

Report of the Portfolio Holder for Economic Development and Asset Management**UPDATE ON STAPLEFORD TOWN DEAL****1. Purpose of Report**

The purpose of this report is to provide Cabinet with an update on the delivery of the £21.1 Million Stapleford Town Deal Programme. Formal endorsement is also needed for key decisions, in the Council's capacity as accountable body. These decisions are supported by both the Stapleford Town Deal Executive Board and the Town Deal Delivery Board. The decisions pertain to submitting a bid to the Football Foundation for a 3G football pitch on Hickings Lane and mandates to accept a single tender waiver for VIA EM.

2. Recommendation

Cabinet is asked to NOTE the progress being made to deliver the Stapleford Towns Fund projects and RESOLVE that:

- 1. A bid be submitted by the Council to The Football Foundation for funding for a 3G football pitch to be located on Hickings Lane recreation ground subject to planning permission being secured.**
- 2. Approval is sought to provide a single tender waiver for VIA EM for the detailed design of the Cycle Super Highway Network; (An exception to the Council's financial procedure rules be made), to enable a Single Tender award of contract to VIA EM, under the Town Deal's Local Assurance Framework to enable design of the Cycle Network as part of the Stapleford Town's deal.**

3. Detail**(i) Town Centre Grants Fund**

The Town Centre Grants Fund is currently on programme to deliver by the end of June 2023. The government grant funding has been fully allocated and is oversubscribed. It has supported 74 businesses of which 41 of the projects have been completed and 33 active, most of which are in the final stages of delivery.

(ii) Hicking's Lane Pavilion

The plans for the new Community Pavilion on the Hickings Lane have been submitted and are due to be presented and determined at Planning Committee on 7 June 2023. Consultation is underway with the local residents, including a local consultation event scheduled for the week commencing 22 May 2023. It is anticipated that feedback from this event can be relayed at the meeting.

Additional funding of c.£1.5m is required for 3G Football Pitch, 3G MUGA and contribution to the proposed football changing areas through the submission of a Football Foundation Bid. Stapleford Town Football Club have been identified by the Foundation as a club that meet their gateway criteria. As the Council is likely to be the operator and the land be retained in Council ownership there is a need for the Council to be the lead applicant, in partnership with STFC. If funding is successful a separate planning application will be submitted for the construction of the 3G Pitch. Approval is sought for permission to submit the funding bid to the Football Foundation.

Further work is underway to relocate the Cricket club to a suitable location. This is required as part of the enabling works for the building construction. Additional discussions have taken place with Youth Service and Washington Drive Community Centre who will be key stakeholders for the building regarding the detail of use of space within a new building. Discussions have already taken place with a range of community groups which could also benefit from use of the new facility. Work has been commissioned with Skate Nottingham which will provide access to funding for the relocation and construction of a new Skate Park at Ilkeston Road.

(iii) Town Centre Traffic Management & Street Scene

The partnership is awaiting approval from DLUHC for the project business case before any development works can commence on this project. Design is being funded via the balance of the 5% advance the Council received in 2021. A project adjustment request was submitted to DLUHC after agreement from Stapleford Town Deal (STD) Executive Board in order that improvements to the Roach Junction can be examined alongside feasibility work on Derby Road.

(iv) Cycle Hub and Routes

Further detail is provided within the exempt appendix.

(v) Town Centre Enterprise Hub

The enabling work of demolition of the former Tiles UK site and surveys are complete. VIA EM are in the process of discharging the conditions which will be completed as part of the design works. A revised timeline has been proposed but officers are pressing VIA to complete the work as soon as possible and well in advance of the Christmas shopping period. The car park must be open and complete before the construction of the Enterprise Hub commences.

STD Executive Board approved the procurement route for the enterprise hub to be completed as two distinct activities, a design contract followed by a build contract. The design contract will include early engagement with potential contractors when appropriate.

At the request of a Board Member the Economic Development Team will be organising a food fair in the town at the Victoria Road Car Park to test the appetite for new types of street vending. This has been organised as a small SPF project.

(vi) Library Learning Centre (Additional Learning Facility, ALF)

The ALF works have split into two projects; internal and external, and funding has been split accordingly. Phase one, for the internal works, is nearing completion and due to re-open towards the end of June 2023.

Phase two is due to commence once phase one is complete and the budget re-evaluated. Design options are to be reviewed and a decision is to be made by STD Executive Board.

(vii) Financial Progress and Governance Issues.

As with other DHLUC projects Broxtowe is required to prepare a monitoring report once every six months. This is also due early in June and will cover the spending and delivery up to the 31 March 2023. At this date the programme will be reporting £2,031,766.54 spend. This is encouraging but needs to accelerate, as future payments will be determined by activity forecast and achieved.

One consequence of the recent election is that several of the current Board Members are no longer Councillors. Stapleford Town Deal (STD) Executive Local Assurance Framework requirements need this matter to be addressed. The Chair has therefore written to the Board Members concerned with an anticipation that resignations will be forthcoming and new appointments may be required.

A separate report covers the steps proposed to progress governance reviews of the Stapleford Towns Fund, Kimberley LUF and UKSPF programmes.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

The approved capital programme for 2023/24 includes £10.7m towards the various Stapleford Towns Fund schemes. Any underspending from the previous 2022/23 capital programme will be considered for carry forward at the Cabinet meeting on 4 July 2023 and, if approved, these will then be added to the 2023/24 budget. It may then be prudent to re-profile the approved budget in light of progress being made with the respective projects. Any variation required to the budget profile will be presented to Cabinet for consideration as part of a future update report or capital budget variations report.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

With regards to

- (i) Town Centre Grants Fund – There are no direct legal implications that arise from this section of the report.
- (ii) Hickings Lane Pavilion – There are no restrictive covenants on title that prohibits the construction of a pavilion building.
- (iii) Town Centre Management & Street Scene – There are no direct legal implications that arise from this section of the report
- (iv) Cycle Hub and Routes -

The exemption requires compliance with relevant legislation, the Council's constitution and Local Assurance Framework document that governs the Stapleford Town Deal Executive Board.

The value of the works does not meet the threshold in the Public Contract Regulations 2015 and as such these Regulations do not apply.

However, as the works exceed the medium value of £25,000, Clause 1.2 of the Contract Procedure Rules of the Constitution states:

Every contract and the procedures relating to the selection of tenderers and the obtaining, opening and evaluation of tenders or quotations shall comply with these Procedure Rules and no exception from any of the following provisions of these Procedure Rules shall be made otherwise than by the direction of the Council or by Cabinet or by the Chief Executive or duly nominated substitute.

A record of any exception from any of the provisions of these procedure rules, together with the reasons therefore, shall be included in the minutes of the full Council or Cabinet by which the exception was made, as the case may be.

- (i) Town Centre Enterprise Hub - There are no direct legal implications that arise from this section of the report
 - (ii) Library Learning Centre (Additional Learning Facility) - There are no direct legal implications that arise from this section of the report
- Financial Progress and Governance Issues. – The Town Fund Guidance states the following:

We expect the Town Deal Board to align with the governance standards and policies of the Lead Council including around whistle blowing, conflicts of interest, complaints, and compliance with the General Data Protection Regulation (GDPR).

Roles and Responsibilities

It is important that there are clear roles and responsibilities for oversight of the Town Deal.

The Town Deal Board should have a document, published on the Lead Council's website, which clearly sets out the roles and responsibilities and the governance and decision making processes for the Town Deal Board. This should include:

- Remit of the Board including terms of reference
- Board membership and roles
- Chair/vice-chair term and responsibilities

- Board structure including sub-committees and reporting arrangements
- Accountable Body arrangements

Therefore, it is important appointments are made as soon as possible following the change in Membership.

6. Human Resources Implications

The comments from the Human Resources Manager were as follows:
Not applicable

7. Union Comments

The Union comments were as follows:
Not applicable

8. Climate Change Implications

The comments from the Waste and Climate Change Manager were as follows:

The creation of a cycle superhighway in a borough will have a significant positive impact on climate change if it is designed and constructed in a sustainable way.

Whilst 3G pitches can save water by not requiring regular irrigation like natural grass pitches, the synthetic materials used in their production are typically from petrochemicals. These are non-renewable resources and contribute to greenhouse gas emissions. Careful consideration needs to be given to the materials used for the 3G pitch, ensuring that sustainable alternatives especially for the infill be explored. Conversely a new local 3G pitch facility will make a contribution towards Borough's Zero Carbon target by cutting down on car trips to facilities in the City.

9. Data Protection Compliance Implications

This report does not contain any [OFFICIAL (SENSITIVE)] information and there are no Data Protection issues in relation to this report.

10. Equality Impact Assessment

Not applicable

11. Background Papers

Nil