

COUNCIL - 9 JULY 2009

REPORT OF THE LEGAL DIRECTOR - MATTERS DEALT WITH IN ACCORDANCE WITH RULE 17 OF THE SCRUTINY PROCEDURE RULES (CALL-IN AND URGENCY)

I wish to report that the Chair of the Relevant Overview and Scrutiny Committee has given his consent, under Rule 17 of the Scrutiny Procedure Rules, to the following issue being dealt with, on the basis that the decisions could not be reasonably deferred and therefore not subject to call-in.

CABINET - 11 JUNE 2009

46. APPOINTMENT OF CONTRACTOR FOR CONSTRUCTION OF LITHERLAND HIGH SCHOOL - ONE SCHOOL PATHFINDER PROJECT

Further to Minute No. 254 of the meeting held on 5 February 2009, the Cabinet considered the report of the Strategic Director of Children's Services which sought approval to the appointment of the contractors to undertake the design and construction and ICT provision of the Litherland High School One School Pathfinder Project and the inclusion of the project in the Council's Capital Programme.

This was a Key Decision and was included in the Council's Forward Plan of Key Decisions.

RESOLVED:

That, subject to the approval of the Final Business Case for the Project, by Partnerships for Schools and the Department of Children, Schools and Families:

- (1) Kier Education be appointed as design and build contractors for the project;
- (2) Northgate be appointed as the ICT supplier for the project;
- (3) the Alternative Accommodation contract clause option be approved, to satisfy the requirements of the Council Constitution;
- (4) the Legal Director be authorised to complete the contract formalities in respect of the design and build contract and ICT supplier contract;
- (5) the scheme be included in the Children's Services capital programme at a total cost of £26,415,624 funded from DCSF grant (£23,687,767), Sustrans grant (£42,000), School Devolved Formula Capital Grant (£300,000) and £2,385,857 from the previously agreed Council contribution of up to £5,000,000; and
- (6) it be noted that the Chair of the Overview and Scrutiny Committee (Performance and Corporate Services) had given his consent under Rule 17 of the Scrutiny Procedure Rules for call-in to be waived in respect of these decisions because completion of the contract formalities beyond the planned date of 16 June 2009

will adversely affect commencement and thereby provision of temporary classrooms required by the start of the Autumn Term on 2 September 2009.

C. J. Elwood
Legal Director