

RECORD OF DECISION MADE UNDER DELEGATED AUTHORITY

*PART 1 – PUBLIC DOCUMENT

SERVICE DIRECTORATE: *Place*

1. DECISION TAKEN

- 1.1 To appoint Kompan to undertake the contract to install additional new outdoor gym equipment at Baldock Road Recreation Ground Letchworth and King George 5th Recreation Ground, Hitchin.

2. DECISION TAKER

Sarah Kingsley – Service Director, Place

3. DATE DECISION TAKEN:

25th January 2024

4. REASON FOR DECISION

- 4.1 The above contractor was the only contractor that submitted a tender, however they still achieved an acceptable score in the tender evaluation process based on price, quality and social value criteria and are therefore considered best value.

5. ALTERNATIVE OPTIONS CONSIDERED

- 5.1 No alternative options have been considered as this is a works only contract to deliver a specific project, as part of the delivery of the council's approved programme funded by the UK Shared Prosperity Fund.

6. CONSULTATION (INCLUDING THE EFFECT ON STAKEHOLDERS, PARTNERS AND THE PUBLIC)

- 6.1 Consultation has been undertaken with Stevenage Leisure Ltd (SLL) and colleagues with regards the most appropriate equipment required to enhance the existing provision at both locations.

7. FORWARD PLAN

- 7.1 This decision is not a key Executive decision and has therefore not been referred to in the Forward Plan.

8. BACKGROUND/ RELEVANT CONSIDERATIONS

- 8.1 As part of the council's approved programme for its allocation of UK Shared Prosperity Funding, it was agreed to install outdoor gym equipment at a number of locations, in tandem with an active communities programme, to support residents into physical activity. The first provision has already been installed at Royston Leisure Centre and the new equipment is the second element of a 3-year investment program. The new facilities will allow our Leisure Service providers to promote health and wellbeing to a new audience who may not wish to participate in formal exercise in our leisure centres,

while being in an outside environment. Also, when not being used for formal classes, the equipment will be available to all park users.

9. LEGAL IMPLICATIONS

- 9.1. Under paragraph 14.6.4 (a) (ii) of the Council's Constitution, Service Directors have general authority to enter contracts to carry out works and/or for the supply of goods and services within approved budgets.
- 9.2. Paragraph 14.6.9 (b) (ii), (iii) and (viii) further gives the Service Director - Place the authority to manage, direct and control resources relating to, amongst others, environmental services, grounds maintenance and parks and open spaces. The Executive Member for Environment and Leisure is also responsible for leadership, strategic planning and development, partnership working and decision making within these stated service areas under this paragraph.
- 9.3. Under Health and Safety Legislation, North Herts Council has a legal duty to maintain all trees on land it owns, or has a responsibility to maintain, in a safe condition in public open spaces, or adjacent the highway.

10. FINANCIAL IMPLICATIONS

- 10.1. There are no specific revenue implications associated with this contract award as the costs will be met from within existing budgets.
- 10.2. The contract value is £168,826.81 to deliver the specified design, including an element for contingencies.

11. RISK IMPLICATIONS

- 11.1 This contract award to a single provider has been procured via InTend and will be managed via Groundwork with regular weekly reporting during the construction phases. SLC have a proven track record of delivering projects of similar scale and value in public open spaces, which provides additional assurance for delivery of this project.

12. EQUALITIES IMPLICATIONS

- 12.1 The Equality Act 2010 came into force on the 1st October 2010, a major piece of legislation. The Act created a new Public Sector Equality Duty, which came into force on the 5th April 2011. There is a general duty, described in paragraph 12.2, that public bodies must meet, underpinned by more specific duties which are designed to help meet them.
- 12.2 In line with the Public Sector Equality Duty, public bodies must, in the exercise of its functions, give due regard to the need to eliminate discrimination, harassment, victimisation, to advance equality of opportunity and foster good relations between those who share a protected characteristic and those who do not.
- 12.3 There are no additional equality implications associated with this proposal.

13. SOCIAL VALUE IMPLICATIONS

- 13.1 The Social Value Act and "go local" policy do not apply to this decision.

14. ENVIRONMENTAL IMPLICATIONS

- 14.1. There are no known Environmental impacts that apply to this report.

15. HUMAN RESOURCE IMPLICATIONS

15.1 There are no known human resource implications as the works associated with delivering the contract are already contained within existing resources.

16. BACKGROUND PAPERS

16.1 None

17. APPENDICES

17.1 None

NOTIFICATION DATE **26th January 2024**

Date sent to all Members, put on website and appears in MIS – Committee, Member & Scrutiny Services can confirm this with you,

Signature of Executive Member Consulted



Date 26th January 2024

Signature of Decision Taker



Please Note: that *unless urgency provisions apply* EXECUTIVE decisions cannot be implemented until 5 clear working days have elapsed after the decision has been taken to allow for scrutiny call-in.

Call-in does not apply to NON-EXECUTIVE DECISIONS