

# Nottingham City Council Delegated Decision



**Nottingham**  
**City Council**

<b>Reference Number:</b>	<b>3334</b>
<b>Author:</b>	<b>Clive Lodwig Williams</b>
<b>Department:</b>	<b>Development and Growth</b>
<b>Contact:</b>	<b>Clive Lodwig Williams</b> <b>(Job Title: Programme Manager, Email: <a href="mailto:clive.williams@nottinghamcity.gov.uk">clive.williams@nottinghamcity.gov.uk</a>, Phone: 01158763897)</b>
<b>Subject:</b>	<b>Broadmarsh Car Park Development additional demolition works</b>
<b>Total Value:</b>	<b>£170,000 (Type: Capital)</b>
<b>Decision Being Taken:</b>	<ol style="list-style-type: none"><li><b>1. Approve dispensation from Financial Regulations for the procurement of the demolition of Tanners Walk, awarding the contract to AR Demolition.</b></li><li><b>2. To delegate the authority to the Corporate Director for Development and Growth to award the contract for the demolition of Tanners Walk to AR Demolition.</b></li></ol>
<b>Reasons for the Decision(s)</b>	<p>To enable the library to be constructed there is a requirement for the 4 retail units on Tanners Walk to be demolished to provide a revised structure to support the introduction of the library. Whilst the Broadmarsh Car Park has been demolished the area known as Tanners Walk was retained. However, now that the development is to include the library, this has increased the building loading and there are concerns over the existing structure appropriately supporting the additional weight.</p> <p>AR Demolition have been chosen to carry out the demolition works. AR Demolition completed the demolition works of the car park in May 2018, during which time they have developed an extensive knowledge of the site and its constraints whilst demonstrating value for money and delivering the programme within the agreed timescales. AR Demolition worked closely with the HSE (Health and Safety Executive) who carried out regular monitoring visits. They delivered the project, to a high code of considerate practice taking into account the general public, the workforce and the environment, beyond any statutory requirement.</p> <p>To note that this is being funded from the capital programme, as detailed in the approved Executive Board report of 31st July 2018.</p>

**Other Options Considered:**

To tender this piece of work would not only prove time consuming and potentially delay the new build works on site, but also likely to attract additional costs as part of the tendering process.

An over sailing frame and works to the existing piling system - this would not alleviate or fully mitigate Nottingham City Council's exposure to risk.

To award the contract to the SCAPE framework contractor, which would attract a management fee of 0.95% together with additional overheads and profits. Appointing AR demolition directly will provide a saving of the SCAPE management fees.

**Background Papers:**

None

**Published Works:**

"Broadmarsh Car Park Development" report to Executive Board 31st July 2018

**Affected Wards:**

Bridge

**Colleague / Councillor Interests:**

None

**Any Information Exempt from publication:**

Yes

**Dispensation from Financial Regulations:**

Yes

**Exempt Information:**

**Description of what is exempt:**

Finance and Property Advice

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 the documents include**

**information relating to the financial and business affairs of the authority and, having regard to all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information. It is not in the public interest to disclose this information because it may adversely impact on the future trading and longer term regeneration opportunities.**

**Documents exempt from publication:**

**Finance Comments - Broadmarsh CP Tanners Walk.docx, Property Comments Broadmarsh Car Park.docx**

**Consultations:**

**Date: 13/09/2018**

**Ward Councillors: Michael Edwards, Nicola Heaton**

**No objections raised**

**Those not consulted are not directly affected by the decision.**

**Crime and Disorder Implications:**

**The demolition of Tanners Walk would have no implications.**

**Equality:**

**EIA not required. Reasons: A new EIA is not required as a Full EIA was completed and submitted within the last 2 years as part of Executive Board report dated 31 July 2018.**

**Social Value Considerations:**

**This decision forms part of the overall development of the Broadmarsh car park which has been subject to community consultation. This development will have a positive impact on the economic growth of the City and the environmental well being in the area as a result of an improved facility.**

**Relates to Council Property Assets:**

**Yes**

**Relates to Building Services:**

**Yes**

**Decision Type:**

**Portfolio Holder**

<b>Subject to Call In:</b>	<b>Yes</b>
<b>Call In Expiry date:</b>	<b>04/12/2018</b>
<b>Advice Sought:</b>	<b>Legal, Finance, Procurement, Property, Building Services</b>
<b>Legal Advice:</b>	<b>This report raises no significant legal issues. A direct award may be made as it is below the applicable procurement financial threshold. Advice provided by Andrew James (Team Leader Contracts and Commercial) on 26/09/2018.</b>
<b>Finance Advice:</b>	<b>Please refer to exempt appendix for finance comments. Advice provided by Tom Straw (Senior Accountant - Capital Programmes) on 23/10/2018.</b>
<b>Procurement Advice:</b>	<b>This decision is seeking approval for a dispensation from Contract Procedure Rule 5.1.2 (requirement to obtain tenders) under Finance Procedure Rule 3.29 on operational grounds; if the dispensation is granted, there are no direct procurement implications to the decision. Advice provided by Jonathan Whitmarsh (Lead Procurement Officer) on 25/09/2018.</b>
<b>Property Advice:</b>	<b>This advice is exempt from publication and is contained within an exempt appendix Advice provided by Richard Cox (Property Projects Manager) on 18/10/2018.</b>
<b>Building Services Advice:</b>	<b>Building Services have no significant concerns with this report and support the proposals. Advice provided by Asaad Raouf (Design Services Manager) on 05/10/2018.</b>
<b>Signatures</b>	<b>Jon Collins (Leader &amp; PH for Regeneration and Growth)</b>
	<b>SIGNED and Dated: 27/11/2018</b>
	<b>Chris Henning (Corporate Director for Development and Growth)</b>
	<b>SIGNED and Dated: 14/11/2018</b>
	<b>Laura Pattman (Strategic Director of Finance) - Dispensation from Financial Regulations</b>
	<b>SIGNED and Dated: 20/11/2018</b>
	<b>Chief Finance Officer's Comments:</b>