

# Nottingham City Council Delegated Decision



**Nottingham**  
**City Council**

<b>Reference Number:</b>	1920
<b>Author:</b>	James Dymond
<b>Department:</b>	Communities
<b>Contact:</b>	Eddie Curry (Job Title: Head of Parks and Open Spaces, Email: eddie.curry@nottinghamcity.gov.uk, Phone: 01158764982)
<b>Subject:</b>	City Centre Landscape Good to Great Improvements
<b>Total Value:</b>	£96,475 (Type: Revenue)
<b>Decision Being Taken:</b>	<ol style="list-style-type: none"><li>1. Approve the allocation of Section 106 funding to contribute to the City Centre "Good to Great" landscape improvements project.</li><li>2. Give delegated authority to the Director of Sport, Culture &amp; Parks to place orders relating to this project.</li></ol>
<b>Reasons for the Decision(s)</b>	The report outlines proposals to improve the City Centre landscape and enhance the retail / visitor experience through an enhanced package of landscape improvements, floral features, new lighting and interpretive trails within the City Centre.
<b>Briefing notes documents:</b>	Good to Great DD - background.pdf
<b>Other Options Considered:</b>	An alternative option would be not to carry out any improvement works. This option has been rejected as it would not help support and promote the City Centre retail and leisure offer and help to deliver the Council's Good to Great initiative.
<b>Background Papers:</b>	
<b>Published Works:</b>	Area 8 Committee Report: City Centre Landscape Improvements, 11th February 2015

**Affected Wards:** Bridge

**Colleague / Councillor Interests:** None

**Consultations:**  
Date: 11/02/2015  
Area Committees: Area 8: Clifton North, South and Bridge (from May 2012)  
Support for proposals; approval for use of S106 funding.

Date: 23/02/2015  
Other: City Centre Forum  
Support for proposals.

Those not consulted are not directly affected by the decision.

**Crime and Disorder Implications:** The proposals will increase the attractiveness of the City Centre and increase footfall, thereby driving down inappropriate behaviour and usage.

**Equality:** EIA not required. Reasons: An EIA is not required as this report does not include proposals for new or changing policies, services or functions.

**Decision Type:** Portfolio Holder

**Subject to Call In:** Yes

**Call In Expiry date:** 10/04/2015

**Advice Sought:** Legal, Finance

**Legal Advice:**

1. The proposed decision is within the terms of reference of the Portfolio Holder for Leisure and Culture in the Council's Constitution.
2. Under the Constitution, the relevant Area Committee(s) are to be consulted about the use of section 106 monies for services in the local area(s). Area 8 Committee (including Bridge Ward) was consulted on 11 February 2015 (together with City Centre Forum on 23 February 2015).
3. The section 106 contributions to be utilised in this proposal are sourced from agreements linked with the Lawrence House student development ref 12/00598/PFUL3 and residential development at 4-8 Oxford Street ref 13/00222/PFUL3. The agreements oblige the Council to use the monies on the improvement - or provision in the case of the Oxford Street agreement - of open space within Nottingham City Centre. Both agreements define this by reference to a plan showing a boundary for the City Centre, and a copy of the plan is attached to this report.
4. Some of the activity items in this report are geographically located within the City Centre boundary and others may not be. To ensure compliance with the terms of the agreement, any items of expenditure outside the City Centre boundary should be funded by the other, non-section 106 elements of the total funding with which this report is concerned.
5. Both agreements include a standard provision for refund of unspent contributions on demand after the expiry of five years from receipt. As the open space contributions for these agreements were paid in December 2013, there is no risk at the present time that the Council would be liable to repay them.

Advice provided by Judith Irwin (Senior Solicitor) on 20/03/2015.

Advice documents: Nottingham City Plan 2.pdf

**Finance Advice:**

- 1.The total cost of this decision is £96,475.
- 2.This funding will use to increase the existing "£105,000 Brand development and new walk developments for the different City Quarters" scheme approved as apart of the £400,000 "Invest to develop a vibrant and attractive city centre" on delegated decision 1704 dated 21 Oct 2014 .
- 3.This decision does not impact on the achievement of Medium Term Financial Plan,
- 4.The use of the Section 106 funding is being used in accordance with its obligation.
- 5.Where applicable the appropriate procurement process will be undertaken.

Advice provided by Steve Ross (Finance Analyst) on 24/03/2015.

**Signatures**

David Trimble (Portfolio Holder for Leisure and Culture)
SIGNED and Dated: 01/04/2015
John Kelly (Corporate Director Community Services)
SIGNED and Dated: 31/03/2015