

**LEISURE & COMMUNITY SAFETY POLICY & SCRUTINY COMMITTEE
26 JANUARY 2010**

EXECUTIVE COMMITTEE – 1 FEBRUARY 2010

PART II - NOT DELEGATED

**1a. WILLIAM PENN LEISURE CENTRE REFURBISHMENT
(DCES)**

This report is NOT FOR PUBLICATION because it deals with information relating to the financial or business affairs of any particular person (including the authority holding that information), and information in respect of which a claim to legal professional privilege could be maintained in legal proceedings (paragraphs 3 and 5 of Schedule 12A).

1. Summary

1.1 This report updates Members on the refurbishment of William Penn Leisure Centre.

2. Details

2.1 The Council meeting on 20 October 2009 received a report on the refurbishment, describing the scale of remedial works required to correct defects by the previous main contractor (Gee Construction), and approving an additional budget allocation to cover the anticipated cost of completing the project (CL47/09 refers).

2.2 Progress on site as of 18 December 2009 includes:

- Repairs to defective drainage have been completed and fully tested, concrete and screed has been reinstated. This has allowed work in other areas to resume.
- The retiling of the learner pool and the main pool is anticipated to be completed by January.
- Internal ceilings are nearly complete, while pool filtration and other services are being retested in order to be commissioned.
- Snagging of the dry side is now largely complete.
- Fitting out and staff training are currently being scheduled.

2.3 Up to the minute site progress will be verbally reported to the meeting of the Committee. At this point in time no firm date can be provided by Atkins for the opening of the wet side facilities.

2.4 Gee Construction has initiated an adjudication claim against the Council over extensions of time granted for Section 2 of the project, covering the construction of the fitness suite which opened in December 2008. The Council has instructed solicitors and independent analysts in order to defend this claim, the result of which should be received by the end of December 2009. The Council has been advised that Gee is likely to be preparing a further claim for the Section 1 (wetside) works, and preparations are under way to respond appropriately. An update on this issue will be brought to the meeting.

3. Options/Reasons for Recommendation

3.1 To update Members on the refurbishment of William Penn Leisure Centre.

4. Policy/Budget Reference and Implications

4.1 The recommendations in this report are within the Council's agreed policy and budgets. The relevant policies were agreed as part of the 2009-12 Strategic Plan on 24 February 2009, and are entitled:

2.1.5 To improve and facilitate access to leisure and

3.2.1 recreational activities
We will ensure our services provide value for money

5. **Legal, Equal Opportunities, Staffing, Environmental, Community Safety, Customer Services Centre, Communications, Website and Health & Safety Implications**

5.1 None specific to this report.

6. **Financial Implications**

6.1 None specific to this report. Provision has been made in the 2009/10 capital programme for the additional costs expected to be associated with the completion of the refurbishment.

7. **Equal Opportunities Implications**

7.1 **Relevance Test**

Has a relevance test been completed for Equality Impact?	No
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A relevance test is not appropriate for this recommendation.

8. **Risk Management and Health & Safety Implications**

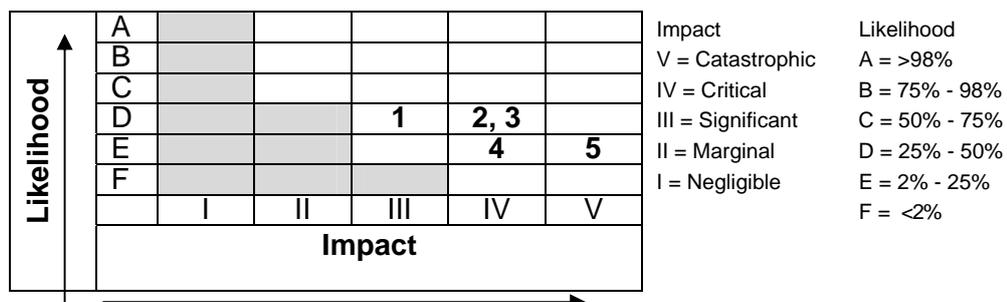
8.1 The Council has agreed its risk management strategy which can be found on the website at <http://www.threerivers.gov.uk>. In addition, the risks of the proposals in the report have also been assessed against the Council's duties under Health and Safety legislation relating to employees, visitors and persons affected by our operations. The risk management implications of this report are detailed below.

8.2 The subject of this report is covered by the Leisure service plan. Any risks resulting from this report are included in the risk register and managed within this plan.

8.3 The following table gives the risks already identified for this project, together with a scored assessment of their impact and likelihood.

Description of Risk		Impact	Likelihood
1	Failure to achieve revised completion date	III	D
2	Failure to complete within revised budget	IV	D
3	Failure to recover significant additional costs	IV	D
4	Failure to complete project to required specification	IV	E
5	Discovery of latent defects post-completion, requiring closure for further major works	V	E

8.4 The above risks are plotted on the matrix below depending on the scored assessments of impact and likelihood, detailed definitions of which are included in the risk management strategy. The Council has determined its aversion to risk and is prepared to tolerate risks where the combination of impact and likelihood are plotted in the shaded area of the matrix. The remaining risks require a treatment plan.



8.5 In the officers' opinion none of the risks above, were they to come about, would seriously prejudice the achievement of the Strategic Plan and are therefore operational risks. The effectiveness of treatment plans are reviewed by the Audit Committee annually.

9. **Recommendations**

- 9.1 That the Leisure and Community Safety Policy and Scrutiny Committee recommends to the Executive Committee that officers should:
- a) continue to aim to ensure that the project is completed as soon as is practicable, within the Council's quality and financial requirements
 - b) report to members on any cost implications associated with delays to the project.
- 9.2 That public access to the report be denied until the issue is resolved.
- 9.3 That public access to the report's recommendations be immediate.

Report prepared by: Patrick Martin
Leisure Performance & Contracts Manager

Background Papers

None.

The recommendations contained in this report DO NOT constitute a KEY DECISION.

APPENDICES / ATTACHMENTS

None.