

# Nottingham City Council Delegated Decision



**Nottingham**  
**City Council**

<b>Reference Number:</b>	3926
<b>Author:</b>	Antony Greener
<b>Department:</b>	Commercial and Operations
<b>Contact:</b>	Antony Greener (Job Title: Programme Director, Email: antony.greener@nottinghamcity.gov.uk, Phone: 01158764500)
<b>Subject:</b>	Tender and Contract Award for Biocity District Heating Works
<b>Total Value:</b>	Exempt. (Type: Capital)
<b>Decision Being Taken:</b>	(1) To commence a tender process for the replacement of district heating pipework connecting to Biocity (2) To delegate the award of and signing of the contract to the Head of District Heating and Waste Strategy, Community Protection
<b>Reasons for the Decision(s)</b>	The existing steam pipe which provides heating to Biocity require replacing with a hot water connection. Enviroenergy have negotiated a new supply agreement with Biocity which is dependent upon the works being completed. The works are undertaken by the Council as asset owner, and recharged to Enviroenergy Ltd in full. It is proposed to fully test the market by running a procurement process rather than using the Council's existing Highways Framework.
<b>Other Options Considered:</b>	To not complete the works. This would result in Biocity no longer being supported by a district heating connection, and no heat supply, resulting in a loss of revenue to Enviroenergy Ltd and greater financial risk to the Council.
<b>Background Papers:</b>	None.
<b>Published Works:</b>	None.

**Affected Wards:** Castle

**Colleague / Councillor Interests:** As Councillor Sally Longford, Portfolio Holder for Energy, Environment and Democratic Services is also a member of the Enviroenergy Ltd Board, it is not appropriate for her to approve the decision, so approval is escalated to the Leader of the Council, Councillor David Mellen.

**Any Information Exempt from publication:** Yes

**Exempt Information:**

**Description of what is exempt:** Financial advice, including value of decision.

An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972

**3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information).** The public interest in maintaining the exemption outweighs the public interest in disclosing the information because of commercial and contractual sensitives.

**Documents exempt from publication:** Financial Advice.docx, Exempt Appendix.docx

**Consultations:**  
Date: 25/03/2020  
Other City Council Bodies: Enviroenergy Board  
Enviroenergy Board is supportive of the approach.

Those not consulted are not directly affected by the decision.

**Crime and Disorder Implications:** None

<b>Equality:</b>	<b>EIA not required. Reasons: The decision is to enable a tender and contract to be awarded for district heating pipe and plant room construction works</b>
<b>Social Value Considerations:</b>	<b>The value of the contract for works is below the EU threshold</b>
<b>Relates to Council Property Assets:</b>	<b>Yes</b>
<b>Decision Type:</b>	<b>Portfolio Holder</b>
<b>Subject to Call In:</b>	<b>Yes</b>
<b>Call In Expiry date:</b>	<b>14/07/2020</b>
<b>Advice Sought:</b>	<b>Legal, Finance, Procurement, Property</b>
<b>Legal Advice:</b>	<b>This report does not raise any significant legal issues.  Advice provided by Naomi Vass (Senior Solicitor) on 22/05/2020.</b>
<b>Finance Advice:</b>	<b>This advice is exempt from publication and is contained within an exempt appendix Advice provided by Ceri Walters as Finance Co-ordinator (Head of Commercial Finance) on 23/06/2020.</b>
<b>Procurement Advice:</b>	<b>There are no direct procurement issues with the decision being sought. The Procurement Team will work with the client to ensure that tenders are obtained in line with Contract Procedure Rules.  Advice provided by Jonathan Whitmarsh (Lead Procurement Officer) on 20/05/2020.</b>
<b>Property Advice:</b>	<b>Property support this renewal of the connection from steam to water of of the district heating system to the Bio City owned premises. Advice provided by Peter Taylor (Senior Surveyor) on 18/05/2020.</b>
<b>Signatures</b>	<b>David Mellen (Leader/ PH Regeneration, Safety and Communications) SIGNED and Dated: 06/07/2020 Katherine Kerswell (Interim Chief Executive) SIGNED and Dated: 30/06/2020</b>