

EXECUTIVE DECISION MAKING

RECORD OF THE DECISION MAKING HELD ON 15th MARCH 2010

Present:

Councillor Samuels	-	Leader of the Council
Councillor White	-	Adult social Care and Health (except items 150/151)
Councillor Holmes	-	Children's Services and Learning (except items 150/151)
Councillor Smith	-	Economic Development (except items 150/151)
Councillor Dean	-	Environment and Transport
Councillor Williams	-	Housing and Local Services (except items 150/151)
Councillor Hannides	-	Leisure, Culture and Heritage (except items 150/151)
Councillor Moulton	-	Resources and Workforce Planning (except items 150/151)
Councillor Walker	-	Safeguarding Children and Youth Services

COUNCILLOR DEAN, CHAIRMAN

TRAFFIC REGULATION ORDER

150. **OBJECTIONS TO WAITING RESTRICTIONS OUTSIDE 278-282 BURGESS ROAD (TRO)**

DECISION MADE: (Ref: CAB 09/10 2708)

On consideration of the report of the Head of Highways and Parking Services and representations made by residents at the meeting concerning objections to proposed waiting restrictions outside 278-282 Burgess Road, the decision maker made the following decision:-

- (i) To approve a "No Waiting at Any Time" restriction of 5m outside 278-282 Burgess Road.
- (ii) That the parking restriction is reviewed in 12 months time to establish whether the scheme has addressed potential safety and congestion issues.

Reason for the Decision:

The restricted area would be for loading and unloading by goods vehicles between 8am and 1pm every day, while serving as an unrestricted parking area the rest of the time. The purpose of the waiting restriction is to keep the area around the Methodist Church access clear of parked vehicles and to give easier access for delivery lorries to the parking bay.

151. **PROPOSALS FOR PERMIT PARKING IN VINERY GARDENS, ST. JAMES'S PARK ROAD, VINERY ROAD AND ST WINIFRED'S ROAD (TRO)**

DECISION MADE: (Ref: CAB 09/10 2898)

On consideration of the report of the Head of Highways and Parking Services and representations made by residents and interested parties made at the

meeting concerning objections received to the design and or the implementation of a permit parking scheme in Vinery Gardens, St. James's Park Road, Vinery Road and St. Winifred's Road, the decision maker made the following decision:-

- (i) To approve a Traffic Regulation Order in Vinery Gardens, St. James's Park Road, Vinery Road and St. Winifred's Road as detailed in Appendix 2 of the report.
- (ii) That the scheme is reviewed in 12 months time.

Reason for the Decision:

To enable a permit parking scheme to be introduced to alleviate, where possible, some of the problems being experienced by residents and business customers parking within the scheme.

COUNCILLOR SAMUELS, CHAIRMAN

EXECUTIVE BUSINESS

152. **RECORD OF THE PREVIOUS DECISION MAKING**

The record of the Executive decision making held on 15th February and 17th February 2010 were received and noted as a correct record.

153. **SELECTION OF PARTNERS FOR SPORT AND RECREATION PARTNERSHIPS**

CALL IN OF EXECUTIVE DECISION NUMBER CAB09/10 1800

On consideration of the report of the Chair of the Overview and Scrutiny Management Committee the decision maker refused the recommendations of the Committee and confirmed the following decision:

- (i) To consider the objections received and to authorise the disposal to the preferred bidder by way of a 15 year lease for Package 2 and an agreed lease for Package 1, the list of properties set out in appendix 1, in order to facilitate the contract awards.
- (ii) To delegate authority to the Executive Director of Neighbourhoods, in consultation with the Executive Director of Resources and the Solicitor to Council following consultation with the Cabinet Member for Leisure,, to appoint a preferred partner for the management and operation of Package 1 (Southampton Municipal Golf Course) in accordance with the framework as set out in confidential appendix 2.
- (iii) To appoint the preferred partner (identified at confidential appendix 3) to manage and operate the leisure facilities identified in package 2 (excluding the grounds maintenance for outlying sports pitches), for a contractual period of 15 years, at or below the level of annual management fee set out in section 9 of confidential appendix 3, and delivering an average net annual saving equal to or greater than the savings figure set out in section 10 of confidential appendix 4.
- (iv) To delegate authority to the Solicitor to the Council, following consultation with the Executive Director of Neighbourhoods and Executive Director of Resources to finalise and enter into contractual arrangements with preferred partners for both package 1 and 2 with contracts commencing on 1st September 2010, subject to the preferred

partner for Package 1 fully meeting the criteria set out in confidential appendix 2.

- (v) To approve, in accordance with finance procedure rules, capital expenditure of £198,000 on Improvements to the Athletics Track at the sports centre and £48,000 on Improvements to synthetic turf pitches at the sports centre, provision for which exists in the Leisure, Culture and Heritage capital programme for 2010/11.
- (vi) To approve the preferred way forward for the development of PE and Sport facilities at Chamberlayne Park College and the ongoing relationship with Chamberlayne Leisure Centre.
- (vii) To authorise the Solicitor to the Council following consultation with the Executive Director of Neighbourhoods and the Executive Director of Resources to do anything necessary to give effect to the proposals contained within this report including, but not limited to, the entering into of agreements, bonds, leases, further advertisement of any property matters and such other matters as are ancillary to or expedient for the completion of the project.

154. DISTRICT CENTRES SCRUTINY INQUIRY

On consideration of the report of the Chair of Economic and Wellbeing Scrutiny Panel detailing the Panel's inquiry and final report into Southampton's town and district centres the decision maker made the following decision:

- (i) To receive the inquiry report on Southampton's town and district centres to enable the Executive to formulate its response to the recommendations contained within it, in order to comply with the requirements set out in the Council's constitution.

155. AGREEMENT WITH HAMPSHIRE PARTNERSHIP FOUNDATION TRUST FOR PROVISION OF INTEGRATED LEARNING DISABILITY SERVICES

DECISION MADE (CAB 09/10 2920)

On consideration of the report of the Cabinet Member for Adult Social Care and Health seeking approval to enter into a legal partnership with Hampshire Partnership Foundation Trust, the decision maker made the following decision:

- (i) To approve the partnership arrangements between the Council and HPFT for a period of five(5) years from 1st April 2010 under Section 75 National Health Services Act 2006 and enable the Council to act as lead partner under the partnership arrangements and assume responsibility for the management and performance of the Integrated Team.
- (ii) To delegate authority to the Executive Director of Health and Adult Social Care to enter into partnership arrangements and approve future variations to the arrangements.
- (iii) To delegate authority to the Executive Director of Health and Adult Social Care to establish a Partnership Board to monitor and assist in the management of the partnership Arrangements and to agree the constitution and terms of reference for the Partnership Board.

156. ACADEMIES CAPITAL PROJECT – PREFERRED BIDDER APPOINTMENT

DECISION MADE (CAB 09/10 3055)

On consideration of the report of the Cabinet Member for Children’s Services and Learning seeking authority to select a preferred bidder and complete the procurement of a partner to develop and construct the Mayfield and Lordshill Academies, the decision-maker made the following decision:

Having complied with the requirements of Paragraph 15 (General Exception) of the Access to Information Procedure Rules and subject to costs being within agreed resources, it is recommended that:

- (i) To delegate authority to the Executive Director for Children’s Services and Learning, following consultation with the Executive Director of Resources, the Solicitor to the Council and the Cabinet Member for Children’s Services & Learning, to appoint a preferred bidder for the schemes in accordance with the published evaluation criteria after completion of the design competition
- (ii) To delegate authority to the Executive Director of Resources following consultation with the Cabinet Member for Resources to agree the final affordability position and to take any action necessary to complete financial close of the project or as otherwise required by Partnerships for Schools in this regard.
- (iii) To delegate authority to the Executive Director of Children’s Services and Learning, following consultation with the Executive Director of Resources, Solicitor to the Council and Cabinet Member for Children’s Services & Learning, to submit a Final Business Case (FBC) for the Mayfield Academy project.
- (iv) To delegate authority to the Solicitor to the Council, following consultation with the Executive Director of Resources, and the Executive Director of Children’s Services, to complete commercial and contractual close and to enter into all necessary contracts / Agreements and other legal documentation including but not limited to the Development Agreement and Design and Build contract to construct the Mayfield Academy and develop pre-contract proposals for the Lordshill Academy.
- (v) To add in accordance with Financial Procedure Rules an additional sum of £15,372,400 to the Children’s Services Capital Programme to carry out works at the Mayfield Academy.
- (vi) To approve in accordance with Financial Procedure Rules capital expenditure in the sum of £16,397,400 including fees from the Children’s Services Capital Programme to carry out works at the Mayfield Academy.

157. DETERMINATION OF ADMISSION ARRANGEMENTS FOR 2011/12 ACADEMIC YEAR

DECISION MADE (CAB 09/10 2879)

On consideration of the report of the Cabinet Member for Children’s Services and Learning seeking determination of the admission arrangements and

Published Admission Numbers for community and voluntary controlled schools for 2011/12, the decision-maker made the following decision:

- (i) The responses from the consultation with Southampton Admissions Forum, schools, other relevant admission authorities, Councillors and the C of E and Roman Catholic dioceses be noted.
- (ii) The admissions policies and the published admission numbers (PANs) for community and voluntary controlled schools, the schemes for co-ordinating primary and secondary admissions for the academic year 2011-12, and the scheme for co-ordinating in year admissions from September 2010 as set out in Appendices 1- 6 be approved.
- (iii) The sibling link be recognised equally in applications to infant schools and junior schools as they are in applications for primary schools.
- (iv) The published admission numbers (PAN)s for the following schools be Bassett Green Primary School 60, Mansel Park Primary 60, Glenfield Infant School 90, Moorlands Primary School 60, Kanes Hill Primary School 60 Shirley Warren Primary School 60 for Year R admission in September 2011. These increases in admission numbers provide an extra 150 year R places to accommodate the expected increase in the number of children in the city who will need school places at that time.
- (v) The Executive Director for Children's Services and Learning be authorised to take any action necessary to give effect to the above proposals.

158. APPLICATION TO PLACE PLAY EQUIPMENT ON COMMON LAND AT FREEMANTLE COMMON AND PEARTREE GREEN

DECISION MADE: (CAB 09/10 2921)

On consideration of the report of the Cabinet Member for Children's Services and Learning seeking permission to apply to the Secretary of State to develop 23 play areas within the City, the decision-maker made the following decision:-

- (i) To delegate authority to the Executive Director of Children's Services and Learning following consultation with the Solicitor to the Council, to make an application under section 38 of the Commons Act 2006, for the installation of play equipment on Freemantle Common and Peartree Green.
- (ii) Subject to the successful application, to approve the installation of equipment on Freemantle Common and Peartree Green.
- (iii) To delegate authority to the Solicitor to the Council to take any action necessary to give effect to, ancillary to or likely to facilitate the recommendations set out in this report, including participation in any application, appeal or enquiry process required.

159. EXCLUSION OF THE PRESS AND PUBLIC – CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM

The Leader moved that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and the public be excluded from the meeting in respect of any consideration

of the confidential appendices.

160. ROYAL PIER SITE

DECISION MADE: (CAB 09/10 2546)

On consideration of the report of the Cabinet Member for Economic Development seeking approval for the proposed future disposal and redevelopment of the Royal Pier Site, the decision-maker made the following decision:-

- (i) That the Solicitor to the Council following consultation with the Head of City Development & Economy be authorised to negotiate terms and enter into any documentation necessary with ABP and the Crown Estate prior to marketing to facilitate the redevelopment of land at Royal Pier and surrounding land, as shown indicatively on Plan 1.
- (ii) That the Head of City Development & Economy, following consultation with the Cabinet Member for Economic Development, be given delegated authority to prepare the marketing documents and market the Council's land as shown on Plan 2, and subject to final Cabinet Member approval of the agreed Heads of Terms, dispose of land interests in the site, or parts of the site, to the selected developer.
- (iii) That the Solicitor to the Council be authorised to take any action including entering into any legal documentation necessary to give effect to this resolution and to take all necessary steps to undertake a marketing process in line with EU procurement regulations.
- (iv) To approve in accordance with financial regulations expenditure as documented in Appendix 2 on the first phase of the Royal Pier development. Funding for this is incorporated within the Capital Programme as part of the Major Site development feasibility project.
- (v) That the Head of City Development and Economy following consultation with the Executive Director of Resources be given delegated authority to progress the scheme to completion subject to Council adding the additional funding to the capital programme and the total costs of the scheme remaining within the financial boundaries shown in Annex 1 to the Confidential Appendix.

161. SAFE CITY PARTNERSHIP ANNUAL PLAN 2010/11

DECISION MADE: (CAB 09/10 2629)

On consideration of the report of the Cabinet Member for Economic Development seeking approval of the Safe City Partnership Annual Plan for 2010/11, the decision-maker made the following decision:-

- (i) To approve the Safe City Partnership Annual Plan 2010/11 and approve the council's contribution, as detailed in the Plan.
- (ii) To delegate authority to the Executive Director for Neighbourhoods to agree the final version of the Annual Plan, following consultation with the Cabinet Member for Economic Development and the Performance Management Group of the Safe City Partnership.

162. DISPOSAL OF LAND AT THORNHILL TO ENABLE REDEVELOPMENT FOR AFFORDABLE HOUSING

DECISION MADE: (CAB 09/10 1694)

On consideration of the report of the Cabinet Member for Resources and Workforce Planning seeking approval for the disposal of land at Thornhill to enable redevelopment for affordable housing, the decision-maker made the following decision:-

Subject to TPY receiving approval from the Department of Communities and Local Government (CLG):

- (i) To approve the terms of disposal to, and receipt of overall consideration from, First Wessex Housing Association as set out in this report.
- (ii) To delegate authority to the Assistant Chief Executive (Economic Development and Regeneration) to enter into all such documentation and carry out all related action to give effect to these disposals, including any renegotiation of the capital receipts.
- (iii) To approve the portion of the capital receipt due to the Council being retained by Plus You Ltd as part of the NDC succession strategy.

163. THORNHILL PLUS YOU DELIVERY PLAN 2010/11

DECISION MADE: (CAB 09/10 1769)

On consideration of the report of the Cabinet Member for Cabinet Member for Economic Development seeking approval to endorse the Thornhill Plus You Delivery Plan, the decision-maker made the following decision:-

Having had regard to the Council's Community Strategy:

- (i) As Accountable Body, to both note the Annual Delivery Plan 2010/11 and the implications for the Council.

164. APPROVAL OF REVISIONS TO THE THORNHILL PLUS YOU SUCCESSION STRATEGY AND TO ENDORSE THE 2010/11 DELIVERY PLAN

DECISION MADE: (CAB 09/10 2713)

On consideration of the report of the Cabinet Member for Economic Development seeking approval of changes in the Thornhill Plus You Succession Strategy, the decision-maker made the following decision:-

Having had regard to the Council's Community Strategy:

- (i) As Accountable Body, to endorse the Thornhill Plus You Succession Strategy set out in Appendix 1 to this report.
- (ii) To delegate authority to the Assistant Chief Executive (Economic Development and Regeneration) to approve future amendments.

165. ANNUAL REVIEW OF FEES AND CHARGES FOR THE ENVIRONMENT AND TRANSPORT PORTFOLIO

DECISION MADE: (CAB 09/10 2700)

On consideration of the report of the Cabinet Member for Environment and Transport seeking approval for the increase of fees and charges applicable to the services provided by the Environment and Transport portfolio, the decision-maker made the following decision:-

- (i) That the charges detailed in the appendix be approved from 1st April 2010.
- (ii) To authorise the Solicitor to the Council to take any steps necessary to implement the proposals in this report, including the issue of Statutory Notices where appropriate.

166. PROJECT INTEGRA: ANNUAL ACTION PLAN 2010-2015

DECISION MADE: (CAB 09/10 2701)

On consideration of the report of the Cabinet Member for Environment and Transport seeking approval for the Project Integra Annual Action Plan 2010-15, the decision-maker made the following decision:-

- (i) To approve the Project Integra Draft Annual Action Plan 2010-2015.

167. APPROVAL TO SPEND CAPITAL FUNDING ON ENVIRONMENT AND TRANSPORT PORTFOLIO SCHEMES IN 2010/11

DECISION MADE: (CAB 09/10 2710)

On consideration of the report of the Cabinet Member for Environment and Transport seeking approval of expenditure for schemes already included in the Capital Programme for 2010/11, the decision-maker made the following decision:-

- (i) To approve variations, totalling £432,000 in 2010/11, to the Environment and Transport Capital Programme agreed at Council on 17th February 2010, as detailed in Appendix 4.
- (ii) To approve, in accordance with Financial Procedure Rules, capital expenditure of £10,489,000 in 2010/11, as detailed in Appendix 2, from the total Environment and Transport Capital Programme of £21,172,000.
- (iii) To note the detail of the projects within the Capital Programme for 2010/11 as set out in Appendix 5.

168. EXCLUSION OF THE PRESS AND PUBLIC – CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM

The Leader moved that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and the public be excluded from the meeting in respect of any consideration of the confidential appendices.

169. DISPOSAL OF LAND IN DERBY ROAD

DECISION MADE: (CAB 09/10 1933)

On consideration of the report of the Cabinet Member for Housing and Local Services seeking approval to dispose of land at Rope Walk, Derby Road, representations from community groups and Members of the Council, the decision-maker made the following decision:-

- (i) To agree to dispose of the site at Rope Walk, Derby Rd to facilitate the provision of a community facility and retention of the community garden.
- (ii) If negotiated agreement for disposal for community use, in accordance with recommendation (i) cannot be reached, to agree disposal for affordable housing use.

- (iii) In the event that recommendations (i) and (ii) cannot be achieved, to agree disposal on the open market.
- (iv) To determine that the disposal will contribute to the improvement of social well-being of residents.
- (v) Delegate authority to the Executive Director of Resources following consultation with the Cabinet Member for Resources and Workforce Planning and the Cabinet Member for Housing and Local Services, the Executive Director of Neighbourhoods and the Solicitor to the Council, to agree detailed terms of the disposal in line with the parameters set out in the Appendix to this report.
- (vi) Delegate authority to the Executive Director of Neighbourhoods following consultation with the Cabinet Member for housing and Local Services, Solicitor to the Council, Head of finance and Head of Property and Procurement to agree the future management arrangements for the Community Garden.
- (vii) Delegate authority to the Solicitor to the Council, following consultation with the Executive Director of Neighbourhoods and Executive Director of Resources to do anything necessary to give effect to the proposals contained within this report.

170. CENOTAPH MEMORIAL WALL

DECISION MADE: (CAB 09/10 2630)

On consideration of the report of the Cabinet Member for Leisure, Culture and Heritage seeking approval to carry out works on the West Park to implement the proposed Cenotaph Memorial Wall, the decision-maker made the following decision:

- (i) To authorise officers of the City Council to apply to the Secretary of State under Section 38 of the Commons Act 2006 for consent to carry out works on registered common land (West Park) to place the proposed Cenotaph Memorial Wall.
- (ii) To delegate authority to the Executive Director of Neighbourhoods, in consultation with the Solicitor to the Council, to do anything necessary to support the proposals within the report.
- (iii) Subject to the successful consent of the Secretary of State to carry out the works proposed to delegate authority to the Executive Director of Neighbourhoods in consultation with the Chief Financial Officer to approve the proposed Cenotaph Memorial Wall and add to the Neighbourhoods Capital Programme.

171. EXCLUSION OF THE PRESS AND PUBLIC – CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM

The Leader moved that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and the public be excluded from the meeting in respect of any consideration of the confidential appendices.

172. SOUTHAMPTON GUILDHALL – MANAGEMENT CONTRACT EXTENSION

DECISION MADE: (CAB 09/10 2632)

On consideration of the report of the Cabinet Member for Leisure, Culture and Heritage, seeking approval to extend the existing management contract, the decision-maker made the following decision:

- (i) To delegate authority to the Solicitor to the Council, following consultation with the Executive Director for Neighbourhoods and the Cabinet Member for Leisure, Culture and Heritage, to finalise and enter into a contract and any other associated documentation to extend the current Southampton Guildhall Management Contract with Live Nation (Music) UK Limited; formerly Clear Channel Entertainment (Music) Limited; for a further 15 years to the maximum Term permitted in the Contract of 25 years to 10 February 2028.

173. PRICE REVIEW FOR LEISURE, CULTURE AND HERITAGE PORTFOLIO

DECISION MADE: (CAB 09/10 2642)

On consideration of the report of the Cabinet Member for Leisure, Culture and Heritage, seeking approval for the pricing structure for the use of facilities and services within the Leisure, Culture and Heritage Portfolio, the decision-maker made the following decision:

- (i) To approve the 2010-11 price structure for Leisure, Culture and Heritage Portfolio services, as per Appendix 1 to take effect from Thursday 1st April 2010.

174. LEASE OF TOWER HOUSE, TOWN QUAY

DECISION MADE: (CAB 09/10 2914)

On consideration of the report of the Cabinet Member for Resources and Workforce Planning, seeking approval for the grant of a new lease, the decision maker made the following modified decision:

- (i) To approve the grant of a lease of Tower House to ASPACE at less than market rent on the terms set out in this report and in accordance with the amendment moved at this meeting.
- (ii) To delegate authority to the Head of Property and Procurement to finalise lease terms and to take all appropriate steps in consultation with the Solicitor to the Council to complete the lease.

NOTE: Paragraph 6 of the report deleted and replaced with:

ASPAC are willing to take a 5 year lease of Tower House, whilst its future is being reconsidered, with either party to be able to terminate the lease after the second year on the giving of 6 months notice. They will be unable to pay a rent but will cover all other outgoings for the building.

175. ARIADNE HOUSE, TOWN QUAY – RENEWAL OF LEASE TO THE COUNCIL

DECISION MADE: (CAB 09/10 2915)

On consideration of the report of the Cabinet Member for Resources and Workforce Planning, seeking approval for the renewal of the lease, the decision-

maker made the following decision:

- (i) To approve the renewal of the lease at Ariadne House on the terms set out in this report.
- (ii) To delegate authority to the Head of Property and Procurement to finalise lease terms and to take all appropriate steps in consultation with the Solicitor to the Council to complete the lease.

176. EXCLUSION OF THE PRESS AND PUBLIC – CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM

The Leader moved that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and the public be excluded from the meeting in respect of any consideration of the confidential appendices.

177. THE PRINCIPLE AND DETAILED TERMS OF PROPERTY DISPOSALS UNDER THE PROPERTY DISPOSALS PROGRAMME

DECISION MADE: (CAB: 09/10 2973)

On consideration of the report of the Cabinet Member for Resources and Workforce Planning, seeking approval for the disposal of properties listed in the report, the decision-maker made the following decision:

- (i) To approve the provisionally agreed terms for the disposal of 1A-11 Burseldon Road and 6-18 Empress Road as set out in Confidential Appendix 1.

178. CAR PARKING SPACES AT SECOND AVENUE, MILLBROOK – TO GRANT AN OPTION TO LEASE

DECISION MADE: (CAB: 09/10 3043)

On consideration of the report of the Cabinet Member for Resources and Workforce Planning seeking approval to grant a lease option following the expiry of an existing lease, the decision-maker made the following decision:

Having complied with the requirements of Paragraph 15 (General Exception) of the Access to Information Procedure Rules, it is recommended:

- (i) That approval be given to grant Selex an option to lease the car park at Second Avenue, Millbrook, for a term of 9 years from 26 February 2013 at an open market rental to be determined in February 2013, the detailed terms and provisions of such lease to be approved by the Head of Property and Procurement and the Solicitor to the Council.

179. CITY CENTRE COASTAL FLOOD AND EROSION RISK STRATEGY STUDY-FUNDING

DECISION MADE: (CAB: 09/10 2963)

On consideration of the report of the Cabinet Member for Environment and Transport detailing an increase in revenue budget to enable a grant to be claimed, the decision-maker made the following decision:

- (i) To approve the addition to Environment and Transport Portfolio's revenue estimates of a City Centre Coastal Flood and Erosion Risk Strategy Study budget of £390,000 in 2010/11 and £122,000 in 2011/12. This study will

be fully funded by the Environment Agency and the recommendation is subject to their final confirmation of the study budget.

180. EXCLUSION OF THE PRESS AND PUBLIC – CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM

The Leader moved that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and the public be excluded from the meeting in respect of any consideration of the confidential appendices.

181. ST. MARY'S LEISURE CENTRE MANAGEMENT ARRANGEMENTS

DECISION MADE: (CAB: 09/10 2691)

On consideration of the report of the Cabinet Member for Leisure, Culture and Heritage, detailing proposals for future management of the St. Mary's Leisure Centre, the decision-maker made the following decision:

- (i) To delegate authority to the Executive Director of Neighbourhoods, in consultation with the Executive Director of Resources and the Solicitor to Council following consultation with the Cabinet Member for Leisure, Culture and Heritage, to grant a service concession to Southampton Solent University for the management and operation of St Mary's Leisure Centre as a publicly accessible facility.
- (ii) To authorise the Solicitor to the Council following consultation with the Executive Director of Neighbourhoods and the Executive Director of Resources to do anything necessary to give effect to the proposals contained within this report including, but not limited to, the entering into of agreements, bonds, leases, and such other matters as are ancillary to or expedient for the completion of the project.

182. EXCLUSION OF THE PRESS AND PUBLIC – CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM

The Leader moved that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and the public be excluded from the meeting in respect of any consideration of the confidential appendices.

183. BITTERNE PARK SIXTH FORM – APPROVAL TO ENTER INTO A CONTRACT

DECISION MADE: (CAB: 09/10 3184)

On consideration of the report of the Cabinet Member for Children's Services and Learning seeking approval to undertake the procurement process and enter into a contract to provide a sixth form at Bitterne Park School, the decision-maker made the following decision:-

Having complied with the requirements of Paragraph 15 (General Exception) of the Access to Information Procedure Rules, it is recommended that:

- (i) Subject to meeting Learning and Skills Council (LSC) timescales for funding, to delegate authority to the Executive Director for Children's Services and Learning, following consultation with the Executive Director of Resources, the Solicitor to the Council and the Cabinet Member for Children's Services and Learning, to undertake all aspects of the

procurement of the sixth form facility, including award of contract, in accordance with contract procedure rules.

- (ii) To delegate authority to the Solicitor to the Council and the Executive Director of Resources to do anything necessary to complete the procurement and contract award or otherwise give effect to the procurement of the sixth form facility including but not limited to entering into funding agreements, contracts, licenses and any other legal or financial documentation required as long as the scheme remains within the previously agreed time, cost and quality parameters.