

OFFICER DELEGATED DECISIONS FORM

State the Delegated Authority that you are relying on in order to make this decision: e.g. specific (identified in constitution) or general

Delegate Authority approved to the Director of Regeneration and Culture, and Director of Finance in relation to awarding an advanced payment of up to £178,470.54 of Future High Street Fund, in line with the lease / funding agreement for the fit out and occupation of the Wired Lobby in Captain Cook Square.

This authority arises from the: **Towns Fund and Future High Streets Fund** Executive report of 27 May 2021. Citing recommendations A and D:

- a) approve the funding offer for Middlesbrough Council's funding bid for the investment of the Future High Street Fund (FHSF) allocation, which equates to a total of £14.1m, as detailed within Appendix A;
- b) That the Director of Regeneration and Culture and the Director of Finance be delegated approval to vire allocations beneath the £14.1m FHSF allocation, insofar as the objects of the programme and the outputs be consistent with the objectives of the bid, and subject to grant conditions and change control processes.

Subject of decision: e.g. freehold disposal of land (16K-149K), contract extension, new policy

The approved FHSF programme and bid set out provision for contributions to tenant fit out and building adaptations for new leisure tenants entering Captain Cook Square. The Lease and Funding contribution terms have been agreed under the delegated approval form submitted by Valuation and estates for: Unit 5, Captain Cook Square, Middlesbrough TS1 5UB

This decision seeks approval to provide an advance payment amount of up to £178,470.54 of the agreed funding to be paid to the tenant to allow for a capital equipment order to be placed in line with the (equipment) vendor's terms.

Text of decision: e.g. can include monies received by the Council, list any terms agreed, brief summary of the policy – Do not include any confidential information.



The advance funding will be protected by the following elements of due diligence:

1. Middlesbrough Council has first charge on capital assets / improvements funded with the tenant;

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<p>2. Only part of the advance payment will be made at the order stage and the balance will be paid on confirmation of receipt of goods; and,</p> <p>3. Property management is in close liaison with the vendor and the tenant to monitor the purchase and delivery of equipment.</p>
Reason for decision: e.g. benefits, new legislation requires a policy, review of opening hours, non- key decision, outside of agreed budget framework
<ul style="list-style-type: none">• The funding recognises the payment term of the vendor.• Public monies are protected with monitoring of the transaction and controls into the purchase funds and Council claim on any assets, should the company fall into any.• The funding objectives and outcomes are consistent with the approved business case and bid for FHSF funding allocation and programme objectives.
Other options considered (if any)
N/A payment terms are determined by the equipment provider.
Has an Impact Assessment been completed Yes/No – if yes please attach to the decision.
No
Declarations of Interest by any member or relevant local government body
N/A
Who have you consulted as part of the decision making process e.g. Head of Service, Executive Member, Community Association, Surveyor?
Richard Horniman – Head of Regeneration Sam Gilmore – Head of Economic Growth and Infrastructure Paul Shout – Finance Business Partner

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Date of decision
13 June 2022
Service area
Regeneration and Culture
Name of Delegated Officer making decision - i.e. Officer who is designated the power in the Constitution
Director of Regeneration and Culture – Richard Horniman Director of Finance – Ian Wright
Name of the Officer making the decision – if power has been sub-delegated to another Officer.
N/A
List of background papers (do not list if contain exempt/confidential information)
<i>Towns Fund and Future High Streets Fund</i> Executive report of 27 May 2021 Valuation and Estates Delegated approved Ref: Unit 5, Captain Cook Square, Middlesbrough TS1 5UB
Director of Regeneration and Culture  Signed: Dated: 13th June 2022 Director of Finance  Signed: Dated: 14th July 2022

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