| COUNCIL | AGENDA ITEM No. 10 |
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| 7 MARCH 2018 | PUBLIC REPORT |

RECORD OF EXECUTIVE DECISIONS MADE SINCE THE LAST MEETING

- 1. CABINET MEETING HELD ON 9 FEBRUARY 2017
- i. Medium Term Financial Strategy 2018/2019 to 2020/2021

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

- 1. Note the statutory advice of the Chief Finance Officer outlined in section 6, The Robustness Statement. This was required to highlight the robustness of budget estimates and the adequacy of the reserves.
- 2. Note all the grant figures which are provisional, pending the Final Settlement in late February 2018.
- 3. Approve the Phase Two budget proposals, outlined in Appendix H, as the basis for public consultation. This included a 5.99 per cent council tax increase, assumed in the 2017/18 Medium Term Financial Strategy and a change in service delivery for the 0-25 Provider service.
- 4. Approve the Medium Term Financial Strategy 2018/19-2020/21 as the basis for consultation, as set out in the body of the report and the following appendices:
 - Appendix A Budget Context highlighted in Phase One, MTFS for 2018/19-2020/21
 - Appendix B 2018/19 MTFS detailed position
 - Appendix C 2018/19 MTFS by department
 - Appendix D 2018/19 MTFS by Service
 - Appendix E Capital Schemes
 - Appendix F Council Grants
 - Appendix G Fees and Charges
 - Appendix H Budget Proposals (consultation document)
 - Appendix I Equality Impact Assessments
- ii. Ernst and Young LLP Annual Audit Letter for the Year Ended 31 March 2017

Cabinet considered the report and **RESOLVED** to note the Annual Audit Letter.

iii. Safer Peterborough Partnership Plan 2017 - 2020

Cabinet considered the report and **RESOLVED** to recommend the new priority added to the Safer Peterborough Partnership Plan 2017 – 2020 to Full Council for approval.

iv. Budget Control Report December 2017

Cabinet considered the report and **RESOLVED** to note the financial pressures in the current financial year and the continuing work by CMT to deliver a balanced budget.

2. BUDGET CABINET MEETING HELD ON 26 FEBRUARY 2018

i. Medium Term Financial Strategy Phase Two 2018/2019 to 2020/2021

Cabinet considered the report and **RESOLVED** (unanimous) to note:

- 1. The statutory advice of the Chief Finance Officer outlined in section 6, The Robustness Statement. This is required to highlight the robustness of budget estimates and the adequacy of the reserves.
- 2. All the grant figures following the Local Government Final Finance Settlement, published on 6 February 2018 outlined in section 4.5. This details the following adjustments to the budget:
 - Adult Social Care Grant 2018/19- £0.496million
 - Business Rates compensation for limits increase in the NNDR £0.084million
- 3. The feedback received on the budget proposals, received via the consultation detailed in section 9 of the report, Appendix J and the supplementary report.
- 4. The Treasury Management Strategy 2018/19-2020/21, detailed in Appendix L, which also includes an amendment following the Audit Committee meeting held on 12 February 2018.

Cabinet considered the report and resolved to approve and recommend to Council:

- 5. The Phase Two budget proposals, outlined in Appendix H, subject to additional wording to clarify that Vivacity had agreed to take on the running of Bretton Water Park. This includes a 5.99 per cent council tax increase, and a change in service delivery for the 0-25 Provider service.
- 6. The Medium Term Financial Strategy 2018/19-2020/21 as set out in the body of the report and the following appendices:
 - Appendix A Budget Context highlighted in Phase One, MTFS for 2018/19-2020/21
 - Appendix B 2018/19 MTFS detailed position
 - Appendix C 2018/19 MTFS by department
 - Appendix D 2018/19 MTFS by Service
 - Appendix E Capital Schemes
 - Appendix F Council Grants
 - Appendix G Fees and Charges
 - Appendix H Budget Proposals (consultation document)
 - Appendix I Equality Impact Assessments
 - Appendix J Budget Consultation Feedback
 - Appendix K- December 2018 Budgetary Control Report
 - Appendix L

 Treasury Management Strategy 2018/19-2020/21
 - Appendix M
 — Asset Investment and Acquisition Strategy, Capital Programme 2018/19-2020/21
 - Appendix N

 Asset Management Plan

ii. Rolling Medium Term Financial Strategy Process

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

- 1. Note the proposal for a rolling budget process.
- 2. Recommend to Council that the rolling budget be approved and that authority be delegated to the Interim Director of Law and Governance to approve the

amendment of the 'Budget Framework Procedure Rules' to follow a revised budget process.

iii. Council Tax Support Scheme 2018/19

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

- 1. Note the responses to the consultation on the Council Tax Support Scheme
- 2. Note the continuation of the discretionary Council Tax Hardship Policy
- 3. Recommend that Full Council agrees a local Council Tax Support Scheme for Peterborough that contains the following local components:
 - a) No change to the existing scheme reduction of 30% for all eligible working age claimants
 - b) To keep the scheme mirroring the Housing Benefit scheme as much as possible, the following amendments are also proposed:
 - to limit the award of Council Tax Support based on a maximum of 2 children:
 - to provide protection to existing claims that already include more than 2 children;
 - to make provision for more than 2 children in the applicable amount where the child tax credit calculation includes additional children; and
 - to disregard earnings from part-time fire fighters and payments from the infected blood payment scheme.
 - c) To amend appropriate rates in line with annual upratings.

iv. Fletton Quays and Office Consolidation Process

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

- 1. Note the significant progress and benefits which the Fletton Quays development has brought to the city since the plan was approved by Cabinet in February 2014, including additional financial benefits from grant funding an additional capital receipts.
- 2. Recommend that Council approves additional capital investment of £2,636,025 (including a contingency of £500,000), to ensure council office buildings, including Sand Martin House, are able to meet the new and emerging needs of the council and provide opportunities for other organisations to lease parts of the office building to provide the council with additional income streams. It also facilitates the conversion and refurbishments of Bayard Place reception to provide an improved customer experience.

3. CALL-IN BY SCRUTINY COMMITTEE

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 urgency, special urgency and waiver of call-in provisions have been invoked once:

The decision taken by the Cabinet Member for Education, Skills and University on 26 January 2018 relating to 'Termination of Contracts with Carillion Construction Limited - Relating to works at Jack Hunt School Expansion Works, Hampton Garden School and St. Michael's Church School'. The urgency, special urgency and waiver of call-in was agreed because if the Council did not terminate the contract as soon as possible and repossession

of the site at Jack Hunt School did not take place, there were financial, health and safety and security implications. A site inspection was carried out by the Council's representative on 16 January, which revealed that building materials had been removed from the site. There was a risk that further assets would be removed from the site (i.e site hoarding which segregated the construction site from the rest of the school site) which in turn could leave the site and the school exposed to security and health and safety risks.

5. CABINET MEMBER DECISIONS

| CABINET MEMBER AND DATE OF DECISION | REFERENCE | DECISION TAKEN |
|---|---------------|--|
| Deputy Leader and Cabinet Member for Integrated Adult Social Care and Health Councillor Wayne Fitzgerald | JAN18/CMND/86 | Procurement of Housing for Vulnerable People The Cabinet Member authorised the debt finance to the value of £2 million to procure five properties to provide suitable accommodation for vulnerable people in Peterborough. |
| 25 January 2018 Cabinet Member for Public Health Councillor Diane Lamb 29 January 2018 | JAN18/CMND/87 | Extension to the Public Health Contract (Cambridgeshire and Peterborough NHS Foundation Trust) The Cabinet Member: 1. Authorised entering into Section 75 agreement with the Cambridgeshire and Peterborough NHS Foundation Trust (CPFT) relating to the lead provision of School Nursing Services, whereby the partners will enter into arrangements where CPFT will exercise the above health related function on behalf of the Local Authority. This will be for the value of £759,000 for the duration of 1 year; between 1st April 2018 and 31st March 2019. 2. Authorised the Executive Director for People and Communities, Cambridgeshire and Peterborough Councils, in consultation with the Director of Governance, to agree further changes to the Section 75 Agreement as required. |
| Cabinet Member for Education, Skills and University Councillor Lynne Ayres 26 January 2018 | JAN18/CMND/88 | Termination of Contracts with Carillion Construction Limited - Relating to works at Jack Hunt School Expansion Works, Hampton Garden School and St. Michael's Church School The Cabinet Member: 1. Authorised the termination of contract and all other associated legal agreement(s) with Carillion Construction Limited for the design and build of |

| | | new accommodation associated with the expansion of Jack Hunt School, for the reasons set out in this report. |
|---|---------------|--|
| | | 2. Authorised the termination of contract and all other associated legal agreement(s) with Carillion Construction Limited for the design and build of the new Hampton Gardens School, for the reasons set out in this report. |
| | | Authorised the termination of contract and all other associated legal agreement(s) with Carillion Construction Limited for the design and build of new accommodation associated with the expansion of St Michael's Church School, for the reasons set out in this report. |
| | | 4. Delegated authority to the Executive Director People and Communities in consultation with the Cabinet Member, Interim Head of Legal and Governance (or authorised officers), Interim Corporate Director of Resources to award a contract relating to the completion of the construction works for the Jack Hunt school expansion. |
| | | Authorised the Interim Head of Legal and Governance or delegated officers to enter into any legal documentation on behalf of the Council in relation to this matter. |
| Cabinet Member for Resources | JAN18/CMND/89 | Locally Designed and Administered Business Rates Relief Scheme |
| Councillor David Seaton | | The Cabinet Member approved the amendment to the Local Discretionary Rate Relief scheme for 2017-18 to remove the requirement for an application process. |
| 31 January 2018 Cabinet Member for Growth, Planning, Housing and Economic | FEB18/CMND/90 | Authorisation for Peterborough City Council to Delegate the Discretionary Function of Providing Housing Related Floating Support Services to Cambridgeshire County Council |
| Development Councillor Peter Hiller | | The Cabinet Member approved to delegate the discretionary function of providing Housing Related Floating Support services to Cambridgeshire County Council. The two services to be delegated are: |
| 1 February 2018 | | Floating Support Service to individuals with mental health problems who are chronically excluded; and Floating Support Service to prolific and persistent offenders and those at risk of becoming so. |
| Deputy Leader and Cabinet Member for | FEB18/CMND/91 | Decision to Enter into a Section 76 Agreement for the Delivery of Integrated Speech and Language Therapy Services |

| Integrated Adult Social Care and Health Councillor Wayne Fitzgerald 5 February 2018 Cabinet Member for Resources | FEB18/CMND/92 | The Cabinet Member authorised the Council entering into a Section 76 Agreement for the period 1 April 2018 to 31 March 2019, under the National Health Service Act 2006, with the Cambridgeshire and Peterborough Clinical Commissioning Group for payment of £250 000 relating to the Speech and Language Therapy services (SALT) across Peterborough and Cambridgeshire. Uncollectable Debts in Excess of £10,000 |
|---|---------------|--|
| Councillor David Seaton 5 February 2018 | | The Cabinet Member authorised the write off of the debt shown as outstanding in respect of non-domestic rates, council tax, housing benefit overpayments and accounts receivable (sundry debt) accounts included in the Appendix 1. This details the financial year and the category for the write off request. |
| Cabinet Member for Education, Skills and University | FEB18/CMND/93 | Woodston Expansion The Cabinet Member, in consultation the Cabinet Member for Resources: |
| Councillor Lynne Ayres 9 February 2018 | | Authorised the Executive Director People and Communities, Cambridgeshire and Peterborough Councils to approve the construction of an extension and remodelling of existing buildings to accommodate the expansion of Woodston Primary School up to the value of the budget sum of £4m subject to the Council obtaining consent pursuant to section 77 of the School Standards and Framework Act 1998. This sum shall include the anticipated design and build contract costs of and funding for Information and Communications Technology (ICT), all site surveys and project management and technical advisers fees. Authorised the Council to enter into a contract with Kier Construction Limited in relation to the construction works, subject to approval of the value for money report. Authorised the Interim Director for Law and Governance or delegated legal officers to enter into any other legal documentation on behalf of the Council in relation to this matter. Authorised expansion of Woodston Primary School subject to planning consent being obtained and followed by approval at the Delegated Members Approval meeting. |

| Cabinet Member | FEB18/CMDN/98 | Delivery of the Council's Capital Receipts |
|------------------|-----------------|---|
| for Resources | | Programme Through the Sale of Surplus Building at |
| | | 17 Fletton Avenue, Peterborough |
| Councillor David | | |
| Seaton | | The Cabinet Member: |
| 15 February 2018 | | Approved the disposal of 17 Fletton Avenue, |
| | | Peterborough in order to support the Council's |
| | | Medium Term Financial Plan (MTFP) either by |
| | | way of public auction sale or Private Treaty. The |
| | | asset is included in the Council's approved MTFP for sale during Financial Year 2017/18. |
| | | ior sale during i mancial real 2017/10. |
| | | Authorised the Corporate Director – Growth and |
| | | Regeneration to determine whether the asset is |
| | | to be sold by private treaty or public auction and the authority to negotiate and conclude terms as |
| | | appropriate to complete the disposal of this |
| | | Council owned asset. |
| Cabinet Member | FEB18/CMDN/99 | Academy Conversion (Jack Hunt Group) of |
| for Education, | I LB 10/OWBN/00 | Ravensthorpe Primary School |
| Skills and | | |
| University | | The Cabinet Member: |
| Councillor Lynne | | Approved the closure of Ravensthorpe Primary |
| Ayres | | School as a maintained school and its re-opening |
| 10.5.1 | | as an academy, and authorise the execution and |
| 16 February 2018 | | completion of a Commercial Transfer Agreement (CTA between Peterborough City Council, the |
| | | Governing Body of Ravensthorpe Primary School |
| | | and Peterborough Keys Academies Trust; |
| | | Authorised the grant of a 125 year lease of the |
| | | land and buildings occupied by the school known |
| | | as Ravensthorpe Primary School (including the |
| | | pre-school/children's centre and the nursery), at |
| | | a peppercorn rent to Peterborough Keys Academies Trust; |
| | | , |
| | | 3. Authorised the issue of a supporting side letter to |
| | | Peterborough Keys Academies Trust to provide |
| | | reassurance that Peterborough City Council will enter into a Licence for Works when the time |
| | | comes to enable the Council to carry out works to |
| | | the roof of the Academy; |
| | | Authorised entering into Deeds of Assignment or |
| | | Novation with Peterborough Keys Multi Academy |
| | | Trust (and if applicable, the relevant |
| | | contractor(s)) to assign the AB Council's interest |
| | | in (or novate if applicable) the following contracts |
| | | to Peterborough Keys Multi Academy Trust, to give effect to the terms of the CTA: |
| | | a) Contract dated 3 October 2005 between (1) |
| | | Peterborough City Council (2) Bowman |
| | | (Cambs) Limited; |
| | | b) Contract dated 24 October 2013 between |
| | | b) Contract dated 24 October 2013 between |

| | | (1) Peterborough City Council and (2) Frederick F. Smith (Builders) Limited. |
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| Cabinet Member for Education, Skills and | FEB18/CMDN/100 | Academy Conversion (Jack Hunt Group) of Thorpe Primary School |
| University | | The Cabinet Member: |
| Councillor Lynne Ayres 16 February 2018 | | Approved the closure of Thorpe Primary School as a maintained school and its reopening as an academy and authorise the execution and completion of a Commercial Transfer Agreement (CTA) between Peterborough City Council, the Governing Body of Thorpe Primary School and Peterborough Keys Academies Trust; |
| | | Authorised the grant of a 125 year lease of the land and buildings occupied by the school known as Thorpe Primary School (including the nursery), at a peppercorn rent to Peterborough Keys Academies Trust; |
| | | Keys Academies Trust; 3. Authorised entering into Deeds of Assignment of Novation with Peterborough Keys Multi Academy Trust (and if applicable, the relevant contractor(s)) to assign the council's interest in (or novate if applicable) the following contracts, to Peterborough Keys Multi Academy Trust, to give effect to the terms of the CTA: Contract dated 8 September 2016 between (1) Peterborough City Council (2) Princebuild Limited; a) Sub-contractor warranty dated 20 October 2015 between (1) Traditional Structures AB Limited (2) Peterborough City Council (3) Carillion Construction Limited; and b) Sub-contractor warranty dated 20 October 2015 between (1) Playfords Limited (2) Peterborough City Council (3) Carillion Construction Limited; and c) Sub-contractor warranty dated 20 October 2015 between (1) Lindum Group Limited t/a KGM Roofing (2) Peterborough City Council (3) Carillion Construction Limited; and d) Sub-contractor warranty dated 20 October 2015 between (1) PAGE Group (Peterborough) Limited (2) Peterborough City Council (3) Carillion Construction Limited; e) e) Sub-contractor warranty dated 20 October 2015 between (1) Garners Catering Equipment Limited (2) Peterborough City Council (3) Carillion Construction Limited; and f) Sub-contractor warranty dated 20 October 2015 between (1) Harlow Bros Ltd (2) Peterborough City Council (3) Carillion Construction Limited; and f) Sub-contractor warranty dated 20 October 2015 between (1) Harlow Bros Ltd (2) Peterborough City Council (3) Carillion Construction Limited; and |

| | | g) Sub-contractor warranty dated 20 October 2015 between (1) Rolton Group (2) Peterborough City Council (3) Carillion Construction Limited; and h) Sub-contractor warranty dated 20 October 2015 between (1) Frank Shaw Limited (2) Peterborough City Council (3) Carillion Construction Limited; and i) Sub-contractor warranty dated 20 October 2015 between (1) HSP Consulting Ltd (2) Peterborough City Council (3) Carillion Construction Limited. |
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| Cabinet Member for Education, Skills and University | FEB18/CMDN/101 | Academy Conversion (Jack Hunt Group) of Middleton Primary School The Cabinet Member: |
| Councillor Lynne Ayres 16 February 2018 | | Approved the closure of Middleton Primary School as a maintained school and it's reopening as an academy and authorise the execution and completion of a Commercial Transfer Agreement (CTA) between Peterborough City Council, the Governing Body of Middleton Primary School and Peterborough Keys Academies Trust; |
| | | Authorised the grant of a 125 year lease of the land and buildings occupied by the school known as Middleton Primary School (including the pre- school), at a peppercorn rent to Peterborough Keys Academies Trust; |
| | | 3. Authorised entering into Deeds of Novation with Peterborough Keys Academies Trust and the Governing Body of Middleton Primary School, for the following contract to be novated from the Governing Body of Middleton Primary School to the Peterborough Keys Academies Trust: a) Service Level Agreement: Specialist Mainstream Resource Hub between (1) Peterborough City Council (2) Governing Body of Middleton Primary School. |
| Cabinet Member for Education, Skills and | FEB18/CMDN/102 | Academy Conversion (Jack Hunt Group) of Longthorpe Primary School |
| University Councillor Lynne Ayres 16 February 2018 | | 1. Approved the closure of Longthorpe Primary School as a maintained school, its re-opening as an academy and authorise the execution and completion of a Commercial Transfer Agreement (CTA) between Peterborough City Council, the Governing Body of Longthorpe Primary School and Peterborough Keys Academies Trust; |
| | | Authorised the grant of a 125 year lease of the land and buildings occupied by the School known |

| | | as Longthorpe Primary School (including the Pre- School), at a peppercorn rent to Peterborough Keys Academies Trust; |
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| | | Authorised entering into Deeds of Novation with Peterborough Keys Academies Trust and the Governing Body of Longthorpe Primary School, for the following contracts to be novated from the Governing Body of Longthorpe Primary School to Peterborough Keys Academies Trust: Solar Power Purchase Agreement dated 28 May 2012 between (1) Peterborough City Council (2) Longthorpe Primary School; and AB b) PV System Roof Access Agreement dated 28 May 2012 between (1) Peterborough City Council (2) Longthorpe Primary School. |
| | | Authorised entering into Deeds of Assignment or Novation with Peterborough Keys Academies Trust (and if applicable, the relevant contractor(s)) to assign the Council's interest in (or novate if applicable) the following contracts, to Peterborough Keys Academies Trust, to give effect to the terms of the CTA: Contract dated 8 February 2012 between (1) Peterborough City Council (2) E.N. Suiter & Sons Limited; and Contract dated 1 October 2008 between (1) Peterborough City Council (2) RF Blount & Sons Ltd. |
| Cabinet Member for Education, Skills and | FEB18/CMDN/103 | Academy Conversion (Jack Hunt Group) of Jack Hunt School |
| University | | The Cabinet Member: |
| Councillor Lynne Ayres 16 February 2018 | | Approved the closure of Jack Hunt School as a maintained Foundation Trust school, it's reopening as an Academy and authorise the execution and completion of a Commercial Transfer Agreement (CTA) between Peterborough City Council, the Governing Body of Jack Hunt School and Peterborough Keys Academies Trust; |
| | | Authorised entering into a Dual Use Agreement (DUA) between Peterborough City Council, Vivacity and Peterborough Keys Academies Trust for use of the gym and swimming pool facilities. |
| | | Authorised entering into Deeds of Assignment or Novation with Peterborough Keys Academies Trust (and if applicable, the relevant contractor(s)) to assign the Council's interest in (or novate if applicable) the following contracts, to Peterborough Keys Academies Trust, to give |

effect to the terms of the CTA:

- a) Contract dated 15 August 2011 between (1) Peterborough City Council (2) Harmony Roofing Services Ltd; AB
- b) Contract dated 10 October 2016 between (1) Peterborough City Council (2) Clegg Construction Ltd;
- c) Sub-contractor warranty dated 7 November 2016 between (1) Peterborough City Council (2) Stoglaze Ltd (3) Clegg Construction Limited:
- d) Sub-contractor warranty dated 26 July 2017 between (1) The Partners in Frank Shaw Associates Limited (2) Peterborough City Council (3) Carillion Construction Limited t/a Carillion Building;
- e) Sub-contractor warranty dated 26 July 2017 between (1) HSP Consulting Ltd (2) Peterborough City Council (3) Carillion Construction Limited t/a Carillion Building; and
- f) Sub-contractor warranty dated 26 July 2017 between (1) Anderson Green Limited t/a Anderson Green (2) Peterborough City Council (3) Carillion Construction Limited t/a Carillion Building.
- 4. Authorised entering into Deeds of Novation with Peterborough Keys Academies Trust and the Governing Body of Jack Hunt School, for the following contracts to be novated from the Governing Body of Jack Hunt School to Peterborough Keys Academies Trust:
 - a) Service Level Agreement: Specialist Mainstream Resource Hub (Physical Disability) between (1) Peterborough City Council (2) Governing Body of Jack Hunt School; and
 - b) Service Level Agreement: Specialist
 Mainstream Resource Hub (Hearing
 Impairment) between (1) Peterborough City
 Council (2) Governing Body of Jack Hunt
 School.
- 5. Authorised entering into the following contractual documents in relation to the PFI contract relating to Jack Hunt School: Schools Agreement between the Council and Peterborough Keys Academies Trust Principal Agreement between the Council, the Secretary of State for Education and Peterborough Keys Academies Trust Deed of Variation between the Council and IIC BY Education (Peterborough Schools) Limited.
- 6. Authorised entering into a Development Agreement and Licence with Peterborough Keys Academies Trust to enable the current building

| | | works relating to the school's expansion to continue post-conversion. |
|------------------------------|----------------|---|
| Cabinet Member for Resources | FEB18/CMDN/104 | Discretionary Rate Relief from Business Rates for Charities, Similar Organisations not Established or Conducted for Profit, and Rural Businesses |
| Councillor David Seaton | | The Cabinet Member: |
| 21 February 2018 | | Approved the award of Discretionary Rate Relief for charities and similar organisations shown on the attached schedule at Appendix A and Exempt Appendix C to 31 March 2019; and |
| | | Rejected the applications for the award of Discretionary Rate Relief for charities and similar organisations shown on the attached schedule at Appendix B. |
| | | Approved the amendment to the Local discretionary rate relief scheme for 2017-18 as set out in paragraph 7.14 of the report. |