

Utilisation of Section 106 Funds

Head of Service/Contact:	Mark Shephard, Head of Property and Regeneration
Urgent Decision?(yes/no)	No
If yes, reason urgent decision required:	N/A
Annexes/Appendices (attached):	N/A
Other available papers (not attached):	S106 Update Report dated 01/02/18

Report summary

Requests additional funding from section 106 to carry out project in this year's summer period

Recommendation (s)

That the Committee approves the additional funding from S106 receipts to carry out the replacement of flood lights at Court recreation ground and Poole Road recreation ground.

1 Implications for the Council's Key Priorities, Service Plans and Sustainable Community Strategy

- 1.1 This report supports the Council's Key Priorities of Supporting our Community and Managing our Resources.

2 Background

- 2.1 During the 2018/19 capital programme setting process, two bids were received to replace old defective flood lights at Court recreation ground and Poole Road recreation ground. The bids were not considered within the capital programme as they were below the de minimis for capital projects of £20,000.
- 2.2 Instead, the schemes were progressed as revenue projects following approval at this Committee to allocate £35,967 of S106 receipts to fund the schemes in February 2018.
- 2.3 The schemes are to fit LED floodlights for the running track at the Harriers centre and LED flood lights to the court recreation ground 3G pitch and tennis courts. Extensive research and investigations has been carried out prior to specifying this scheme.

Strategy and Resources Committee

26 July 2018

- 2.4 As light pollution could be an issue, pilot LED lights were fitted at both sites to measure lux levels, with reference to guidance by Sport England regarding levels of light for football pitches and athletics tracks.
- 2.5 These pilot schemes resulted in an upfront cost of £7,036. This enabled the surveyor to measure light levels and determine if they would be adequate for the intended purpose.
- 2.6 The original scheme was based on 200 watt fittings, but the pilot soon established these would not provide required light levels as specified by Sport England. To provide adequate lighting, 400 watt fittings are required.
- 2.7 The pilot also established that bespoke brackets are required to mount the new lighting.
- 2.8 Following the pilot, the necessary specification has been revised accordingly, and works for both sites tendered together under the Council's e-procurement system.

3 Proposals

- 3.1 The lowest tender figure for the revised specification is £42,326 and includes a contingency sum of £2,500.
- 3.2 Following £7,036 expenditure on the pilot, £28,931 remains of the original £35,967 budget. A further £13,395 budget is required to meet the lowest tender.
- 3.3 Approval is sought for this additional budget to be funded from S106, as per the scheme's original funding source.
- 3.4 The original budget was based on a contractor's quotation and did not include the additional cost of bespoke brackets, as this requirement was only discovered during the pilot.

4 Financial and Manpower Implications

- 4.1 The original cost estimates for these projects were £18,000 each. This Committee agreed S106 funding of £35,967 on 1 February 2018. The pilot incurred £7,036 expenditure, leaving £28,931 in the budget.
- 4.2 In order to proceed with the lowest tender, the original budget needs to be increased by £13,395.
- 4.3 The balance of uncommitted S106 receipts available for funding outdoor sports facilities currently stands at £185,699. The original funding partially came from agreement 268, which has a remaining balance of £106,364 for outdoor sports facilities, and it is proposed that the additional funding could come from here.

Strategy and Resources Committee

26 July 2018

4.4 The works will have a positive impact on revenue budgets as energy bills will be reduced, as will access and maintenance costs. The total saving across both sites has been estimated at £3,000 per annum.

4.5 **Chief Finance Officer's comments:** *All financial implications are reflected in the body of this report.*

5 Legal Implications (including implications for matters relating to equality)

5.1 There are no equality issues arising from the contents of this report. S106 monies must be spent in accordance with terms of the agreement or agreements from which money was received.

5.2 **Monitoring Officer's comments:** *No comments arising from the contents of this report.*

6 Sustainability Policy and Community Safety Implications

6.1 These works will ensure energy savings at court recreation ground as the LED lights are more energy efficient, this complies with our sustainability policy.

7 Partnerships

7.1 No implications for the purposes of this report.

8 Risk Assessment

8.1 There is a risk that if floodlights are not replaced, the facilities will not be able to be used during considerable periods during the winter when the daylight is not adequate to light the facilities, impacting rental income and reputation.

8.2 There is a potential health and safety risk if facilities are used with inadequate lighting and an injury is incurred as a result.

9 Conclusion and Recommendations

9.1 The facilities at Court recreation ground and Poole Road recreation ground support the Council's key priority to promote healthy and active lifestyles and are well utilised by the community. The replacement of the floodlights with LED lights will have benefits both for the environment in reduced energy consumption, and for the Council in terms of reduced maintenance and access requirements.

9.2 The uncommitted S106 balance for Outdoor Sports Facilities is £185,699 and using £13,335 for this project would leave £172,364 for further schemes. This use of these receipts meets the legal requirements of the S106 agreement and it is therefore recommended that the Committee agree to use them to fund these two projects.

Ward(s) affected: Stamford Ward; West Ewell Ward;