

DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
DEVELOPMENT SERVICES DIRECTORATE	FINANCE AND DEMOCRACY COMMITTEE	19 MARCH 2018	8
PROMENADE GARDENS WATER PLAY AREA (SPLASH)			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

At the Budget Council meeting of March 2016, approval was confirmed for a capital growth item in the sum of £100,000 in respect of a new water play facility on the Promenade Gardens. Following additional technical research and consultation, the Finance and Democracy Committee at the meeting of 25th September 2017 approved a fully funded budget increase for the scheme within the Capital Programme in the sum of £50,000 to be met from the Capital Investment Reserve. The total estimated scheme costs of £150,000 is now included within the approved 2018/19 Capital Programme.

The Finance and Democracy Committee are requested to approve a further addition to the cost of the scheme within the Capital Programme for 2018/19 in the sum of £109,285, to be met in full from the various external grants and Section 106 contributions as detailed within this report. The contribution to the scheme from Fylde Council remains at £150,000.

Approval is also sought for the Council to act as the accountable body for the delivery of the entire scheme.

This matter was considered by the Tourism and Leisure Committee at the meeting of 8th March 2018.

RECOMMENDATION

The Finance and Democracy is requested to approve the recommendations of the Tourism and Leisure Committee as follows:

1. To approve a fully-funded increase to the value of the Promenade Gardens water play facility scheme within the Capital Programme for 2018/19 in the sum of £109,295 to be met in full from the various external grants and Section 106 contributions as detailed within this report; and
2. To approve that the Council may act as the accountable body for the delivery of the scheme in its entirety in the total sum of £259,295.

SUMMARY OF PREVIOUS DECISIONS

Full Council meeting in 02 March 2016:

1. To approve and adopt the recommendations of the Finance and Democracy Committee as follows:

(c) The updated Five Year Capital Programme including the changes proposed by the Budget Working Group, as set out in Appendix G,

Tourism and Leisure Committee 07 September 2017

Following consideration of this matter the committee RESOLVED:

1. To note the current position with regard to the water play project;
2. To support the re-circulatory system of recirculating the water of the new water play facility as set out in the

report.

3. To agree Option 3 as set out in the report which recommends to the Finance and Democracy Committee approval of a fully funded budget increase for the scheme within the Capital Programme for 2017/18 in the sum of £50,000 to achieve the project budget of £250,000 with the additional £50,000 to be met from the Capital Investment Reserve.

Finance and Democracy Committee 25 September 2017

1. Note the preference expressed by the Tourism and Leisure Committee at the meeting of 7 September 2017 to support Option C of the alternatives as detailed in section 20 of the report in respect of the delivery of the new water play facility on the Promenade Gardens; and

2. Approve a fully-funded budget increase for the Water Play scheme within the Capital Programme for 2017/18 in the sum of £50,000 to be met from the Capital Investment Reserve.

Tourism and Leisure Committee 08 March 2018

Following consideration of this matter the committee RESOLVED:

1. To recommend to the Finance and Democracy Committee approval that the Council may act as the accountable body for the Promenade Gardens water play facility scheme in the total sum of £259,295;

2. To recommend to the Finance and Democracy Committee approval to a fully-funded addition to the Capital Programme in 2018/19 in the sum of £109,295 in respect of the Promenade Gardens water play facility scheme, fully funded from the various external grants and Section 106 contributions as detailed in the report, noting that the approved Capital Programme for 2018/19 currently includes funding in respect of this scheme in the sum of £150,000, funded from the Capital Investment Reserve;

3. Subject to the approval by the Finance and Democracy Committee to 1 and 2 above, to authorise the proposed expenditure in respect of the Promenade Gardens water play facility scheme as detailed in the report;

4. Subject to approval of the above, to approve the letting of the contract for the design and build of the promenade water play facility and associated infrastructure improvement works to Kingcombe Aquacare in the sum of £259,295.

CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services (Value for Money)	✓
Delivering the services that customers expect of an excellent council (Clean and Green)	✓
Working with all partners (Vibrant Economy)	✓
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	✓
Promoting Fylde as a great destination to visit (A Great Place to Visit)	✓

REPORT

BACKGROUND

1. At the Budget Council meeting of March 2016, approval was confirmed for a capital growth item in the sum of £100,000 in respect of a new water play facility on the Promenade Gardens.
2. Further to additional technical research and consultation, the Finance and Democracy Committee at the meeting of 25th September 2017, approved a further fully funded budget increase for the same scheme within the Capital Programme for 2017/18 in the sum of £50,000 to be met from the Capital Investment Reserve, on recommendation from the Tourism and Leisure Committee meeting 7th September 2017. Therefore, Fylde is providing a budget contribution of £150,000 towards the project, which has now been re-phased into 2018/19 within the Capital Programme.
3. The majority of the remaining budget of £100,000 has been sourced through a variety of funding applications and fund raising initiatives which are listed in section 15, Table of internal and external grants.

SCHEME DETAILS

4. The new water play area will be housed in the 'paddling pool' area on the Promenade Gardens in St. Annes. The current area is not functional and in poor condition.
5. The new facility will include a range of water play apparatus, including aqua tent, variety of in-ground jets, water rainbow spray arches, 'whoosh' shower, twin tipping buckets and spray shooter cannons.
6. Full details of the scheme were presented and agreed by the Tourism and Leisure Committee at the meeting of 8th March 2018.

THE METHOD AND COST OF FINANCING THE SCHEME

7. Fylde Council have previously approved funding for this scheme within the Capital Programme in the total sum of £150,000 as previously described.
8. The Friends group have undertaken numerous community events over the last 2 years to raise funding for the project, and have actively sought funding from local businesses. To date the group have raised £8,550.
9. In addition to community fundraising the Friends have also been successful in gaining grant funding from the Lancashire Environmental Fund of £30,000.
10. The existing S106 contribution below had been 'ring-fenced' to the project. The planning process generally requires housing developers to contribute towards improvements to public open space in the vicinity of the new development. Fylde council is holding funds that have been secured through developer contributions associated with a new housing development at Orchid Court, 35-37 south Promenade, St. Annes.
11. The terms of the Planning Agreement 14/0327 for Orchid Court, St. Annes in relation to the public open space contribution states *"the sum of fifty five thousand seven hundred and forty five pounds (£55,745) to be applied towards the provision and improvement of promenade gardens, Lytham St. Annes"*.
12. Due to the cost of all the tender returns being higher than the budget, it is proposed to use a further £15,000 S106 contribution from the Planning Agreement 07/0187/76 for the North Promenade development. The public open space contribution states *"Sums payable under this part of the schedule are intended to be used by the Council to provide or improve or to facilitate the provision or improvement of public open space or the public realm likely to benefit the occupiers of the development"*
13. The Tourism and Leisure Committee are requested to support the allocation of the section 106 contributions of £70,745 from the Orchid Court development and North Promenade development to help deliver the project.
14. The group, assisted by officers from Fylde have been successful in one further external grant application of £30,000 from the Lancashire Environmental Fund, giving a total project budget of £259,295.
15. Table of internal and external grants:

Source	Amount	Status
Fylde Council	£150,000	Secured
LCC Environment & Community Projects	£6,000	Secured
Business Donations	£2,050	Secured
Lancashire Environmental Fund	£30,000	Secured
Section 106 contribution	£70,745	Secured
LCC Local Members Grant Scheme	£500	Secured
TOTAL	£259,295	

FUTURE REVENUE BUDGET IMPACT

16. There are no further budget revenue implications relating to the proposed scheme. The original Capital Bid agreed at the Budget Council meeting of March 2016 included an annual revenue increase of £16,000 per annum to operate a water play facility on the Promenade Gardens. The proposed scheme will have an annual operating cost of around £5,600 for chemicals, water and electricity with the remaining monies covering additional staffing and repair costs.

RELEVANT VALUE FOR MONEY ISSUES

17. In order to ensure that value for money is achieved a procurement exercise has been undertaken in accordance with the Council's contract procedure rules. Selection of the successful tenderer will be on the basis that value for money is a key consideration as well as the suitability of the new facility.

PROCUREMENT PATH (AND ANY DELEGATIONS AS REQUIRED)

18. Quotations have been received for the provision of a new water play facility and associated improvement works on a design and build basis. The suppliers were given a project value figure of £243,795 and a design brief prepared by officers from Parks and Technical Services, which provided suppliers with comprehensive details of the essential project requirements.
19. To provide the council with numerous design options, the Invitation to Tender allowed for suppliers to submit two different design options, which would be evaluated separately.
20. 4 completed tenders were received by 2 suppliers and these have been evaluated on a 60% quality and 40% cost basis.
21. The price evaluation was carried out as follows: the proposals were to be based on the original budget of £243,795 including a contingency. 40 marks were awarded for the lowest price. The tenders thereafter will be prorated against the difference from the lowest tender. Tenders that are above the allocated budget will score 0%.
22. As all 4 tenders were above the highest financial threshold, they all scored zero points on the financial evaluation.
23. Both submissions from Kingcombe Aquacare scored the highest marks on the quality evaluation. To establish which option would provide to be the best scheme, this company was interviewed with both project options being further evaluated. The result of the interview evaluation for each design option is shown below.

Evaluation Criteria	Design Option 1	Design Option 2
Value Engineering	20	30
Experience	10	10
Overall Design and Play Provision	15	11.25
Design & Water Quality Management System	20	20
Health and Safety & Project Management	10	10
Future Maintenance and Sustainability	5	5
Total	80 / 100	86.25 / 100

24. The evaluation panel considered that Option 2 by Kingcombe Aquacare demonstrated a better quality provision in terms of quality of design, range of play equipment and associated infrastructure. The quotation figure for the recommended submission is £259,295, including a contingency. The delivery of this project can commence on site early May and will be completed for the end of July.

25. The proposal is to award the tender to provide a new water play facility and associated improvement works as detailed in this report at Promenade Garden, as per the agreed tender specification to Kingcombe Aquacare, to the value of £259,295 for completion before the end of July 2018.

SUMMARY

26. The approved Capital Programme for 2018/19 currently includes funding in respect of this scheme in the sum of £150,000, funded from the Capital Investment Reserve; with the remainder of the budget sourced through various external grants and S106 contributions as detailed in the report, providing a total project budget of £259,295.

IMPLICATIONS	
Finance	The report requests approval to a fully-funded increase in the value of the Promenade Gardens water play facility scheme that is currently within the Capital Programme for 2018/19 in the sum of £109,295, to be met in full from the various external grants and Section 106 contributions as detailed within this report; and approval that the Council may act as the accountable body for the delivery of the scheme in its entirety.
Legal	Section 106 contributions are made by developers under specific planning agreements relating to each new development. The planning agreement will specify how the monies are to be spent in terms of geography and scope and a developer can usually require repayment of S106 contributions, if they have not been spent within 10 years of the agreement.
Community Safety	Provision of modern recreational facilities is important in terms of providing diversionary activities
Human Rights and Equalities	None arising from this report
Sustainability and Environmental Impact	None arising from this report
Health & Safety and Risk Management	The quotation requests included Health and Safety information which will be developed by the successful contractor prior to starting on site to safeguard the public and contractor personnel.

LEAD AUTHOR	CONTACT DETAILS	DATE
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BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Full Council	March 02 2016	https://fylde.cmis.uk.com/fylde/MeetingsCalendar/tabid/70/ctl/ViewMeetingPublic/mid/397/Meeting/91/Committee/17/Default.aspx
Tourism and Leisure Committee	September 07 2017	https://fylde.cmis.uk.com/fylde/MeetingsCalendar/tabid/70/ctl/ViewMeetingPublic/mid/397/Meeting/990/Committee/18/Default.aspx
Finance and Democracy Committee	September 25 2017	https://fylde.cmis.uk.com/fylde/MeetingsCalendar/tabid/70/ctl/ViewMeetingPublic/mid/397/Meeting/960/Committee/22/Default.aspx
Tourism and Leisure Committee	March 08 2018	https://fylde.cmis.uk.com/fylde/MeetingsCalendar/tabid/70/ctl/ViewMeetingPublic/mid/397/Meeting/993/Committee/18/Default.aspx