
Report To:	Safe, Sustainable Communities Committee	Date: 8 March 2011
Report By:	Head of Legal & Democratic Services	Report No:
Contact Officer:	Neil Duffy	Contact No: 01475 712147
Subject:	Use of Powers Delegated to the Chief Executive	

1.0 PURPOSE OF THE REPORT

1.1 The purpose of this report is to notify the Committee of all decisions taken under the powers delegated to the Chief Executive since the last ordinary meeting of the Committee.

2.0 LIST OF DECISIONS TAKEN

2.1 The individual reports setting out details of each use of the Chief Executive's delegated powers form an Appendix to this report and are summarised as follows:-

APPENDIX

<u>Originator</u>	<u>Subject</u>
Manager of Streetscene, Burial Grounds & Registrars	Play Area Action Plan - Permission to Issue Tenders for Works
Team Leader Design & Lighting	Approval to Amend the Flood Action Plan to include Drainage Relief Works at Battery Park
Manager of Streetscene, Burial Grounds & Registrars	Invite Tenders from firms no on the Council's Approved List

3.0 RECOMMENDATION

3.1 The Committee is asked to note the use of the powers delegated to the Chief Executive as summarised in this report.

Neil Duffy
Legal & Democratic Services

Report To:	Safe, Sustainable Communities Committee	Date: 8 March 2011
Report By:	Corporate Director Regeneration & Environment	Report No: SSC/ENV/WR10.66
Contact Officer:	Willie Rennie	Contact No : 714761
Subject:	Play Area Action Plan – Various Projects - Permission to issue Tenders for Works - Use of Emergency Powers	

1.0 PURPOSE

- 1.1 The purpose of this report is to advise that Councillors Moran, Wilson and MacLeod and the Corporate Director Organisational Improvement & Resources (in the Chief Executive's absence), under the emergency powers procedure, have approved the issue of tenders for the various projects which make up the Council's play area action plan.
- 1.2 The use of emergency powers was required to allow the works to be completed as soon as possible and to expedite expenditure of the capital funding.

2.0 SUMMARY

- 2.1 At the Safe Sustainable Communities meeting of 31 August 2010, the Committee approved the Play Area action Plan for 2010/11.
- 2.2 The majority of the works associated with the various projects in the Play Area Action Plan will be undertaken by specialist contractors.
- 2.3 In accordance with the Financial Regulations, Committee approval is required prior to the issuing of tenders with a value of greater than £250,000. The estimated value of the various projects combined exceeds this threshold.
- 2.4 The intention is that the play area works are grouped into clusters (6No). Five of the clusters will be put out to tender with the remaining cluster being undertaken in-house. The proposed contracts will range in value from £40k approx to £140k approx, and each cluster will be tendered separately.
- 2.5 Tenders will be invited for three clusters during December 2010 and January 2011.
- 2.6 A further two clusters relate to community led projects for which the respective community groups have external funding applications pending. These two clusters will be tendered as soon as circumstances permit.
- 2.7 Since the Play Area Action Plan was approved in August, a further £50k of external funding has been identified for the provision of play equipment in Wemyss Bay.

3.0 RECOMMENDATION

- 3.1 It is recommended that the Committee note the use of emergency powers to issue tenders for the works associated with clusters two, three and five of the Play Area Action Plan.

Aubrey Fawcett
Corporate Director Regeneration & Environment

4.0 BACKGROUND

- 4.1 The Safe, Sustainable Communities Committee of 31 August 2010 approved the Play Area Action Plan for 2010/11.
- 4.2 The Play Area Action Plan 2010/11 has a budget of £658k, this is £50k more than reported to the August committee. The additional £50k relates to external funds from a play area bond to provide for play area improvements in Wemyss Bay.
- 4.3 Plans for the additional £50k project at Wemyss Bay have not yet been finalised as further community consultation is required prior to presenting a proposal to Committee for approval.

5.0 PROPOSALS

- 5.1 The table below shows a summary of the proposals for each site, which cluster the site is allocated to and the planned timescale of the respective projects.

Cluster 1: mainly in-house works		
Location & Comment	Proposals	Current Status
Clune Brae	Remove play equipment & make site safe.	Equipment removed Sept. Landscaping works programmed Dec/Jan.
Dempster Street & Murdieston Park	Remove play equipment.	Old equipment will be removed in Dec/Jan.
Fox Street	Install blaes kickabout & upgrade small area of safety surface.	Kickabout 95% complete. Awaiting delivery of goalposts. Delivery and installation of goalposts programmed for Dec.
Inverkip	Replace fence.	Programmed for Jan/Feb
Cluster 2 : works to be tendered		
Location & Comment	Proposals	Current Status
Auchenleck Lane	Install new play area.	Tenders invited/awarded Dec/Jan.
Grieve Road	Install new play area on new site.	Works mid Jan to early April.
Lady Alice	Remove/Replace old play units on existing site.	Old equipment will be removed in Dec/Jan
Watt Street	Remove/Replace old play unit on existing site.	Tenders invited/awarded Dec/Jan.
Ailsa Road	Remove old play units on existing site. Install new play area.	Works mid Jan to early April.

Cluster 2 (continued): works to be tendered		
Ryan Road	Remove old play units on existing site. Install new play area.	Old equipment will be removed in Dec/Jan Tenders invited/awarded Dec/Jan. Works mid Jan to early April.
Cluster 3 : works to be tendered		
Location & Comment	Proposals	Current Status
Leven Road	Remove old play units from existing site. Install new play area.	Old equipment was removed in Sept. Tenders invited/awarded Dec/Jan. Works early Feb to early April.
Cluster 4 : works to be tendered		
Location & Comment	Proposals	Current Status
Boglestone Three wards community council proposals.	Install new play area on new site. Install new MUGA on new site.	Relates to a Community project that is dependent on bids to lottery and other potential external funders. The outcome of external funding bids will not be know until January 2011 at the earliest, so the majority of spend for this project will be in financial year 11/12.
Cluster 5 : works to be tendered		
Location & Comment	Proposals	Current Status
Grosvenor Road	Remove old play units from existing site. Install new play area.	Old equipment was removed in Sept. Tenders invited/awarded Dec/Jan. Works early Feb to early April.

Cluster 5 (continued): works to be tendered		
Bawhirley Road	Remove old play units from existing site. Install new play area.	Old equipment will be removed in Dec/Jan. Tenders invited/awarded Dec/Jan. Works early Feb to early April.
Cluster 6 : works to be tendered		
Location & Comment	Proposals	Current Status
<p>Sir Michael Street Greenock Central Residents Action Group proposal.</p> <p>£75k Inverclyde Council funding approved in principle.</p> <p>£25k of external funding has already been secured.</p>	Create new play area on the site of a redundant kickabout	<p>Relates to a Community project that is dependent on a lottery bid. The outcome of the funding bid will not be known until January 2011 at the earliest, so the majority of spend for this project will be in financial year 11/12.</p> <p>In addition there are some other issues that may impinge on the timescale of the project e.g. conditions that apply to the lottery funding, land ownership, community consultation etc.</p>
<p>Unspecified location in the Larkfield, Branchton or Braeside area.</p> <p>Larkfield, Branchton & Braeside Community Council (LBCC) proposal.</p> <p>£75k Inverclyde Council funding approved in principle.</p>	LBCC are still to advise as to the detail of their proposal.	<p>Relates to a community project that will be dependent on bids to lottery and other potential external funders.</p> <p>Community Support are assisting the group to develop their proposal.</p> <p>The majority of spend for this project, should it be approved, will be in financial year 11/12.</p>

5.2 Tenders will be evaluated based on the following criteria:

- Price 60%
- Programme / Delivery 10%
- Resilience / structure / maintenance 10%
- Play Value / Consultation with Schools and stakeholders 20%

6.0 IMPLICATIONS

6.1 Financial Implications – One off Costs

Cost Centre	Budget Heading	Budget Year	Proposed Spend this Report	Virement From	Other Comments
Carried Forward Earmarked Reserves	Play Area Modernisation and Investment	2010-11	£169,000		The total value of the planned works is £658k of which £519k is from Inverclyde Council budgets and £139k is external funding.
New Earmarked Reserves	Play Area Modernisation	2010-11	£100,000		
New Earmarked Reserves	Play Area Investment	2010-11	£250,000		
External Funds	Play Area External Funds	N/A	£139,000		

6.2 Financial Implications – Annually Recurring Costs/ (Savings)

None.

7.0 CONSULTATION

7.1 The Chief Financial Officer was consulted on this report.

7.2 The Head of Legal and Democratic Services was consulted on this report.

Report To: Safe, Sustainable Communities Committee **Date: 8 March 2011**

Report By: Corporate Director Regeneration and Environment

**Report No:
SSC/ENV/IM11.70**

Contact Officer: David Greenslade

Contact No: 01475 714817

Subject: Use of Emergency Powers to grant approval to amend the Flood Action Plan to include drainage relief work at Battery Park

1.0 PURPOSE

1.1 The purpose of this report is to advise that Councillors Moran, Wilson, MacLeod and the Chief Executive, under the emergency powers procedure, approved an amendment to the Flood Action Plan project funding within the approved budget to realign the drainage in Battery Park, and eliminate the road drainage problem to the A770 adjacent to this location.

2.0 SUMMARY

- 2.1 The Safe Sustainable Communities Committee approved Report No. ECP/ENV/AB10.47 on 19 May 2010. Funding was granted for the proposed schemes at West Station, the Reservoirs and the Eastern Line of Falls only.
- 2.2 The tender for the works to the Reservoirs has returned under budget. Consequently, it is recommended that this saving be used to finance drainage improvement works at Battery Park.
- 2.3 The Safe Sustainable Communities Committee approved funding as follows:-
- (i) £20,000 for detailed investigation at West Station area
 - (ii) £150,000 for works to improve the existing West Station area drainage system
 - (iii) £250,000 for installation of a new attenuation system for the five reservoirs that drain into the Greenock Cut.
 - (iv) £80,000 for legal costs to determine ownership of the Eastern Line of Falls
 - (v) £5,000 for emergency cleaning to the Eastern Line of Falls
- 2.3 The tender return for the West Station project was in excess of the estimate, and it was proposed to offset this additional cost by deferring some of the approved works at the Reservoirs. In the event, the tender for the works to the Reservoirs has been returned under budget (refer 2.3(iii) above), with the result that deferment of works is unnecessary. This was reported to Committee under Report Number SSC/ENV/RG10.65, 18 January 2011.
- 2.4 The use of emergency powers is therefore requested to allow progress to be made this financial year on the flooding issues associated with the A770 adjacent to Battery Park.

3.0 RECOMMENDATIONS

- 3.1 It is recommended that the Committee note the use of the emergency powers procedures to authorise the variation of the approved Flood Action Plan to progress the works at Battery Park containing the expenditure within the current year's budget.

Ian Moffat
Head of Environmental and Commercial Services

4.0 BACKGROUND

- 4.1 Committee Report No. ECP/ENV/AB10.47 dated 19 May 2010, Appendix 1, noted: - A770/Battery Park.
Drainage realignment is required in the park to improve the road drainage from the A770 road, and prevent flooding of the road.
This was listed as a priority 1 scheme, with a cost estimate of £50,000.
- 4.2 Although the Battery Park scheme was reported in the original Flood Action Plan as a Priority 1 project, approval was only granted to the West Station, Reservoirs and Eastern Line of Falls projects due to the available funding.
- 4.3 The lowest tender for the Reservoirs project has returned under estimate. Therefore there is now a sufficient saving to address the proposed flood relief scheme at Battery Park without reduction to the previously the approved schemes in the Flood Action Plan.
- 4.4 Report Number SSC/ENV/RG10.65 dated 18 January 2011 noted that Committee would be advised of the cost to implement the reservoir flood attenuation system following the tender return for this work, and that subject to the value of this it may be necessary to reduce the number of reservoirs that can be addressed from the funding allowance.
- 4.5 The lowest tender returned for the implementation of the reservoir flood attenuation system is sufficiently under estimate to permit the proposed scheme for Battery Park to be undertaken without reduction in the scope of the works at the reservoirs.

5.0 PROPOSED PROJECT

- 5.1 A contract will shortly be issued to competitive tender, with a planned completion by 31 March 2011 for drainage realignment in Battery Park to relieve flooding on the adjacent A770 Road.

6.0 IMPLICATIONS

- 6.1 Financial Implications – One off Costs:

Cost Centres	Budget Heading	Budget Year	Proposed Spend this report	Virement From (if applicable)	Other Comments
Earmarked reserves	Flooding repairs	2010/11	£425,000	n/a	Remaining balance of £80,000 to be retained for any legal costs and emergency repair contingency

Financial Implications – Annually Recurring Costs (Savings)

Cost Centres	Budget Heading	Budget Year	Proposed Spend this report	Virement From (if applicable)	Other Comments
n/a	n/a	n/a	n/a	n/a	There are no anticipated additional ongoing maintenance costs.

6.2 Legal: None

Personnel: None

Equality: None

7.0 CONSULTATION

7.1 The Head of Legal and Democratic Services has been consulted on this report.

7.2 The Chief Financial Officer has been consulted on this report.

Report To:	Safe, Sustainable Communities Committee	Date: 8th March 2011
Report By:	Corporate Director Regeneration and Environment	Report No: SSC/ENV/IM11.71
Contact Officer:	Willie Rennie	Contact No : 714761
Subject:	Tender for Summer Bedding Plants	
	Use of Delegated Powers to invite tenders from firms not on the Council's approved lists	

1.0 PURPOSE

- 1.1 The purpose of this report is to advise that Councillors Moran, Wilson and MacLeod and the Chief Executive, under the emergency powers procedure, have approved the issue of tenders for the supply of summer bedding plants from suppliers that are not on the Council's approved list of tenderers.
- 1.2 The use of emergency powers was required to allow the plants to be ordered as soon as possible in order that growers can produce the plants in time for planting in early summer.

2.0 SUMMARY

- 2.1 The majority of summer bedding plants had until June 2009 been supplied from the Council greenhouses at Parklea, Port Glasgow. The greenhouses are now closed and therefore it is necessary to invite tenders for the supply of the plants.
- 2.2 As the estimated value of the purchase is greater than £10k the Council's Standing Orders require that the materials be purchased through a tender and that suppliers invited should be on the Council's Standing Restricted List, however there is no list of suppliers for this type of material.
- 2.3 It is proposed that tenders will be invited from five suppliers named in this report.
- 2.4 The estimated cost of the plant materials is £27,000, which will be met from the greenhouses revenue budget.

3.0 RECOMMENDATION

- 3.1 It is recommended that the committee note the use of emergency powers to issue tenders for the supply of summer bedding plants from suppliers that are not on the Council's approved list of tenderers.

Aubrey Fawcett
Corporate Director of Regeneration & Environment

4.0 BACKGROUND

4.1 The Council has historically produced most summer bedding plants at the Council greenhouses in Parklea, Port Glasgow. The Parklea greenhouses were closed in 2009 and therefore all summer bedding now has to be purchased. All plants used in last year's floral displays were procured via the tender process and the outcome proved to be a success with good quality plants being supplied within budget.

4.2 The suppliers from whom it is proposed to invite tenders are as undernoted. The named suppliers are ones that we have had past experience of dealing with, or who have provided a similar service to other local authorities in the recent past:

- Pentland Plants
- John Train & Sons
- McLarens Nursery
- Quantil Ltd
- Trotterbank Nurseries

5.0 IMPLICATIONS

5.1 Financial Implications – One off Costs

Cost Centre	Budget Heading	Budget Year	Proposed Spend this Report	Virement From	Other Comments
00558	Greenhouses Supplies & Services	2011-12	£27,000	N/A	

5.2 Financial Implications – Annually Recurring Costs/ (Savings)

None.

6.0 CONSULTATION

6.1 The Chief Financial Officer was consulted on this report.

6.2 The Head of Legal and Democratic Services was consulted on this report.