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| COUNCIL | AGENDA ITEM No. 10 |
| 7 DECEMBER 2022 | PUBLIC REPORT |

RECORD OF EXECUTIVE DECISIONS MADE SINCE THE LAST MEETING

1. CABINET MEETING HELD ON 17 OCTOBER 2022

i. Medium Term Financial Strategy 2023-26 Quarter 2 Update

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

1. The revised assumptions included within this quarter two Medium-Term Financial Strategy 2023-2026 update as outlined within Appendix A of the report.

ii. Health and Wellbeing Overarching Strategic Approach

Cabinet considered the report and **RESOLVED** to approve the proposals for the Overarching Cambridgeshire and Peterborough Health & Wellbeing Strategy, which will be an integral part of the Integrated Care Strategy.

iii. Interim Biodiversity Net Gain (BNG) Approach

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

1. Endorse the proposals set out in the report as an interim approach of guiding principles for securing biodiversity net gain for developments within Peterborough.
2. Delegate to the Executive Director Place & Economy to make minor changes to the technical note, if required.

iv. Health and Care Act 2022 - Reforms Affecting Adult Social Care

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

1. Approve the drawdown of up to £0.65m from the Transformation Fund for funding resources during 2022/23 to support the Council to prepare for the changes arising from the Health and Care Act 2022;
2. Note and approve:
 - a) the unfolding requirements from the Health and Care Act 2022;
 - b) the likelihood of further resource requests will be part of future reports;
 - c) the expected full programme cost for Peterborough City Council of £1.95m over a 32-month period;
 - d) the potential programme joint costs could be lowered by from synchronised working with Cambridgeshire County Council;
 - e) any further government funding received about the implementation of these reforms will be applied to reducing future requests or replenishing the drawdown on Transformation monies; and
 - f) the high-risk nature of the ASC Reforms.

v. **Tree Management - Review of Existing Policy for Managing Tree Related Subsidence Claims Against the Council**

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

1. Endorse the draft tree related subsidence policy (Appendix 1 to the report), excluding the resolution of the Climate Change and Environment Scrutiny Committee of 5 September 2022.
2. Recommend to Full Council that the Trees and Woodland Strategy be further amended by way of introduction of the newly created tree related subsidence policy.

vi. **Delegation of Authority to Negotiate and Agree Details of Academy Conversion**

Cabinet considered the report and **RESOLVED** to delegate authority to the Corporate Director of People Services in consultation with the Cabinet Member for Education, Skills and University to negotiate and enter into the following, for the purposes of giving effect to the conversion of a School (Nenegate) to academy status:

1. A Commercial Transfer Agreement between the relevant parties;
2. Deed(s) of Novation between the relevant parties, if required;
3. Deed(s) of Assignment between the relevant parties, if required; and
4. Any other documentation reasonably required to facilitate the academy conversion, in the view of the Corporate Director of People Services.

vii. **Small Homes in Multiple Occupation (HIMO) Article 4 Direction Member Working Group**

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

1. Agree to form a cross-party Member Working Group, to oversee the preparation of Article 4 Direction/s, to control small Homes in Multiple Occupation (HiMOs)
2. Review and approve the draft terms of reference for the Working Group, subject to the amendment of paragraph 7 to read as follows:

“Nine Members will sit on the Working Group, with membership to reflect the political proportionality of the Council. The Chair of the Working Group will be the Cabinet member. Appropriate officers will attend meetings of the Working Group.”

2. **CABINET MEETING HELD ON 14 NOVEMBER 2022**

i. **A1260 Nene Parkway Junction 3 Improvement Scheme – Construction of Active Travel Schemes (Malborne Way and Shrewsbury Avenue)**

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

1. Approve the award of £518,988 to Milestone Infrastructure Limited to deliver construction of active travel schemes (Malborne Way and Shrewsbury Avenue) which are part of the A1260 Nene Parkway Junction 32 to Junction 3 improvement scheme.

ii. **Eastern Industries Access Improvement Scheme – Construction of Active Travel Schemes and Payment of C4 Utility Diversion Charges**

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

1. Approve the award of £550,424 to Milestone Infrastructure Limited to deliver construction of active travel schemes and approve £315,000 for payment of C4 Utility charges, all of which are part of the Eastern Industries access improvement

scheme. Approval is also requested to include £13,224 of remaining budget the CPCA has from the previous stage of the project. Approval is requested for a total of £878,648.

iii. **Making of Helpston Neighbourhood Development Plan Following Successful Referendum Outcome**

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

1. Notes the outcome of the Referendum on the Helpston Neighbourhood Plan, which took place on 15 September 2022: the outcome being 277 votes in favour of the Helpston Neighbourhood Plan, versus 14 votes against the Neighbourhood Plan.
2. Recommends to Full Council that the Helpston Neighbourhood Plan, as set out at Appendix 1, be 'made' (which means to all intents and purposes 'adopted') and thereby form part of the Development Plan for Peterborough for the purpose of making decisions on relevant planning applications within the Helpston Neighbourhood Area (the Helpston Neighbourhood Area is the same area as Helpston Parish).

iv. **Local Area Energy Plan**

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

1. Endorse the adoption of the Local Area Energy Plan and recommend that Council adopts the plan.

v. **Final Report of the Task and Finish Group to Examine the Issues with Car Cruising in Peterborough**

Cabinet considered the final report from the Task and Finish Group and **RESOLVED** to endorse the report and recommendations contained within; namely:

1. That the council works over the next 12 –18 months to obtain a city-wide injunction for car cruising and explores all opportunities for external funding to support this.
2. In the interim period, the council extends the Woodston Public Space Protection (PSPO) and include Pleasure Fair Meadow car park and extends to other hot spot areas should they be required, and the evidence supports it.
3. That the council works with Cambridgeshire Constabulary to develop a Community Protection Notice (CPN) scheme, issued to any driver/owner committing anti-social behaviour.
4. That council officers explore funding for additional appropriate infrastructure measures such as ANPR cameras, physical barriers and working with private landowners to deter car cruise or anti-social driving as necessary.
5. That the council makes a proactive effort to use existing CCTV resources as evidence gathering for reporting issues to the police and for enforcement.
6. That the Task and Finish group's work is now concluded, and the group is formally closed. However, it should be noted that the Task and Finish group's work has concentrated on the impact from anti-social car driving and has not specifically looked at other vehicles such as motorbikes and e-scooters.

vi. **Renewal of Microsoft Licensing Agreement**

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

1. Agree the procurement of the new Microsoft Licensing Agreement

2. Award the Contract for Microsoft Enterprise Agreement to the preferred bidder for a period of 3 years with effect from the 15 December 2022

vii. Fees, Charges, and Inflation Review

Cabinet considered the report and **RESOLVED** to endorse the increases in Fees and Charges as outlined in this report and recommend adoption to Full Council for immediate implementation.

viii. Budget Control Report - September 2022 - Quarter 2

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

1. The budgetary control position for 2022/23 at 30th September is a forecast overspend of £1m position.
2. The key variance analysis and explanations are contained in section 5 and Appendix A.
3. The Council's performance with respect to Business Rates (NNDR) and Council Tax Collection, as outlined within Appendix B
4. The Council's capital financial performance as outlined in Appendix C

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 not been invoked.

5. CABINET MEMBER DECISIONS

| CABINET MEMBER AND DATE OF DECISION | REFERENCE | DECISION TAKEN |
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| Deputy Leader and Cabinet Member for Communication, Culture and Communities Cllr Steve Allen 28/09/2022 | SEPT22/CMDN/31 | <p>Delegated Authority to Carter Solutions and Services Limited for issuing Fixed Penalty Notices under Section 68 Anti-Social Behaviour, Crime and Policing Act 2014 and under Section 88 of the Environmental Protection Act 1990</p> <p>The Deputy Leader & Cabinet Member for Communications, Culture and Communities:</p> <p>Delegated enforcement powers under section 68 of the Anti-Social Behaviour, Crime and Policing Act 2014 and section 88 of the Environmental Protection Act 1990 to Carter Solutions and Services Limited (10064326), registered office; c/o Nick Carter, Unit 2 Europa Square, Europa Way, Weasenham Lane Estate, Wisbech, PE13 2UR. The delegation of powers is</p> |

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| | | required to allow for enforcement in the city centre of the Public Space Protection Order and the issue of Fixed Penalty Notices (FPN), where an offence has occurred, for an initial period of 6 months, from 3 rd October 2022 to 24 th March 2023. |
| <p>Leader of the Council</p> <p>Cllr Wayne Fitzgerald</p> <p>05/10/2022</p> | OCT22/CMDN/32 | <p>Contract value reconciliation to accommodate transaction charges - Pay360 Capita call-off contract via KCS Framework Agreement</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Approved the amendment of the Capita Pay 360 total contract value to include the forecasted card processing transaction charges for the duration of the contracts 2. Authorised the Exec Director of Resources to vary this Contract if required, subject to approval by the Director of Law and Governance (or authorised officer's). |
| <p>Cabinet Member for Children's Services, Education, Skills and the University</p> <p>Cllr Lynne Ayres</p> <p>10/10/2022</p> | OCT22/CMDN/33 | <p>Contract Award for Translation and Interpretation Services</p> <p>The Cabinet Member:</p> <p>Approved the awarding of the Translation and Interpretation services contract from the NHS SBS Framework to Capita Translation and Interpretation services Ltd for a period of 48 months from 8th November 2022 to 7th November 2026, At an approximate total contract value of £680,000</p> |
| <p>Leader of the Council</p> <p>Cllr Wayne Fitzgerald</p> <p>12/10/2022</p> | SEPT22/CMDN34 | <p>Provision of Learning Management System For CCC and PCC For Digital Systems</p> <p>The Cabinet Member authorised the delegation to Cambridgeshire County Council the discretionary function of contracting to provide eLearning content on the Mosaic and Liquidlogic (LCS and EHM) and LMS (learning management system) platform, for courses which can be administered, or users can self-register, for a period of three years.</p> |
| <p>Cabinet Member for Finance and Corporate Governance</p> <p>Cllr Andy Coles</p> <p>24/10/2022</p> | OCT22/CMDN37 | <p>Modification to the PSSP Contract</p> <p>The Cabinet Member authorised the Variation to the Council's Operational Services Agreement (Peterborough Serco Strategic Partnership Contract): Modification to scope of the PSSP Contract – Procurement Service Support element.</p> |

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| <p>Deputy Leader and Cabinet Member for Communication, Culture and Communities</p> <p>Cllr Steve Allen</p> <p>27/10/2022</p> | <p>OCT22/CMDN/37a</p> | <p>Request to implement the Kings Walk Public Spaces Protection Order</p> <p>The Cabinet Member authorised the implementation of a Public Space Protection Order for Kings Walk under Section 59 of the Anti-Social Behaviour, Crime & Policing Act 2014.</p> |
| <p>Cabinet Member for Children's Services, Education, Skills and the University</p> <p>Cllr Lynne Ayres</p> <p>02/11/2022</p> | <p>NOV22/CMDN/38</p> | <p>Approval To Enter Into A S75 Agreement With The Cambridgeshire And Peterborough Nhs Foundation Trust</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Authorised the delegation of the Authority Health-Related Functions to and authorise the Council to enter into a Section 75 Agreement under the National Health Service Act 2006 with the Cambridgeshire and Peterborough Foundation NHS Trust for the payment of £472,244.00 for the period 1st April 2022 to 31st March 2024 relating to the provision of Adult Mental Health Workers for the Family Safeguarding Service across Peterborough and Cambridgeshire. 2. Noted that although arrangements for the provision of Adult Mental Health Workers for the Family Safeguarding Service in Peterborough commenced in 2017 no authority was put in place at the time, and hereby authorise those prior arrangements. 3. Noted that these arrangements are now core funded (it had in previous years been through a Department of Education grant). |
| <p>Cabinet Member for Children's Services, Education, Skills and the University</p> <p>Cllr Lynne Ayres</p> <p>02/11/2022</p> | <p>NOV22/CMDN/39</p> | <p>Approval To Issue A Grant To Barnardo's Services To Support The Delivery Of The Family Safeguarding Model In Peterborough</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Authorise the Council to award grant funding to Barnardo's Services Ltd to support the delivery of the Family Safeguarding Model for a period of 36 months, expiring on 31 March 2024. The value of this grant funding is £255,581.52 |
| <p>Deputy Leader and Cabinet Member for Communication, Culture and Communities</p> | <p>NOV22/CMDN/42</p> | <p>Delegated And Collaboration Partnership Agreement For Procuring Target Hardening Services For Victims Of Domestic Abuse Across Cambridgeshire And Peterborough</p> <p>The Cabinet Member:</p> |

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| <p>Cllr Steve Allen</p> <p>14/11/2022</p> | | <ol style="list-style-type: none"> 1. Approved the council entering into a Delegation and Collaboration Agreement (DA) with Cambridgeshire County Council for the procurement and commissioning of target hardening services for victims of domestic abuse across Peterborough and Cambridgeshire from 1 January 2023 until 31 December 2023, with the option to extend for a further two years. 2. Amended the constitution to reflect the delegated functions to Cambridgeshire County Council as required. 3. Authorised the Director of Governance or delegated officers to enter into any legal documentation on behalf of the Council in relation to this matter |
| <p>Cabinet Member for Waste and Street Scene and the Environment</p> <p>Cllr Nigel Simons</p> <p>21/11/2022</p> | <p>NOV22/CMDN/50</p> | <p>Regularisation of Governance for ERF Electricity Offtake Arrangements</p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> 1. Authorised the Executive Director, Place and Economy in consultation with the Director of Resources to undertake functions previously delegated to Corporate Director Resources in consultation with Director of Governance via previous decision SEPT15/CMDN/79 |

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