

<b>COUNCIL</b>	<b>AGENDA ITEM No. 10</b>
<b>8 OCTOBER 2014</b>	<b>PUBLIC REPORT</b>

## **RECORD OF EXECUTIVE DECISIONS MADE SINCE THE LAST MEETING**

### **1. DECISIONS FROM CABINET MEETING HELD ON 28 JULY 2014**

#### **20MPH SPEED LIMITS**

Cabinet received a report which requested it to consider the conclusions and recommendations made in the task and finish review with regards to 20mph signed speed limits.

At its meeting on 17<sup>th</sup> April 2013, Council called upon the Sustainable Growth and Environment Capital Scrutiny Committee to investigate the benefits of extending 20mph signed speed limits throughout all residential areas in the Peterborough District and present proposals to the Cabinet.

A cross party task and finish group investigated the impact of 20mph speed limits in residential areas and reported its findings and recommendations to the Sustainable Growth and Environment Capital Scrutiny Committee on 20<sup>th</sup> January 2014.

Cabinet considered the report and **RESOLVED:**

1. To await authorities to publicise impacts of 20mph speed limits;
2. To undertake a public consultation, alongside the Budget consultation, to gain views of residents on 20mph speed limits; and
3. To agree to support any Parish Council wishing to implement 20mph speed limits, utilising its own budget to do so.

#### **DRAFT DEVELOPER CONTRIBUTIONS SUPPLEMENTARY PLANNING DOCUMENT**

Cabinet received a report which sought its approval for the proposed changes to the way developer contributions (S106 Agreements) would be negotiated in the future.

The proposed changes responded to statutory and regulatory changes by Government and are also set in the context of the anticipated adoption of the Peterborough Community Infrastructure Levy (CIL).

Cabinet considered the report and **RESOLVED:**

To approve the Peterborough Draft Developer Contributions Supplementary Planning Document (SPD) for the purposes of public consultation to take place in August and September 2014.

#### **PETITIONS SCHEME**

Cabinet received a report following the adoption of revised Standing orders by Council and the withdrawal of the Authority's former petition scheme.

A Constitution Review Group, a Member Working Group, (CRG) has been undergoing a process of updating the Council's Constitution. Following the CRG's first tranche of work to assess the standing orders applying to meetings of the Council and its Committees and

Sub-Committees, it looked to the adoption of revised petition provisions, resulting in the recommendations contained within this report.

Cabinet considered the report and **RESOLVED** to recommend to Council (*as detailed within the Executive and Committee Recommendations to Council report at agenda item 9*):

1. The draft petition scheme as attached to the report;
2. The levels of valid signatures, required in a petition to trigger the varying procedural responses within the Scheme, these being 2000 signatures to trigger a debate at Council and 500 signatures to trigger a debate at Cabinet and Scrutiny (with speakers to receive 4 minutes speaking time at Cabinet and Scrutiny); and
3. To authorise the Director of Governance to make such minor, technical and procedural changes as she considers it necessary to ensure the Scheme meets standards of best practice in public administration.

## **2. DECISIONS FROM CABINET MEETING HELD ON 22 SEPTEMBER 2014**

### **REPORT OF THE SOLAR AND WIND ENERGY REVIEW GROUP**

Cabinet received a report following a recommendation from the Sustainable Growth and Environment Capital Scrutiny Committee call-in meeting, held on 12 March 2014.

The call in was reported to Cabinet and an agreement was reached for a Working Group to be set up to review the projects.

The purpose of the report was to inform Cabinet of the findings and recommendations arising from the Solar and Wind Energy Working Group, and the subsequent meeting of the Review Group as chaired by Councillor Thulbourn, to enable a final decision to be made on the projects.

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

Defer any decision to progress the solar and wind projects until further consideration is given to the impact of:

- i. Any delay arising from the call-in by the Secretary of State of a planning decision, in terms of costs and profitability of the projects;
- ii. A 30% reduction in subsidy (of a professional assessment of what might be a reasonable level of reduction in subsidy) for the projects; and
- iii. A slowing or reducing sale rate of energy with a professional assessment of what a reasonable rate could be.

### **EMERGENCY STOPPING PLACES**

Cabinet received a report following an in depth review of potential Emergency Stopping Places (ESP) developed by a cross party advisory group under the request of the Cabinet Member for Planning and Housing Services.

The purpose of the report was to consider the recommendation of the Cabinet Member for Planning and Housing Services and agree to trial three locations as suitable sites to use as Emergency Stopping Places for visiting Gypsy/Travellers.

Cabinet considered the report and **RESOLVED**:

To trial three Emergency Stopping Places for Gypsy/Traveller use in locations at Paston, Eye and Thorney and East Wards.

## **PETERBOROUGH FLOOD RISK MANAGEMENT STRATEGY**

Cabinet received a report following a referral from CMT on 5<sup>th</sup> August 2014.

The purpose of the report was to:

- introduce the statutory requirement for Peterborough to have a local flood risk management strategy,
- present the resulting Draft Peterborough Flood Risk Management Strategy (FMS),
- to consult and seek approval from Cabinet for public consultation to take place on the FMS.
- convey the formal recommendation from Sustainable Growth and Environment Capital Scrutiny that the City Council's Constitution was amended to make the FMS major policy.

Cabinet considered the report and **RESOLVED**:

1. To approve the Draft Peterborough Flood Risk Management Strategy for the purpose of it being publically consulted on during October and November 2014;
2. To support the proposal of the Sustainable Growth and Environment Capital Scrutiny Committee to include further explanatory text in the Flood Management Strategy prior to its publication, as set out in paragraph 5.7 of the report; and
3. To support the recommendation of the Sustainable Growth and Environment Capital Scrutiny Committee to amend the Constitution and thereby place the Flood Management Strategy as a Major Policy item (*as detailed within the Executive and Committee Recommendations to Council report at agenda item 9*).

## **ICT STRATEGY**

Cabinet received a report following a referral from CMT on 5<sup>th</sup> August 2014.

The purpose of the report was to seek Cabinet's approval of a new 5 year ICT Strategy that would underpin major transformation projects and enable the Council to transform the delivery of services to a customer specific approach utilising cloud technologies.

Cabinet considered the report and **RESOLVED**:

1. To approve the Council's ICT Strategy 2014-2019;
2. To authorise the Executive Director of Resources, in consultation with the Cabinet Member for Resources to deliver future work streams arising from the Strategy; and
3. To authorise the Executive Director of Resources to agree change to the ICT Managed Service contract with Serco resulting from the ICT Strategy.

## **THE SCHOOL ORGANISATION PLAN 2014-2019 – DELIVERING LOCAL PLACES FOR LOCAL CHILDREN**

Cabinet received a report following a referral from Councillor John Holdich, Lead Member for Education, Skills and University.

The purpose of the report was to outline to Cabinet the proposal around meeting the statutory requirement for school places in Peterborough. The School Organisation Plan drew together the latest demographic data, the capital programme and identified the need for further school places. It also acted to support the growth agenda of the council, including delivery of the ambitions set out in the Peterborough Local Plan.

Cabinet considered the report and **RESOLVED**:

To approve the School Organisation Plan in light of the pressures on school places and in terms of planning growth in the city.

### **MEDIUM TERM FINANCIAL STRATEGY 2015/16 TO 2024/25**

Cabinet received a report as part of the Council's agreed process within the Annual Budget Framework that required Cabinet to consider the Council's budget and financial strategy and to set provisional cash limits for the forthcoming year.

The purpose of the report was to:

- update Members on the likely financial situation of the Council, both within the current and future financial years;
- to outline national issues which would need consideration within the medium term financial strategy for 2015/16 onwards, including funding consultations; and
- to outline the approach to the budget process and budget consultation.

Cabinet considered the report and **RESOLVED**:

1. To note the financial pressures in the current financial year, the continuing work by CMT to deliver a balanced budget, and that the financial pressures widen the budget gap in 2015/16;
2. To note that the current local government funding consultation and continued uncertainty on future years' government funding for local authorities increases the uncertainty of the Council's Medium Term Financial Strategy; and
3. To approve the approach proposed for the budget process, including provisional resource cash limits, and that Cabinet will agree the approach to consultation with the cross party Budget Working Group, exploring the options to commence consultation at the earliest opportunity.

### **CHILDREN'S SERVICES UPDATE REPORT**

Cabinet received a quarterly Director's update report which provided an overview of Children's Services improvement.

Cabinet considered the report and **RESOLVED**:

To note the content of the report, key points being:

- Increase in CAFs
- Fewer contacts
- Single Assessment launched
- Decrease in re-referrals
- Number of CP and LAC
- Recruitment and retention

## **OUTCOME OF PETITIONS**

Cabinet received a report following the presentation of petitions to Full Council.

The purpose of the report was to update Cabinet on the progress being made in response to petitions.

Cabinet considered the report and **RESOLVED:**

To note the actions taken in respect of petitions presented to Full Council (as detailed below).

### **Petition relating to the re-introduction of the Local Link 406 bus service or similar**

This petition was presented to full Council on 23 July 2014 by Councillor Darren Fower and requested exploration of the re-introduction of the Local Link 406 bus service, or something similar, to allow residents to continue to receive a service that benefitted them and subsequently the places they were then able to visit.

The Council's Principal Sustainable Transport Planning Officer responded stating that 'the changes to subsidised bus services that came into effect on 1 October 2013, including the withdrawal of the Local Link 406, were necessary because 43% of the Government grant had been lost, or £25 million, in just five years and this meant, as well as making efficiencies, delivering services differently had to be explored. At a meeting of the Full Council in March 2013, Councillors had agreed to cut the amount it spent on subsidising bus services from £1.1 million to £600,000 as part of the budget setting process. However, it would have cost £1.9 million per year to operate all subsidised services as Local Link was operating at a loss.

The Local Link services were replaced by three new subsidised services and Stagecoach won the contract to operate these (service 20, 21 and 22). When designing these services in 2013, particular attention was paid to the Equality Impact Assessments that were carried out and helped inform the decision of where to route the new services. This included rural areas that would have been left without any form of public transport as well as having due regard for the entire urban area. Given the reduced funding it was not possible to have the same level of coverage with these new routes.

The 20, 21 and 22 services were due to be reviewed later in the year but there was no plans to reinstate the 406 service at the current time. A period of time was sought before reviewing the services to allow them to bed-in, get feedback from residents across the whole of the unitary area and to see whether the commercial bus market put on any additional services in response to the reduction in subsidised services'.

### **Petition objecting to the proposed planning application of development of a garage site behind 18 Acacia Avenue, Dogsthorpe, Peterborough**

This petition was presented to full Council on 23 July 2014 by Councillor Adrian Miners and requested that consideration be given, for the reasons outlined in the petition, to permission not being granted for the development.

The Council's Director of Growth and Regeneration responded stating that 'the petition and covering letter would be held on the application file which was open to public inspection. Regrettably we are unable to enter into more detailed correspondence about any additional questions that you may have asked in your letter. Your views will be taken into account when a decision is made on the application. For your information, most applications are decided by planning officers under delegated powers and not at a formal committee

meeting of the Council. If this application should be one of the few to be decided at a formal committee meeting, we will write to you about a week before the meeting and tell you of the arrangements for objectors/supporters to speak at the meeting’.

### **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 WAIVE OF CALL-IN PROVISIONS**

Since the publication of the previous report to Council, the urgency provisions have not been invoked.

### **5. CABINET MEMBER DECISIONS**

<b>CABINET MEMBER AND DATE OF DECISION</b>	<b>REFERENCE</b>	<b>DECISION TAKEN</b>
Councillor Marco Cereste  30 July 2014	JUL14/CMDN/59	<b>Review of Appointments and Nominations to External Organisations</b>  The Cabinet Member:  1. Added newly identified organisations and removed those no longer required; 2. Agreed the new list of appointment opportunities; and 3. Agreed the new list of nomination opportunities.
Councillor John Holdich  31 July 2014	JUL14/CMDN/60	<b>Hampton College Conversion</b>  The Cabinet Member:  1. Approved the closure of Hampton College; 2. Approved the execution of a commercial transfer agreement; and 3. Granted a 116 year sub-lease of the premises known as Hampton College at a peppercorn rent to Hampton Academy from 1 September 2014.
Councillor John Holdich  4 August 2014	AUG14/CMDN/61	<b>Contribution to Priority Schools Building Programme for Re-build of St John’s Church School</b>  The Cabinet Member:  1. Approved the funding of £446,563 to the Education Funding Agency as contribution to the rebuild of St John’s Church School, Orton Goldhay; and 2. Authorised the Head of Legal Services to enter into any associated legal documentation in relation to this project.

<p>Councillor David Seaton</p> <p>6 August 2014</p>	<p>AUG14/CMDN/62</p>	<p><b>Discretionary Rate Relief from Business Rates for Charities, Similar Organisations not Established or Conducted for Profit and Rural Businesses</b></p> <p>The Cabinet Member approved the award of Discretionary Rate Relief for charities and similar organisations shown on the attached schedule at Appendix A (to the CMDN) to 31 March 2015.</p>
<p>Councillor David Seaton</p> <p>6 August 2014</p>	<p>AUG14/CMDN/63</p>	<p><b>Discretionary Rate Relief from Business Rates for Charities, Similar Organisations not Established or Conducted for Profit and Rural Businesses</b></p> <p>The Cabinet Member refused the award of discretionary rate relief for charities and similar organisations shown on the attached schedule at Appendix A (to the CMDN) to 31 March 2015.</p>
<p>Councillor David Seaton</p> <p>18 August 2014</p>	<p>AUG14/CMDN/64</p>	<p><b>ICT Procurement</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Authorised Serco, under the council's existing ICT Managed Services contract to purchase and implement a suite of software products to enhance Serco's delivery of customer services and transform the provision of adult social care work. The software package will support the Customer Experience and Adult Social Care transformation programmes for the target capital sum of up to £1.9m and £45,000 revenue per annum;</li> <li>2. Authorised the Executive Director Resources to vary this Contract if, during the implementation stage, the Council has to amend its detailed business requirements. Any amendment will be subject to available funding; and</li> <li>3. Authorised the Executive Director Resources to agree to Change Control Notices for the ICT Managed Service Contract with Serco to enable the purchase of the Licences, the implementation and on-going support for the software.</li> </ol>
<p>Councillor David Seaton</p> <p>28 August 2014</p>	<p>AUG14/CMDN/65</p>	<p><b>Green Deal Community Fund and Associated Green Deal Providers</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Approved delivery of the 'Green Deal Community' programme following receipt of a grant to the value of £3.9m from the Department of Energy, Climate and Change (DECC) in March 2014, and</li> <li>2. Approved delivery of Energy Company Obligation (ECO) funding of approximately £4m; and</li> <li>3. Approved the appointment of The Mark Group and EON Energy Solutions Limited to the Green Deal Provider Framework, providing finance for</li> </ol>

		<p>and arranging installations in respect of Green Deal Plans; and</p> <p>4. Delegated authority to the Executive Director, Resources to authorise the award of grants of up to £20,000 per property for energy efficient measures to private landlords' properties within the Green Deal Community Fund Target Area under the Green Deal Communities programme through the above mentioned Green Deal Providers.</p>
<p>Councillor John Holdich</p> <p>5 September 2014</p>	SEP14/CMDN/66	<p>Selection of Education Provider to Operate</p> <p>The Cabinet Member approved the recommendation to appoint Councillor John Holdich as a second Director to the Board of the Joint Venture Company for the delivery of future growth in the city.</p>
<p>Councillor Nigel North</p> <p>5 September 2014</p>	SEP14/CMDN/67	<p><b>Approval of Food Law Enforcement Service Plan 2014/15</b></p> <p>The Cabinet Member approved the Regulatory Services Food Law Enforcement Plan 2014/15.</p>
<p>Councillor John Holdich</p> <p>5 September 2014</p>	SEP14/CMDN/68	<p><b>Appointment of Authority Governor – Barnack C of E Primary School</b></p> <p>The Cabinet Member appointed Mr Adrian Robinson as Authority Governor nominated by the governing body.</p>
<p>Councillor John Holdich</p> <p>5 September 2014</p>	SEP14/CMDN/69	<p><b>Appointment of Authority Governor – Leighton Primary School</b></p> <p>The Cabinet Member appointed Mrs Louise Frayne as Authority Governor as nominated by the Local Authority.</p>
<p>Councillor John Holdich</p> <p>5 September 2014</p>	SEP14/CMDN/70	<p><b>Appointment of Authority Governor – Jack Hunt School</b></p> <p>The Cabinet Member appointed Mr Alan Sadler as Authority Governor as nominated by the Local Authority.</p>
<p>Councillor John Holdich</p> <p>5 September 2014</p>	SEP14/CMDN/71	<p><b>Appointment of Authority Governor – Castor Primary School</b></p> <p>The Cabinet Member appointed Ms Elaine McMillan as Authority Governor as nominated by the Local Authority.</p>
<p>Councillor John Holdich</p> <p>9 September 2014</p>	SEP14/CMDN/72	<p><b>Expansion of Thorpe Primary School</b></p> <p>The Cabinet Member, in consultation with the Cabinet Member for Resources:</p> <p>1. Authorised the Executive Director, Resources to approve the construction of new school buildings and the refurbishment and remodelling of</p>

		<p>existing buildings to accommodate the expansion of Thorpe Primary School up to the value of the budget sum of £3.1m, subject to the Council obtaining consent pursuant to section 77 of the School Standards and Framework Act 1988. This sum shall include the anticipated design and build contract costs of £2.9m and funding for Information and Communications Technology (ICT), all site surveys and project management and technical advisers fees; and</p> <p>2. Authorised the Head of Legal Services to enter into any legal documentation on behalf of the Council in relation to this matter.</p>
<p>Councillor Peter Hiller</p> <p>9 September 2014</p>	SEP14/CMDN/73	<p><b>Decision to Award Compensation as Recommended by the Local Government Ombudsman</b></p> <p>The Cabinet Member reviewed the Ombudsman's findings and authorised the payment of the recommended settlement amount.</p>
<p>Councillor Peter Hiller</p> <p>23 September 2014</p>	SEP14/CMDN/82	<p><b>Authorisation to Make a Compensation Payment Following Complaint to the Ombudsman</b></p> <p>The Cabinet Member approved the payment of £650 to settle a planning complaint.</p>
<p>Councillor John Holdich</p> <p>24 September 2014</p>	SEP14/CMDN/83	<p><b>Award of Contract for the Extension of Nenegate School</b></p> <p>The Cabinet Member, in consultation with Cllr Seaton, Cabinet Member for Resources, the Executive Director of Resources and Head of Legal Services:</p> <ol style="list-style-type: none"> <li>1. Authorised the construction of an extension to accommodate the expansion of Nenegate School which will also include funding for Information and Communications Technology (ICT), all site surveys and project management and technical advisers fees, subject to consent being obtained pursuant to S77 of the School Standards and Framework Act of 1988; and</li> <li>2. Authorised the Executive Director of Resources to award the construction contract within the approved budget to the contractor representing the best value for money following a tender process.</li> </ol>
<p>Councillor John Holdich</p> <p>24 September 2014</p>	SEP14/CMDN/84	<p><b>Award of Contract for the Extension of Discovery Primary School</b></p> <p>The Cabinet Member, in consultation with Cllr Seaton, Cabinet Member for Resources, the Executive Director of Resources and Head of Legal Services:</p> <ol style="list-style-type: none"> <li>1. Authorised the construction of an extension to accommodate the expansion of Discovery</li> </ol>

		<p>Primary School which will also include funding for Information and Communications Technology (ICT), all site surveys and project management and technical advisers fees, subject to consent being obtained pursuant to S77 of the School Standards and Framework Act 1988; and</p> <ol style="list-style-type: none"> <li>2. Authorised the Executive Director of Resources to award the construction contract within the approved budget to the contractor representing the best value for money following a tender process.</li> </ol>
<p>Councillor John Holdich</p> <p>24 September 2014</p>	SEP14/CMDN/85	<p><b>The Expansion of Phoenix School</b></p> <p>The Cabinet Member, in consultation with the Cabinet Member for Resources and the Executive Director - Children's Services ; Executive Director – Strategic Resources and the Head of Legal Services:</p> <ol style="list-style-type: none"> <li>1. Authorised the construction of a new school building on the Tunnel site, Malborne Way to accommodate the expansion of Phoenix Special School and associated external works on the existing site relating to the car park, up to the value of the budget sum of £5m. This sum shall also include funding for Information and Communications Technology (ICT), all site surveys and project management and technical advisors fees and removal of one of the existing temporary double mobile classrooms currently sited on the CRA land at the back of the school site;</li> <li>2. Authorised the Executive Director of Children Services to vary the design and build lump sum option contract with Carillion Construction Ltd to include the construction of a new building and remodelling of external areas on the existing site to accommodate the expansion of Phoenix Special School;</li> <li>3. Authorised the Head of Legal Services to enter into any legal documentation on behalf of the Council in relation to this matter.</li> </ol>