



To be submitted to the Council meeting on 18th July, 2019

CABINET

11th March, 2019

PRESENT: Councillor Watson (in the Chair)
Councillors Bolton, Hyldon-King, Patrick, Rogers, K. Wheatley and P. Wheatley.

Officers in Attendance:

Rob Walsh	Joint Chief Executive
Joanne Hewson	Chief Operating Officer
Bev Compton	Director of Adult Services
Chris Duffill	Acting Assistant Director Strategy and Investment
Damien Jaines-White	Acting Assistant Director Regeneration
Simon Jones	Chief Legal and Monitoring Officer
Steve Kay	Director of Children's Services
Stephen Pintus	Director of Public Health
Clive Tritton	Interim Director of Economy and Growth
Guy Lonsdale	Finance Group Manager
Matt Clayton	Group Manager Strengthening Families and Young and Safe
Laura Cowie	Scrutiny and Committee Advisor

Also in attendance:

Councillor Steve Beasant	
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There were two members of the press and four members of public in attendance.

There was an apology for absence received from Councillor Oxby for this meeting.

CB.110 **DECLARATIONS OF INTEREST**

There were no declarations of interest made with regard to any items on the agenda for this meeting.

CB.111 **MINUTES**

The minutes of the Cabinet meeting on 13th February 2019 were agreed as a correct record.

CB.112 **2018/19 QUARTER 3 FINANCE MONITORING REPORT**

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Governance which provided key information and analysis of the Council's financial position and performance at the end of quarter 3 of the 2018/19 financial year.

RESOLVED – That the quarter 3 Finance Monitoring Report be noted and referred to the Overview and Scrutiny Committee for consideration.

CB.113 **ADULT SOCIAL CARE QUARTER 3 PERFORMANCE REPORT**

Cabinet considered a report from the Portfolio Holder for Health, Wellbeing and Adult Social Care which presented the third quarter adult social care performance report of 2018/19.

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

CB.114 **TOGETHER FOR CHILDHOOD PROGRAMME**

Cabinet considered a report from Portfolio Holder for Children, Young People and Education which provided an update on progress following the establishment of the Together for Childhood programme in 2017.

RESOLVED –

(1) That the report be received and the progress made to date be acknowledged, and support for the further development of the Together for Childhood programme continue.

(2) That the Portfolio Holder for Children, Young People and Education, in consultation with the Director for Children's Services, ensure that future progress of the programme be reported periodically to the Children and Lifelong Learning Scrutiny Panel.

CB.115

ENERGY EFFICIENCY: APPROVAL TO WORK IN PARTNERSHIP WITH AUTHORITIES ACROSS GREATER LINCOLNSHIRE TO PROCURE AND DELIVER ENERGY EFFICIENCY SERVICES

Cabinet considered a report from the Portfolio Holder for Regeneration, Housing, Skills and Assets which gave an overview of our current home energy provision and the advantages to our residents that will be derived from working more closely to deliver schemes in partnership with other Greater Lincolnshire local authorities.

RESOLVED –

- (1) That authority be delegated to the Chief Operating Officer in consultation with the Portfolio Holder for Regeneration, Housing, Skills and Assets to instruct ENGIE to implement the procurement of a framework of providers, delivering the current Energy Company Obligation Scheme (ECO3) throughout the Greater Lincolnshire area in order to deliver home energy services.
- (2) That authority be delegated to the Chief Operating Officer in consultation with the Portfolio Holder for Regeneration, Housing, Skills and Assets to settle all terms of such framework and take any ancillary action to ensure implementation.
- (3) That authority be delegated to the Chief Operating Officer to enter into a joint Statement of Intent (SOI) with all councils in the Greater Lincolnshire region, based on the business case as detailed in the report now submitted.
- (4) That authority be delegated to the Chief Legal and Monitoring Officer to execute all documentation arising.

CB.116

ST JAMES SQUARE – PUBLIC REALM PROJECT

Cabinet considered a report from the Portfolio Holder for Regeneration, Housing, Skills and Assets which presented the final scheme layout for the public realm works in St James Square, Grimsby, which will be supported by funding from the Local Growth Fund through the Humber Local Enterprise Partnership.

RESOLVED –

- (1) That the final scheme layout for St James Square public realm be approved, for implementation as part of the 'Unlocking the Potential' programme.
- (2) That authority be delegated to the Director of Economy and Growth, in conjunction with the Portfolio Holder for Regeneration, Housing, Skills and Assets to;

- a. Undertake the procurement of capital activities required to deliver the programme activity in accordance with Council's Corporate Procurement Regulations
- b. Award a tender within the allocated budget
- c. Take all actions necessary to secure the continued implementation and ultimate completion of the scheme including detailed design changes and all ancillary issues arising.

(3) That authority be delegated to the Chief Legal and Monitoring Officer to execute all documentation arising.

CB.117

CLEETHORPES REGENERATION PROGRAMME – SEA VIEW STREET PLAZA

Cabinet considered a report from the Portfolio Holder for Regeneration, Housing, Skills and Assets which presented the final scheme layout for the creation of a new plaza in Sea View Street, Cleethorpes, which will be supported by funding from the Coastal Communities Fund.

RESOLVED –

(1) That the final scheme layout for Sea View Street Plaza be approved for implementation, as part of the Cleethorpes Regeneration Programme, as laid out in appendix 1 of the report now submitted.

(2) That authority be delegated to the Director of Economy and Growth, in consultation with the Portfolio Holder for Regeneration, Assets, Skills and Housing to;

- a. Undertake the procurement of capital activities required to deliver the programme activity in accordance with Council's Corporate Procurement Regulations.
- b. Award a tender within the allocated budget.
- c. Take all actions necessary to secure the continued implementation and ultimate completion of the scheme and all ancillary issues arising.

(3) That authority be delegated to the Chief Legal and Monitoring Officer to execute all documentation arising.

CB.118

WRITE OFF OF UNCOLLECTABLE NATIONAL NON DOMESTIC RATES DEBTS

Cabinet considered a report from the Portfolio Holder for Finance, Governance and Resources which sought agreements to formally write off uncollectable National Non Domestic Rates (Business Rates) debts.

RESOLVED – That authority be delegated to the Director of Resources and Governance to formally write off the sum of £347,644.99 on the proviso that the debts would remain on the Council's records and on the understanding that the write-off of the debts does not preclude receipt of payments that may be received in the future.

CB.119

LOCAL TRANSPORT PLAN DELIVERY PLAN 2019-2022

Cabinet considered a report from the Portfolio Holder for Environment, Transport and Energy which sought approval for the proposed Local Transport Plan Delivery Plan for the period 2019/20 – 2021/22 including the Local Transport Plan capital investment programme for the 2019-20 financial year.

RESOLVED –

- (1) That the proposed Local Transport Plan Delivery Plan including the Local Transport Plan capital programme for 2019/20, be approved.
- (2) That authority be delegated to the Director of Economy and Growth, in conjunction with the Portfolio Holder for Environment, Transport and Energy to;
 - Finalise the terms of the funding arrangement with the Department for Transport (DfT) and receive funds
 - Establish programme governance arrangements including the approval of any project variations, commence any related procurement exercises to deliver projects within the programme in accordance with the Public Contract Regulations 2015, and to make appropriate contract awards
 - Implement appropriate monitoring arrangements including receipt of a quarterly update on programme progress and approving its circulation to all Councillors for information.
- (3) That authority be delegated to the Director of Economy and Growth, in conjunction with the Portfolio Holder for Environment, Transport and Energy to receive any additional in year Department for Transport funding and allocate spend accordingly through the Local Transport Plan programme and to deal with all ancillary matters arising.
- (4) That authority be delegated to the Chief Legal and Monitoring Officer to settle, complete and execute all documentation arising from the above.

CB.120

FLEET REPLACEMENT AND PURCHASE

Cabinet considered a report from the Portfolio Holder for Environment, Transport and Energy which sought approval to start a procurement process for the remaining fleet replacement as agreed by Cabinet previously.

RESOLVED –

- (1) That the proposal to release the remaining, approved, capital including slippage from 2018/19, to start a procurement process to replace fleet in the period 2019/20 to 2020/21, be approved.
- (2) That authority be delegated to the Chief Operating Officer in consultation with the Portfolio Holder for Environment, Transport and Energy to commence a procurement process for fleet replacement.
- (3) That authority be delegated to the Chief Operating Officer in consultation with the Portfolio Holder for Environment, Transport and Energy to award such contract.
- (4) That authority be delegated to the Chief Legal and Monitoring Officer to execute all requisite documentation in connection with the anticipated award.

CB.121

URGENT BUSINESS – NORTH EAST LINCOLNSHIRE COUNCIL CONCESSIONARY FARES SCHEME

Cabinet considered a report from the Portfolio Holder for Environment, Transport and Energy seeking agreement of the concessionary fares scheme for implementation on 1st April, 2019.

This item was considered under the Special Urgency requirements as set out in the Council's Constitution, and with the agreement of the Chair of the Economy Scrutiny Panel. It was therefore not subject to the call-in procedure. This item was considered urgent to ensure the scheme was approved to commence on the 1st April, 2019.

RESOLVED –

- (1) That the continuation of the current, statutory minimum North East Lincolnshire Council Concessionary Fares Scheme (with existing non-statutory local enhancements) from 1 April 2019 to 31 March 2021, be approved.
- (2) That the reimbursement of eligible, low volume transport operators on the basis of actual concessionary passenger trips in accord with the approved scheme, be approved.

- (3) That authority be delegated to Director of Economy and Growth in consultation with the Portfolio Holder for Environment, Transport and Energy to ensure that all actions necessary and ancillary to the above recommendations be completed.
- (4) That authority be delegated to the Chief Legal and Monitoring Officer to complete and execute all requisite legal documentation arising.

CB.122

URGENT BUSINESS – ACCELERATED CONSTRUCTION FUNDING FOR LAND AT FORMER WESTERN SCHOOL AND FORMER LINDSEY LOWER SCHOOL PLAYING FIELD

Cabinet received a report from the Portfolio Holder for Regeneration, Housing, Skills and Assets setting out the conditions attached to the Accelerated Construction Funding following Homes England offering the council £2,677,202 to support the provision of infrastructure to the Western and Lindsey Lower sites.

This item was considered under the Special Urgency requirements as set out in the Council's Constitution, and with the agreement of the Chair of the Economy Scrutiny Panel. It was therefore not subject to the call-in procedure. This item was considered urgent due to the consultation and negotiations for the funding needing to be concluded by 31st March 2019.

RESOLVED –

- (1) That the acceptance of Homes England Accelerated Construction Funding be approved in principle, to facilitate delivery of infrastructure and associated works required for construction of new homes at the Former Western School and Former Lindsey Lower School Playing Fields subject to successful negotiation of conditions (Resolution 3 below);
- (2) That the additional Council investment of up to £1,628,298 towards the infrastructure delivery programme be approved, which will be secured through the Business Plan of the development partner for Housing Zone sites.
- (3) That authority be delegated to the Director for Economy and Growth, in consultation with the Portfolio Holder for Regeneration, Housing, Skills and Assets, to conclude detailed negotiation with Homes England on the conditions of the funding.
- (4) That subject to successful negotiation of resolution 3 above, the Chief Legal and Monitoring Officer be authorised to complete and execute any documentation arising.

CB.123

EXCLUSION OF PRESS AND PUBLIC

RESOLVED – That the press and public be excluded from the remainder of the meeting on the grounds that discussion of the following business was likely to disclose exempt information within paragraph 3 of Schedule 12A of the Local Government Act 1972 (as amended).

CB.124 **URGENT BUSINESS – NORTH EAST LINCOLNSHIRE COUNCIL CONCESSIONARY FARES SCHEME**

Cabinet further considered the report from the Portfolio Holder for Environment, Transport and Energy referred to at CB.121, specifically in relation to the exempt reimbursement agreement.

This item was considered under the Special Urgency requirements as set out in the Council's Constitution, and with the agreement of the Chair of the Economy Scrutiny Panel. It was therefore not subject to the call-in procedure. This item was considered urgent to ensure the scheme was approved to commence on the 1st April 2019.

RESOLVED – That the proposed reimbursement agreement for Stagecoach East Midlands, set out in Appendix A of the report now submitted (closed item), be approved.

CB.125 **URGENT BUSINESS – ACCELERATED CONSTRUCTION FUNDING FOR LAND AT FORMER WESTERN SCHOOL AND FORMER LINDSEY LOWER SCHOOL PLAYING FIELD**

Cabinet further considered the report from the Portfolio Holder for Regeneration, Housing, Skills and Assets referred to at CB.122, specifically in relation to the exempt position statement.

This item was considered under the Special Urgency requirements as set out in the Council's Constitution, and with the agreement of the Chair of the Economy Scrutiny Panel. It was therefore not subject to the call-in procedure. This item was considered urgent due to the consultation and negotiations for the funding needing to be concluded by 31st March 2019.

RESOLVED – That the Position Statement (Closed Appendix 1 of the report now submitted) be approved as the Council's position to enter detailed negotiation with Homes England.

There being no further business, the Chairman declared the meeting closed at 2.32 p.m.