

Nottingham City Council Delegated Decision



Nottingham
City Council

Reference Number:	DD2755
Author:	Christopher Capewell
Department:	Development
Contact:	Christopher Capewell (Job Title: Highway Engineering - Technical Lead, Email: chris.capewell@nottinghamcity.gov.uk, Phone: 01158765277)
Subject:	Flood Alleviation of Citizens Properties. Installation of Property Level Protection Measures
Total Value:	£230,000 (Type: Capital)
Decision Being Taken:	To approve the delivery of a project to increase the flood resilience of up to 46 households at locations throughout the City, to include, where appropriate, fitting demountable flood boards, flood resistant doors, "smart" air bricks and non-return valves on the drains.
Reasons for the Decision(s)	<p>Over 100 properties suffered internal flooding during an intense storm in July 2013. In order to assist these citizens, the City Council, in its role of Lead Local Flood Authority (LLFA), submitted bids to Defra for FDGiA funding. As a consequence we were successful in securing funding for the installation of property level flood alleviation measures to both private homes and Council owned properties. The finance was split over two years with the first phase delivered in 2015/16. This was the subject of a separate delegated decision. This decision relates solely to the second phase of the work to be carried out in 2016/17. This capital spend of £230,000 in 2016/17 will be fully funded by the Department of Environment Food and Rural Affairs (Defra) through Flood Defence Grant in Aid (FDGiA).</p> <p>Flooding can be a devastating experience for householders, and use of this government money gives the Council the opportunity to assist these citizens. Where fitted to private houses the flood resilience measures will become the property of the owner, who will also need to carry out any maintenance required to ensure their ongoing effectiveness.</p> <p>Implementation of this scheme supports Nottingham City Council's Local Flood Risk Management Strategy, which was approved by Full Council in March 2015.</p>

Other Options Considered:

<p>1. Do Nothing. There is no statutory duty for the Council to carry out this work, but the Council does have a duty to manage flood risk from surface water. Consequently the Council's Local Flood Risk Mangement Strategy included an action to assist those citizens at greatest risk of localised flooding. Therefore the do nothing option would not support this approved strategy. The funding from Defra has been subject to detailed scrutiny and has been allocated to this specific project.</p> <p>2. Capital scheme to improve sewer capacity. Rejected beacause of high capital costs, which would also have required a substantial local contribution.</p>

Background Papers:

None

Published Works:

Nottingham Local Flood Risk Management Strategy.
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Affected Wards:

Berridge, Bestwood, Bilborough, Bulwell, Bulwell Forest, Leen Valley, Mapperley, Sherwood

Colleague / Councillor Interests:

None

Any Information Exempt from publication:

Yes

Exempt Information:

Description of what is exempt:

Advice from legal services

An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972

5 - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

The public interest in maintaining the exemption outweighs the public interest in disclosing the information because the advice contains advice and information that may adversely affect the position of the Council

Documents exempt from publication:

Legal Advice.docx

Consultations:

Date: 18/07/2016

Ward Councillors: Jane Urquhart

In addition all ward Councillors for the 8 wards where it is proposed to implement PLP work were informed of the scheme by email.

Those not consulted are not directly affected by the decision.

Crime and Disorder Implications:

There are no crime and disorder implications in the proposals. Replacement doors should provide residents with the same level of security as their existing doors

Equality:

EIA not required. Reasons: No equality implications. The sole criteria for selecting those residents who will be offered these measures is flood risk.

Social Value Considerations:

Not applicable. The value of the work to be procured is below the EU threshold.

Relates to Council Property Assets:

Yes

Decision Type:

Portfolio Holder

Subject to Call In:

Yes

Call In Expiry date:

02/03/2017

Advice Sought:

Legal, Finance, Procurement, Property

Legal Advice:

This advice is exempt from publication and is contained within an exempt appendix Advice provided by Brian Lewis Stewart (Solicitor) on 06/02/2017.

Finance Advice:

The cost of this decision is £230,000 which will be entirely funded by the Department of Environment Food and Rural Affairs (Defra) through Flood Defence Grant in Aid (FDGiA). No match funding or contribution is required from Nottingham City Council. The funding must be claimed in arrears and careful monitoring and submission of claim forms and required evidence will be undertaken by the Development and Growth team to ensure grant is reclaimed in a timely manner and no financial pressure is placed on the Council. Advice provided by Susan Tytherleigh (Senior Finance Manager) on 10/11/2016.

Procurement Advice:

Procurement are working with the client to ensure that the scheme is delivered in accordance with Contract Procedure Rules. Advice provided by Jonathan Whitmarsh (Lead Procurement Officer) on 07/11/2016.

Property Advice:

The proposed project will increase the flood resilience of 46 homes up to 15 of which will be Council owned properties. Although the proposed measures will be fully funded by the Department of Environment, Food and Rural Affairs, on going maintenance will be the Council's responsibility for the Council owned properties. Housing Strategy should be consulted and Nottingham City Homes informed prior to works being undertaken to these properties. Advice provided by Rodney Alan Martin (Senior Surveyor) on 14/11/2016.

Signatures

Jane Urquhart (Portfolio Holder for Planning and Housing)
SIGNED and Dated: 23/02/2017
David Bishop (Deputy CE, CD for Development and Growth)
SIGNED and Dated: 13/02/2017