

Cabinet

Tuesday 25 March 2014

PRESENT:

Councillor Evans, in the Chair.

Councillor Peter Smith, Vice Chair.

Councillors Coker, Lowry, McDonald, Penberthy, Vincent and Williams.

Also in attendance: Councillors Bowie and Mrs Aspinall, Tracey Lee (Chief Executive), Carole Burgoyne (Strategic Director for People), Anthony Payne (Strategic Director for Place), Stephen Horsley (Interim Director for Public Health), Jayne Gorton (School Organisation, Access and Services to Schools Manager), Sarah Lees (Consultant in Public Health), Craig McArdle (Head of Cooperative Commissioning), Dave Saunders (Interim Assistant Director for Customer Services), Andy Netherton (Manager Health Safety and Licensing), Stephen Bashford (Economic Research and Monitoring Officer) and Patrick Knight (Economy and Employment Manager), Paul Barnard (Assistant Director Strategic Planning and Infrastructure), Richard Grant (Local Planning Team Leader), Simon Dale (Interim Assistant Director for Street Services), Fiona Fleming (Strategic Commissioning Manager), Jo Hall (Senior Adviser Early Years and Childcare), Matt Ward (Principal Surveyor), David James (Head of Strategic Development Projects) and Katey Johns (Democratic Support Officer).

The meeting started at 2 pm and finished at 4.50 pm.

Note: At a future meeting, the Cabinet will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

111. **DECLARATIONS OF INTEREST**

The following declaration of interest was made in respect of items under consideration at this meeting –

Name	Minute Number	Reason	Interest
Councillor Coker	118, 119 and 130	Nature of employment (Employed by Sainsburys)	Personal and pecuniary

112. **MINUTES**

Agreed the minutes of the meeting held on 11 February 2014.

113. **QUESTIONS FROM THE PUBLIC**

There were no questions from the public for this meeting.

114. **CHAIR'S URGENT BUSINESS**

The Chair informed Cabinet Members that two urgent key decisions had been taken by him in respect of the following –

- (a) Plan for the City Centre

Reasons for urgency and taking outside of the Forward Plan

The next forward plan will be published on 31st March 2014 and it is impracticable to defer the decision until the next Cabinet meeting on 29th April 2014 because this decision needs to be made to enable discussions to be commenced urgently with third parties means that a decision has to be taken before this date. The scheme is dependent on the acquisition of a property to facilitate the new coach station and terms for this purchase have only just been agreed.

- (b) Taylor Maxwell House 165-171 Armada Way & 67-85 Mayflower Street, Plymouth

Reasons for urgency and taking outside of the Forward Plan

To meet the Vendor's timescale for exchanging contracts to sell the long leasehold interest in the property at the price agreed i.e. by 24th March 2014.

Cabinet welcomed the proposals, which contained 12 new exciting initiatives for the city and represented £150 million of investment over 3-5 years, and noted the reasons for urgency.

115. **NARROWING THE GAP SCRUTINY REPORT**

Councillor Bowie (Chair of the Ambitious Plymouth Co-operative Review Scrutiny Group) attended the meeting and presented the recommendations arising from the review into Narrowing the Gap.

Councillor Williams, Cabinet Member for Children and Young People responded and thanked the scrutiny panel for its work. She proposed an amendment to the recommendations set out in the report of the Strategic Director for People to the effect that Cabinet welcomed the direction of travel of the recommendations from scrutiny and a formal response in respect of each would be submitted to a future Cabinet meeting.

The amendment was supported by the Leader.

Alternative options considered and reasons for the decision -

As set out in the report.

Agreed that Cabinet welcomes the direction of travel of the recommendations from scrutiny and a formal response in respect of each will be submitted to a future Cabinet meeting.

116. **PLEDGE 90 MENTAL HEALTH REVIEW SCRUTINY REPORT**

Councillor Mrs Aspinall (Chair of the Caring Plymouth Co-operative Review Scrutiny Group) attended the meeting and presented the findings arising from the Pledge 90 Mental Health Review.

Councillor McDonald, Cabinet Member for Public Health and Adult Social Care, and Councillor Williams, Cabinet Member for Children and Young People responded. Councillor Williams thanked Councillor McDonald for commissioning the wide ranging review of Mental Health Services and proposed a further recommendation as follows –

“that Commissioners commit to completing an overarching and comprehensive Commissioning Plan for Children and Young People, covering Early Years, Special Education Needs and Disabilities, Children in Need, support to Families and mental health resilience.”

The additional recommendation was supported by Councillor McDonald.

Alternative options considered and reasons for the decision -

As set out in the report.

Agreed that –

- (1) Cabinet recognises the report as meeting the requirements of Pledge 90 thereby signing off the Pledge and utilising the information to improve mental health services for the citizens of Plymouth;
- (2) Commissioners commit to completing an overarching and comprehensive Commissioning Plan for Children and Young People, covering Early Years, Special Education Needs and Disabilities, Children in Need, support to Families and mental health resilience.

117. **CREATING A SUSTAINABLE LIBRARY SERVICE**

Dave Saunders (Interim Assistant Director for Customer Services) submitted a report setting out how Pledge 70, to “introduce a proper plan to protect and enhance libraries”, was being addressed.

Councillor Peter Smith, Deputy Leader, introduced the report.

Alternative options considered and reasons for the decision –

As set out in the report.

Agreed to –

- (1) recognise that the primary purpose of the library service is to support cultural engagement through literacy, learning and skills development. This purpose is achieved through a mix of services and buildings but it is not

- dependent on those buildings for its success;
- (2) approve the action plan in order to create a Strategic Plan for a Sustainable Library Service over the three years 2014/15 to 2016/17 which is integrated within the Council's Transformation Programme (which will include stakeholder and partner consultation);
 - (3) request officers to submit progress reports on each of the three phases of the creation of the plan in April 2015, 2016 and 2017 and to submit the draft plan for approval.

118. **SAFE AND VIBRANT NIGHT TIME - LATE NIGHT LEVY**

Anthony Payne (Strategic Director for Place) submitted a report considering the merits of introducing the late night levy, following a period of consultation.

Councillor Vincent, Cabinet Member for Environment, introduced the report.

Alternative options considered and reasons for the decision –

As set out in the report.

Agreed to –

- (1) defer the decision on the introduction of the late night levy until an assessment can be completed regarding the changes to the Licensing Act and licensing fees;
- (2) use existing and new liaison arrangements with the licenced trade to expand the current voluntary schemes or projects that seek to promote a safe and vibrant night time in Plymouth.

(Councillor Coker declared a personal and pecuniary interest and withdrew from the meeting for this item).

119. **REVIEW OF LICENSING ACT 2003 STATEMENT OF LICENSING POLICY, INCLUDING CUMULATIVE IMPACT POLICY**

The Strategic Director for Place submitted a report which containing details of the consultation responses and a draft of the policy proposed to be adopted following a review of the Licensing Act 2003 Statement of Licensing Policy, including the Cumulative Impact Policy.

Councillor Vincent, Cabinet Member for Environment, introduced the proposals.

Alternative options considered and reasons for the decision –

As set out in the report.

Agreed that –

- (1) the draft Licensing Statement of Policy is recommended to City Council for adoption (Appendix 2 to the report);
- (2) based on the concerns about crime and disorder and public nuisance, City Council is recommended to retain the Special Policy on Cumulative Impact for each of the following areas –
 - Union Street (including Derry's Cross)
 - Barbican
 - North Hill
 - Mutley Plain
 - Stoke
- (3) Cabinet authorises officers to undertake a further consultation regarding an extension to the Barbican cumulative impact area as recommended by Devon and Cornwall Police.

(Councillor Coker declared a personal and pecuniary interest and withdrew from the meeting for this item).

120. **LOCAL ECONOMIC STRATEGY REVIEW 2013/14**

Anthony Payne (Strategic Director for Place) submitted a report describing the background to the Local Economic Strategy (LES) Review, its key findings and a refreshed set of objectives and actions designed to build on progress set in train by LES 2006 and take the city to a new level of focus and ambition.

Councillor Evans (Leader) introduced the proposals.

Alternative options considered and reasons for the decision –

As set out in the report.

Agreed –

- (1) the new approach set out in Plymouth's Local Economic Strategy review and recommends adoption by Full Council;
- (2) that officers work with the Plymouth Growth Board to further define the detailed action planning and performance management arrangements required to deliver on the objectives set out in the review;
- (3) agrees that the strategic objectives outlined are fully integrated with the Plymouth Plan.

121. **DELEGATED AUTHORITY TO COMMIT TO CAPITAL SCHEMES**

Anthony Payne (Strategic Director for Place) submitted a report seeking Council approval to delegate authority to the Leader to add and remove schemes from the capital programme

and determine the priority of all schemes in the programme, provided that the total value of the capital programme, as agreed by Council, should not be exceeded.

Councillor Evans (Leader) introduced the proposals.

Alternative options considered and reasons for the decision –

As set out in the report.

Agreed that City Council is recommended -

- (1) to give delegated authority to the Leader, in consultation with the Cabinet Member for finance, to add schemes and remove schemes from the capital programme and determine the priority of all schemes in the programme, provided that the total value of the capital programme as agreed by Council should not be exceeded;
- (2) that any changes made by the Leader will be supported by a sound business case;
- (3) that any additions and/or amendments made to capital schemes under delegated authority will be reported in the Council financial monitoring report and quarterly to full Council;
- (4) that the relevant sections of the constitution are amended accordingly.

122. **DESIGNATION OF HAM WOODS AND RADFORD WOODS AS LOCAL NATURE RESERVES AND EXTENSION OF EFFORD MARSH LOCAL NATURE RESERVE**

Anthony Payne (Strategic Director for Place) submitted a report proposing the designation of Ham Woods and Radford Woods as Local Nature Reserves and an extension to Efford Marsh Local Nature Reserve.

Councillor Vincent, Cabinet Member for Environment, introduced the report.

Alternative options considered and reasons for the decision –

As set out in the report.

Agreed the designation of both Ham Woods and Radford Woods as Local Nature Reserves and the extension of Efford Marsh Local Nature Reserve, and that the Head of Legal Services is instructed to prepare and complete the legal documentation for the formal designation.

123. **REVIEW OF LOCAL DEVELOPMENT SCHEME AND PLYMOUTH PLAN PROGRAMME**

Anthony Payne (Strategic Director for Place) submitted a report on progress made in the preparation of the Plymouth Plan and setting out proposed changes to the form, process and timetable for the Plymouth Plan required in response to recent national planning reforms.

Councillor Vincent, Cabinet Member for Environment, introduced the report.

Alternative options considered and reasons for the decision –

As set out in the report.

Agreed –

- (1) the programme and approach to preparing the Plymouth Plan, as outlined in the report;
- (2) to instruct Officers to prepare a programme of engagement to support the preparation of the Consultation Draft Plymouth Plan, including measures which support ward councillors in engaging with their constituents, to take place during the summer of 2014, in consultation with the Portfolio Holders for the Environment and for Co-operatives and Community Development;
- (3) to report the programme and approach to preparing the Plymouth Plan, as outlined in the report, to the Cooperative Scrutiny Board.

124. **AWARD OF THE STRATEGIC MATERIAL RECYCLING FACILITY (MRF) CONTRACT AND APPROVE THE CITY WIDE ROLL OUT OF DOORSTEP GLASS RECYCLING**

Anthony Payne (Strategic Director for Place) submitted a report summarising the project background and evaluation outcome of a competitive dialogue procurement to secure a replacement material recycling facility (MRF) and/or facility located within or outside of Plymouth to safeguard and further uplift recycling performance.

Councillor Vincent, Cabinet Member for Environment, introduced the report.

A separate private report was also submitted which contained commercially sensitive information and was referred to in minute 128 below.

The Chair deferred consideration of the recommendations to the private part of the meeting.

125. **CHILDREN'S CENTRE CONTRACT AWARD**

Carole Burgoyne (Strategic Director for People) submitted a report

Councillor Williams, Cabinet Member for Children and Young People, introduced the report.

A separate private report was also submitted which contained commercially sensitive information and was referred to in minute 129 below.

The Chair deferred consideration of the recommendations to the private part of the meeting.

126. **TRANSFORMATION PROGRAMME**

David Trussler (Interim Strategic Director for Corporate Services) submitted a report –

- summarising the context and drivers for the Transformation Programme, the Council's Blueprint and the Programme's governance arrangements;
- setting out the project and programme summaries for each of the five transformation programmes where savings are to be delivered during 2014-15. These include the strategic case, aims, scope and costs and benefits for the programme, with summaries of specific projects within each programme;
- including Outline Business Cases for each of the five transformation programmes, summarising the management and financial cases by programme, risk and compliance issues and guiding principles and methodologies.

Councillor Williams, Cabinet Member for Children and Young People (with responsibility for Transformation), introduced the report.

Alternative Options considered and reasons for the decision –

As set out in the report.

Reasons for urgency and taking outside of the Forward Plan -

Programme and Project summaries for the 2014-15 phase of the Transformation Programme have just been completed. An urgent decision is now needed to ensure that Cabinet endorses Transformation recommendations and allows the Co-operative Scrutiny Board to commence scrutiny before the end of the municipal year.

Agreed that Cabinet -

- (1) endorse the expenditure and actions taken to date by officers in 2013/14 in preparation and implementation of the council's transformation programme;
- (2) endorse the Programme and Project Summaries for 2014-15 and Outline Business Cases for the Transformation Programme so that they can be developed into full Business Cases for further consideration;
- (3) endorse the Strategic Principles of the Council's Blueprint at Appendix A;
- (4) note that the following agreements have been incorporated within the overall transformation programme:
 - (a) co-location with Health initiative, agreed by Cabinet in January 2013, is built into the Outline Business Case for Integrated Approach to Health and Wellbeing;
 - (b) the Redevelopment of the Civic Centre and future

accommodation requirements initiative, agreed by Cabinet in September 2013, is built into the Outline Business Case for People and Organisational Development;

- (c) the Investment in Customer Transformation and Core ICT infrastructure, agreed by Cabinet in September 2012, is built into the Outline Business Case for Customer and Service Transformation;
 - (d) the ICT Shared Services DELT proposal, agreed by Cabinet in October 2013, is built into the Outline Business Case for the Co-operative Centre of Operations;
- (5) asks the Co-operative Scrutiny Board to review the Programme and Project summaries and Outline Business Cases for the Transformation Programme to ensure that the Board and Panels are able to play an active part in supporting and challenging the programme as it develops;
- (6) notes that an independent review is being commissioned to appraise the overall status of the transformation programme including an opinion as to the achievability of the benefits, and that this work will be undertaken over the next three months.

VOTE OF THANKS

The Leader commented that this would be the last Cabinet meeting attended by Stephen Horsley, Interim Director of Public Health, and took the opportunity to thank Stephen for his contribution to the role and for his assistance to Cabinet during his time in post.

127. **EXEMPT BUSINESS**

No representations had been made that this part of the meeting should be in public.

Agreed that under Section 100(A)(4) of the Local Government Act, 1972, the press and public are excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraph 3 of Part I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

128. **AWARD OF THE STRATEGIC MATERIAL RECYCLING FACILITY (MRF) CONTRACT AND APPROVE THE CITY WIDE ROLL OUT OF DOORSTEP GLASS RECYCLING (E3)**

Further to minute 124 above, Anthony Payne (Strategic Director for Place) submitted a report containing commercially sensitive details relating to the Strategic Material Recycling Facility (MRF) Contract and the city-wide roll out of doorstep glass recycling.

Councillor Vincent, Cabinet Member for Environment, presented the report.

Alternative options considered and reasons for the decision –

As set out in the report.

- (1) to award the contract for the replacement material recycling facility (MRF) service to Viridor Waste Management Limited, being the party selected as provisional Preferred Bidder following the public procurement exercise;
- (2) to the transfer of associated assets and staff to Viridor Waste Management Limited upon contract commencement as well as the associated financial resources;
- (3) to establish and approve the timing for the city wide roll out of a kerbside glass collection service in consultation with the Cabinet Member for Environment.

129. **CHILDREN'S CENTRE CONTRACT AWARD (E3)**

Further to minute 125 above, Carole Burgoyne (Strategic Director for People) submitted a report containing commercially sensitive details relating to the Children's Centre Contract Award.

Councillor Williams, Cabinet Member for Children and Young People presented the report.

Alternative options considered and reasons for the decision -

As set out in the report.

Agreed that the following contracts are awarded for a three year period, to commence on 1 July 2014 and to end on 30 June 2017, with the option to extend for a further three years, in consultation with the Cabinet Member for Children and Young People, to ensure the new service model has time to fully develop –

Contract Number	Cluster Number	Children's Centres
13193	1	1. Nomony 2. Plumtree (combined with Woodford) 3. Plymstock
13194	2	4. Green Ark 5. Manor Street
13195	3	6. Morice Town 7. LARK 8. Popin
13196	4	9. Four Woods 10. Tamar Folk
13197	5	11. Sweet Peas 12. Crownlands 13. D.E.L.L.
13198	6	14. Whitleigh

		15. Southernway 16. Plymbridge
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130. **DISPOSAL OF LAND FOR DEVELOPMENT AT PLYMOUTH INTERNATIONAL MEDICAL AND TECHNOLOGY PARK (E3)**

Anthony Payne (Strategic Director for Place) submitted a report seeking approval for the disposal of land for development at Plymouth International Medical and Technology Park.

Councillor Lowry, Cabinet Member for Finance, presented the report.

Alternative options considered and reasons for the decision -

As set out in the report.

Agreed that the Council enters into either a single conditional contract or two conditional contracts for the disposal of the land described in this report in accordance with the details provided in the report.

(Councillor Coker declared a personal and prejudicial interest and withdrew from the meeting for this item).