

COUNCIL	AGENDA ITEM No. 13
2 MARCH 2022	PUBLIC REPORT

RECORD OF EXECUTIVE DECISIONS MADE SINCE THE LAST MEETING

1. CABINET MEETING HELD ON 31 JANUARY 2021

i. Medium Term Financial Plan 2022/23 – Phase Two

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

1. The Phase Two budget proposals as outlined in Appendix B as the basis for public consultation.
2. The updated budget assumptions, to be incorporated within the Medium-Term Financial Plan 2022/23. These are outlined in section 5.
3. The revised capital programme outlined in section 5 and referencing Appendix C.
4. The establishment of a Budget Risk Reserve and the forecast reserve commitments to fund the cost of transformational investment and the implementation of the Improvement Plan. These are outlined in section 6 and Appendix F.
5. The Education budget as outlined in section 5.5 and within Appendix J.
6. The Medium-Term Financial Plan 2022/23 - Phase Two, as set out in the body of the report and the following appendices:
 - Appendix A – 2022/23 MTFP Budget Position Phase Two
 - Appendix B – Phase Two Budget Consultation Document
 - Appendix C – Capital Programme Schemes 2022/23-2024/25
 - Appendix D – Financial Risk Register
 - Appendix E – Fees and Charges
 - Appendix F – Reserves Commitments
 - Appendix G – Equality Impact Assessments
 - Appendix H – Carbon Impact Assessments
 - Appendix I – Executive Summary of the Council's Improvement Plan
 - Appendix J – Dedicated Schools Grant and the Schools Budget 2022-23
 - Appendix K – Treasury Management Strategy
 - Appendix L – Capital Strategy

Cabinet **RESOLVED** to note:

7. This proposed budget includes a Council Tax increase of 2.99%, (1.99% general Council Tax and 1% Adult Social Care Precept), as outlined within section 5.2
8. The strategic financial approach taken by the Council outlined in section 4 of this report.
9. The Council's core funding position following the Local Government Provisional Finance Settlement published on 16 December 2021 as provisional until the Final Settlement position is published in February 2022. This is outlined in section 5.2.
10. The forecast reserves position, and the statutory advice of the Chief Finance Officer outlined in section 6 'The Robustness (Section 25) Statement'.

2. CABINET MEETING HELD ON 21 FEBRUARY 2021

i. Medium Term Financial Plan 2022/23 – Phase Two

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

1. This proposed budget includes a Council Tax increase of 2.99%, (1.99% general Council Tax and 1% Adult Social Care Precept), as outlined within section 5.2
2. The Phase Two budget proposals as outlined in Appendix B as the basis for public consultation.
3. The updated budget assumptions, to be incorporated within the Medium-Term Financial Plan 2022/23. These are outlined in section 5.
4. The revised capital programme outlined in section 5 and referencing Appendix C.
5. The establishment of a Budget Risk Reserve and the forecast reserve commitments to fund the cost of transformational investment and the implementation of the Improvement Plan. These are outlined in section 6 and Appendix F.
6. The Education budget as outlined in section 5.6 and within Appendix J.
7. The proposed approach to the development of an Asset Management Strategy, in line with that included within the improvement plan. This is outlined in section 5.5.
8. The Medium-Term Financial Plan 2022/23- Phase Two, as set out in the body of the report and the following appendices:
 - Appendix A – 2022/23 MTFP Budget Position Phase Two
 - Appendix B – Phase Two Budget Consultation Document
 - Appendix C – Capital Programme Schemes 2022/23-2024/25
 - Appendix D – Financial Risk Register
 - Appendix E – Fees and Charges
 - Appendix F – Reserves Commitments
 - Appendix G – Equality Impact Assessments
 - Appendix H– Carbon Impact Assessments
 - Appendix J – Dedicated Schools Grant and the Schools Budget 2022-23
 - Appendix K – Treasury Management Strategy
 - Appendix L – Capital Strategy
 - Appendix M – Budget Consultation Feedback

Cabinet **RESOLVED** to note and recommend that Council note:

9. The strategic financial approach taken by the Council outlined in section 4 of this report.
10. The Council's core funding position following the Local Government Final Finance Settlement published on 7 February 2022. This shows a £0.005m favourable change in comparison to the provisional settlement previously reported. This is outlined in section 5.
11. The forecast reserves position, and the statutory advice of the Chief Finance Officer outlined in section 6 'The Robustness (Section 25) Statement'.
12. The Council's Improvement Plan within Appendix I, as agreed at Council on 16 December, from which this plan is outlined as a key deliverable within the financial sustainability theme.
13. The following changes which have been made since the 31 January Cabinet report:
 - a. Confirmation of Final Settlement and grant allocations such as Public Health resulting in a £0.005m favourable change in budget position
 - b. Inclusion of the final parish precepts in section 5.2- net nil budget impact
 - c. Confirmation of no changes to the estimates/assumptions included within the budget proposals
 - d. Inclusion of the approach to the asset strategy
 - e. Inclusion of the budget consultation feedback received up to 10 February 2022.

ii. **'Save Bretton Oak Tree' Petition – Action to be Taken**

Cabinet considered the report and the recommendation of the Growth, Resources and Environment Scrutiny Committee and **RESOLVED** to:

1. Delegate authority to the Cabinet Member for Waste, Street Scene and the Environment to determine whether the consent to fell the tree at 9 Barnard Way, Bretton be implemented or not, subject to:
 - Obtaining a further independent expert assessment (i.e. not from the experts who have already provided assessments) of the issues relating to the mature oak tree and the property of 9 Barnard Way, Bretton, with such an assessment reviewing the existing reports and clarifying any inconsistencies; and
 - Ensuring the effectiveness, cost and implications of providing root barrier treatment have been properly considered.

iii. **The Peterborough Housing Allocations Policy**

Cabinet considered the report and **RESOLVED** to recommend the new Allocations Policy to Full Council for approval.

iv. **Budget Approval for the Construction of Peterborough City Market and for the Disposal of Land at Northminster**

Cabinet considered the report and **RESOLVED** to recommend that Full Council:

1. Note the indicative costs in relation to the creation of a new city market as set out in exempt Appendix 1 and delegate final approval of those costs to the Director of Resources subject to the Financial Assessment.
2. Approve funding from reserves for the revenue costs to achieve vacant possession of the Northminster site and to meet costs associated with decanting market traders to a temporary location whilst the permanent market is under construction if necessary.
3. Approve the transfer of capital budget from Strategic Property of up to £450,000 for the construction of the Peterborough City Market.
4. Approve the proposed sale of the land at Northminster to the Peterborough Investment Partnership (PIP), as set out in exempt Appendix 3, with phased completion dates of 31 March 2022 and 30 June 2022, subject to final valuation and compliance with best consideration requirements in line with the joint venture agreement with the PIP and with final terms delegated to the Director of Resources and Director of Law and Governance in consultation with the Cabinet Member for Finance.

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/or waiver of call-in provisions have been invoked once:

- **Interim Management of the Key Theatre**

With the approval of the Chairman of the Communities Scrutiny Committee, the urgency procedure and special urgency procedure have been invoked to suspend the requirement to publish notice of the decision for the full 28 days and to suspend the requirement for a 5-day consideration period. The decision will still be subject to call-in. These procedures have been invoked as the Council has worked hard to identify a temporary operator for the Key Theatre, and Selladoor (the current operator of the New Theatre) are the only party immediately willing and able to fulfil this role. They are in a position, subject to successful lease negotiations, to take over from 1 February, meaning that all existing City Culture staff employed at the Key Theatre would subject to statutory consultation transfer under TUPE legislation resulting in no immediate redundancies, and pre-booked shows would be able to continue uninterrupted. The incumbent caterer Chalkboard Limited would become a sub-

tenant of Selladoor. The arrangement with Selladoor will enable PCC to consider all options for the future of the premises and develop a viable business plan.

• **Closure and Relocation of Peterborough City Market**

With the approval of the Chairman of the Communities Scrutiny Committee, the special urgency procedures have been invoked to suspend the requirement for a 5-day consideration period and keeping of the 3 day call-in period. These procedures have been invoked due to the extremely short window for construction of the food hall. In order to decant the traders from the Northminster site by 31st March (as required by the contract the council has with the PIP), the food hall will need to be opened by then.

Through Peterborough Ltd, builders are on standby ready to commence the works to the food hall, the council is unable to instruct until the governance is complete surrounding the decision. The build period is extremely tight to complete the build within deadline and the waiver of the usual 5-day period will provide more time for the builders to undertake the works.

5. CABINET MEMBER DECISIONS

CABINET MEMBER AND DATE OF DECISION	REFERENCE	DECISION TAKEN
Deputy Leader and Cabinet Member for Housing, Culture and Communities Steve Allen 19/01/2022	JAN22/CMDN/69	Interim Management of the Key Theatre The Cabinet Member approved the award of a Lease to Selladoor Venue Development Ltd (operators of the New Theatre Peterborough) to operate the Key Theatre for a period of 5 years, with annual break clauses, from 1 February 2022.
Deputy Leader and Cabinet Member for Housing, Culture and Communities Steve Allen 28/01/2022	JAN22/CMDN/70	Closure and Relocation of Peterborough City Market The Cabinet Member for Housing, Culture and Communities: <ol style="list-style-type: none"> 1. Closed the Peterborough City Market at Northminster, Peterborough; and 2. Established a new statutory market at Bridge Street pursuant to the Food Act 1984 and moved the Charter/franchise market from Northminster Market to Bridge Street, operating 5 days per week (Tuesday to Saturday); 3. Authorised the award of various works, including the construction of the food hall and market kiosks to the contract to Peterborough Limited for a value not exceeding of £779,360 for the construction of the food hall, market kiosks and supply/install of pop-up stall, subject to budget approval.