



To be submitted to the Council meeting on 13th December, 2018

CABINET

26th September 2018

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

Officers in Attendance:

Joanne Hewson	Chief Operating Officer
Bev Compton	Director of Adult Services
Chris Duffill	Head of Strategy and Programme Development
Steve Kay	Director of Children's Services
Simon Jones	Chief Legal and Monitoring Officer
Stephen Pintus	Director of Health and Wellbeing
Sharon Wroot	Director of Finance, Resources and Operations
Laura Cowie	Scrutiny and Committee Advisor

Also in attendance:

Councillor Steve Beasant	Ward Councillor / Chair of the Street Scene Select Committee
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There were 4 members of the public and 2 members of the press in attendance.

CB.34

APOLOGIES FOR ABSENCE

Apologies were received from Councillors Rogers and Watson for this meeting.

CB.35 **DECLARATIONS OF INTEREST**

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

CB.36 **MINUTES**

The minutes of the Cabinet meeting held on 29th August 2018 were agreed as a correct record.

CB.37 **LITTER BIN REVIEW**

Cabinet considered a report from Portfolio Holder for Environment, Transport and Energy which provided the findings of the Litter Bin review as part of the Smarter Neighbourhood Programme and sought permission to replace and upgrade the existing suite of litter bins to the right size, design and location to suit current needs.

Councillor Beasant, Chair of Street Scene Select Committee, informed Cabinet that the Select Committee had considered the report and was happy to endorse the recommendations as laid out. Councillor Beasant welcomed the report and believed that it was time for the new investment. The Select Committee would like to see the bins located correctly, specifically around high footfall areas, so was pleased to see that Ward Councillors would be consulted as part of this process. With regard to the trail of solar panel powered bins, the Select Committee had concerns over the bins being vandalised in deprived areas of the borough and felt these should be used in high footfall areas or on the outskirts of the borough.

RESOLVED –

- (1) That Option 3 as set out in Section 3 of the report now submitted, namely to replace and upgrade the existing suite of litter bins to the right size, design and location to suit current needs and to reduce overall repair and maintenance costs of the litter bins to within existing resources, be approved.
- (2) That authority be delegated to the Director of Finance, Operations and Resources to release the required capital from the capital programme to enable a procurement process.
- (3) That authority be delegated to the Director of Finance, Operations and Resources in consultation with the Portfolio Holder for Environment, Transport and Energy to commence a procurement process and ultimately to award the tender and take all ancillary steps to implement Resolution (1).

- (4) That authority be delegated to the Chief Legal and Monitoring Officer to execute all requisite documentation in connection with the anticipated award.
- (5) That ward members be consulted on the location of the agreed number of street litter bins within respective Wards.
- (6) That the results of the proposed pilots be referred to the Communities Scrutiny Panel for further consideration and to make recommendations to Cabinet in the future.
- (7) That the Director for Finance, Operations and Resources, in consultation with the Portfolio Holder for Environment, Transport and Energy, be directed to develop a clear protocol to manage future requests for provision and maintenance of new litter bins.

CB.38

ADULT SOCIAL CARE QUARTER 1 PERFORMANCE REPORT

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

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

CB.39

ADULT SOCIAL SERVICES AND HEALTH STATUTORY COMPLAINTS REPORT 2017/2018

Cabinet received a report from the Portfolio Holder for Health, Wellbeing and Adult Social Care which presented the adult social services and health statutory complaints annual report, providing an overview of the activity and analysis of complaints and representations for the period 1st April 2017 to 31st March 2018.

RESOLVED – That the contents of the report and the lessons learned from the adult social services and health statutory complaints annual report for 2017/2018 be received and noted.

CB.40

TRAFFIC REGULATION ORDER (TRO) POLICY AND SUPPORTING DOCUMENTS: TRO GUIDANCE AND RESIDENTS PARKING SCHEME GUIDANCE

Cabinet considered a report from the Portfolio Holder for Environment, Transport and Energy which sought approval for the introduction of a TRO Policy, TRO Guidance and Residents Parking Guidance.

RESOLVED –

- (1) That the Traffic Regulation Order Policy appended to the report now submitted, be adopted.

- (2) That the approach detailed in the Traffic Regulation Order Guidance document appended to the report now submitted, be approved for the implementation of new Traffic Regulation Orders.
- (3) That the approach for the implementation of new, amended or removal of residents parking schemes as detailed in the Residents Parking Guidance document appended to the report now submitted, be approved.
- (4) That the following recommendations of the Economy Scrutiny Panel on the guidance documents be agreed:
 - That the abandonment of the percentage threshold for support of a traffic regulation order or a residents' parking scheme be welcomed and that the words 'in the absence of clear opposition' be added to assist in determining the level of support.
 - That every effort be made to reduce the timescale for implementation of traffic regulation orders.
 - That within the traffic regulation order guidance, issues caused by the obstruction of a turning head be given a higher priority.
 - That the Traffic Regulation Order Forward Programme be reviewed to ensure that there were no restrictions on approval of schemes due to timing.
 - That clarification be provided on the treatment of motorcycles within resident parking schemes. The Portfolio Holder agreed in principle to further consider the treatment of motorcycles within resident parking schemes.
 - That clarification be provided on the rules applied for financial viability of parking schemes. The Portfolio Holder acknowledged that diminishing participants would impact on viability and would have any such issues referred back to him to consider on a case by case basis.

CB.41

INTRODUCTION OF CIVIL PENALTY NOTICES FOR HOUSING ACT OFFENCES

Cabinet considered a report from the Portfolio Holder for Regeneration, Assets, Skills and Housing on the introduction of civil penalty notices for Housing Act offences.

RESOLVED –

- (1) That the proposed Civil Penalties Policy for offences under the Housing Act 2004 and Housing and Planning Act 2016, be adopted.
- (2) That authority be delegated to the Director of Economy and Growth, in conjunction with the Chief Legal and Monitoring Officer, to put in place the necessary measures to implement the Civil Penalties

Policy, alongside the Council's general enforcement policy; and to ensure all actions necessary and ancillary thereto be completed.

CB.42

MICROSOFT ENTERPRISE AGREEMENT

Cabinet considered a report from the Portfolio Holder for Finance, Governance and Resources which sought approval to invest in a renewed Microsoft Enterprise Agreement.

RESOLVED –

- (1) That authority be delegated to the Director of Finance, Operations and Resources in consultation with the Portfolio Holder for Finance, Governance and Resources to commence a procurement exercise to renew the Council's Microsoft Windows Enterprise agreement.
- (2) That authority be delegated to the Director of Finance, Operations and Resources, in consultation with the Portfolio Holder for Finance, Governance and Resources, to award such contract.
- (3) That authority be delegated to the Monitoring Officer to execute all documentation in connection with the award.

CB.43

DOG FOULING AND LITTERING

Cabinet considered a report from the Portfolio Holder for Safer and Stronger Communities which provided an update on progress with the enforcement of littering and dog fouling and recommended a number of key decisions required in order to partner with Doncaster Metropolitan Borough Council.

RESOLVED –

- (1) That the necessary powers in relation to the enforcement of dog fouling and littering under the Environmental Protection Act 1990, Anti-Social Behaviour, Crime and Policing Act 2014, Clean Neighbourhoods and Environment Act 2005, and Health Act 2006, be delegated to Doncaster Metropolitan Borough Council.
- (2) That the necessary enforcement powers in relation to Public Space Protection Orders under the Anti-Social Behaviour, Crime and Policing Act 2014 in relation to Alcohol related anti-social behaviour, be delegated to Doncaster Metropolitan Borough Council.
- (3) That the fixed penalty tariff for dog fouling and littering be increased from £50 to £100.
- (4) That authority be delegated to the Chief Legal and Monitoring Officer, in consultation with the Director of Finance, Resources and Operations and the Portfolio Holder for Safer and Stronger

Communities, to enter into a Service Level Agreement with Doncaster Metropolitan Borough Council to enable the delivery of the delegated enforcement powers for a period of two years, with the addition of three optional extension years.

- (5) That authority be delegated to the Director of Finance, Resources and Operations to complete any further actions necessary to implement and support the delegation of functions to Doncaster Metropolitan Borough Council.

There being no further business, the Chairman declared the meeting closed at 2.35 p.m.