

## PETERBOROUGH CITY COUNCIL SUMMONS TO A MEETING

You are hereby summonsed to attend a meeting of the Peterborough City Council, which will be held in the Council Chamber, Town Hall, Peterborough on

**WEDNESDAY 25 FEBRUARY 2009 AT 7.00 P.M.**

### AGENDA

	Page No.
1. Apologies for Absence	
2. Declarations of Interest	
3. Minutes of Council meeting held on 10 December 2008 and Extraordinary Council Meeting held on 13 January 2009	1
4. Mayor's Announcements	17
5. Questions asked with written notice	
(i) by members of the public to cabinet members, the Leader of the Council and chairmen of scrutiny and overview committees;	
(ii) by Members to cabinet members, the Leader of the Council and chairmen of scrutiny and overview committees;	
(iii) by Members to representatives of the Police and Fire Authorities;	
(iv) by Members, to cabinet members or committee chairmen, about issues relevant to their ward.	
6. Petitions: to receive any petitions submitted by Members or residents.	
7. Executive decisions made since the last Council meeting	20

**8. Executive Recommendation:**

- 8.1 Medium Term Financial Strategy – Budget 2009/10 and Medium Term Financial Plan to 2011/12, incorporating the Council Tax Resolutions 2009/10, the Asset Management Plan and Capital Strategy.

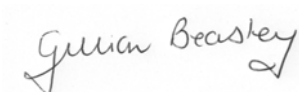
**Page 31  
and Book 2**

(Note. Any motion / amendment relating to the 2009/10 Budget shall be debated under this item of business).

**9. Notices of Motion**

**32**

To consider notices of motion received by the Proper Officer



Chief Executive

17 February 2009  
Town Hall  
Bridge Street  
Peterborough



There is an induction hearing loop system available in all meeting rooms. Some of the systems are infra-red operated, if you wish to use this system then please contact Carol Tilley, Democratic Services on 01733 452344.

## PETERBOROUGH CITY COUNCIL

### MINUTES OF COUNCIL MEETING HELD ON 10 DECEMBER 2008

#### The Mayor – Councillor Pat Nash

**Present:** Councillors Allen, Ash, Benton, C Burton, M Burton, Cereste, Collins, Croft, Dalton, C Day, S Day, Dobbs, Elsey, Fazal, Fitzgerald, Fletcher, Fower, JA Fox, JR Fox, Goodwin, Harrington, Hiller, Holdich, Hussain, Khan, Kreling, Lamb, Lane, Lee, Lowndes, Miners, Murphy, Nawaz, Newton, North, Over, Peach, Rush, Saltmarsh, Sanders, Sandford, Scott, Seaton, Sharp, Smith, Swift, Todd, Trueman, Walsh, Wilkinson and Winslade.

#### 1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors D Day, Gilbert, Goldspink and Thacker.

#### 2. DECLARATIONS OF INTERESTS

Councillor John Fox declared a personal interest in respect of a question he intended to ask (under agenda item 5) which related to a board of which he was a member: the Greater Dogsthorpe Partnership.

#### 3. MINUTES OF MEETING HELD 8 OCTOBER 2008

The Mayor announced an amendment to the minutes as requested by Councillor Gilbert, whose presence at the meeting had not been recorded. Subject to this amendment, the Minutes of the Meeting were agreed and signed by the Mayor as an accurate record.

#### 4. MAYOR'S ANNOUNCEMENTS

4.1 The Mayor's engagements for the period 29 September to 30 November 2008 were noted.

#### 5. QUESTIONS ASKED WITH WRITTEN NOTICE

5.1 A question was asked by a member of the public with regard to proposed changes in respect of the residents' parking scheme.

5.2 Questions were asked of Cabinet Members and the Leader of the Council in respect of the following:

- Relocation of Peterborough United Football Club;
- The number of businesses paying the additional charge for having their recyclable waste collected and the percentage that pay for their waste to be collected;
- The Council's commitment to the administration of the Community Leadership Fund, namely its £10K allocation per ward and the additional budget to each Councillor to spend on 'highways' issues;
- The amount of savings having to be identified to balance the Council's budget;
- The Council's commitment to retaining a city centre based Post Office;
- Allowing carers of disabled people (especially the blind) concessionary bus travel whilst accompanying the person in their care.

5.3 Members asked questions of Cabinet Members and Committee Chairmen about issues relating to their wards as follows:

- The concerns expressed members of the Citizens' Panel relating to youths congregating in large groups in the Werrington area;
- The standard of the road surface and footpath along the Old Lincoln Road (north and south of the Cock Inn Public House);
- The requirement for the Greater Dogsthorpe Partnership to identify savings from its annual budget.

A summary of all questions and answers is attached at **APPENDIX A**.

## **6. PETITIONS**

The following petitions were presented to Council:

- (i) Request for the withdrawal of proposals regarding parking charges;
- (ii) Request to 'Save the Great Northern Hotel'.

## **7. EXECUTIVE DECISIONS**

Council received and noted a report summarising:

- (i) The Council's 'call in' procedure which had been invoked (since the last meeting) in respect of the following decisions:
  - Appointments to the Greater Peterborough Partnership for the Municipal Year 2008/2009 ;
  - Travellers' Transit Site Provision.
- (ii) The Council's Special Urgency and Waive of Call-in Provisions (which had been invoked since the last meeting) in respect of the following decision:
  - Peterborough Crematorium – Mercury Abatement
- (iii) Cabinet Member decisions made during the period 21 September 2008 to 27 November 2008.

Questions were asked about the following decisions:

- **The Green Backyard**

Councillor Ash asked whether there were proposals to extend such schemes in other areas across the city and if there were plans to include children in the initiative.

In response, the Cabinet Member for Community Services stated that he was working with colleagues to support the introduction of further schemes in other areas of the city and that the existing scheme involved working with both adults and children.

- **Parking Review**

Councillor Khan queried the amount of additional revenue being generated by the Parking Review and the basis on which the increases had been proposed.

The Cabinet Member for the Environment emphasised that the decision taken had been to authorise a review and that proposals in relation to on-street parking were still subject to public consultation. He advised that the public consultation process was currently underway, a good response rate had, to date, been achieved and views would be taken into account.

- **Promotion of Play**

Councillor Miners requested an update on the current status with regard to this decision.

In response, Councillor Lee agreed to arrange for Councillor Miners to receive an update in respect of the review.

- **Schools Broadband Contract**

Councillor Fower asked why the Schools Broadband Contract had been awarded to a company which was not local to Peterborough and what impact this might have on the quality of service response.

In response, Councillor Scott advised that this contract had been awarded in line with the Council's procurement procedure and that the proper processes had been adhered to.

- **Corn Exchange**

Councillor Ash queried whether, in light of the current economic climate, it was an appropriate time to pursue plans in respect of the redevelopment of the Corn Exchange.

Councillor Peach responded, stating that the redevelopment of the Corn Exchange site was a key element of the Streets, Squares and Spaces Strategy and that it was important to move forward with plans for redevelopment and improvement of the city.

- **Secondary Schools Review**

Councillor Sandford asked if proposals to close Bushfield School and open an Academy in its place would be pursued in line with previous Private Finance Initiative (PFI) arrangements and what percentage of funding would come from (a) central government and (b) the Council.

In responding, Councillor Peach advised that the proposal would not be pursued as a PFI arrangement. He added that the intention was to finance this initiative in the same way as had been implemented to establish the existing Academy but that details of financial contributions had not, to date, been clarified.

## **8. EXECUTIVE RECOMMENDATIONS**

### **8.1 S106 Planning Obligations Implementation Scheme**

Cabinet, at its meeting of 24 November 2008, had considered the S106 Planning Obligations Implementation Scheme and endorsed its submission to Council. Councillor Murphy moved the recommendation for adoption of the Scheme and this was seconded by Councillor Peach.

Following debate, a vote was taken. There were 48 in favour, 3 against and two abstentions.

It was **RESOLVED:**

- (i) to approve the Scheme for phased introduction after this meeting of Council;
- (ii) to agree that there be further work carried out to give the Implementation Scheme status as a Supplementary Planning Document;
- (iii) to agree that for applications both approved between 1 January 2009 and 31 December 2009, and substantially completed before 31 December 2010, there will be

(a) a discount of 30% on S106 financial contributions and (b) a reduction of 'expected' affordable housing level from 35% down to 25%; and

- (iv) to agree that meetings would be convened for the members of each Neighbourhood Investment Area to ensure that Members are fully involved in discussing, identifying and confirming required infrastructure for each area, and the means of provision, including S106 Planning Obligations.

## **9. COMMITTEE RECOMMENDATIONS**

There were no recommendations from committees.

## **10. NOTICES OF MOTION**

### **10.1 Councillor Fower moved the following motion:**

That this Council:

1. asks the Cabinet Member for the Environment to consider the introduction of an innovative scheme whereby the City Council offers households the chance to swap their 240 litre wheelie bin for a smaller 140 litre wheelie bin and in return receive a home composting bin free of charge, in a bid to encourage people within the area to compost their organic material and reduce the amount of waste going into landfill.

The motion was seconded by Councillor Trueman.

Following debate, a vote was taken and the motion was DEFEATED by 43 votes against, 3 in favour, and 4 abstentions.

### **10.2 Councillor Sandford had submitted a motion relating to proposed increases in day care services.**

Members were advised that the Cabinet Member for Adult Social Care Services had since confirmed that the proposed increase to day care charges was not going ahead and had therefore not been included in the budget proposals being present to Cabinet. In light of this assurance, Councillor Sandford agreed to withdraw the motion.

### **10.3 Councillor Sandford moved the following motion:**

That this Council:

1. notes that 'Megariders' and other tickets sold by Stagecoach are able to be used on City Council run local link buses, whereas Stagecoach will not allow tickets issued by the Council to be used on its buses;
2. acknowledges that this is a source of annoyance and inconvenience to many bus users in the City; and
3. requests the Chief Executive to write to Stagecoach urging them to co-operate with the City Council in introducing fully integrated ticketing for all bus services in the Peterborough area.

The motion was seconded by Councillor Fower.

The Cabinet Member for Environment informed Members that officers were currently holding discussions with representatives of Stagecoach with a view to introducing a multi-operator ticket system. He added that he would provide Councillor Sandford with a written update, outlining the current status of negotiations in due course.

Following debate, a vote was taken and the Motion was DEFEATED by 35 against, 10 in favour and 5 abstentions.

## 11. REPORTS AND RECOMMENDATIONS OF THE PROPER OFFICER AND ANY OTHER BUSINESS

### 11.1 Review of the Constitution

The Constitution Review Group had, at its meeting of 23 September 2008, agreed that the following two parts of the Constitution should be reviewed and updated:

- The Council Procedure Rules, and
- The Civic Protocol.

Councillor Dalton moved the recommendations, subject to the following amendment which related to paragraph 9.2.2 of the Council Rules of Procedure:

that the recommendations contained within the report be approved, subject to the words '*or their nominee*' being added after 'The Leaders of the respective Opposition Groups' .

The amendment was seconded by Councillor Peach.

A debate followed, during which Councillor Miners addressed the meeting in respect of proposals relating to Civic Protocol. He expressed specific concern in relation to the proposal referred to at paragraph 10.1: to include an expectation that all Members of the Council would support the Past Mayor's Dinner and if unable to attend, would make a financial contribution to the event. Councillor Miners moved that this paragraph be deleted and this was seconded by Councillor Lane.

A vote on the proposed amendment was requested. 9 Members voted in favour, 38 against and 2 abstentions.

Councillor Dalton then moved that the paragraph should be amended to read as follows:

'There is an expectation that all Members of the Council will support the Past Mayor's Dinner and, if unable to attend, would be **encouraged** to make a financial contribution'.

**RESOLVED** to:

- Agree the original amendment relating to paragraph 9.2.2. of the Council Rules of Procedure, and
- Agree the amendment relating to Members' support of the Past Mayor's Dinner.

It was **FURTHER RESOLVED** to:

- Approve and adopt the changes to the Constitution within the report subject to the changes to the Council Procedure Rules being implemented from 1 March, 2009;
- Approves the Mayor's and Deputy Mayor' Allowances; and
- Authorises the Monitoring Officer to make minor textual changes that improve the accuracy and clarity of the Council Procedure Rules and Civic Protocol.

## 11.2 Appointment of Vice Chair: Scrutiny Committee

Following the resignation of Councillor Goodwin as Vice Chairman of the Scrutiny Committee, it was necessary to appoint a new Vice Chairman. Councillor Peach nominated Councillor Walsh and this was seconded by Councillor Holdich.

### **RESOLVED** to:

- (i) Appoint Councillor Irene Walsh as Vice Chair of the Scrutiny Committee.

## 11.3 Hampton Vale and Hampton Hargate Community Governance Review

Members were asked to consider recommendations to implement community governance arrangements. Councillor Peach recommended the proposals, which were seconded by Councillor Dalton.

### **RESOLVED** to:

- (i) Approve the terms of reference set out in Appendix A to the report for the purpose of carrying out a Community Governance Review of Hampton Hargate and Hampton Vale; and
- (ii) Agree to establish a Governance Arrangements Committee comprising three members in accordance with political balance rules for the purpose of carrying out its statutory functions in relation to community governance reviews under the Local Government and Public Involvement in Health Act 2007.

Meeting closed at 9.10 p.m.



**QUESTIONS AND ANSWERS FROM COUNCIL MEETING OF 10 DECEMBER 2008**

The following questions have been received:

**1. Questions by Members of the Public to Cabinet Members, the Leader of the Council and Chairmen of Scrutiny Committee/Panels**

**(i) Gillian Bellamy asked the Cabinet Member for the Environment:**

'I wish to ask this question on behalf of residents who have not been adequately consulted on changes to the residents' on street parking scheme – an issue that directly affects their financial and social well-being. When a resident of Clifton Avenue received notification of changes to the residents' on-street parking scheme, they were assured that the review was in its infancy and that a public consultation exercise would take place prior to any changes being made. However, this promise has not been honoured. I am therefore asking that the proposals be withdrawn or that a proper public consultation exercise be instigated so that residents can exercise their right to contribute to the decision making process'.

**Councillor Fitzgerald answered:**

'The proposed amendments to the relevant Traffic Regulation Orders were advertised in accordance with current legislation and guidance. Notices were erected within or near to every resident bay in every street the Order affected, but it is not practical to write to residents on an individual basis. It is however, accepted that the print used in the Notices was small and this will be addressed in future. Notices are also placed in the local press and placed in all main Council office reception areas. I will liaise with Councillor Dalton to ensure we use as many different media/communications methods as possible but I believe the public consultation process in this instance has been adequate'.

**2. Questions by Members to the Leader of the Council, Cabinet Members and Chairmen of Scrutiny Committee / Panels**

**(i) Councillor Fower asked the Cabinet Member for Housing, Regeneration and Economic Development**

'What assurances can the Council provide to fans of Peterborough United Football Club, who wish to see the club retain its position within the city centre (irrespective of any new stadium being built in the coming years), maintaining its position as a key showpiece of our city and one that is able to be reached by several different modes of transport'?

**Councillor Murphy answered:**

'The City Council is not in a position to offer any guaranteed assurances, as such a decision would be that of the Local Planning Authority. All I can say is that we will be taking their views on board and seeking the views of the public and private sector through a full consultation process of the Peterborough City Centre Area Action Plan, which will be publicly available in January 2009'.

**(ii) Councillor Fower will ask the Cabinet Member for City Services:**

'What number of businesses pay the additional charge for having their recyclable waste collected and what is the percentage, in comparison to the overall number of businesses in the city, that pay for their waste to be collected by the City Council'?

**Councillor Sanders answered:**

'The Council collects trade waste from 1,326 businesses across the city. Of these, 500 have a recycling collection as well as a residual waste collection. The Council has sought to encourage businesses to recycle and in order to promote this, charges significantly lower costs to remove recyclable waste than it does for waste that will go into landfill. The current charges for an 1100 litre bin of landfill waste is £717.00 plus VAT per annum, whereas recycling waste is removed at a cost of £490.00 plus VAT per annum - approximately two thirds of the cost of the landfill option. We believe this helps demonstrate to businesses the financial and environmental benefits of separating their waste'.

**(iii) Councillor Saltmarsh asked the Leader:**

'Noting the Council's pursuit to identify savings, could the Leader please confirm the commitment of the administration to the Councillors Community Leadership Fund, namely its £10K allocation per ward and the additional £3K budget to each councillor to spend on 'highways issues'?

**Councillor Peach answered:**

The Community Leadership Fund is included in the draft Budget report which will be considered by Cabinet at its meeting of 15 September. With regard to the comment regarding an 'additional budget to spend on highways issues' I would point out that this was only approved as a one-off item within the current budget. However, this does not prevent Members using the Councillors Community Leadership Fund for highways related purposes.

**Councillor Saltmarsh asked a supplementary question as follows:**

'Will the Community Leadership Fund be linked to inflation in future years'?

**Councillor Peach responded:**

'There has been no provision for inflation this year, however I would welcome comments from all elected Members, whatever their political party, on this matter'.

**(iv) Councillor Miners asked the Leader:**

'Can the Leader confirm the amount of 'savings' having to be identified to balance the PCC budget? Can he also confirm (or otherwise) the rumour that each service department has been instructed to save 7% of its current budget, with officers being instructed to scrutinise even 'statutory' service user costs'?

**Councillor Peach answered:**

The Council's draft budget is published and will be considered by Cabinet at its meeting of 15 December 2008. All relevant figures are in the report and Members will receive a presentation in January on the proposals. These will also be presented to all Scrutiny Panels during January 2009. In summary, we have had to take actions to mitigate the credit crunch: this totals £1.9m for next year, rising to £5.8m in 2011/12. In addition, we have needed to make other savings of £7.4m next year, the majority of which are further efficiencies. I am not aware of the 7% instruction being issued to departments.

**Councillor Miners asked a supplementary question as follows:**

'Will the Leader accept that the policy of lower than inflation Council tax increases has led to this situation'?

**Councillor Peach responded:**

'No, I would not accept that point of view'.

**(v) Councillor Trueman asked the Leader:**

'Can the Leader give a guarantee that he will use all powers available to the Council to ensure that we continue to have a general Post Office in the city centre after the current one is closed'?

**Councillor Peach answered:**

'As a Council we have always said that we wish to see a Crown Post Office in the city centre. Indeed, from day one we have tried to work with the Post Office to ensure that this is the case. Negotiations are progressing well and I am confident that we will be able to come to a solution that will meet the needs of all.

However, we can only do so much and a lot is dependent on the other party. Whilst we will do all we can, within reason, to ensure that there is a Crown Post Office within the city centre, it is only the Post Office that can guarantee this outcome'.

**Councillor Trueman asked a supplementary question as follows:**

'Will the Leader use appropriate legal powers available to the Council to ensure a Crown Post Office is retained within the city centre'?

Councillor Peach responded:

**(vi) Councillor Judy Fox asked the Cabinet Member for Environment:**

'Would the Cabinet Member consider allowing carers of disabled people who qualify for concessionary bus travel, especially the blind, concessionary bus travel themselves whilst accompanying the person in their care'?

**Councillor Fitzgerald answered:**

'These passes are generally known as 'companion passes'. Companion passes are not covered by the Concessionary Bus Travel Act, however some local authorities do issue 'companion passes' on a discretionary basis. Whilst demand is likely to be small, it would be difficult to measure. In addition, strict eligibility criteria would need to be applied.

Officers will gather evidence of such schemes from other local authorities and I will pass this information on to Councillor Fox, and discuss the outcome with her, in due course'.

**3. Questions from Members to Representatives of the Police / Fire Authorities**

No questions were received.

**4. Questions from Members to Cabinet Members or Committee Chairmen about issues relevant to their ward**

**(i) Councillor John Fox asked the Leader of the Council:**

'The Leader will recall that he gave me an assurance some months ago that he would take notice of the views expressed by the Council's Citizens' Panel. The latest Citizens' Panel showed that 60% of north Werrington residents were concerned about 'youths hanging around in large groups' in the Werrington area. Would the Leader please identify the actions that the Council will be taking in response to this high level of public concern'?

**Councillor Peach answered:**

'Whilst there was concern expressed through the Citizens' Panel, this has not been reflected in the level of complaints reported to either the Council or the Neighbourhood Policing Team. There have been only three reports of anti-social behaviour in the last three months in the north Werrington area relating to young people. In addition, police reports indicate that actual crime in the area is very low. There has previously been a Dispersal Order in north Werrington, however this has, in consultation with local residents, now ended. This clearly does not diminish the concern expressed by residents, but helps inform the approach to the issue, which would appear to require youth engagement rather than enforcement.

The Council has recently been awarded specific Home Office monies to tackle anti-social behaviour and crime by young people through the Youth Crime Action Plan. This money will be used to deliver quick response outreach work on Friday and Saturday nights to areas identified as having problems with young people congregating in large groups, however I am not sure if this would include Werrington as the area is not seen as a particular 'trouble-spot'. This funding will also be used to deliver 'Operation Staysafe', a further new intervention involving the Police, Social Services and Youth Services working together in recognised 'hotspots'. Where there are youths who could be considered by the Police Officer as at risk due to evidence that alcohol is being used, drugs are being taken, or where younger children are with older youths, they will be removed to a previously identified 'place of safety'. The Council and its partners will then engage and interact with them and work with their parents and families to reduce the risk of future anti-social behaviour. The first 'Operation Staysafe' took place on 5 December'.

**Councillor Fox asked a supplementary question as follows:**

'In my opinion 60% is a high percentage and shows the level of concern. I believe action should be taken'.

**Councillor Peach responded:**

'The Citizens' Panel is small in number so when broken down into wards, the percentage is a relatively small number of people. The Police do not consider this to be a problem area'.

**(ii) Councillor Fower asked the Cabinet Member for Environment:**

'Are there any plans in the pipeline to bring the standard of the Old Lincoln Road (north and south of the Cock Inn), including the footpath and road surface up to an acceptable level of safety and if so, when will the work be done. If there are no plans, why not'?

**Councillor Fitzgerald answered:**

'We will be assessing the condition of the footway and carriageway on the Old Lincoln Road, north and south of the Cock Inn Public House. The assessment will be scored along with all other proposals, with criteria set against condition, hierarchy and cost factors. This process will commence later this month and the highest scoring schemes will be put forward for inclusion in the next financial year's Structural Maintenance Programme'.

**Councillor Fower asked a supplementary question as follows:**

'I know of two wheelchair bound residents who need to cross this road daily. I would like to invite the Cabinet Member to visit the area and meet residents'.

**(iii) Councillor Miners asked the Cabinet Member for Housing, Regeneration and Economic Development:**

'In February 2006, Cabinet agreed to approve the use of £1.6m of Government funding (through the Safer and Stronger Communities Fund) to support the Greater Dogsthorpe Partnership (GDP). The GDP has now been asked to undertake a critical business assessment to identify savings of £20K from its annual budget. Can the Cabinet Member advise me why this saving has to be made when the original amount was grant funded by the Government and the budget agreed by Cabinet for four years up to March 2010'?

**Councillor Murphy answered:**

'In 2007/2008 the funding available for the GDP was 'pooled' along with a number of other previously ring-fenced grants and paid through the Local Area Agreement. This change was implemented nationally as part of the process of enabling local authorities to determine local priorities and use the funds through the Local Area Agreement.

From April 2008, further changes to the way grants are paid to local authorities led to the introduction of Area Based Grant, allocated according to specific policy criteria, to use along with all other sources of funding to support the delivery of local priorities for the area. Under these changes there is no expectation that local authorities will necessarily use the funding to support the objectives of former specific grants.

The Council's Medium Term Financial Strategy sets out its ambition to deliver efficiencies in all areas of service delivery. The GDP has an excellent track record of financial management and has consistently delivered savings against its budget allocation. Under the terms of the new funding regime, these efficiencies can now be retained by the local authority, rather than potentially having to be returned to Government as an underspend. The requirement for the GDP to deliver against a reduced budget is entirely consistent with the rigorous approach being taken in all parts of the Council.

The Council remains absolutely committed to the GDP and is actively involved in supporting the development of a new charitable trust which it is hoped will provide a sustainable future for the project once funding ends'.



## PETERBOROUGH CITY COUNCIL

### MINUTES OF EXTRAORDINARY COUNCIL MEETING HELD 13 JANUARY 2009

#### The Mayor – Councillor Pat Nash

**Present:** Councillors Allen, Ash, Benton, C Burton, Cereste, Collins, Croft, M Dalton, S Dalton, C Day, D Day, Dobbs, Elsey, Fitzgerald, Fletcher, Fower, JA Fox, JR Fox, Goldspink, Harrington, Hiller, Hussain, Khan, Kreling, Lamb, Lane, Lee, Lowndes, Morley, Murphy, Nawaz, Newton, North, Over, Peach, Rush, Saltmarsh, Scott, Sharp, Swift, Thacker, Todd, Trueman, Wilkinson and Winslade.

#### 1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors M Burton, Fazal, Gilbert, Goodwin, Holdich, Miners, Sanders, Sandford, Seaton and Walsh.

#### 2. DECLARATIONS OF INTERESTS

Councillor M Cereste declared a prejudicial interest in agenda item 4. He stated that he was Chairman of the Board of the applicant: Peterborough Renewable Energy Limited and would therefore not be participating in the meeting.

*The Mayor advised those present of the intention to transmit the proceedings to the Town Hall Reception Room via video link in order to enable members of the public who had not been able to be seated in the public gallery to follow the proceedings. Members were further advised that the local press had expressed a wish to take photographs of the early part of the meeting.*

*Having received no objections to the above, the Mayor moved to agenda item 3.*

#### 3. AGREEMENT OF PROCEDURE – APPLICATION TO DEPARTMENT FOR ENERGY AND CLIMATE CHANGE (DECC) BY PETERBOROUGH RENEWABLE ENERGY LIMITED

Members noted this report which sought agreement to the procedure to be followed at this Extraordinary Council meeting. The report further requested Members' approval to extend the guillotine to four hours, instead of two hours which was the usual time allowed for an Extraordinary Meeting.

It was **RESOLVED** to:

- (i) Approve the speaking procedure to be followed during the meeting;
- (ii) Agree to the extension of the guillotine to four hours.

**4. PETERBOROUGH RENEWABLE ENERGY LIMITED – APPLICATION FOR THE CONSTRUCTION OF AN ENERGY PARK AT LAND OFF STOREY’S BAR ROAD, FENGATE, PETERBOROUGH**

Members’ attention was drawn to the revised recommendations, a copy of which had been circulated to all present at the beginning of the meeting. It was noted that the following additional recommendations had also been included:

- (i) that a risk assessment should be undertaken to identify the likelihood of contamination mobilisation and spread. If contamination should be identified, then mitigation measures should be proposed where required; and
- (ii) that measures should be put in place during construction to protect areas of nature conservation interest.

Susan Marsh, Principal Planning Officer delivered a presentation which set out the details of the application and related proposals. Members were advised that the proposed Energy Park would provide an innovative approach to a range of waste and biomass that would specifically target recycling, reprocessing and recovery and would eliminate the need for landfill. Municipal, commercial and agricultural waste would be dealt with and there would be an opportunity to generate renewable energy, which might then be used to power new development proposed within the city.

The Principal Planning Officer outlined the site and surrounding area. Approximately 10 ha of the site would be built on land to the south of Storeys Bar Road adjacent to the power station to the west. The proposal included a further 3 to 4 ha of land to the north of Storeys Bar Road which would be required in order to undertake the proposed realignment of the road and establish a visitor centre.

Members were advised that once constructed, the facility would provide employment for approximately 129 people. The development would take in up to 650,000 tonnes of waste and biomass per annum, have the ability to produce 160,000 tonnes of recyclables per annum and would support the Council’s Environment City aspirations.

Councillor Goldspink informed Members that he wished to address the meeting in his capacity as a ward councillor for the area affected. He would not therefore, take part in the Cabinet meeting of 2 February 2009 when Cabinet Members would agree the Council’s response to the consultation document. He advised that he broadly supported the proposal and acknowledged that the report recognised the potential impact to traffic levels, however he drew attention to the importance of planning for the incremental affect the proposed development would have on the area, in particular the road network.

Councillor Todd, speaking as a ward councillor for the area affected, expressed concern with regard to the increased volume in traffic, particularly heavy vehicles.

The Mayor invited members of the public who had expressed a wish to speak against the proposals to put their objections forward. The following concerns were raised:



- The potential for health problems due to the burning of domestic and commercial waste products in large quantities, 24 hours a day – leading inevitably to the discharge of significant quantities of materials of unknown toxicity;
- Increased levels of traffic and the affect of diesel vehicles on residents' health and wellbeing;
- Risks relating to untested and unproven technology,
- Risk to the environment, e.g. land and water pollution and impact on climate change;
- Concerns regarding the true potential and benefit of selling energy produced

Chris Williams, representing the applicant, presented the application. Supporters of the proposal were then asked to address the meeting and the following points were raised in support of the application:

- Opportunity to help meet waste emissions and carbon targets, helping to promote Peterborough as a centre of environmental expertise;
- Potential to establish environmental leadership and to assist the Council in meeting its emissions and carbon targets;
- Proposal offers a host location for practical engineering, technology developments and information exchange needed to promote Peterborough as a centre of environmental expertise;
- Requires little or no financial input from local or central government;
- Potential to 'pull through' other green initiatives in wind and bio-energy which would benefit the local economy;
- Proposed location is in the correct quarter of the city to create a truly green industrial environment;
- Scheme would generate hydrogen as a by-product of the process – this would enable a significant step towards PP20 of the draft LDF DPDs: the realisation of a local Hydrogen Economy and support for distributed energy installations;
- Proposed scheme would reduce levels of waste going into landfill;
- Proposal would create employment opportunities and result in improvements to the local cycleway infrastructure;
- Proposal is unique in that it includes many innovative technologies to address environmental concerns. It will extract plastics for recycling which will reduce dioxin emissions and will include plasma enhanced melters which would atomise the waste normally produced by incinerators, turning it into useful material which can be reused.
- Production of power which would be from a genuine renewable source.

Members raised the following comments and questions:

- How the technology differed from alternatives;
- Affect on air quality;
- Percentage of waste that might be imported from other areas;
- Number of heavy goods vehicles accessing and exiting the site and the impact on road infrastructure both during and after construction;
- Benefits of generating renewable energy and the amount that would be produced.
- Technology in respect of the dry autoclave system. Was this technology new and is it proven?

It was suggested that the revised recommendations should be fully supported and that the submission of a holding objection rejected. During debate a number of Members expressed concern with regard to this course of action, emphasising that a number of issues remained unresolved. In response, the Principal Planning Officer advised that the advice received from the DECC had been for the Council to submit a holding objection if it had any unresolved queries or concerns.

Having noted all comments and views, and following consideration of the revised recommendations, a proposal was put forward that Council agree the revised recommendations, but reject the proposal to submit a holding objection. It was emphasised that officers should, in progressing this matter, ensure that concerns regarding the impact of additional traffic levels were investigated and properly addressed.

On putting the matter to the vote, it was **RESOLVED** (33 votes for, 2 against):

To recommend to Cabinet that:

1. Peterborough City Council, as the local planning authority, agrees to the proposals providing all matters set out in Appendix D are satisfactorily addressed by the applicant. The Council and the applicant to make every effort to resolve such issues and if they are not able to do so, the matter will be referred back to Council by 31 August 2009.
2. As soon as matters set out in Appendix D are resolved to the satisfaction of the Secretary of State for Energy and Climate Change and he is minded to grant permission for the proposal, it is requested that this is subject to:
  - a) the imposition of appropriate conditions including those set out in Appendix E, and;
  - b) a planning obligation with Peterborough City Council on the basis of the matters set out in Appendix F. (Waste catchment area and monitoring of waste imports, hydrological monitoring for Flag Fen, long term landscape management and maintenance, long term management of wildlife areas to maintain and enhance biodiversity interest, highway contribution, contribution and components of Travel Plan, creation of new cycleway as an extension to the Green Wheel and long term maintenance).

In addition:

Additional Condition – to be added to Appendix E (pages 44-47)

- Risk assessment should be undertaken to identify the likelihood of contamination mobilisation and spread. If contamination is identified then mitigation measures should be proposed where required.

Planning Obligation Issues – to be added to Appendix F (page 48)

The '**Waste Catchment Restriction**' should require that the waste sourced from within the proposed catchment area should arise within that area and not originate from any source outside the catchment area unless previously agreed with the MPA.

This is to limit the volumes of waste being sourced from outside the catchment area and which might pass through a waste transfer station within the area. This is to support the Environmental Capital, to support local industry and commercial waste treatment.

It was **FURTHER RESOLVED** to:

Request that officers investigate and properly address concerns regarding the impact of increased levels of traffic in the area.

Meeting closed at 10.45 p.m.



COUNCIL	AGENDA ITEM No. 4
25 FEBRUARY 2009	PUBLIC REPORT

## **MAYOR'S ANNOUNCEMENTS**

### **1. PURPOSE OF REPORT: FOR INFORMATION**

This report is a brief summary of the Mayor's activities on the Council's behalf during the last meetings cycle, together with relevant matters for information.

### **2. ACTIVITIES AND INFORMATION – From 30 November 2008 to 15 February 2009**

#### **2.1 Civic Events**

- Attended wreath laying ceremony at the War Memorial, Cathedral Precincts on 18 December 2008
- Attended Holocaust Memorial Service on 27 January 2009
- Attended Katharine of Aragon service at Peterborough Cathedral on 29 January 2009

#### **2.2 Visitors to the Mayor's Parlour**

- Glington Beavers on 3 December 2008
- Hosted Reception for those involved in Anglia in Bloom 2008 on 15 January 2009
- Children from Orton Winyates Primary School on 21 January 2009
- Winners of BRAVE leaflet competition on 30 January 2009
- Hosted Afternoon tea for school caterers on 4 February 2009
- Attended lunch at CEX meeting on 5 February 2009
- Chaired meeting to review Holocaust Memorial Day service on 10 February 2009

#### **2.3 Charity Events**

- Chaired charity committee meeting in the Mayor's Parlour on 7 January 2009
- Hosted Winter Warmer Mayor's charity event in the Reception Room on 23 January 2009

#### **2.4 Council and Other Events**

- Attended Opening of the Peterborough Park Inn, Bourges Boulevard on 1 December 2008
- Attended Candlelit Advent Service and Reception at Peterborough Cathedral on 1 December 2008
- Attended Dogsthorpe Infant School nativity play on 2 December 2008
- Attended Citizenship ceremony in the Council Chamber on 2 December 2008
- Attended Peterborough High School Junior School concert on 4 December 2008
- Attended Opening of *Buglife* headquarters at 90 Bridge Street, Peterborough on 4 December 2008
- Attended Dogsthorpe Junior School visit including Dogsthorpe in Bloom presentations on 5 December 2008

- Attended Carers' Rights day at the Bull Hotel, Peterborough on 5 December 2008
- Attended Old Dogsthorpe Residents' Association – Senior Citizens party at Marshfield's School, Eastern Avenue, Dogsthorpe on 7 December 2008
- Attended Lights of Love Concert in aid of Sue Ryder at Thorpe Hall on 7 December 2008
- Attended British Sugar Pensioners' Lunch at the Holiday Inn (West) on 8 December 2008
- Attended Civic night at Cinderella, the Key Theatre pantomime on 8 December 2008
- Attended Charity Gala Press night at Aladdin at the Broadway Theatre on 9 December 2008
- Opened the new Wilkinsons Store at the Orton Centre on 10 December 2008
- Attended Full council meeting in the Council Chamber on 10 December 2008
- Attended Royal Air Force Association Carols by Candlelight in Peterborough Cathedral on 11 December 2008
- Attended Cambridgeshire County Council Chairman's Reception at the Shire Hall, Cambridge on 12 December 2008
- Attended Peterborough Deaf Children's Christmas party at Middleton School, Bretton on 13 December 2008
- Attended Christmas Fair and festive activities at Peterborough Museum on 13 December 2008
- Attended Launch of Street Pastors' Scheme at St Mary's Church, New Road, Peterborough on 13 December 2008
- Attended Kingsgate Community Church Christmas Celebration service on 14 December 2008
- Attended Italian Community Association Senior Citizens lunch at The Fleet Complex, Fletton on 14 December 2008
- Attended CPSO and Peterborough Opera Key Christmas concert at the Key Theatre
- Judge Millfield Christmas window competition on 15 December 2008
- Hosted Mince pie reception in the Reception Room on 16 December 2008
- Attended Citizenship ceremony in the Council Chamber on 16 December 2008
- Attended Reception and Presentation Evening at Jack Hunt School on 15 December 2008
- Hosted Mince pie reception in the Reception Room on 16 December 2008
- Attended Schools' Christmas concert in Peterborough Cathedral on 17 December 2008
- Attended Peterborough Trust Youth Presentations at the Executive Suite, Peterborough United Football Club on 18 December 2008
- Visited Visit Heritage Park Primary School on 19 December 2008
- Attended Charity Press Night at Snow White at the Cresset, Bretton on 19 December 2008
- Attended Carol Service in Peterborough Cathedral on 24 December 2008
- Attended Senior Citizens lunch at the Salvation Army, Peterborough Citadel, Bourges Boulevard on 25 December 2008
- Attended final performance of Cinderella at Key Theatre on 4 January 2009
- Attended New Year's Reception at RAF Alconbury on 9 January 2009
- Visited Wittering Primary School on 13 January 2009
- Attended Citizenship ceremony in the Council Chamber on 13 January 2009
- Visited Orthopaedics and Spine Specialist Hospital, 1 Stirling Way, Bretton on 15 January 2009
- Visited Werrington Primary School, Amberley Slope, Werrington on 16 January 2009
- Visited Thorpe Primary School on 19 January 2009
- Attended Interview at Lite FM on 20 January 2009
- Attended Citizenship ceremony in the Council Chamber on 20 January 2009

- Attended Launch of the Festival of Festivals, Reception Room, Town Hall on 20 January 2009
- Visited Orton Longueville School on 21 January 2009
- Visited Watrigall Primary School on 22 January 2009
- Judged Katharine of Aragon paintings at Peterborough Museum on 22 January 2009
- Attended Charity Concert with the RAF Wyton Band at St John's Church, March on 24 January 2009
- Attended Churches Together in Peterborough Unity Week service in Park Road Baptist Church
- Visited Oakdale Primary School, Oakdale Ave on 26 January 2009
- Attended open meeting at Deafblind UK at National Centre for Deafblindness, Cygnet Park, Hampton 27 January 2009
- Attended Open Afternoon at Orchard Street Resource Centre, Woodston on 29 January 2009
- Attended Fish and chip supper at The Lindens, 86 Lincoln Road on 30 January 2009
- Attended Georgian Walk and Regalia tour beginning at Stamford Town Hall on 31 January 2009
- Attended Peterborough Phantoms ice hockey match at Planet Ice, Bretton on 31 January 2009
- Visited Caverstede Early Years Centre on 3 February 2009
- Attended Citizenship ceremony in the Council Chamber on 3 February 2009
- Visited Highlees Community Primary School on 4 February 2009
- Visited City Services visit with Gillian Beasley on 5 February 2009
- Attended Insurance Institute of Peterborough annual dinner at the Holiday Inn, Peterborough West on 6 February 2009
- Attended Waltzing into Vienna - City of Peterborough Symphony Concert at the Key Theatre on 8 February 2009
- Attended Coffee morning at Blossom Court sheltered housing on 9 February 2009
- Joint visit with Chief Executive to Strategic Resources, Dept. PCC on 11 February 2009
- Attended Healthy Weight Peterborough Celebration in the Reception Room, Town Hall on 12 February 2009
- Visited Northborough Primary School, Church St, Northborough on 13 February 2009
- Attended Mayor of March's Charity Dinner and Ball at the BRSA Club, Elm Road, March on 13 February 2009
- Attended Ceremonial Opening of the Kings Lynn Mart on 14 February 2009

**3. BACKGROUND DOCUMENTS (IN ACCORDANCE WITH THE ACCESS TO INFORMATION ACT 1985)**

None.

**4. DIRECTOR RESPONSIBLE**

Chief Executive.





<b>COUNCIL</b>	<b>AGENDA ITEM No. 7</b>
<b>25 FEBRUARY 2009</b>	<b>PUBLIC REPORT</b>

## **EXECUTIVE DECISIONS – FOR INFORMATION**

### **1. DECISIONS FROM CABINET MEETING HELD 15 DECEMBER 2008**

#### **OUTCOME OF MOVING FORWARDS OPTIONS APPRAISAL – FUTURE ORGANISATIONAL MODEL FOR PETERBOROUGH COMMUNITY SERVICES**

Cabinet received a report following an options appraisal and development of a business case carried out by the PCT which assessed more autonomous organisational models for the PCT's arm's length trading organisation (ALTO). This followed Cabinet approval in December 2007 for adult social care services to be part of the ALTO from April 2008 and the need for further detailed work to consider such options.

The PCT undertook the "Moving Forwards" options appraisal with close involvement of the City Council, in particular the Director of Adult Social Services and Performance and the Executive Member for Health and Adult Social Care.

The PCT Board on 5 November 2008 agreed that subject to Cabinet approval in relation to adult social care:

- "The preferred organisational model for Peterborough Community Services is a Community Foundation Trust for Peterborough.
- Peterborough Community Services, supported by NHS Peterborough and NHS East of England and in partnership with Peterborough City Council, will prepare to seek the Secretary of State's support to apply to become Peterborough Community Health and Social Care Foundation Trust.
- In making this decision, NHS Peterborough recognises and supports the significant transition that PCS will need to undergo".

The recommended model was proposed based on an analysis of benefits and costs with the CFT option scored the highest. Social enterprise was ruled out on grounds of acceptability and capacity i.e. it is not suitable for full delegation of all social care functions and it is outside of the NHS and NHS pension service which could affect recruitment and retention.

The costs of implementing and running a CFT are higher than the status quo. However, the financial case recommends the CFT model as it offers greater financial freedoms, flexibilities and incentives for efficiencies and growth.

**CABINET RESOLVED TO:**

1. Agree that adult social care services provided by the PCT's provider arm "Peterborough Community Services" form part of a programme of work to submit an application for Community Foundation Trust (CFT) status to the Department of Health.
2. Note that further reports will be made to Cabinet at significant decision points in the process e.g. formal public consultation and the submission of an application for CFT status.
3. Note that the Council expects the commissioning PCT to deliver year on year improvements and efficiencies in adult social care as set out in the Annual Accountability Agreement and that the creation of a CFT should deliver better outcomes for local people.

***PETERBOROUGH HOUSING REGISTER AND ALLOCATIONS POLICY*** – *this will be the subject of a Cabinet recommendation to Council in April 2009*

**COUNCIL TAX BASE 2009/10**

Cabinet received a report on the calculation of the Council Tax Base 2009/10 as part of the preparation for setting the Council's Budget.

**CABINET RESOLVED TO:**

1. Endorse the calculation of the Council Tax Base for 2009/10 at a level of 54,835 Band D equivalent properties.
2. Note the estimated position of the Collection Fund and authorise the Executive Director of Strategic Resources to calculate the figure on 15 January 2009 and notify the Cambridgeshire Police Authority and the Cambridgeshire & Peterborough Fire & Rescue Authority.

**BUDGET 2009/10 AND MEDIUM TERM FINANCIAL PLAN TO 2011/12**

Cabinet considered the draft budget for 2009/10 in the context of a three year medium term financial plan and corporate priorities running to 2011/12.

The new medium-term financial plan proposes council tax increases of 2.5% each year for the next three years; the previous medium-term financial plan assumed 1.4% annual increases.

**CABINET RESOLVED TO:**

1. Agree the following as the basis for consultation:
  - (a) That the MTFP is set in the context of the community strategy
  - (b) The Budget monitoring report for Period 7 as the first draft of a probable outturn position for 2008/09
  - (c) The draft revenue budget for 2009/10, indicative figures for 2010/11 and 2011/12 (including capacity and savings proposals)
  - (d) The draft capital programme for 2009/10 to 2011/12. associated capital strategy, treasury strategy and asset management plan
  - (e) The draft medium term financial plan for 2009/10 to 2011/12
  - (f) The proposed council tax increase of 2.5% for 2009/10 and indicative increases of 2.5% in 2010/11 and 2011/12

- (g) To spend at the level of the Dedicated Schools Grant for 2008/09 to 2010/11
- (h) The proposals for reserves and balances
- (i) The proposed extent of delegation, (within the 'budget and policy framework procedure rules'), to be requested from council to ensure that the financial targets in the MTFP are delivered

2. Note that the draft Annual Accountability Agreement with the Primary Care Trust for 2009/10 is being drafted and will be incorporated in due course.

## **PETERBOROUGH'S GROWTH & REGENERATION: SECURING THE FUTURE**

Cabinet was asked to endorse a proposed solution to the challenges posed by the credit crunch and its financial and economic consequences, which are otherwise likely to impact on the Council's ability to meet current targets in housing and employment.

The financial and economic consequences of the current credit crunch mean that the current targets for growth in housing and employment are likely to be unachievable, and that considerable slippage in the programme will be experienced over the next three to five years.

Rather than relying on government schemes, officers recommended an alternative approach that might be adopted to maintain investment in the city's infrastructure and facilities. This would involve the Council working closely with Opportunity Peterborough to determine whether Special Purpose Vehicles (SPVs) could be established in partnership with investors and other public and private sector organisations to pursue functional or site-specific growth and regeneration projects.

These SPVs would be "off balance-sheet" vehicles as far as the council was concerned. This means that their financial dynamics would be separate from the council's budget and balance sheet, with the advantages this brings of leaving headroom for the council's own borrowing from the Public Works Loan Board (PWLB) and of the risks associated with each SPV being contained within the partnership structure itself.

An SPV is a ring-fenced legal entity set up and governed by two or more partners with a specific purpose (often time-limited). Using SPVs to progress the city's growth and regeneration programme will mean that private investors are presented with investment scenarios that provide appropriate assured returns when considered using their risk allocation models.

The business case evaluation and decision-making process used to determine which opportunities were progressed will be designed to act as a robust filter so that only soundly-based projects are progressed to feasibility stage. Once a project concept reaches the stage at which it is given a full feasibility assessment, only projects which are cash-generative over their investment lifetime will be released for implementation.

### **CABINET RESOLVED TO:**

1. Authorise the Deputy Chief Executive in consultation with the Leader to work with Opportunity Peterborough in a joint venture to determine whether to establish special purpose vehicles (SPVs)
2. authorise the Deputy Chief Executive to establish special purpose vehicles (SPVs) if so required in partnership with investors and other public and private sector organisations to pursue functional or site specific growth and regeneration

projects to achieve delivery of strategic executive functions in the Major Policy and Budget Framework

## **PERFORMANCE MONITORING REPORT – QUARTER TWO 2008-2009**

The report provided information on the council's performance between 1 July 2008 and 30 September 2008 against the following three key areas:

- Corporate Plan
- Local Area Agreement (LAA)
- Comprehensive Area Assessment (CAA)

Focus for Quarter 2 has been on capturing data and monitoring performance of the 139 Corporate Plan Indicators, of which 100 are NI's and 39 are local PCC Indicators.

9 indicators have improved performance, 116 indicators have remained static in performance and 14 indicators have no data (i.e. annual measures or awaiting place survey targets) however substitute proxy measures have now been put in place to enable supporting commentary to be recorded in the absence of actual data, to help monitor the performance of these indicators.

Overall 3 out of 5 priorities are on target with 2 showing negative performance direction of travel since Quarter One.

### **CABINET RESOLVED TO:**

Note that:

- (i) The performance of Corporate Plan priorities is progressing well against the targets set.
- (ii) There are some areas of concern within the wider LAA priorities, and that the effects of the credit crunch and the deepening recession may impact on the deliverability of some of the targets set.
- (iii) Where areas of concern or potential risk to negative performance of targets have been identified, action plans either are in place or further review and analysis is being undertaken to ensure that robust action plans are out in place to minimise the negative performance and bring some areas back on track.

## **OUTCOME OF PETITIONS**

**CABINET RESOLVED** to note the action taken in respect of the following petition presented to full Council:

### **PETITION – TO SUPPORT A CALL FOR THE CITY COUNCIL TO WORK TO GUARANTEE THAT THE POST OFFICE MAINTAINS A PRESENCE WITHIN THE CITY CENTRE**

This petition was presented to Council by Councillor Fower and requested that the City Council work to guarantee that the Post Office maintains a presence in the city centre in the light of the threat to its current location (the Corn Exchange) being lost as a result of plans by the city council to develop the area.

The Council's Head of Strategic Property has responded and advised as follows:

"Firstly I do understand the concerns that have been raised by the people who have signed this petition. As a Council we have always recognised the need for a Post

Office in the City and working with the tenants to secure this has always been out intention.

“We first advised the Post Office of our proposals in November 2007. However the Post Office only chose to enter into formal negotiations with us in May this year. I am please to advise that since then we have has a number of discussions and I am hopeful that they will be able to secure suitable alternative accommodation.

“As a Council we remain committed to a City Centre Post Office and will do all we can in assisting them in relocating. With this in mind we have already indicated that we are prepared to grant an additional tenancy that will allow them to operate from the Corn Exchange, providing of course that it does not impact on Council plans.”

## **2. DECISIONS FROM CABINET MEETING HELD 2 FEBRUARY 2009**

### **CONSULTATION FROM THE SECRETARY OF STATE FOR ENERGY ON AN APPLICATION UNDER THE ELECTRICITY ACT 1989, PROPOSED ENERGY PARK, LAND OFF STOREYS BAR ROAD, PETERBOROUGH**

Peterborough City Council has been consulted by the Department for Energy and Climate Change (DECC), in relation to an application by Peterborough Renewable Energy Limited (PREL) concerning a proposed Energy Park on land at Storeys Bar Road, Peterborough.

The Council is not the determining authority for this application, but is a consultee. An application such as this under the Electricity Act 1989 is an executive function.

The report was submitted to Cabinet for decision following formal consultation on the proposal with councillors, the applicant and members of the public at an extraordinary meeting of the Council on 13<sup>th</sup> January 2009.

#### **CABINET RESOLVED TO:**

Inform the Secretary of State for Energy and Climate Change that the City Council does not object to the application made by PREL for an Energy park at Storey's Bar Road subject to:

1. the matters set out in Appendix D (annex 1) to the report being satisfactorily resolved;
2. the conditions in Appendix E to the report being attached to any permissions granted
3. a Section 106 obligation being agreed as part of any permission granted;
4. an independent review being commissioned of the applicant's traffic study and proposed traffic mitigation measures in the light of the significant concerns expressed during consultation;
5. the Secretary of State be advised that the highway contribution sought by the city council as part of the S106 obligation as contained in Appendix F to the report is £2000 per vehicle trip proposed, irrespective of the type of vehicle; and
6. given the significant concerns expressed, that the council's Planning, Transport and Legal officers clarify and resolve any ambiguities in the language used in the conditions set out in Appendix E to the report before the council's view is submitted to the Secretary of State.

Peterborough City Council will work expeditiously with the applicant to resolve the issues at Appendix D, but requires the assurance of conditions being applied to any

permission in order to be able to protect local residents' amenity and interests and to align with the city's proposed Environmental Capital status.

### **2007-08 ANNUAL PERFORMANCE ASSESSMENT OF SOCIAL CARE SERVICES FOR ADULTS**

Cabinet received a report following the Commission for Social Care Inspection's (CSCI) assessment of adult social care services in 2007-08, along with an action plan that had been developed to support key areas for development.

Social care services for adults were deemed to be "good" at delivering outcomes with "promising" capacity for improvement, and retained a two star overall judgement.

#### **CABINET RESOLVED TO:**

1. Note the Commission for Social Care Inspection's Performance Assessment letter and summary of Adult Social Care; and
2. Endorse the action plan that has been developed to support the key areas for development.

### **3. CALL-IN BY SCRUTINY COMMITTEE**

The Council's call-in mechanism has not been invoked since the last report to Council.

### **4. SPECIAL URGENCY AND WAIVE OF CALL-IN PROVISIONS**

Scrutiny Procedure Rule 13.1 and Executive Procedure Rule 7 require any instances where the Council's special urgency provisions have been invoked, and/or the call-in mechanism was not applied, to be reported to the next available meeting of the Council, together with reasons for urgency.

Since the last report to Council the Special Urgency Procedure has been invoked, and the call-in mechanism suspended in respect of the following decision which is further outlined in item 5 below:

#### **Refurbishment and Enhancement of Clare Lodge Secure Unit, Glington, Phase Three**

##### Special Urgency:

The key decision was required and could not be delayed until expiry of the usual five day waiting period. The consent of the Vice Chairman of Scrutiny Committee had been obtained to waive the requirements to wait for five days before the Cabinet Member for Efficiency and Business Improvement could take the decision because of the need to authorise the award of the third phase of the project urgently to avoid adverse impact on the build project which could in turn have had implications for on receipt of grant. Any delay in obtaining this approval may significantly have prejudiced the Council's position

##### Waive of Call-In Provisions:

This decision was urgent and as such, was not subject to the Council's call-in mechanism. The consent of the Vice Chairman of Scrutiny Committee had been obtained to suspend call-in because of the need to authorise the award of the third phase of the project urgently to avoid adverse impact on the build project which could

in turn have had implications for on receipt of grant. Any delay in obtaining this approval may have significantly prejudiced the Council's position.

The Vice Chair of Scrutiny Committee had been advised of the above and had given her consent to waive the call-in process on this occasion. The Council's Monitoring Officer had also been informed.

## 5. CABINET MEMBER DECISIONS

<b>CABINET MEMBER AND DATE OF DECISION</b>	<b>DECISION TAKEN</b>
1 December 2008 Councillor Scott	<p><b>Sale of Land and Building Known as 12 Dogsthorpe Road, Peterborough</b></p> <p>To authorise the Chief Executive (in consultation with the Head of Strategic Property (as Corporate Property Officer,) Executive Director - Strategic Resources and Cabinet Member for Efficiency and Business Improvement (who will liaise with the Leader of the Council) to market, negotiate and conclude the sale of this surplus Council asset based on best consideration principles.</p>
3 December 2008 Councillor Peach	<p><b>Peterborough City Council Lottery Grants</b></p> <p>To approve applications for grant funding from the City Council Lottery Grants Fund for the following grants:</p> <ol style="list-style-type: none"> <li>1. <b><u>Special Project Grants: To approve payment (up to the maximum) of £300 each for the groups below:</u></b> <ul style="list-style-type: none"> <li>• <b>Old Dogsthorpe Residents Association - £300:</b> Contribution to the cost of the annual Christmas Party for senior citizens, including a contribution towards transport to and from the venue.</li> <li>• <b>WRVS Senior Stop User Group - £150:</b> Contribution to the annual Christmas Party for WRVS</li> </ul> </li> <li>2. <b><u>Capital Grants: To approve payment (up to the maximum) of £500 each for the groups below:</u></b> <ul style="list-style-type: none"> <li>• <b>Peterborough Neighbourhood Watch Association - £400:</b> To purchase a laptop to use for general administration and accounting</li> </ul> </li> <li>3. <b><u>Sport, Individual and Team Sponsorship Grants:</u></b> <p><b><u>Individual Sponsorship Grant: To approve payment of £300 each for the following persons</u></b></p> <ul style="list-style-type: none"> <li>• <b>Peter Hunt - £300 :</b> to represent the city in a</li> </ul> </li> </ol>

	<p>Roller Hockey tournament in Portugal.</p> <ul style="list-style-type: none"> <li>• <b>Dario Tanzillo - £300</b> : to represent the city at the Robin Hood Long Course swimming event in Sheffield.</li> <li>• <b>Ottavio Tanzillo - £300</b>: to represent the city at the Robin Hood Long Course swimming event in Sheffield.</li> </ul> <p><b><u>Total Allocation: £1,750.00</u></b></p>
4 December 2008 Councillor Goldspink	<p><b>Appointment of LEA Governors</b></p> <ol style="list-style-type: none"> <li>1. Northborough Primary School: to appoint Mrs Deborah Hiller nominated by the Conservative group.</li> <li>2. Fulbridge Primary School: to appoint Mr Robert Harris nominated by the Peterborough Independent Forum.</li> </ol>
5 December 2008 Councillor Scott	<p><b>Schedule of Rates for Capital Civil Engineering Works 2008/2010</b></p> <p>The authorisation of the Cabinet Member was sought to:</p> <p>(a) enter into a number of call-off contracts, for a period of two years (November 2008 to September 2010), with the contractors listed;</p> <ul style="list-style-type: none"> <li>• Acrabuild (Anglia) Ltd</li> <li>• J. Breheny Contractors Ltd</li> <li>• A. Coupland (Surfacing) Ltd</li> <li>• C.G. Godfrey Ltd</li> <li>• Ringway Infrastructure Services Ltd</li> <li>• Wrekin Construction Company Limited</li> </ul> <p>A call-off contract in this context is an arrangement with more than one contractor for a defined range of works covering terms and conditions (including price) that users can "call-off" via work orders to meet project requirements.</p> <p>(b) delegate the award of individual works orders under the call-off contracts, up to the value of £150,000 per order, to the Executive Director of Operations.</p> <p>(c) delegate the authority to the Executive Director of Operations to accept, after the first twelve months of the contract period, revisions to the submitted rates in accordance with the specified mechanism within the call-off contracts.</p>
5 December 2008 Councillor Scott	<p><b>Riverside Community Sports Pavilion</b></p> <p>Authority to award the contract to construct the new Riverside Community Sports Pavilion to Kier Eastern for sum outlined in the exempt annex to the report.</p>



<p>17 December 2008 Councillor Murphy</p>	<p><b>Peterborough Local Development Framework – Annual Monitoring Report 2008</b></p> <p>To approve the City Council's Local Development Framework Annual Monitoring Report 2008, for submission to the Department of Communities and Local Government (DCLG) via Government Office for the East of England (GO-East) prior to 31<sup>st</sup> December 2008.</p>
<p>8 January 2009 Councillor Peach</p>	<p><b>Peterborough City Council Lottery Grants</b></p> <p>To approve applications for grant funding from the City Council Lottery Grants Fund for the following grants:</p> <ol style="list-style-type: none"> <li>1. <b><u>Start Up Grants: To approve payment (up to the maximum) of £150 each for the groups below:</u></b> <ul style="list-style-type: none"> <li>• <b>Princes Street Residents Association - £150:</b> Employing a company to input historical information about the local area on the associations' website for local use.</li> </ul> </li> <li>2. <b><u>Special Project Grants: To approve payment (up to the maximum) of £300 each for the groups below:</u></b> <ul style="list-style-type: none"> <li>• <b>Eye Community Association - £300:</b> Contribution to the cost of the annual Christmas Party for senior citizens, including a contribution towards entertainment and the catering.</li> <li>• <b>Peterborough African Community Organisation (PACO) - £300:</b> Contribution to the launch of the Peterborough Community Radio. The grant will be used towards the cost of the catering and volunteer expenses.</li> <li>• <b>Peterborough Civic Society - £300:</b> Contribution to the cost of erecting several plaques to direct visitors to local historical sites including the museum and the Guildhall.</li> <li>• <b>Peterborough Pensioners Association - £300:</b> Contribution to the cost of the annual Christmas Party for senior citizens, including a contribution towards entertainment, hire of hall and the catering.</li> </ul> </li> <li>3. <b><u>Capital Grants: To approve payment (up to the maximum) of £500 each for the groups below:</u></b> <ul style="list-style-type: none"> <li>• <b>Eye Community Association - £500:</b> Contribution to updating the lounge area by replacing the flooring. The grant will be used towards purchase of new flooring material</li> </ul> </li> </ol>

	<ul style="list-style-type: none"> <li>• <b>Peterborough African Community Organisation (PACO) - £499.90:</b> To purchase two recording devices to provide radio production training to volunteers to enable them to produce and broadcast radio programmes for the Peterborough Community Radio project.</li> </ul> <p><b>4. <u>Sport, Individual and Team Sponsorship Grants:</u></b></p> <p><b><u>Individual Sponsorship Grant: To approve payment of £300 each for the following persons</u></b></p> <ul style="list-style-type: none"> <li>• <b>Nathan Hastings - £300 :</b> to compete in the Belgium National Open BMX Championships in January 2009.</li> <li>• <b>Jonathan Hastings - £300 :</b> to compete in the Belgium National Open BMX Championships in January 2009.</li> <li>• <b>Lewis Hook - £300:</b> to represent England in the 50<sup>th</sup> Pee Wee International Ice Hockey Tournament in Canada in February 2009.</li> <li>• <b>James White - £300:</b> to compete in the Turku Ice Hockey Tournament in Finland in April 2009.</li> <li>• <b>Alex Whyte - £300:</b> to compete in the Turku Ice Hockey Tournament in Finland in April 2009.</li> </ul> <p><b><u>Total Allocation: £3,849.90</u></b></p>
12 January 2009 Councillor Goldspink	<p><b>Appointment of LEA Governors</b></p> <ol style="list-style-type: none"> <li>1. Stanground St Johns Primary School - to appoint Mrs Jemma Keegan nominated by the Local Authority.</li> <li>2. Paston Ridings Primary School - to appoint Mrs Elizabeth Ryan nominated by the governing body.</li> <li>3. Matley Primary School - to appoint Mrs Suzanne Jones nominated by the Local Authority.</li> </ol>
20 January 2009 Councillor Scott	<p><b>Nene Bridge Refurbishment - appointment of contractor using the Midlands Work Framework Contract 3</b></p> <p>Authority was sought to award the Nene Bridge Refurbishment contract to Geoffrey Osborne Ltd who is part of the Midlands Work Framework 3 (MWF3) contract, for the sum set out in the Exempt Annex to the report.</p>
11 February 2009 Councillor Goldspink	<p><b>Quality &amp; Access for All Young Children- Three Year Allocation of Early Years Capital Grant</b></p> <p>Authority was sought to:</p>

	<ul style="list-style-type: none"> <li>• approve the process for the allocation of the 'Quality and Access for all Young Children – Early Years Capital Grant through the Early Years &amp; Childcare Team</li> <li>• delegate the authority to award the individual contracts to the Executive Director – Children's Services</li> </ul>
<p>12 February 2009 Councillor Scott</p>	<p><b>Refurbishment and Enhancement of Clare Lodge Secure Unit, Ginton, Phase Three</b></p> <p>The Cabinet Member was recommended to authorise the award of the contract for Phase 3 of the refurbishment and enhancement of Clare Lodge Secure Unit, Ginton and additional business continuity and energy efficiency works to Peterborough City Services in the sum indicated within the exempt annex to the report.</p>
<p>16 February 2009 Councillor Scott</p>	<p><b>Award of Contract for the Refurbishment of Jack Hunt Swimming Pool</b></p> <p>The Cabinet Member was requested to authorise the award of the contract for the Refurbishment of the Jack Hunt Swimming Pool to City Services in the sum outlined in the exempt annex to the report.</p>



<b>COUNCIL</b>	AGENDA ITEM No. 8
<b>25 FEBRUARY 2009</b>	<b>PUBLIC REPORT</b>

## **EXECUTIVE REPORT – RECOMMENDATION**

### **1. BUDGET 2009/10 AND MEDIUM TERM FINANCIAL PLAN (MTFP) TO 2011/12**

- 1.1 Cabinet, at its meeting on 2 February 2009, considered the draft budget for 2009/10 in the context of a three year medium term financial plan and corporate plan running to 2011/12.
- 1.2 In determining the following budget recommendations, Cabinet had regard to the consultation comments and the statutory advice detailed in the report and endorsed the following for recommendation Council:
- (a) That the MTFP is set in the context of the community strategy
  - (b) The budget monitoring report for Period 9 as the probable outturn position for 2008/09
  - (c) The revenue budget for 2009/10, indicative figures for 2010/11 and 2011/12 (including capacity and savings proposals)
  - (d) The capital programme for 2009/10 to 2011/12, associated capital strategy and asset management plan
  - (e) The medium term financial plan for 2009/10 to 2011/12
  - (f) The council tax increase of 2.5% for 2009/10 and indicative increases of 2.5% in 2010/11 and 2011/12
  - (g) To spend at the level of the Dedicated Schools Grant for 2009/10 to 2011/12
  - (h) The proposals for reserves and balances
  - (i) The Prudential Code, Treasury Management Strategy and Minimum Revenue Provision Policy
  - (i) The proposed extent of delegation, (within the 'budget and policy framework procedures rules'), to be requested from council to ensure that the financial targets in the MTFP are delivered.
  - (k) the draft Annual Accountability Agreement with the Peterborough Primary Care Trust, with the authority to finalise the agreement following Council being delegated to the Director of Adult Social Care.
- 1.3 Cabinet has noted that the Council Tax to be set on 25 February 2009 is subject to the notifications of precepting bodies in respect of their budget requirements and appropriate resolutions prepared for Council.

**IT IS RECOMMENDED** that Council adopts the Budget for 2009/10 and Medium Term Financial Plan to 2011/12 as detailed in Book 2 (attached).



COUNCIL	AGENDA ITEM No. 9
25 FEBRUARY 2009	PUBLIC REPORT

## **NOTICES OF MOTION**

The following notices of motion have been received in accordance with Standing Order 11.1:

### **1. Motion from Councillor Khan**

That this Council:

1. condemns the violence, injury and killing of thousands of men, women and children in Gaza and recognises the concerns raised by many of Peterborough's citizens regarding the use of force by the Israeli military;
2. resolves to support those who are working towards the peaceful resolution of conflict in the region; and
3. requests the Leader of the Council to write to the Government asking for the sale of arms to the Israeli Military to be halted.

### **2. Motion from Councillor John Fox**

That the Council:

1. recognises the grave concerns of the National Pest Technicians Association, following the National Rodent Survey 2007/08, that the rat population in this country is increasing dramatically;
2. notes the views expressed by the Association that unless local authorities, utilities and other businesses can find new ways of working together with householders to combat rats and mice through well planned and co-ordinated professional treatment, we will only see our national rodent problem becoming progressively worse in the years ahead;
3. further notes the views of the Association that the problem is made worse where alternate weekly bin collections are not fully embraced or well enough managed by all concerned;
4. asks the Executive to investigate positive steps that might be taken towards fulfilling this Council's responsibilities to the public health and welfare of the residents of Peterborough and ensuring that extra staff resources are provided in the Pest Control Team to help combat the concerns that have been raised; and
5. requests the Executive to consider reverting back to the weekly black bin collection of household waste before we live to regret our inactions.