

COUNCIL	AGENDA ITEM No. 10
17 OCTOBER 2018	PUBLIC REPORT

RECORD OF EXECUTIVE DECISIONS MADE SINCE THE LAST MEETING

1. EXTRAORDINARY CABINET MEETING HELD ON 23 JULY 2018

i. Approval of Future Arrangements for the Existing Enterprise Managed Services Contract

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

1. Authorise officers to create a Local Authority Trading Company (Company), noting the Business case prepared in support of this decision.
2. Authorise officers to provide through that Company all services currently performed under the 2011 EMS/Amey contract and any other services considered as part of the Business Plan.
3. Authorise an extension to the current contract with EMS/Amey from the current contract termination date of 31 August 2018 to 1 February 2019 at an additional cost of £810,000.
4. Authorise a loan facility from Peterborough City Council of up to £1.75million (at state aid compliant interest rates and market terms) to the Company to provide working capital and cover start-up costs:
 - Vehicles and plant (if required) - £1m
 - Acquisition of ICT equipment & software - £100k
 - Consultancy to prepare for go-live - £75k
 - Stationery, marketing, website & contingency - £75k
 - Running costs (if required) - £500k
5. Delegate authority to the Chief Executive, in consultation with statutory officers as necessary, any decision relating to:
 - Appointment and transfer of staff to the Company;
 - Budget and financial matters necessary to support the business but with annual budget approval sought through the normal budget process.
6. Delegate authority to the Director of Governance in consultation with the Director of Resources and relevant Service Director authority to make decisions and enter into legal agreements necessary to effect the set up and future operation of the Company including:
 - Appointment of Officers to the Company Board of Directors from incorporation;
 - The agreement between Company and Council for discharging responsibilities and monitoring of performance;
 - Appointment of Independent or Member representation to the Interim Board;
 - Agreement of Articles of Association and shareholder agreement;
 - Services and Asset Purchase Agreements;
 - Leases and other property documentation;

- Secondment arrangements, pension provision and other employment matters.
7. That the Leader of the Council in consultation with the Cabinet Member for Waste & Street Scene and Service Director for Environment and Economy approve the Company name.

ii. [IT Improvement Plan](#)

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

1. Approve the proposed IT Improvement Plan and the potential path being taken of convergence with Cambridgeshire County Council, especially in People and Communities;
2. Approve the inclusion in Tranche 2 of the Budget Proposals a series of short term decisions, dependent on robust business cases, in order to improve the service. This will incur additional expenditure/ investment of up to £1.120m.

iii. [Permanency Service and Arrangements for Regional Adoption](#)

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

1. Note the budget pressures associated with the cost of children in care placements and the request for a supplementary budget of up to £3.9m this year and for inclusion of future years requirements in Tranche 2 of 2019/20 Medium Term Financial Strategy process;
2. Agree in principle to exploring the variation to the contract for the Permanency Service contract with TACT, in line with due governance processes;
3. Note the proposed arrangements relating to the development of a Regional Adoption Agency in partnership with Cambridgeshire and in line with government requirements.

vi. [Budget Control Report May 2018](#)

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

1. The Budgetary Control position for 2018/19 at May 2018 includes a £4.904m overspend position on the revenue budget.
2. The Key variance analysis and explanations, is highlighted in Appendix A to the report.
3. The estimated reserves position for 2018/19 outlined in Appendix B to the report.
4. The Risks highlighted within the Budget are highlighted in Appendix C to the report.

2. [CABINET MEETING HELD ON 24 SEPTEMBER 2018](#)

i. [To Retain the Footbridges on Junction 18](#)

Cabinet considered the report and **RESOLVED** to reassign the proportion of the overall budget allocated to demolish the footbridges to instead make significant repairs to the bridge structures at junction 18, rather than removing or replacing them as previously intended.

ii. [Peterborough City Council's Tree and Woodland Strategy](#)

Cabinet considered the report and **RESOLVED** to recommend the Tree and Woodland Strategy to Full Council for approval.

iii. **Outcome of Ofsted Inspection of Peterborough's Children's Services**

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

1. Note the positive outcome of the Ofsted inspection of Children's Services under the new inspection framework: The Inspection of Local Authority Children's Services [ILACS];
2. Acknowledge the commitment and dedication of staff within Peterborough in children's and allied services and the support provided by partner agencies in improving outcomes for vulnerable children and young people in Peterborough;
3. Note the areas for development noted in the inspection report and agrees in principle to support officers in delivering continuing improvement, continuing the strong tradition of corporate and Member support for Children's Services identified by inspectors

iv. **Cambridgeshire and Peterborough Joint Working Arrangements**

Cabinet considered the report and **RESOLVED** to approve the principles set out in the Joint Working Agreement and Protocols

v. **Budget Control Report August 2018**

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

1. The Revenue Budgetary Control position for 2018/19 at July 2018 includes a £5.982m overspend position on the revenue budget.
2. The key variance analysis and explanations are contained in Appendix A of the report.
3. The estimated reserves position for 2018/19 is outlined in Appendix B of the report.
4. In year budget risks are highlighted in Appendix C of the report.
5. The Asset Investment and Treasury Budget Report is contained in Appendix D of the report.

vi. **Outcome of Petitions**

Cabinet considered the report and **RESOLVED** to note the position in respect of petitions

3. CALL-IN BY SCRUTINY COMMITTEE

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

4. SPECIAL URGENCY AND WAIVER OF CALL-IN PROVISIONS

Since the publication of the previous report to Council the urgency, special urgency and waiver of call-in provisions have not been invoked.

5. CABINET MEMBER DECISIONS

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
<p>Cabinet Member for Resources</p> <p>Councillor David Seaton</p> <p>20 July 2018</p>	<p>JUL18/CMDN/18</p>	<p>Amendment to Loan Facility - JUL18/CMDN/18</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Approved the amendment of the terms of the Strategic Partnership with Empower Community Management LLP, by extending the term of the existing loan facility for a further 2 months to expire on 30 September on the terms set out below 2. Approved the amendment of the financing agreement with ECS Peterborough 1 LLP 3. Approved the Council entering into such further agreements with ECS Peterborough 1 LLP and any other body necessary to facilitate the arrangements set out in this report. 4. Delegate to the Corporate Director, Resources and Director of Law and Governance the ability to finalise matters 1 to 3 above.
<p>Cabinet Member for Education, Skills and University</p> <p>Councillor Lynne Ayres</p> <p>26 July 2018</p>	<p>JUL18/CMDN/23</p>	<p>Jack Hunt School expansion - Award of contract for the expansion works - JUL18/CMDN/23</p> <p>The Cabinet Member for Education, Skills and University in consultation with the Cabinet Member for Resources</p> <ol style="list-style-type: none"> 1. Authorised the Executive Director People and Communities to approve the completion of the construction of new school accommodation at Jack Hunt School up to the value of the budget sum of £4.8m. This sum included the anticipated design and build contract costs, funding for Information and Communications Technology (ICT), internal re-modelling to the existing site, off-site highways works, all site surveys and project management and technical advisers fees. 2. Authorised the Executive Director People and Communities to award the design and build contract to the successful contractor from Lot 3 of the Peterborough City Council Construction Framework. 3. Authorised the Head of Legal Services or delegated officers to enter into any legal documentation on behalf of the Council in relation to this matter, including the design and build contract and any required variation to the PFI contract. 4. Authorised the Head of Legal Services or delegated officers to enter into a Development Agreement with

		Peterborough Keys Academies Trust.
<p>Leader of the Council and Deputy Mayor of the Cambridgeshire and Peterborough Combined Authority</p> <p>Cllr John Holdich OBE</p> <p>26 July 2018</p>	JUL18/CMDN/24	<p>Disposal of freehold in Centre of the City - JUL18/CMDN/24</p> <p>The Cabinet Member authorised the disposal of the freehold of Bayard Place on the terms set out in the exempt annex.</p>
<p>Deputy Leader and Cabinet Member for Integrated Adult Social Care and Health</p> <p>Cllr Wayne Fitzgerald</p> <p>02 August 2018</p>	AUG18/CMDN/25	<p>Personal Care and Support (Homecare) in Peterborough - AUG18/CMDN/25</p> <p>The Cabinet Member for Integrated Adult Social Care and Health:</p> <ol style="list-style-type: none"> 1. Approved the award of a contract to deliver Provision of Care at Home Services to the providers under a framework agreement listed in Appendix 1 for a period of three years with the option to extend up to a further seven years (Total Value £17m p.a. includes £3.8 p.a. spend for Peterborough and Cambridgeshire CCG). 2. Authorised the Corporate Director of People & Communities to extend the contract for upto 7 years at a cost agreed at the tender stage plus any variations during the term of the contract should the Council exercise the option to extend.
<p>Leader of the Council and Deputy Mayor of the Cambridgeshire and Peterborough Combined Authority</p> <p>Cllr John Holdich OBE</p> <p>13 August 2018</p>	AUG18/CMDN/26	<p>Additional Outside Organisation - Live Peterborough Limited - AUG18/CMDN/26</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Approved Live Peterborough Limited as an additional outside organisation to which an appointment opportunity has arisen; 2. Approved the formal appointment of Councillor Marco Cereste to the Board of Directors of Live Peterborough Limited; 3. Approved the categorisation of the appointment referred to in recommendations 1 and 2 as a Council Owned Company;
Cabinet Member	AUG18/CMDN/27	Implementation of Civil Penalties in accordance with the

<p>for Communities</p> <p>Cllr Irene Walsh</p> <p>14 August 2018</p>		<p>Housing and Planning Act 2016 - AUG18/CMDN/27</p> <p>The Cabinet Member authorised the introduction of Civil Penalties under Schedule 9 of the Housing and Planning Act 2016. A civil penalty is a financial penalty imposed by a local authority on an individual or organisation as an alternative to prosecution for a range of offences under the Housing Act 2004.</p>
<p>Cabinet Member for Education Skills and University</p> <p>Cllr Lynne Ayres</p> <p>15 August 2018</p>	<p>AUG18/CMDN/28</p>	<p>Award of contract for the design and build of Hampton Lakes Primary School - AUG18/CMDN/28</p> <p>The Cabinet Member for Education, Skills and University in consultation with the Cabinet Member for Resources</p> <ol style="list-style-type: none"> 1. Authorised the Executive Director People and Communities to act as the Responsible Body for the self-delivery of the design and build of Hampton Lakes Primary School (free school Academy) following capital approval of the budget by the Education Skills and Funding Agency. 2. Authorised the Executive Director People and Communities to enter into a Pre-construction Services Agreement and subsequently award the design and build contract to the successful Education Skills Funding Agency (ESFA) Contractors Framework Panel Member. 3. Authorised the Head of Legal Services or delegated officers to enter into any legal documentation on behalf of the Council in relation to this matter. 4. Authorised the Head of Legal Services or delegated officers to enter into a Development Agreement with the Education Skills and Funding Agency and Hampton Academies Trust, and grant a 125 year lease of the school site to Hampton Academies Trust after the defects liability period for the school buildings has expired. 5. Authorised the Executive Director People and Communities to enter into additional agreements if required by the Department for Education or the Education Skills Funding Agency to facilitate the opening of the new school by Hampton Academies Trust.
<p>Cabinet Member for Public Health</p> <p>Cllr Diane Lamb</p> <p>20 August 2018</p>	<p>AUG18/CMDN/30</p>	<p>Healthy Workplaces - AUG18/CMDN/30</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Approved the award of contract via Cambridgeshire County Council to Sports and Leisure Management Ltd. to deliver a Healthy Workplace Service in Peterborough for the sum of £68,000 from 1 June 2018 to 31 May 2021 with the option to extend for a

		<p>further 2 years, following the completion of a competitive tender process.</p> <p>2. Authorised a Memorandum of Understanding between the Council and Cambridgeshire County Council to be established to enable Cambridgeshire County Council to contract Sports and Leisure Management Ltd. on behalf of the Council.</p>
<p>Cabinet Member for Education Skills and University</p> <p>Cllr Lynne Ayres</p> <p>20 August 2018</p>	AUG18/CMDN/29	<p>New Ark Adventure Playground Grant Funding - AUG18/CMDN/29</p> <p>The Cabinet Member authorised the Council entering into a grant agreement with New Ark Play Association to support the provision of early education, play and outdoor learning facilities. The grant will be for a total value of £66,000 for the period 1st September 2018 to 31st August 2021.</p>
<p>Cabinet Member for Public Health</p> <p>Cllr Diane Lamb</p> <p>21 August 2018</p>	AUG18/CMDN/31	<p>Healthy Schools - AUG18/CMDN/31</p> <p>The Cabinet Member:</p> <p>1. Approved the award of contract via Cambridgeshire County Council to Sports and Leisure Management Ltd. to deliver a Healthy Schools Support Service in Peterborough for the sum of £177,434.40 from 1 September 2018 to 31 August 2021 with the option to extend for a further 2 years, following the completion of a competitive tender process.</p> <p>2. Authorised a Memorandum of Understanding between the Council and Cambridgeshire County Council to be established to enable Cambridgeshire County Council to contract Sports and Leisure Management Ltd. on behalf of the Council.</p>
<p>Leader of the Council and Deputy Mayor of the Cambridgeshire and Peterborough Combined Authority</p> <p>Cllr John Holdich OBE</p> <p>7 September 2018</p>	SEPT18/CMDN/32	<p>Waiver of 6 Month Councillor Attendance Rule - SEPT18/CMDN/32</p> <p>The Cabinet Member:</p> <p>1 Approved the waiver of the six month attendance rule provided for within Section 85(1) of the Local Government Act for Councillor Julia Davidson due to an illness in the family.</p> <p>2 Approved the extension of the permitted non-attendance time period for a further six month period, to expire on 7 March 2019.</p>
<p>Cabinet Member for Resources</p> <p>Cllr David Seaton</p>	SEPT18/CMDN/33	<p>To approve the write-off of any uncollectable debts in excess of £10,000 - SEPT18/CMDN/33</p> <p>The Cabinet Member authorised the write off of the debt</p>

14 September 2018		shown as outstanding in respect of non-domestic rates and accounts receivable (sundry debt) accounts included in the Appendices. This details the financial year and the category for the write off request.
Cabinet Member for Resources Cllr David Seaton 14 September 2018	SEPT18/CMDN/34	<p>Discretionary Rate Relief - SEPT18/CMDN/34</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Approved the Local Discretionary Rate Relief scheme for 2018-19 as set out in Appendix A; 2. Instructed officers to ensure that the reliefs for the three government initiatives (LDRR, public houses, small businesses) are processed in accordance with the agreed schemes for the qualifying properties and rebilling takes place at the earliest opportunity; 3. Instructed officers to process the reliefs for future years for small businesses and public houses (if further extended by the government) at an appropriate time in accordance with the relevant qualifying criteria; 4. Approved the award of Discretionary Rate Relief for charities and similar organisations shown on the attached schedule at Appendix B to 31 March 2019; 5. Rejected the applications for the award of Discretionary Rate Relief for charities and similar organisations shown on the attached schedule at Appendix C.
Cabinet Member for Resources Cllr David Seaton 1 October 2018	OCT18/CMDN/40	<p>Amendment to Loan Facility OCT18/CMDN/40</p> <p>The Cabinet Member approved:</p> <ol style="list-style-type: none"> 1. The amendment of the terms of the Strategic Partnership with Empower Community Management LLP, by extending the term of the existing loan facility for a further 2 months to expire on 30 November on the terms set out below 2. The amendment of the financing agreement with ECS Peterborough 1 LLP 3. The Council entering into such further agreements with ECS Peterborough 1 LLP and any other body necessary to facilitate the arrangements set out in this report. 4. To delegate to the Corporate Director, Resources and Director of Law and Governance the ability to finalise matters 1 to 3 above
Deputy Leader and Cabinet	OCT18/CMDN/41	<p>Cambridgeshire and Peterborough Adult Social Care Market Position Statement OCT18/CMDN/41</p>

<p>Member for Integrated Adult Social Care and Health</p> <p>Cllr Wayne Fitzgerald</p> <p>2 October 2018</p>		<p>The Cabinet Member approved the publication and promotion of the Cambridgeshire and Peterborough Adult Social Care Market Position Statement.</p>
<p>Cabinet Member for Resources</p> <p>Cllr David Seaton</p> <p>9 October 2018</p>	<p>OCT18/CMDN/42</p>	<p>Approval of funding for the provision of accommodation to reduce homelessness - OCT18/CMDN/42</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Approved a grant of £4.9m to Medesham Homes LLP, funded from Right to Buy Receipts, to enable the provision of 30 new affordable homes in Peterborough. 2. Delegated authority to the Head of Sustainable Growth Strategy to replace some of the Right to Buy Receipts with S106 Affordable Housing Commuted sums should eligible s106 receipts subsequently become available to apply to the project. 3. Delegated to the Director of Law and Governance the authority to finalise and put in place any agreements and legal documentation necessary to give effect to these proposals, in consultation with the Corporate Director of Growth and Regeneration and the Acting Corporate Director, Resources.

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