioned walls remained unknown.

**12. If the decision links to a previous one taken by Cabinet, has the Cabinet Tracker been updated?**

**13. Decision Maker(s):**

Name: Carolina Borgstrom

Title: Director Economy, Environment  
& Infrastructure

Signed: REDACTED

Dated: 10/02/2023

**14. Consultation carried out with  
Portfolio Holder(s):**

Name: Cllr Swinburn

Title: Portfolio Holder for Environment  
and Transport

Signed: REDACTED

Dated: 13<sup>th</sup> February 2023