

COUNCIL	AGENDA ITEM No. 10
8 MARCH 2016	PUBLIC REPORT

RECORD OF EXECUTIVE DECISIONS MADE SINCE THE LAST MEETING

1. DECISIONS FROM THE CABINET MEETING HELD ON 6 FEBRUARY 2017

i. Medium Term Financial Strategy (MTFS) 2017/18 – 2026/27

Cabinet received a report, the purpose of which was to consider budget proposals for consultation.

Cabinet considered the report and **RESOLVED** to:

- 1) Note the advice of the Chief Finance Officer per Schedule A, the continuing uncertainty of national public finances, and the risks surrounding forecasts and budget proposals;
- 2) Note that all grant figures are provisional pending the Final Settlement in February 2017;
- 3) Approve the Phase 2 Budget Conversation, including the conversation document;
- 4) Seek feedback from Scrutiny, residents, partner organisations, businesses and other interested parties on the budget and budget proposals outlined in the budget conversation document;
- 5) Approve the draft Medium Term Financial Strategy 2017/18-2026/27 as the basis for consultation, as set out in the attached Schedules which comprise of:
 - a. Report of the Chief Finance Officer,
 - b. Forecast Revenue Outturn 2016/17,
 - c. Budget Proposals, Key Figures & Cash Limits (including fees & charges proposals),
 - d. Treasury Strategy, Prudential Code & Minimum Revenue Provision,
 - e. Asset Investment Strategy, Acquisition Strategy, Capital Programme & Disposals 2017/18 – 2026/27,
 - f. Asset Management Plan; and
- 6) Approve for consultation a Social Care precept of 3% for 2017/18 and 3% in 2018/19, as well as the Council tax increase of 2% for 2017/18 and future years, already agreed as part of the 2016/17 budget strategy.

2. DECISIONS FROM THE CABINET MEETING HELD ON 27 FEBRUARY 2017

i. Amendment of Existing Loan Arrangements to Empower

Cabinet received a report, the purpose of which was to authorise the use of the existing lending facility to ECS Peterborough 1 LLP (to which the Council already provides finance as authorised by DEC14/CAB/112 and OCT15/CMDN/85 and a decision on 13 July 2016 by Council to increase the Invest to Save budget) to finance the acquisition of newly constructed and commissioned ground mounted PV systems on a range of Anglian Water sites across the East of England.

Cabinet considered the report and **RESOLVED** to:

- 1) Approve the amendment of the terms of the Strategic Partnership with Empower Community Management LLP;
- 2) Amend the financing agreement with ECS Peterborough 1 LLP to include the purchase of ground mounted solar PV and the purchase of solar PV installed on local authority residential social housing properties;
- 3) Approve the due diligence measures proposed;
- 4) Approve Council entering into such further agreements with ECS Peterborough 1 LLP and any other body necessary to facilitate the arrangements set out in this report; and
- 5) Delegate to the Corporate Director, Resources and Director of Governance the ability to finalise any individual matters.

ii. Medium Term Financial Strategy (MTFS) 2017/18 – 2026/27

Cabinet received a report, the purpose of which was to enable Cabinet to consider the feedback from the consultation undertaken to date with Scrutiny, residents, partner organisations, businesses and other interested parties, to recommend to Council on 8 March 2017.

Cabinet considered the report and **RESOLVED** to note:

- 1) The advice of the Chief Finance Officer per Schedule A, the continuing uncertainty of national public finances, and the risks surrounding forecasts and budget proposals;
- 2) The feedback on the budget proposals from residents, staff and community groups detailed in Appendix A;
- 3) The delayed Local Government 2017/18 Final Settlement, the advice given to Local authorities from LGA with regards to setting a budget without this information (Appendix B) and that an update would be given to Cabinet at the meeting; and
- 4) The transport levy arrangements with the combined authority included in the budget.

Cabinet **RECOMMENDED** to Council:

- 5) The draft Medium Term Financial Strategy 2017/18-2026/27 (including Phase two budget proposals), as set out in the attached Schedules which comprised of:
 - a. Report of the Chief Finance Officer,
 - b. Forecast Revenue Outturn 2016/17,
 - c. Budget Proposals, Key Figures & Cash Limits (including fees & charges proposals),
 - d. Treasury Strategy, Prudential Code & Minimum Revenue Provision,
 - e. Asset Investment Strategy, Acquisition Strategy, Capital Programme & Disposals 2017/18 – 2026/27,
 - f. Asset Management Plan, and
- 6) A Social Care precept of 3% for 2017/18 and 3% in 2018/19, as well as the Council tax increase of 2% for 2017/18 and future years, already agreed as part of the 2016/17 budget strategy.

iii. Annual Audit Letter

Cabinet received a report, the purpose of which was to consider and respond to the Annual Audit Letter for 2015/16, prepared by the Council's external auditors Ernst and Young.

Cabinet considered the report and **RESOLVED** to approve the Annual Audit Letter for the financial year 2015/16, subject to any comments Cabinet made.

iv. Modern Slavery Act

Cabinet received a report, the purpose of which was to consider and approve the draft Modern Slavery Act Transparency Statement in order to meet the Council’s statutory obligations under the Modern Slavery Act 2015 (“MSA”).

Cabinet considered the report and **RESOLVED** to approve the Modern Slavery Act Transparency Statement for signature and publication by the Director of Governance.

3. CALL-IN BY SCRUTINY COMMITTEE OR COMMISSION

Since the publication of the previous report to Council, the call-in mechanism has not been invoked.

4. SPECIAL URGENCY AND WAIVER OF CALL-IN PROVISIONS

Since the publication of the previous report to Council, the special urgency and waiver of call-in provisions had been invoked twice. This was in respect of:

- i. The decision taken by the Cabinet Member for Resources on 25 January 2017 relating to ‘Variation of Lease on Council Owned Land and Creation of New Investment Fund’, due to the deadlines provided to the Council by its tenants. A delay in the implementation of the decision would significantly prejudice the Council’s interest the prospective investment fund; and
- ii. The decision taken by the Cabinet Member for Resources on 1 February 2017 relating to ‘Acquisition of Freehold Investment Property in Peterborough’. The decision was urgent due to the deadlines agreed with the purchaser in the open market situation of the 31 January 2017. The suspension of call-in had been granted as a delay in the implementation of the decision would significantly prejudice the Council’s interest in contracting within the agreed timescales.

5. CABINET MEMBER DECISIONS

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
<p>Leader of the Council and Cabinet Member for Education, Skills, University, and Communications</p> <p>Councillor John Holdich</p> <p>23 January 2017</p>	<p>JAN17/CMDN/06</p>	<p>Academy Conversion of Maintained School</p> <p>The Cabinet Member:</p> <ul style="list-style-type: none"> 1) Approved the closure of Gladstone Primary School and authorise the execution and completion of a Commercial Transfer Agreement (CTA) between Peterborough City Council, the Interim Executive Board of Gladstone Primary School and TDA Education Trust; 2) Authorised the grant of a 125 year lease of the land and buildings occupied by the School known as Gladstone Primary School (located at Gladstone Street and Bourges Boulevard site), excluding the land currently used as a children’s

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
		<p>centre and the public play area, at a peppercorn rent to TDA Education Trust;</p> <p>3) Authorised entering into a Deed of Novation with TDA Education Trust and Carillion Construction Limited to novate the Council's contract dated 12 August 2013 with Carillion Construction Limited to TDA Education Trust, to give effect to the terms of the CTA;</p> <p>4) Authorised entering into a Duty of Care Deed with Carillion Construction Limited;</p> <p>5) Authorised entering into a Dual Use Agreement with TDA Education Trust in respect of the Bourges Boulevard site; and</p> <p>6) Delegated authority to the Corporate Director People and Communities to authorise variations to the Dual Use Agreement entered into pursuant to recommendation number 5 during the operation of the Dual Use Agreement.</p>
<p>Cabinet Member for Resources</p> <p>Councillor David Seaton</p> <p>25 January 2017</p>	<p>JAN17/CMDN/07</p>	<p>Variation of Lease on Council Owned Land and Creation of New Investment Fund</p> <p>The Cabinet Member:</p> <p>1) Approved a variation to a lease held on land the Council owns and the variation of the covenants on the Council's freehold to enable the lease variation, as set out in the exempt annex;</p> <p>2) Gave approval to the principle of the Council reinvesting any proceeds the Council receives as a consequence of the variation referred to in (1) above into a new investment fund to be jointly administered by the Council and its tenant. These proceeds have the potential to be over £500,000; and</p> <p>3) Delegated authority to the Corporate Director of Growth and Regeneration to approve the terms of the new investment fund, in consultation with the Cabinet Member for Resources.</p>
<p>Leader of the Council and Cabinet Member for Education, Skills, University, and Communications</p>	<p>JAN17/CMDN/08</p>	<p>To Grant a 12 Year Lease to the Green Backyard for the London Road Former Allotment Site</p> <p>The Cabinet Member granted a 12 year lease for the former allotment site on London Road to the Green Backyard.</p>

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
Councillor John Holdich 27 February 2017		
Cabinet Member for Resources Councillor David Seaton 1 February 2017	JAN17/CMDN/09	<p>The Award of Grants to Fund the Peterborough Community Assistance Scheme</p> <p>The Cabinet Member approved the award of specific grants to Voluntary and Community Sector organisations for the continued funding of the Peterborough Community Assistance Scheme from 1 January 2017 up to 31 July 2017 as outlined in section 4.5.</p>
Cabinet Member for Resources Councillor David Seaton 1 February 2017	JAN17/CMDN/10	<p>Acquisition of Freehold Investment Property in Peterborough</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1) Approved the purchase of the freehold of the property which is subject to a lease to a third party who are in occupation, as set out in the exempt annex; and 2) Delegated authority to the Corporate Director of Growth and Regeneration to approve the terms of the purchase and proceed to contract in consultation with the Cabinet Member for Resources.
Cabinet Member for Communities and Environment Capital Councillor Irene Walsh 3 February 2017	FEB17/CMDN/11	<p>Shared Trading Standards Service</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1) Authorised the Council enter into a Memorandum of Understanding (MOU) with Cambridgeshire County Council for the provision of a shared trading standards service across Peterborough and Cambridgeshire for a period of 7 years from 1 April 2017 with an option to extend for a further three years, with Peterborough City Council as the lead authority; 2) Authorised that a shared trading standards service is provided by Peterborough for both Peterborough City Council and Cambridgeshire County Council; 3) Authorised that Peterborough City Council accepts the delegation of functions from Cambridgeshire County Council as agreed and listed in the MOU; and

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
		4) Authorised the Director of Governance to amend the constitution to reflect the delegated functions from Cambridgeshire County Council.
<p>Leader of the Council and Cabinet Member for Education, Skills, University, and Communications</p> <p>Councillor John Holdich</p> <p>7 February 2017</p>	FEB17/CMDN/13	<p>Sale of the Lindens, Lincoln Road</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1) Approved the disposal of 86 Lincoln Road, Peterborough (also known as “The Lindens”) in order to support the Council’s Medium Term Financial Plan (MTFP) either by way of auction or private treaty sale. The asset is included in the Council’s approved MTFP for sale during Financial Year 2016/17; and 2) Authorised the Corporate Director – Growth and Regeneration, to determine whether the asset is to be sold by private treaty or public auction and delegate to the Corporate Director – Growth and Regeneration the authority to agree the terms for sale either at auction or on private treaty terms in consultation with the Cabinet Member for Resources.
<p>Leader of the Council and Cabinet Member for Education, Skills, University, and Communications</p> <p>Councillor John Holdich</p> <p>7 February 2017</p>	FEB17/CMDN/14	<p>Delivery of the Council's Capital Receipt Programme through the sale of the Pyramid Centre, North Bretton, Peterborough</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1) Approved the disposal of The Pyramid Centre, North Bretton, Peterborough in order to support the Council’s Medium Term Financial Plan (MTFP) either by way of auction or private treaty sale. The asset is included in the Council’s approved MTFP for sale during Financial Year 2017/18 but has been brought forward for sale this financial year; and 2) Authorised the Corporate Director – Growth and Regeneration, to determine whether the asset is sold by private treaty or public auction and delegate to the Corporate Director – Growth and Regeneration the authority to agree the terms for sale either at auction or on private treaty terms in consultation with the Cabinet Member for Resources.
Cabinet Member for Communities and Environment	FEB17/CMDN/15	<p>Housing Renewals Policy</p> <p>The Cabinet Member approved the Housing Renewals</p>

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
Capital Councillor Irene Walsh 7 February 2017		Policy 2017 - 2019.
Cabinet Member for Resources Councillor David Seaton 20 February 2017	FEB17/CMDN/16	<p>Section 113 Agreement for the Role of Acting 151 Officer at East Cambridgeshire District Council</p> <p>The Cabinet Member approved an agreement under section 113 Local Government Act 1972 with East Cambridgeshire Council, to permit the Corporate Director: Resources to fulfil the role of Section 151 officer at East Cambridgeshire District Council part-time on a temporary basis, with effect from 3 March 2017.</p>
Cabinet Member for Children's Services Councillor Sam Smith 21 February 2017	FEB17/CMDN/17	<p>Award of Capital Build Contract for Clare Lodge</p> <p>The Cabinet Member authorised the award of contract to Southview Building Solutions Ltd for the extension to Clare Lodge secure children's home, Glinton, Peterborough for £3,859,971.44. from 16 February 2017 to 31 August 2018.</p>
Cabinet Member for Public Health Councillor Diane Lamb 23 February 2017	FEB17/CMDN/18	<p>Enter into a Section 75 agreement with Cambridgeshire and Peterborough Foundation Trust</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Authorised the entering into a Section 75 Agreement with the Cambridgeshire and Peterborough Foundation Trust relating to the lead provision of Health Visiting and Family Nurse Partnership Services, whereby the partners will enter into an agreement which will see the Cambridgeshire and Peterborough Trust exercise the health-related function to the Local Authority. This will be for the annual value of £3,061,826 for a duration period of 1 year, commencing from the 1 April 2017 until 31 March 2018. There will also be an option to extend the agreement by a further year to 31 March 2019, at a value of £3,061,826 for the extension; and 2. Authorised the Corporate Director of People and Communities, in consultation with the Director of Governance, to agree further changes to the Section 75 Agreement.

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
Deputy Leader and Cabinet Member for Integrated Adult Social Care and Health Councillor Wayne Fitzgerald 23 February 2017	FEB17/CMDN/19	Section 256 Agreement CCG The Cabinet Member authorised the Council entering into a Section 256 Agreement with the Cambridgeshire and Peterborough Clinical Commissioning Group for receipt of funding relating to health support to children and young people.