



To be submitted to the Council meeting on the 23rd March 2017

CABINET

15th February, 2017

PRESENT: Councillor Oxby (in the Chair)
Councillors Chase, Hyldon-King, James, Patrick, Watson and Wheatley

Officers in Attendance:

Rob Walsh	Chief Executive
Joanne Hewson	Deputy Chief Executive (Communities)
Ange Blake	Director of Economy and Growth
Sharon Wroot	Director of Finance, Resources and Operations
Laura Cowie	Scrutiny and Committee Advisor
Simon Jones	Deputy Monitoring Officer
Eve Richardson-Smith	Deputy Monitoring Officer

Also in attendance:

Councillors Bramley, De Freitas, Harness, Lindley, Stockton, Sutton and Shreeve.

There were 3 members of the public and 2 members of the press in attendance.

CB.123 **APOLOGIES FOR ABSENCE**

There were no apologies for absence received from this meeting.

CB.124 **DECLARATIONS OF INTEREST**

There were no declarations of interest in any items on the agenda for this meeting.

CB.125 **MINUTES**

The minutes of the Special Cabinet meeting held on 11th January, 2017, and the Cabinet meeting on the 18th January 2017 were approved as a correct record.

CB.126 **OUTCOMES FRAMEWORK, COMMISSIONING PLAN AND BUDGET**

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Inclusion providing a summary of the Council's forecast financial position over the next three financial years.

The Portfolio Holder for Finance, Resources and Inclusion moved an additional recommendation to create a stronger communities capacity fund.

RECOMMENDED TO COUNCIL –

- (1) That the 2017/18 Revenue Budget and summary Medium Term Financial Plan ('MTFP') for the period 2018/19 – 2019/20 contained within Appendix 1 and Annex 1, of the report now submitted be approved.
- (2) That the creation of a £1m "Stronger Economies" capacity fund to enable economic growth for the period 2017/18 – 2018/19 be approved.
- (3) That the support for the Council's Outcomes Framework be reaffirmed.
- (4) That the Key Commissioning priorities and Commissioning briefs at Appendix 1 and Annex 2 within the report now supported, be approved.
- (5) That the additions to the 2017/18 - 2019/20 capital programme as set out in Annex 3 of the report now submitted, be approved.
- (6) That the use of reserves as set out in Annex 4 of the report now submitted, be approved.
- (7) That the uncertainty and increasing risk around the MTFP be noted and that the Director of Finance, Operations and Resources be requested to report back to Cabinet in respect of any material or significant variances against planning assumptions.
- (8) That the proposed 1.98% increase in Council Tax, be approved.
- (9) That the additional flexibility offered by DCLG relating to the Adult Social Care precept be noted and the increases re-phased to the precept as follows; 2017/18 – 3%, 2018/19 – 3%, 2019/20 – 0%.

- (10) That the delay in the publication of the Final 2017/18 Local Government Finance Settlement be noted and request the Director of Finance, Operations and Resources to report back to Cabinet in respect of any material or significant variances against the assumptions contained within this report.
- (11) That a stronger communities capacity fund of £45k be established to replace the ward funding scheme, subject to governance arrangements to be finalised by the Director of Finance, Operations and Resources, in consultation with the Leaders of the political groups and the Portfolio Holder for Finance, Resources and Inclusion.

CB.127 **TREASURY MANAGEMENT STRATEGY STATEMENT**

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Inclusion presenting the restated Treasury Policy Statement and the Treasury Management Strategy Statement.

RECOMMENDED TO COUNCIL –

- (1) That the Treasury Management Policy Statement at Appendix 1 of the report now submitted, be approved.
- (2) That the Treasury Management Strategy Statement and Prudential Indicators for 2017/18 at Appendix 2 of the report now submitted, be approved.
- (3) That the Minimum Revenue Provision Policy Statement at Annex 2 in Appendix 2 of the report now submitted, be approved.

CB.128 **TREASURY MANAGEMENT HALF-YEAR REPORT 2015/16**

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Inclusion on the treasury management arrangements, activity and performance during the first half of 2016/17.

RESOLVED - That the content of the report be noted.

CB.129 **PAY POLICY STATEMENT**

Cabinet considered a report from the Leader of the Council setting out the local authority's pay policy statement.

RECOMMENDED TO COUNCIL – That the pay policy statement for the period 2017/18 be approved.

CB.130 **SCHOOL TERM DATES FOR THE 2018-2019 ACADEMIC YEAR**

Cabinet considered a report from the Portfolio Holder for Children's Services setting out the proposed School Year for 2018-2019 for all voluntary controlled and community schools within the local authority.

RESOLVED – That the proposed dates in Proposal 1 of the report now submitted for voluntary controlled and community schools for the 2018–2019 academic year, be approved.

CB.131

SCHOOL ADMISSION ARRANGEMENTS FOR THE 2018-2019 ACADEMIC YEAR

Cabinet considered a report from the Portfolio Holder for Children's Services on the local authority's school admission arrangements for community and voluntary controlled schools for the academic year 2018-2019.

RESOLVED –

- (1) That the general admission arrangements, including published admissions numbers (PANs), for the local authority's community and voluntary controlled schools for 2018-2019 be unchanged from 2017-2018.
- (2) That no material changes be made to the local authority's co-ordinated school admission arrangements published schemes other than the updating of dates and deadlines, and that locally agreed protocols that support admission arrangements continue to be reviewed on a regular basis.
- (3) That the Deputy Chief Executive continue to have delegated powers in consultation with the governing bodies of community and voluntary controlled schools to increase the published admission number of an individual year group in a school in exceptional circumstances.
- (4) That it be noted that those schools / academies that are their own admission authorities have the ability to consult and determine their own admission arrangements. Details of known proposed changes are provided at Appendix 1 of the report now submitted.
- (5) That it be noted with the increasing number of academies within the local authority, the number of schools for which the local authority is responsible for in respect of determining admission arrangements is reducing.

CB.132

NELCCG PERFORMANCE REPORT QUARTER 3

Cabinet considered a report from the Portfolio Holder for Health and Wellbeing presenting the quarterly adult social care performance report for quarter 3 of 2016/17.

RESOLVED – That the content of the report and issues arising be noted and referred to the Health Scrutiny Panel for its consideration.

CB.133

COMMUNITY PROTECTION NOTICES

Cabinet considered a report from the Portfolio Holder for Safer Communities, Public Protection and Visitor Economy recommending that the Council utilise the powers as set out in the Anti-Social Behaviour Crime and Policing Act 2014 to issue Community Protection Notices.

RESOLVED –

- (1) That the approach to utilise the powers under the Anti-Social Behaviour, Crime and Policing Act 2014 to undertake a robust enforcement approach through the use of Community Protection Notices to tackle environmental crime and anti-social behaviour, be supported.
- (2) That a £100 penalty to be paid within 14 days of issue in the form of a fixed penalty notice (FPN) for failing to comply with a Community Protection Notice, be approved. This amount is to be reduced to £75 if the Fix Penalty Notice is paid in full within 8 days from the time of issue.
- (3) That under the current delegated powers of the Monitoring Officer and Chief Legal Officer, the Registered Social Landlords be designated the power to issue Community Protection Notices directed towards their tenants or behaviour affecting their tenants to improve the management of their estates.

CB.134

URGENT BUSINESS – PUBLIC CONVENIENCES – PROCUREMENT EXERCISE

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Inclusion presenting further options for mitigation of the financial pressures that the Public Conveniences portfolio presents to the Council and seeking approval to implement the outcome of discussions of the Public Convenience Scrutiny Working Group against the necessity to achieve the level of savings required.

This item was considered urgent in order to keep Cabinet members informed of the outcome of the Public Conveniences Scrutiny Working Group and to allow progression of the procurement exercise at the earliest opportunity in order to achieve the required financial savings.

RESOLVED –

- (1) That a procurement exercise be carried out at the earliest opportunity to determine the viability of an external provider taking over the following five public conveniences:
 - Sea Road
 - Kingsway
 - St. Peters Avenue
 - Market Hall (market days)
 - Grant Street (summer season)
- (2) That the Boating Lake public conveniences be closed and allow for opportunities for disposal or community asset transfer.
- (3) That the Garibaldi Street public convenience be closed and allow for disposal of the site.
- (4) That in the event of a procurement site exercise being unsuccessful, the working group be reassembled quickly to give immediate consideration to the previous options.
- (5) That the Director of Finance, Operations and Resources in consultation with the Portfolio Holder for Finance, Resources and Inclusion, be delegated responsibility to ensure that all necessary actions are carried out in order to complete and approve the matters outlined above.
- (6) That the Monitoring Officer be authorised to complete all requisite legal documentation in relation to the matters outlined above.

CB.135

URGENT BUSINESS – TOLL BAR JUNCTION IMPROVEMENT

Cabinet considered a verbal update from the Portfolio Holder for Energy and Environment on the outcome of the call-in considered by the Regeneration, Housing and Environment Scrutiny Panel on the Toll Bar Junction Improvement decision taken at the meeting of Cabinet on 18th January 2017.

This item was considered urgent to allow Cabinet to respond promptly to the call-in and in order to meet associated funding deadlines.

Councillor Shreeve informed Cabinet that he was still getting a large number of objections to the proposals and, in one last plea to the Portfolio Holder, asked to keep the roundabout in some form.

RESOLVED – That the original decision taken by Cabinet on the 18th January 2017 be reaffirmed.

There being no further business, the Chairman declared the meeting closed at 2.37 p.m.