



ADUR & WORTHING
COUNCILS

**Record of Officer
Executive Decision**
Ref. No: HMP&I/010/20-21
Date of Decision: 28 January 2021

If you have any questions about this decision please contact Democratic Services on 01903 221006 or email democratic.services@adur-worthing.gov.uk

Record of Decision: Variation to the remediation contract at Decoy Farm

Decision taken by: Director for the Economy

Declaration of Disclosable Pecuniary Interests:

I do not have a disclosable pecuniary interest, or conflict of interest.

Delegated authority:

At the Joint Strategic Committee meeting held on the 9th June 2020, the Director for the Economy was authorised and given delegated authority to award the remediation contract for Decoy Farm and any recommended contracts arising from the works as necessary, to support and enable the remediation works. The costs for which shall be met from the budget envelope of £4,844,440 of Local Enterprise Partnership (LEP) funding allocated for Decoy Farm.

In addition to the JSC delegated authority, the proposed variation which is the subject matter of this decision, also complies with the rules on contract variations set out in the Contract Standing Orders, and both Legal Services and Procurement have been consulted.

Decision:

To vary the Keltbray Remediation contract for Decoy Farm and increase the total contract value to £3,087,997.64.

Key Decision: Yes

Reason For Decision:

To fully utilise the Local Enterprise Partnership allocation of funding to carry out additional ground works that will improve and add value to the site.

Decoy Farm has 3 step platforms consisting of a central, a northern and southern section all at different levels. By reducing the levels to make them the same across the site, it will tie-in the northern and southern sections to that of the central platform. This will significantly improve the gradients, add value and generally increase the desirability of the site to a potential developer. A geotextile membrane and capping layer will also be installed to help prevent future colonisation of reptiles and other wildlife until the site is developed. The completion date for the works of 31st March 2021 remains unchanged.

Alternative Options Considered:

Do nothing, minimum or status quo: Site left in an unusable and potentially hazardous condition. Its historical use as a landfill site and underlying viability issues means that it cannot be developed in any way without investment and will require constant monitoring to manage the risk of distillate contaminating adjoining land. Land will be left unused, contamination risks will increase over time and the remaining funding would potentially be clawed back.

Proposed option: Using remaining LEP funding to carry out land remediation of Decoy Farm completed in readiness for site development. Remediation of an unsightly, hazardous site to improve its environmental quality. Remediation of the landfill will remove development barriers and will enable the council to realise the sites full commercial and environmental improvement potential including the proposed development of circa 13,500m² of industrial units and associated landscaping. The completed project will see the land recovered to a condition that will support redevelopment and boost employment opportunities and economic performance across the region.

Other Matters Considered:

Legal Advice and Issues	x	Financial Advice and Issues	x
Sustainability Issues	x	Equality Issues	x
Community Safety Issues	x	Human Rights Issues	x
Reputation	x	Risk Assessment	x
Health & Safety Issues	x		

Consultation:

- Members were consulted on the project at the Joint Strategic Committee meeting of the 9th June 2020.
- The Head of Legal Services and Monitoring Officer, the Head of Procurement and the Chief Financial Officer have all been consulted on the proposal to vary the contract.
- The Head of Legal Services has given formal consent for the contract to be extended given the provisions in the Council's Contract Standing Orders and that the figures involved in the contract remain under the EU threshold for works.

Background Papers: Joint Strategic Committee Report of 9th June 2020 - Unlocking development at Decoy Farm.

Contact Officer:

Ann Phillips
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Call-in: The call-in deadline for this decision will be 5:00pm on 4 February 2021

A handwritten signature in black ink, appearing to read "Martin Randall", is centered at the top of the page. The signature is written in a cursive style with a period at the end.

Signed:

Dated: 28.1.21

Name: Martin Randall - Director for the Economy

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