

## OFFICER DECISION RECORD 1 FORM

This form should be used to record Officer Decisions in Excess of £100k (but below the key decision threshold), or where required by Financial, Contract or other Procedure Rules or following formal delegation from Cabinet or a Cabinet Member or a Council Committee.

**Decision Reference No: AHWB.083.2018 Section 106 Public Open Space Improvements, Bawtry**

**BOX 1**

**DIRECTORATE:** Adults Health and Wellbeing      **DATE:** 20<sup>th</sup> November 2018

**Contact Name: Author** Donna Flicker      **Tel. No.:** 01302 736410

**Subject Matter:** Section 106 Public Open Space Improvements, Bawtry.

**BOX 2****DECISION TAKEN**

1. To approve the allocation of £17,912 of Section 106 monies for the re-siting of the Bawtry War Memorial and improve the public open space land outside Bawtry community Library.
2. To include the scheme in the Council's Capital Programme
3. To approve scheme implementation.

**BOX 3****REASON FOR THE DECISION**

The Communities Area Team has been approached by Bawtry Town Council and they would like to re-site the existing war memorial from it's current location on Great North Road A638 because it is inaccessible to the public.



It is proposed that the war memorial is re-situated onto the public open space land outside Bawtry Community Library on Doncaster Road. This area of land is well used by the community.

The main reason for relocating the War Memorial to the Bawtry Community Library is to allow public access to a very important structure. Its current location is next to the very busy and dangerous A638 road on the southern approach to Bawtry. Wheelchair access is not possible, preventing disabled people from paying their respects to the fallen of both World Wars.

When the War Memorial is re-sited onto the public open space land outside Bawtry Community Library on Doncaster Road, access will be much easier for everybody in the community. It should be noted that the Bawtry War Memorial also contains the names of men from nearby Austerfield. So the communities of Bawtry and Austerfield will benefit from the re-siting.

The area at the Bawtry Community Library is public open space land and is well used by the community. There is a car park with disabled spaces available. The War Memorial will be located within a few yards of the car park, giving immediate access to all.

The Bawtry Heritage Group has a display at the Community Library. A Heritage trail is also planned in the Town; this will include the War Memorial in its new location and references to the original site and the Peake family. As part of planning approval an "Interpretation board" is to be installed at the new site, this will give historic information about the War Memorial. Hopefully this will assist local children to learn more about the World Wars and the men that fought and died in those conflicts from the local area.

The intention is also to install seating to provide a peaceful environment to enable resident's time for reflection and to honour our veterans. The War Memorial will be mounted on a limestone plinth and surrounded by slabs to give access by path to lay wreaths at the Memorial. Posts and a decorative chain will also be installed as a boundary to the War Memorial site.

The site is also be surrounded by trees and flowers to make the environment more tranquil and relaxing for the residents to enjoy.

Anticipated costs:

- To erect a working area at the cross with access gained via rear locked gates and to barrier off access to road.
- To forming scaffolding around memorials and dismantle to ground and stack to remove

memorial to Library areas

- To setting up and closing A638 (no fees or permissions Allowed in these cost these need adding) under a chapter8 System to allow safe parking for a HIAB Wagon to remove the Memorial to new site
- To import and filling exposed area with broken paving and Pointing on completion and allowance for 2 men ½ day to fitting Information board to old site.
- To forming a working area using Heras fencing and a secure cabin And welfare facilities.
- To excavate to reduced levels 750mm a 3.0mtr Base and fill and compact 100mm hard core and 200mm C30 concrete With a base layer of A142 reinforcement sheet.
- To building new base foundation in concrete bricks to form new base For a new 300mm high step in Cadeby limestone and then to re-erect the Memorial as before and then to filling ground around new step and creating and new tarmac path link existing clean on completion and minor grass Seeding.
- To sub out to correction work to our monumental masons as documented with a signed of method statement on the correction.

**Total: £17,912**

3 quotes have been received for the works and G.L Beal Ltd is the favoured contractor.

Bawtry Town Council has applied for planning permission and anticipates this being granted in the immediate future. They are just finalising the method statement with the Conservation/Planning Officer so suitable conditions can be inserted.

The £17,912 will be taken from Section 106 agreement, Tickhill Road, Bawtry, planning reference 03/5470/P.

Once the ODR is approved, Doncaster Council will enter into a funding agreement with Bawtry Town Council.

#### **BOX 4**

#### **ALTERNATIVE OPTIONS CONSIDERED AND REJECTED**

The reason for this recommendation is due to the existing site being inaccessible to the public.

#### **Recommended Option**

To re-site the memorial outside Bawtry Community Library.

None approval to expend Section 106 contributions will result in the improvements not being delivered as no other funding has been identified or is currently available. The war memorial will remain in its existing location significantly limiting people to pay their respects.

**BOX 5****LEGAL IMPLICATIONS**

It is appropriate that given the nature of the section106 public open space obligation and the policy reasons that the obligation was sought, that the commuted sum monies should be used as set out in box 3 of this ODR.

**Name: Heidi Lehane Signature: By email Date: 19/12/18**

Signature of Assistant Director of Legal and Democratic Services (or representative)

**BOX 6****FINANCIAL IMPLICATIONS:****Capital**

The approved 2018/19 Adults, Health & Wellbeing Capital Programme does not currently include this project.

This scheme will be approved via approval route B.10 Relevant approval is required before a project can commence or commit to capital spend. This new addition to the A,H&WB capital programme will be approved by CFO and relevant Director, in consultation with the relevant Portfolio Holder. Any changes will then be reported to Cabinet on a quarterly basis.

The capital cost for the re-siting of the Bawtry War Memorial and to improve the public open space land outside Bawtry community Library detailed in the report above will be £18,000. The Town Council haven't included contingency in these figures.

The proposed grant for Bawtry Town Council is for Public Open Space Improvements at Bawtry community library; this will be funded from Section 106 monies. The Town Council will be fully responsible for the ongoing maintenance once completed.

In line with financial procedure rules E14-16 relating to 3<sup>rd</sup> party grants, the relevant Director must ensure that the Council's interests are protected at all times and must be in a position to provide assurance that the detailed list of requirements have been met, or will be met, before any grant is made. Included in this list is the requirement to ensure that a formal legally binding agreement is in place between the Council and the body receiving the grant.

On approval of the report, the Capital Programme will be updated to include this project and a capital sub cost centre will be created and allocated for the projects use.

**Name: Cheryl Slade Signature: C Slade/FM-AHWB Date: 14/12/18**

**Signature of Assistant Director of Finance & Performance  
(or representative)**

**S106 reference - (03/5470/P) Tickhill Road Bawtry**

There is currently an uncommitted balance of £34,194 in relation to the above public open space commuted sum, This project is seeking to use £17,912 of the available monies to re-site the existing war memorial from the current location, if approved, this would leave a remaining balance of £16,282 to use on other projects.

This agreement is time limited with 5 years remaining and as it is site specific, there is a risk of claw back by the developer if the remaining monies are not allocated by 2024. In these circumstances the shortfall would need to be met by Bawtry Town Council, if unable to repay the funds to the developers, the shortfall would need to be met by the Council, from the A,H&WB (Communities) revenue budgets. The risk is regarded as low, as to date no developer has invoked claw back in relation to S106 monies

redaction

**Name: Dawn Fisher Signature:**

**Date: 06/12/18**

Signature of Chief Financial Officer and Assistant Director of Finance (or representative)

**BOX 7**

**OTHER RELEVANT IMPLICATIONS**

N/A

**Name:** \_\_\_\_\_ **Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Signature of Assistant Director (or representative)

**ANY IMPLICATIONS SENT TO DEPARTMENTS SHOULD GENERALLY BE SUBMITTED AT LEAST 5 WORKING DAYS IN ADVANCE TO ENSURE THESE CAN BE GIVEN THE RELEVANT CONSIDERATION.**

**BOX 8**

**EQUALITY IMPLICATIONS:** (To be completed by the author).

We are aware of the Equalities Act 2010 and the Council's commitment to show 'due regard' to the need to eliminate discrimination, harassment and victimisation and other conduct prohibited under the Act.

All Equalities issues will be considered during the delivery of the work and where practical and appropriate mitigation will be factored in.

**BOX 9**

**RISK IMPLICATIONS:** (To be completed by the author)

The £17,912 being sought for the re-siting of the Bawtry memorial project is actually for public open space improvements at Pemberton Grove and the funding agreement between the council and Bawtry Town Council will specifically state that if the developer requires the return of these funds Bawtry Town Council will be responsible for their repayment.

**BOX 10  
CONSULTATION**

**Officers**

Strategy and Performance (Section 106) have been consulted during the development of these proposals.

**Members**

Elected Members and Bawtry Town Council have been consulted regarding this project and are supportive.

**BOX 11  
INFORMATION NOT FOR PUBLICATION**

In accordance with the Freedom of Information Act 2000, it is in the Public's interests for this decision to be published in full, redacting only the signatures.

**Name: Gillian Parker Signature by email Date: 20/12/2018**

Signature of FOI Lead Officer for service area where ODR originates

**BOX 12  
BACKGROUND PAPERS**

Please confirm if any Background Papers are included with this ODR ~~YES~~/NO  
(If YES please list and submit these with this form)

**BOX 13  
AUTHORISATION**

redaction

**Name: Karen Johnson Signature : \_\_\_\_\_ Date: 21/12/2018**

Assistant Director of Adult Social Care & Safeguarding

**Does this decision require authorisation by the Chief Financial Officer or other Officer**

**YES/**

**If yes please authorise below:**

redaction

**Name: Steve Mawson Signature: \_\_\_\_\_ Date: 04/01/2019**

Assistant Director of Finance and Chief Financial Officer

**Consultation with Relevant Member(s)**

**Name:** \_\_\_\_\_ **Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Designation** \_\_\_\_\_

**Declaration of Interest YES/NO**

**If YES please give details below:**

**PLEASE NOTE THIS FORM WILL BE PUBLISHED ON THE COUNCIL'S WEBSITE IN FULL UNLESS IT CONTAINS EXEMPT OR CONFIDENTIAL INFORMATION.**

**Once completed a PDF copy of this form and any relevant background papers should be forwarded to Governance Services at [Democratic.Services@doncaster.gov.uk](mailto:Democratic.Services@doncaster.gov.uk) who will arrange publication.**

**It is the responsibility of the decision taker to clearly identify any information that is confidential or exempt and should be redacted before publication.**