

## Record of operational decision

<b>Decision title:</b>	Decision to award contract and approve the expenditure of up to £94,500 for the Emergency drainage works at Wellington Primary School, Herefordshire.
<b>Date of decision:</b>	2 <sup>nd</sup> August 2024
<b>Decision maker:</b>	Service Director, Education, Skills and Learning, Children and Young People
<b>Authority for delegated decision:</b>	<p>The authority for the specified officer to take this decision as set out in the cabinet report, Local Authority School Buildings Maintenance Works, approved February 2023.</p> <p>The Corporate Director, Children and Young People be authorised to take all operational decisions relating to the award of contracts for the above programmes of work.</p> <p><a href="https://councillors.herefordshire.gov.uk/ieDecisionDetails.aspx?ID=9341">https://councillors.herefordshire.gov.uk/ieDecisionDetails.aspx?ID=9341</a></p> <p>Sub Delegation to Service Director to take all operational decisions relating to the award of contracts for the 2023-2026 School Capital Maintenance programme.</p> <p><a href="https://councillors.herefordshire.gov.uk/ieDecisionDetails.aspx?ID=9474">https://councillors.herefordshire.gov.uk/ieDecisionDetails.aspx?ID=9474</a></p>
<b>Ward:</b>	Queenswood
<b>Consultation:</b>	Cabinet Members, Cllr Powell (Children and Young People) and Cllr Bramer (Community Services and Assets) have been informed on the capital programme and the February 2023 Cabinet Report has been shared.
<b>Decision made:</b>	<p>The current schools capital maintenance programme to include the emergency drainage works at Wellington Primary School.</p> <p>Herefordshire Council to award a contract to S C Joseph Ltd Building Contractors for the Emergency Drainage works at Wellington Primary School Herefordshire.</p> <p>Approve the expenditure of up to £84,000 for the works, which includes a contingency of up to £8,400</p> <p>Approve the expenditure of up to £10,500 for internal and external professional fees.</p> <p>Responsibility for monitoring the programme to be carried out by the Capital Senior Project Manager within the spend budget.</p>
<b>Reasons for decision:</b>	<p>S C Joseph Ltd Building Contractors are already in contract working on the Wellington Primary School site for damp works.</p> <p>It would not be practical to have two separate contractors working in the same areas of the school site addressing associated damp works, and so a subsequent phase would have been deferred until completion of the</p>

	<p>damp works and prolonging the closure of the school toilets and surrounding area.</p> <p>To deliver beneficial improvements in the condition of the Council's Educational building stock, improving the educational experience for pupils within the buildings. To reduce ongoing building maintenance costs by addressing known defects with high maintenance cost potential and preventing further deterioration.</p> <p>To ensure all Council buildings are fit for purpose and maintained to the standards as set out in the condition survey to address suitability, sustainability and affordability.</p>
<b>Equality Considerations</b>	<p>Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows: A public authority must, in the exercise of its functions, have due regard to the need to –</p> <ul style="list-style-type: none"> <li>(a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;</li> <li>(b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;</li> <li>(c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.</li> </ul> <p>The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services. Our providers will be made aware of their contractual requirements in regards to equality legislation.</p> <p>The proposed capital maintenance schemes have given due consideration to equality issues particularly in relation to disability.</p>
<b>Highlight any associated risks/finance/legal/equality considerations:</b>	<p>By not carrying out the Emergency Drainage works the school is at risk of not having a toilet facility in use for the start of the Autumn term and incurring further maintenance requirements, potentially costing the Council further money.</p> <p>There is a risk that once on site, further works are identified once the Emergency Drainage works start that was not previously apparent.</p> <p>A contingency has been allowed to cover unforeseen elements once the Emergency Drainage works commence. Should this contingency be insufficient then a further officer decision will be required.</p>
<b>Details of any alternative options considered and rejected:</b>	<p>Do nothing. This is not recommended as the risk of the Emergency Drainage works not being completed means that the health and safety risk associated with the continued existence of the building remains.</p> <p>To procure separately. This is not recommended as this would delay the completion of works, with the Health &amp; Safety issue remaining and further impacting the operations of the school.</p>
<b>Details of any declarations</b>	None.

<b>of interest made:</b>	
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Signed: Liz Farr Date: 02/08/2024