


Officer Decision/Mayoral Decision No.:	ODN136-2019
DECISION TITLE: Kings Dyke – Appointment of Hammonds PMS to undertake consultancy work in relation to the Kings Dyke level crossing and associated exemption from Contract Procedure Rules	
NAME OF OFFICER/MAYOR EXERCISING DELEGATED POWERS: Kim Sawyer, Chief Executive	
DATE OF OFFICER/MAYORAL DECISION: Mar 2019	

Responsible Director/Mayor:	<i>Kim Sawyer, Chief Executive</i>
Report Author and contact details:	<i>Rowland Potter, Head of Transport</i>
Is it a key decision?	No
Is this a public report? If a key decision, it will be a public report and will be published on the CA website.	Yes
KEY DECISIONS ONLY	
Insert forward plan ref number	
Date when Mayor intend to make decision.	
Date report published on the website	
Implementation Date	
Does the report have any annex that contains exempt information?	

Decision taken	<p><i>Please provide the exact details of the decision taken.</i></p> <p>The Chief Executive agreed to</p> <p>(a) Appoint Hammonds PMS to undertake an appraisal of the alternative delivery options for the Kings Dyke project and allocate up to £30,000 to complete this study.</p> <p>(b) Appoint Hammonds PMs to review Kier's Stage 1 submission in relation to Kings Dyke and allocate up to £25,000 to complete this work.</p>
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	<p>(c) Extend the exemption from compliance with Contract Procedure Rules previously granted for (a) to cover (b) on the grounds that a change of supplier would cause excessive cost; and/or significant disruption to services.</p>
<p>Authorisation (<i>delete as appropriate</i>)</p>	<p>This decision has been taken under: General authorisation</p> <p>Chapter 17, Part 3 para 3.4 which enables the Chief Finance Officer or Monitoring Officer to award contracts between £50,000 and EU thresholds subject to a report to authorise the award of the contract being sent to Legal Services</p> <p>Chapter 16, Part 5 Section 2, which enables an exemption report to be signed by the Chief Finance Officer or monitoring officer for contracts over £50,000.</p> <p>A previous exemption was granted from the Contract Procedure Rules in relation to part (a) of the decision up to £30,000. [See Attached].</p>
<p>Background Information</p>	<p><i>Signed exemption form for phase 1</i></p> <p>Under the Eastern Highways Framework Contract, Kier were procured in August 2017 to undertake detailed design and construction through a two-stage Design and Construct contract. At this stage the budget estimate for the scheme was £16.9m and although there was no need to alter this at the time, it was understood Kier's tender price was subject to review through detailed design where cost certainty would be further developed.</p> <p>In September 2018, Kier submitted a cost for Stage 2 of £15.8m taking the overall project cost to £30m. This revised budget was agreed at the October 2018 CA Board.</p> <p>Further to the above and in advance of a formal further submission for the Stage 2 price, Kier indicated in March 2019, that the Stage 2 cost would be £22.2m, a further increase of £6.4m.</p> <p>As a result, an urgent review of alternative options is required.</p>
<p>Alternative options considered.</p>	<p>Do nothing option: this option is not available as it would mean that the Combined Authority would be unable to take an informed decision on the most efficient and economic way to deliver the Kings Dyke project.</p> <p>Commission other consultants: the commission of other consultants will need a different procurement route which will delay the programme.</p> <p>Hammonds are specialists in this area of work.</p>
<p>Financial Implications</p>	<p>The report implies an allocation of revenue capacity fund budget of: Up to £55,000 £30,000 for comparison for options against construction management £25,000 for continued work with CCC and Kier to prepare for the implementation of an alternative option.</p>

	Which is to be allocated from revenue funds.	
Consultation	<i>List any relevant consultation undertaken in relation to the decision. For example portfolio holders, other Chief Officers.</i>	<i>Email exchange around 15th March with CEO, S151 and Monitoring Officer</i>
	<i>Chief Executive</i>	<i>Email exchange on 15th March 2019 and on 29th May relating to phase 2 of the work</i>
	<i>Responsible Director/Chief Officer</i>	<i>Email of 29th May 2019 related to phase 2 of the work</i>
	<i>Monitoring Officer</i>	<i>Email exchange on 15th March 2019</i>
	<i>S151</i>	<i>Email exchange on 15th March 2019</i>
	<i>Portfolio Holder</i>	<i>N/A</i>
	<i>Other</i>	<i>N/A</i>
Declarations / Conflicts of Interests (only if the decision falls under the 'Express Authorisation' category)	<i>List the names of any member who has been consulted on and declared an interest in relation to the decision.</i> <i>N/A</i>	
Supporting documentation	<i>List any supporting documentation available in relation to this decision (all of this information must be retained for public inspection for a period of at least 4 years – there is no provision for the release of exempt/confidential information).</i> As set out in Kings Dyke update note of 7 th June.	

Officer/Mayor signature	 Kim Sawyer, Chief Executive	Date 8 October 2019
Once signed please file in the electronic file Documents/Governance/ office decision notice and enter details in the register.		
If a public report, pass to Democratic Services and we will arrange publication.		