

CANNOCK CHASE COUNCIL

CABINET

21 FEBRUARY 2008

PORTFOLIO HOLDER: LEADER OF THE COUNCIL

REPORT OF DIRECTOR OF GOVERNANCE

SECTION 106 CAPITAL PROGRAMME 2008-09

1. Purpose of Report

- 1.1 The purpose of this report is to advise Members of the expenditure for three quarters of the 2007-08 Section 106 Capital Programme; scheme variations both positive and negative and variations which will require Member approval.

2. Recommendations

- 2.1 That Members note the outturn to 31 December 2007 as Annex 1 attached and the managers' comments included there-on.
- 2.2 That Members note the slippage as shown in Annex 1 and the resultant Section 106 budget 2007-08 to 2010-11 (Annex 2)
- 2.3 That Members recommend the entire Section 106 programme for 2007-08 to 2010-11 and commitments for which budgetary spend has not yet been approved (Annex 3 & 4).
- 2.4 That Members approve the use of identified surplus section 106 monies to support the development and implementation of the Section 106 programme.

3. Key Issues

- 3.1 The Section 106 Capital Programme for the years 2007-08 to 2008-09 was approved by Council on 27 June, 2007 complete with slippage from 2006-07. The programme was updated at Council's meeting of the 22 August 2007.

11-106 Capital Programme 2008-09

- 3.2 The table shows the expenditure in 2007-08 against those budgets for each portfolio together with the forecast outturn
- 3.3 A summary of the expenditure to date is shown in the table below:

Summary	2007-10 Budget Approved 22-08-07 £	Actual Outturn to 31-12-07 £	Variance £	Forecast Outturn £
<u>Section 106</u>				
Children and Young People	184,180	175,377	-8,803	186,300
Environment	25,470	9,205	-16,265	17,690
Section 106 Total	209,650	184,582	-25,068	203,990

- 3.4 The Section 106 Capital programme has been expanded as officers have identified schemes for inclusion in the next 3 years. A key barrier to the implementation of the Section 106 programme is the inability to charge development administration or project management costs to schemes. A complete review of the Section 106 programme has been undertaken and identified surplus funds existed that were available to support the development and implementation of schemes as pump priming in the first instance with new agreements to include provision for administrative costs wherever possible.

REPORT INDEX

Background	Section 1
Details of Matters to be Considered i.e. Options Considered, Outcome of Consultations etc.	Section 2
Contribution to CHASE	Section 3
Section 17 (Crime Prevention) Implications	Section 4
Human Rights Act Implications	Section 5
Data Protection Act Implications	Section 6
Risk Management Implications	Section 7
Legal Implications	Section 8
Financial Implications	Section 9
Human Resource Implications	Section 10
Conclusions	Section 11
List of Background Papers	Section 12
Annexes to the Report i.e. copies of correspondence, plans etc.	Annex 1 - 5

Section 1**1. Background**

1.1 The Section 106 Capital Programme for the years 2007-08 to 2009-10 was approved by Council on 27 June, 2007 complete with slippage from 2006-07.

1.2 . The table shows the expenditure in 2007-08 against those budgets for each portfolio.

Portfolio	2007-08 Budget Approved 22- 08-07 £	Actual Outturn to 31-12-07 £	Variance £
<u>Section 106</u>			
Children and Young People	184,180	175,377	-8,803
Environment	25,470	9,205	-16,265
Section 106 Total	209,650	184,582	-25,068

1.2 Within the expenditure to date there are some completed schemes one or two of which show an overspend. Retrospective approval to these is consequently sought.

1.3 A detailed scheme analysis is shown in Annex 1 explaining spending on schemes and indicating slippages on schemes. Anticipated slippages have been carried forward to future years

1.4 An explanation re under-spends on all schemes has been discussed with managers and their comments are précised on Annex 1.

Section 2**2. Details of Matters to be Considered**

2.1 Many new schemes have been added to the programme for 2008-09 to 2010-11 but as yet cannot be brought into the budget until a scheme has been formulated and approved by Cabinet.

2.2 2.2 In order to facilitate schemes officers have analysed all the section 106 monies and have identified several agreements where the scheme has been completed but all the section 106 monies have not been utilised. It is recommended that these funds are used to employ an officer on a two year contract in order to support the development and implementation of schemes as pump priming in the first instance, bringing more of them to fruition earlier without cost to Cannock Chase District Council's General Fund resources. Such support will be provided in future whereby new agreements will include provision for administrative costs wherever possible.

2.3 The programme of schemes both approved and unapproved is shown as Annex 3 and the schemes actually not yet approved for inclusion in the Budget are shown as Annex 4.

- 2.4 Some schemes fully funded by Section 106 monies have been deleted from the General Fund programme and are now included in this programme.

Section 3

3. Contribution to CHASE

- 3.1 The report deals with on going capital projects as approved by Council within the objectives of CHASE.

Section 4

4. Section 17 Implications

- 4.1 The Council is obliged to consider activities which may lead to a reduction in crime in the district. It is considered that works being carried out to improve facilities in the Cannock Chase District area meets this obligation.

Section 5

5. Human Rights Act Implications

- 5.1 There are no identified implications in respect of the Human Rights Act 1998 arising from this report.

Section 6

6. Data Protection Act Implications

- 6.1 There are no identified implications in respect of the Data Protection Act.

Section 7

7. Risk Management Implications

- 7.1 The risk to the Capital Programme has been addressed by having a fully funded programme backed by a Capital Budget process which only allows spend when Cabinet has considered scheme content and resources.

Section 8

8. Legal Implications

- 8.1 The legal implications arising from the reported financial position are set out throughout the report.

Section 9

9. Financial Implications

- 9.1 Financial implications are referred to throughout the body of the report and the Annexes.

- 9.2 A number of the schemes fall within the de-minimis capital expenditure level but may be aggregated with other schemes to form part of the capital programme. Any remaining individual schemes less than £20,000 will form part of a revenue programme.

Section 10

10. Resource Implications

- 10.1 There are no direct resource implications arising from the report.

Section 11

11. Conclusions

- 11.1 That the recommendations at point 2 be approved.

Section 12

Background Papers

There are no background papers.

Annexes

- Annex 1 – Section 106 Budget outturn with slippage for 2007-08
Annex 2 – Section 106 Budget for 2008-11 including slippage
Annex 3 – Section 106 Programme Commitments 2008-11
Annex 4 – Section 106 programme not yet in Budgets 2008-11

Section 106 Budget outturn with slippage for 2007-08

Summary	2007-08 Approved Budget £	2007-08 Actual Expend Q3 £	2007-08 Anticipated Spend £	2007-08 Anticipated Variance £	Slippage into 2008-09 £	Managers Comments
Children and Young People	184,180	175,377	186,300	2,120	44,400	
Environment	25,470	9,205	17,690	-7,780	6,010	
	209,650	184,582	203,990	-5,660	50,410	

	2007-08 Approved Budget £	2007-08 Actual Expend Q3 £	2007-08 Anticipated Spend £	2007-08 Anticipated Variance £	Slippage into 2008-09 £	Managers Comments
Children and Young People						
Wolseley Road Play Area	32,520	7,204	8,100	-24,420	24,420	
Flaxley Road Play Area	2,250	0	0	-2,250	0	
North End Park	19,480	21,406	21,700	2,220		
Hawks Green Capital Works	109,950	133,365	139,000	29,050		
Barnard Way Public Open Space	19,980	0	0	-19,980	19,980	
Oxford Green POS Enhancement		900	1,200	1,200		
Cannock Park		7,787	10,000	10,000		
Relocate Arthur Street Play Area		4,715	6,300	6,300		
	184,180	175,377	186,300	(34,760)	44,400	

	2007-08 Approved Budget	2007-08 Actual Expend Q3	2007-08 Anticipated Spend	2007-08 Anticipated Variance	Slippage into 2008-09	Managers Comments
	£	£	£	£	£	
Environment						
Park Farm Conservation Area	11,660	7,657	9,900	-1,760	1,760	Delay in scheme completion
Coppice Tip - Environmental Improvements	1,310	0	1,310	0		
Mill Green Hawks Green Nature Reserve	5,590	336	1,340	-4,250	4,250	Delay in completion of management plan
Cannock High School	2,930	0	2,930	0		
Chetwynd Park Public Open Space	3,980	1,212	2,210	-1,770	0	Balance to be used for commuted maintenance
	25,470	9,205	17,690	-7,780	6,010	

ANNEX 2**Section 106 Budget for 2008-09 to 2010-11 including slippage**

Summary	Current Budget 2008-11	Slippage from 2007-08	Total Budget 2008-11
Children and Young People	779,040	44,400	823,440
Environment	147,550	6,010	153,560
Healthier Communities, Housing and Older People	746,750		746,750
	1,673,340	50,410	1,723,750

Children and Young People	Current Budget 2008-11	Slippage from 2007-08	Total Budget 2008-11
Cannock Park	53,150		53,150
Relocate Arthur Street Play Area	84,830		84,830
Wolseley Road Play Area		24,420	24,420
Barnard Way Public Open Space		19,980	19,980
Sandy Lane	66,720		66,720
All Weather Pitches	562,960		562,960
Canal Towpath Improvements	11,380		11,380
	779,040	44,400	823,440

Environment	Current Budget 2008-11	Slippage from 2007-08	Total Budget 2008-11
Park Farm Conservation Area		1,760	1,760
Mill Green Hawks Green Nature Reserve		4,250	4,250
Pye Green Valley Spinney	47,700		47,700
Green Space Network	64,850		64,850
Sherbourne Avenue Access Imps	35,000		35,000
	147,550	6,010	153,560

Healthier Communities, Housing and Older People	Current Budget 2008-11	Slippage from 2007-08	Total Budget 2008-11
Contributions to RSL's Affordable Housing	746,750		746,750
	746,750		746,750

Section 106 Programme Commitments 2008-09 to 2010-11

Scheme	Commitment 2008 to 2011
	£
Milking Brook Valley	49,400
Brereton to Brereton Tip Footpath (*)	15,920
Canal Towpath Improvements (*)	11,380
Oxford Green POS Enhancement	27,910
Laburnum Avenue Play Area	29,440
Relocation Arthur Street Play Area	84,830
Rolling Programme of Play Areas (*)	8,000
Sandy Lane	66,720
Pye Green Valley Spinney	47,700
All Weather Pitches	562,960
Contribution to RSL's – Affordable Housing	746,750
Green Space Network	64,850
Sherbourne Avenue Access Improvements	35,000
Footpath Improvements (*)	9,000
Gating Project (*)	10,000
Hednesford Park Footpaths	25,140
Path Maintenance Cannock Cemetery (*)	8,030
Refurbish Paddling Pool – Ravenhill Park	26,890
Old Hednesford Parks (*)	9,400
Resurfacing Footpaths – Penny Cress Green (*)	7,570
Cannock Park Management Plan	79,880

Playground Refurbishment - Laburnum Ave (*)	9,900
Playground Refurbishment - Hednesford Park	22,650
Playground Refurbishment - Elmore Park (*)	7,570
Playground Refurbishment - Heath Hayes Park	81,390
Playground Refurbishment - Church Street (*)	10,010
Playground Refurbishment - Union Street (*)	13,630
Wolseley Road Play Area	24,420
Barnard Way Public Open Space (*)	19,980
Park Farm Conservation Area (*)	1,760
Mill Green Hawks Green Nature Reserve (*)	4,250
Total Commitments	2,122,330

(*) Any individual schemes less than £20,000 will form part of a revenue programme.

Section 106 programme not yet in Budgets 2008-11**Schemes Subject to Cabinet Approval**

Scheme	Commitment 2008 to 2011 £
Milking Brook Valley	49,400
Brereton to Brereton Tip Footpath	15,920
Oxford Green POS Enhancement	27,910
Laburnum Avenue Play Area	29,440
Rolling Programme of Play Areas	8,000
Footpath Improvements	9,000
Gating Project	10,000
Hednesford Park Footpaths	25,140
Path Maintenance Cannock Cemetery	8,030
Refurbish Paddling Pool – Ravenhill Park	26,890
Old Hednesford Parks	9,400
Resurfacing Footpaths – Penny Cress Green	7,570
Playground Refurbishment - Laburnum Ave	9,900
Playground Refurbishment - Hednesford Park	22,650
Playground Refurbishment - Elmore Park	7,570
Playground Refurbishment - Heath Hayes Park	81,390
Playground Refurbishment - Church Street	10,010
Playground Refurbishment - Union Street	13,630
Cannock Park	26,730
Total Commitments	398,580