



CABINET  
DECISION NOTICE

Publication Date: 30<sup>th</sup> November 2018

At a meeting of the Cabinet held on 28<sup>th</sup> November 2018 the following matters were discussed. The decisions of Cabinet are set out below each item along with reasons for the decision and other options considered.

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

DN.55 **APOLOGIES FOR ABSENCE**

There were no apologies for absence received for this meeting.

DN.56 **DECLARATIONS OF INTEREST**

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

DN.57 **MINUTES**

The minutes of the Cabinet meeting on 24<sup>th</sup> October 2018 and the Special meeting of Cabinet on 29<sup>th</sup> October 2018 were agreed as a correct record.

DN.58

### **QUARTER 2 FINANCE MONITORING REPORT FOR 2018/19**

Cabinet received a report from the Portfolio Holder for Finance, Operations and Resources which presented key information and analysis of the Council's financial position and performance at the end of the mid-point of the 2018/19 financial year.

#### **RESOLVED –**

**(1) That the reported position at Quarter 2 be noted, and the Finance Monitoring Report be referred to Overview and Scrutiny for consideration.**

**(2) That the revised Capital Programme included at Annex 2, of the report now submitted be approved.**

REASON FOR DECISION – The report is important in identifying to cabinet both successes, to note progress, and areas of forecast revenue overspend and amendment to the capital programme where actions need to be taken. The area of focus commentary highlights the achievement of any milestones or potential risks affecting the delivery of outcomes.

OTHER OPTIONS CONSIDERED – N/A

DN.59

### **SOCIAL VALUE POLICY**

Cabinet received a report from the Portfolio Holder for Finance, Governance and Resources which sought approval to adopt the new Social Value Policy for North East Lincolnshire.

#### **RESOLVED –**

**(1) That the Social Value Policy for North East Lincolnshire be approved and adopted effective from 1st April 2019.**

**(2) That a progress report setting out progress and impact of the new Policy be received in April 2020.**

REASON FOR DECISION – The Social Value policy is intended to maximise the wider community benefits of the Council's procurement activity. It also sets a direction for engagement with other key spending organisations in North East Lincolnshire to increase the level of local

spend, build in skills and employment opportunities and support SMEs and voluntary/ community organisations.

OTHER OPTIONS CONSIDERED – Options as to how to best deliver the requirements as outlined in the Social Value Act have been considered as the policy has been developed. Feedback from partners and the community have also been taken on board and included within the Policy.

DN.60

**OPERATIONAL SERVICES AND STREET SCENE SELECT COMMITTEE UPDATE**

Cabinet considered a joint report from the Portfolio Holder for Environment, Transport and Energy and the Portfolio Holder for Safer and Stronger Communities which presented the findings report from the Street Scene Select Committee and an update on the Smarter Neighbourhoods Programme.

**RESOLVED –**

- (1) That the findings report at appendix 1 of the report now submitted be noted, and the recommendations of the Street Scene Select Committee be approved.**
- (2) That the Smarter Neighbourhood Programme update at appendix 2 of the report now submitted be noted, and the update report be referred to the Communities Scrutiny Panel for their consideration.**
- (3) That the revised timeline for development and adoption of a new Municipal Waste Strategy be approved.**
- (4) That the recommendations of the Review of Grounds Maintenance Service at Appendix 3 (Closed) of the report now submitted, be approved. (This recommendation was deferred to the closed session).**
- (5) That the recommendations of the Review of Street Cleansing Service at Appendix 4 (Closed) of the report now submitted, be approved. (This recommendation was deferred to the closed session).**
- (6) That authority be delegated to the Director of Resources and Governance, in consultation with the Portfolio Holder Environment, Transport and Energy and the Portfolio Holder Safer and Stronger Communities, to carry out the necessary**

**actions to implement the matters referred to in resolutions 4 and 5 above.**

REASON FOR DECISION – Members will be aware that the Overview and Scrutiny Committee commissioned a Street Scene Select Committee. The Select Committee was established to look at the quality of the local street scene in North East Lincolnshire, including the extent of littering, fly tipping and anti-social behaviour in order to give it more significant and direct attention. The review looked at the extent of the Council's investment in its Smarter Neighbourhoods Programme, related enforcement activities and how the Council work with communities to enhance civic pride and change behaviours. At the same time, the Council's Smarter Neighbourhoods Programme was entering into its second phase, covering a range of areas, some of which were also the focus of the select committee. This report is also an update on the progress to date of the Smarter Neighbourhoods Programme, including an outline of next phases of activity and focus.

**OTHER OPTIONS CONSIDERED –**

Select Committee findings:

The select committee has considered a range of options throughout its meetings, and these are reported within the select committee findings report at Appendix 1.

Smarter Neighbourhoods update:

Not applicable to present alternative options to Cabinet in respect of a programme update.

DN.61

**PROCUREMENT OF CHILDREN'S ONLINE COUNSELLING SERVICES**

Cabinet considered a report from the Portfolio Holder for Children, Young People and Education which sought authority to commence a procurement exercise for new children and young people's online counselling services.

**RESOLVED –**

- (1) That the procurement of an online counselling service be approved.**
- (2) That authority be delegated to the Director of Children's Services in consultation with the Portfolio Holder for Children and Young People to make an award.**
- (3) That authority be delegated to the Monitoring Officer to complete all legal documentation in connection with the award.**

REASON FOR DECISION –

The reason which we are seeking a decision on the re-procurement of the online counselling service is to ensure continuity of a support service for children and young people's mental health and emotional wellbeing as the current contract arrangements and extension periods have been exhausted.

#### OTHER OPTIONS CONSIDERED –

1) Joint Commissioning

Joint commissioning approach with Lincolnshire Partnership Foundation Trust (LPFT) was explored to develop an in-house model of online counselling but concluded that the skills and expertise needed to develop this system would incur a gap in provision whilst a provider designed and implemented a service.

2) Providing the Service in-house

This option is not feasible as we would default on the delivery of the Local Transformation Plan which would affect the funding flow to the Clinical Commissioning Group from NHS for the wider transformation plan.

3) Cease the Service

This option was considered and discarded at a very early stage, and not developed further, as it would require the Council to have in-house counselling and psychology staff to support the digital function which we do not have the skill base for.

DN.62

#### **A180 SOUTH HUMBER BANK MAJOR MAINTENANCE PROGRAMME: PHASE 1 – MOODY LANE AND WOAD LANE, GRIMSBY**

Cabinet considered a report from the Portfolio Holder for Environment, Transport and Energy which sought approval to receive the Local Growth Funds from the Humber LEP and act as Accountable Body for putting in place the necessary delegated authority to design, procure and deliver the project.

#### **RESOLVED –**

- (1) That the proposal for the Council to accept receipt of the funds from the Humber Local Enterprise Partnership and act as Accountable Body in administering them funds in accord with the Council's statutory responsibilities as Highways Authority, 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 and the Monitoring Officer to:**

- **Finalise the terms of the Funding Agreement with Humber LEP**
  - **Finalise any other legal agreements required to facilitate delivery of the project**
  - **Establish project governance arrangements**
  - **Put in place appropriate project monitoring arrangements to minimise any financial, compliance or other risks to the Council in discharging the Accountable Body function for the funds.**
- (3) That authority be delegated to the Director of Economy and Growth, in consultation with the Portfolio Holder for Environment, Transport and Energy and Monitoring Officer to commence the related procurement exercises for the works and make appropriate contract awards.**
- (4) That the Director of Economy and Growth to ensure that all actions necessary and ancillary to the above recommendations be completed.**

REASON FOR DECISION – Woad Lane and Moody Lane currently suffer from significant carriageway structural failure and the footways are in a poor surface condition. Adopting an incremental approach to surface treatment or patching would not address the underlying issues and would require significant ongoing investment. As a result an extensive programme of reconstruction and resurfacing is proposed. If the condition of the highway is not addressed in the near future it is highly likely to have a detrimental impact on the prospects of securing future business investment to the Port of Grimsby and surrounding employment Enterprise Zones and negatively impact on the travel times between the ports and surrounding industry.

OTHER OPTIONS CONSIDERED – The Council could have chosen to do nothing as an alternative to securing funding from Humber LEP to deliver the project. This would lead to a significant deterioration in the condition of both routes, resulting in a requirement to put in place diversion routes and placing the Council at risk of failing to exercise its duties under the Traffic Management Act 2004.

Two other options have been considered:

- Surface treatment of carriageways and footpaths; this approach is not considered appropriate due to the condition of the existing highway as this would increase the risk of early life failure of such treatment; in accordance with the Council's highway asset

management strategy, strategic routes with heavy HGV use, are prioritised for resurfacing rather than surface treatments (e.g. surface dressing), to extend the life of the carriageway and reduce disruption to motorists.

- Carriageway and footway patching; this would require appropriate planned maintenance interventions spread over 5-10 years, which is likely to result in extensive disruption to the local highways network; this would impact on the proposed new Link Road, with planned maintenance works having to be undertaken after the new road has been opened.

DN.63

**CLEETHORPES REGENERATION PROGRAMME – TRAFFIC REGULATION ORDERS (PHASES HIGH STREET AND ALEXANDRA ROAD)**

Cabinet considered a joint report from the Portfolio Holder for Regeneration, Housing, Skills and Assets and the Portfolio Holder for Environment, Transport and Energy which sought authority to introduce a number of permanent Traffic Regulation Orders (TROs) to support the implementation of public realm works under the Cleethorpes Regeneration Programme.

**RESOLVED –**

- (1) That the commencement of the formal consultation process for the Traffic Regulation Orders as listed in Schedule 1, Appendix 1 of the report now submitted, in accordance with the requirements of the Road Traffic Regulation Act 1984, be approved.**
- (2) That the making of the Traffic Regulation Orders as listed in Schedule 1 in Appendix 1, of the report now submitted, be approved.**
- (3) That in the event that there are unresolved objections to any Orders, that determination and decisions be referred back to the Portfolio Holder for Environment, Transport and Energy to decide whether or not the relevant Traffic Regulation Order be confirmed.**

REASON FOR DECISION – The delivery of public realm works in High Street and Alexandra Road and associated adjoining roads will further support and enhance the growth of the visitor economy and increase investor confidence. The TROs identified in Schedule 1 are required to implement the proposed works.

The feedback from public engagement detailed in section 2 and the informal feedback and initial consultation detailed in section 3 of this report shows there was support from business and residents who

responded in favour of implementing the proposed TROs to support the implementation of public realm works.

The proposals are supported by funding from HLF, CCF and the Council's Capital Programme with an expectation of expenditure during 2019 and 2020. Cabinet approval is required to ensure that the formal consultation process can commence for the TROs identified in Schedule 1.

#### OTHER OPTIONS CONSIDERED –

Do nothing – this would not allow the TRO process required to support the implementation of the highway and public realm improvements to proceed.

Development of an alternative scheme – TROs are required to support the implementation of the highway and public realm improvements and would still be required for an alternative scheme. The scheme proposed and the TROs required to support this has been through extensive consultation to date. Therefore it is not considered that there are any other options for delivering these projects.

DN.64

#### **REFERRAL FROM SCRUTINY – CALL IN OF ABBEY WALK CAR PARK REFURBISHMENT DECISION**

Cabinet considered a referral from the Economy Scrutiny Panel following a call-in of the decision by Cabinet at its meeting on 29th August, 2018 regarding the refurbishment of the Abbey Walk Car Park.

**RESOLVED – That the recommendation from the Economy Scrutiny Panel, to carry out further financial due diligence to ensure that the scheme would provide value for money, be accepted.**

REASON FOR DECISION – Due to ongoing work and proposals around the Town deal, it was felt that no substantial financial commitment be made at this time.

OTHER OPTIONS CONSIDERED – N/A

DN.65

#### **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 5 of Schedule 12A of the Local Government Act 1972 (as amended).**



**OPERATIONAL SERVICES UPDATE**

Cabinet considered the appendices to the joint report from Portfolio Holder for Environment, Transport and Energy and the Portfolio Holder for Safer and Stronger Communities included in item 6 of the agenda.

**RESOLVED –**

- (4) That the recommendations of the Review of Grounds Maintenance Service at appendix 3 of the report now submitted, be approved.**
- (5) That the recommendations of the Review of Street Cleansing Service at appendix 4 of the report now submitted, be approved.**

REASON FOR DECISION – Members will be aware that the Overview and Scrutiny Committee commissioned a Street Scene Select Committee. The Select Committee was established to look at the quality of the local street scene in North East Lincolnshire, including the extent of littering, fly tipping and anti-social behaviour in order to give it more significant and direct attention. The review looked at the extent of the Council's investment in its Smarter Neighbourhoods Programme, related enforcement activities and how the Council work with communities to enhance civic pride and change behaviours. At the same time, the Council's Smarter Neighbourhoods Programme was entering into its second phase, covering a range of areas, some of which were also the focus of the select committee. This report is also an update on the progress to date of the Smarter Neighbourhoods Programme, including an outline of next phases of activity and focus.

**OTHER OPTIONS CONSIDERED –**

Operational Services (streets and grounds):

All options considered in respect of changes to street cleansing and grounds maintenance services are detailed in the appendices to this report.