

SOUTHAMPTON CITY COUNCIL  
EXECUTIVE DECISION MAKING

RECORD OF THE DECISION MAKING HELD ON 18 SEPTEMBER 2012

Present:

Councillor Dr R Williams	-	Leader of the Council
Councillor Stevens	-	Cabinet Member for Adult Services
Councillor Bogle	-	Cabinet Member for Children's Services
Councillor Rayment	-	Cabinet Member for Communities
Councillor Noon	-	Cabinet Member for Efficiency and Improvement
Councillor Thorpe	-	Cabinet Member for Environment and Transport
Councillor Payne	-	Cabinet Member for Housing and Leisure Services
Councillor Letts	-	Cabinet Member for Resources (except items 41-47)

37. RECORD OF THE PREVIOUS DECISION MAKING

The record of the Executive decision making held on 11<sup>th</sup> September, 2012 was received and noted as a correct record.

38. EXECUTIVE APPOINTMENTS

To approve Councillor Mrs Blatchford as deputy on the Southern Regional Flood and Coastal Committee.

39. FIRST QUARTER PERFORMANCE MONITORING FOR 2012/13

On consideration of the report of the Cabinet Member for Efficiency and Improvement, Cabinet agreed to note that 72% of the Council's Key Critical Performance Indicators set out in the Council Plan are reported to be on target.

40. CORPORATE REVENUE FINANCIAL MONITORING FOR THE PERIOD TO THE END OF JUNE 2012

On consideration of the report of the Cabinet Member for Resources Cabinet agreed to:

- (i) Note the current General Fund revenue position for 2012/13 as at Month 3 (June), which is a forecast over spend at year end of £1.5M against the budget approved by Council on 15 February 2012, as outlined in paragraph 4.
- (ii) Note that included within this position are savings to the value of £833,000 which have been highlighted as part of the Executives "Mini Budget" for 2012/13 and which can be advanced subject to the outcome of the current consultation. If these proposals are approved the forecast over spend will

increase to £2.3M based on the current plan to utilise this funding in 2013/14 if possible.

- (iii) Note that the baseline forecast over spend for portfolios is £4.9M.
- (iv) Note that portfolios plan to take remedial action to manage a number of the corporate and key issues highlighted in this report and that the financial impact is reflected in the forecast position.
- (v) Note that the Risk Fund includes £4.0M to cover service related risks (£2.3M having already been allocated to portfolios), and that the estimated draw at Month 3 is £2.4M to cover expenditure which is included within the baseline forecast portfolio over spend of £4.9M.
- (vi) Note that £55,700 has been allocated from the contingency to fund the cost of the ongoing market supplement of £1,400 per annum for a range of employees within Social Care and additional costs for car allowances.
- (vii) Note that it has been assumed that the remainder of the contingency (£344,300) will be fully utilized by the end of 2012/13.
- (viii) Note the forecast level of balances which will fall below the minimum level of £5.0M in the medium term if further remedial action is not taken in year to reduce the forecast over spend from the current level of £1.5M to at least a break even position.
- (ix) Note the performance to date with regard to the delivery of the agreed savings proposals approved for 2012/13 as detailed in Appendix 9.
- (x) Note the performance against the financial health indicators detailed in Appendix 10.
- (xi) Note the performance outlined in the Quarterly Treasury Management Report attached as Appendix 11.
- (xii) Note the current HRA budget monitoring position for 2012/13 as at Month 3 (June), which is a forecast under spend at year end of £324,800 against the revised budget which will be presented to Council for approval on 15 February 2012 and as outlined in paragraph 34.

#### 41. PROPOSALS TO EXPAND CITY CENTRE PRIMARY SCHOOLS

DECISION MADE: (Ref: CAB 12/13 8838)

On consideration of the report of the Cabinet Member for Children's Services and having received representations from a Member of the Council, Cabinet agreed the following:

Having complied with Rule 15 of the Council's Access to Information Procedure Rules:

- (i) To commence 6 weeks of pre-statutory consultation in September 2012 on proposals to:
  - Increase the PAN of Bassett Green Primary School from 60 to 90 from September 2013 (the school has initially expanded for 1 year only from September 2012);
  - Increase the PAN of Bevois Town Primary School from 30 to 60 from September 2013 (the school has initially expanded for 1 year only from September 2012); and
  - Increase the PAN of St John's Primary and Nursery School from 30 to 60 from September 2014.

- (ii) To delegate authority to the Director of Children's Services and Learning, following consultation with the Head of Legal, HR and Democratic Services, to determine the final format and content of consultation in accordance with statutory and other legal requirements.
- (iii) Subject to complying with Financial and Contractual Procedure Rules, to delegate authority to the Director of Children's Services and Learning, following consultation with the Cabinet Member for Children's Services, to do anything necessary to give effect to the recommendations in this report.
- (iv) To add, in accordance with Financial Procedure Rules, a sum of £3,000,000 to the Children's Services Capital Programme, for the expansion of city centre primary schools, funded from non-ring-fenced Department for Education Basic Need Grant.
- (v) To note that approval for the expenditure added in recommendation (iv) above will be brought forward to Cabinet when sufficient detail can be provided to effectively inform decision making.

42. EXPANSION OF WESTON PARK INFANT SCHOOL TO FORM AN ALL THROUGH PRIMARY SCHOOL AND THE CLOSURE OF WESTON PARK JUNIOR SCHOOL

DECISION MADE: (Ref: CAB 12/13 8839)

On consideration of the report of the Cabinet Member for Children's Services, Cabinet agreed the following:

Having complied with Rule 15 of the Council's Access to Information Procedure Rules:

- (i) To note the outcome of pre-statutory and statutory consultation, as shown in appendix 1.
- (ii) To approve the proposals, put forward by the Governing Body of Weston Park Infant School, to change the age range of Weston Park Infant School from 4-7 year olds to 4-11 year olds and expand Weston Park Infant school from a 270 place infant school to a 750 place all through primary school. These proposals are linked to recommendation (iii).
- (iii) To approve the proposal, put forward by the Governing Body of Weston Park Junior School, for the discontinuance of Weston Park Junior school from 1 January 2013. This proposal is linked to recommendation (ii).
- (iv) To note the change to the admissions arrangements for the school, which will see the PAN for year R remain at 90, whilst the PAN for year 3 will be 120, to accommodate children from Weston Shore Infant. The net capacity of the new primary would thus be larger than the current combined net capacity of the existing infant and junior schools.
- (v) To delegate authority to the Director of Children's Services and Learning, following consultation with the Cabinet Member for Children's Services to do anything necessary to give effect to the recommendations in this report.

43. YOUTH CONTRACT DELIVERY

DECISION MADE: (Ref: CAB 12/13 9088)

On consideration of the report of the Cabinet Member for Communities, Cabinet agreed the following:

- (i) To delegate authority to the Director of Environment and Economic Development to enter into the funding agreement to deliver the Youth Contract as a sub-contractor to Skills Training UK Ltd.
- (ii) Delegate authority to the Director of Environment and Economic Development to negotiate final contract terms, following consultation with the Cabinet Member for Communities.
- (iii) Should the terms and conditions of the contract become detrimental to SCC, officers in consultation with the relevant Cabinet Members will submit a further report for Council decision to terminate the contract or to continue with delivery.
- (iv) To add £38,800 to the 2012/13 revenue estimates and £74,000 to the 2013/14 revenue estimates of the Leaders Portfolio funded from the Skills Training UK Ltd contact and to note the further addition of £69,300 to the 2014/15 revenue estimates will be formally made as part of the preparation of those financial years' budgets.

44. CENTRALISATION OF BUILDING CONTROL JOINT SERVICE WITH EASTLEIGH  
 DECISION MADE: (Ref: CAB 12/13 8923)

On consideration of the report of the Cabinet Member Communities, Cabinet agreed the following:

- (i) To extend the existing Building Control Partnership with Eastleigh Borough Council for a further 5 years
- (ii) To note the TUPE transfer of five members of staff from Eastleigh Borough Council to Southampton City Council.

45. FACILITATING THE DEVELOPMENT OF VACANT LAND AT MAYFLOWER PLAZA, COMMERCIAL ROAD  
 DECISION MADE: (Ref: CAB 12/13 8932)

On consideration of the report of the Leader of the Council, Cabinet agreed the following:

Having complied with Rule 15 of the Council's Access to Information Procedure Rules:

- (i) That subject to :-
  - a. The Senior Manager City Development being satisfied that reasonable attempts to reach appropriate agreement in respect of third party rights have failed,
  - b. The prior completion of an appropriate indemnity agreement covering payment of the Councils legal and professional fees and any compensation for the interference with third party rights under section 237 Town & Country Planning Act (TCPA.1990)
 the acquisition of land by the Council known as Mayflower Plaza and shown edged red on the plan in Appendix 1 be authorised pursuant s.227 TCPA 1990 to facilitate the carrying out of redevelopment of the land in accordance with planning permission no 12/00675/FUL in order to improve the environmental, economic and social well being of the area in which the land is situated.
- (ii) That the Head of Legal, HR and Democratic Services be authorised to :-

- a. enter into any necessary legal agreements or other legal documentation following consultation with the Senior Manager City Development, for the acquisition of the land shown edged red on the plan in Appendix 1.
- b. to agree and enter into any legal documents to subsequently dispose of the land or grant any interest in the land pursuant to section 233 to the Town and Country Planning Act 1990 in order to secure the implementation of the planning permission no12/00675/FUL subject to having received the appropriate indemnities.
- c. subsequently dispose of the land pursuant to section 233 to the Town and Country Planning Act 1990 subject to the transferee indemnifying the Council against claims made against the Council for compensation under section 237 Town and Country Planning Act 1990 resulting from the implementation of planning permission no12/00675/FUL.

46. STATION QUARTER PROJECT FUNDING (SOUTHSIDE)

DECISION MADE: (Ref: CAB 12/13 8934)

On consideration of the report of the Leader of the Council, Cabinet agreed the following:

Having complied with Rule 15 of the Council's Access to Information Procedure Rules:

- (i) To approve, in accordance with Financial Procedure Rules, capital variations totalling £415,000 to the Leader's Capital Programme, transferring £405,000 from the Town Depot and £10,000 from the Station Quarter feasibility budgets to the Station Quarter Southside budget.
- (ii) To approve, in accordance with Financial Procedure Rules, capital expenditure of £415,000 in 2012/13 from the Leader's Capital Programme to carry out works at the Station Quarter Southside.

47. MINERALS AND WASTE PLAN: FURTHER CHANGES

DECISION MADE: (Ref: CAB 12/13 8804)

On consideration of the report of the Cabinet Member for Resources, Cabinet agreed to approve the "Minerals and Waste Plan: Further Changes", document in Members Rooms.

48. ENERGY CONTRACTS RENEWAL - APPROVAL TO FORM CONTRACT

DECISION MADE: (Ref: CAB 12/13 8930)

On consideration of the report of the Cabinet Member for Resources, Cabinet agreed the following that the Council continue to engage Kent LASER to procure energy via the replacement flexible framework 2012 -2016, and where appropriate to provide a managed service. The total value of these contracts is Circa £6.9M over this 4 year period.

49. SOUTHAMPTON TRANSITION EMPLOYMENT PROJECT (STEP)

DECISION MADE: (Ref: CAB 12/13 8933)

On consideration of the report of the Cabinet Member for Resources and having received representations from Members of the Council, Cabinet agreed the following:

Having complied with Rule 15 of the Council's Access to Information Procedure Rules Cabinet approved the following modified decision:

- (i) To approve the high level principles for STEP as outlined in this report, including the extension of the redeployment period from 3 to 4 months and the implementation of a short and long term strategy.
- (ii) To approve consultation with the trade unions on the details of the final long term solution following a review of work to be undertaken between October and March 2013.
- (iii) To delegate authority to the Head of Legal, HR and Democratic Services after consultation with the Cabinet Member for Resources to amend any HR policies and procedures to support the proposals.
- (iv) To delegate authority to the Head of Legal, HR and Democratic Services to take any such necessary actions to enable this project to proceed and be implemented. The trade unions will be fully consulted on any changes to HR policies and procedures if any changes are proposed to collective agreements, agreement will be sought with trade unions

50. PROPOSED LEASE OF PART OF MANSEL PARK TO BUSH HILL FC

DECISION MADE: (Ref: CAB 12/13 8227)

On consideration of the report of the Cabinet Member for Resources, Cabinet agreed the following:

- (i) Subject to the outcome of public advertisement/consultation, in principle to agree to the disposal of part of Mansel Park by a lease to Bush Hill Football Club for a period of 10 years upon such terms as the Senior Manager: Property, Procurement & Contract Management considers reasonable.
- (ii) To authorise the Head of Legal, HR and Democratic Services to advertise the proposed disposal in accordance with Section 123 Local Government Act 1972.
- (iii) Should any objections be received to the public advertisement or as a result of public consultations, to refer these objections to Cabinet for determination. If no objections are received to authorise granting a lease of Mansel Park on the terms set out in this report and as provided at Recommendation (i) above, without further referral to Cabinet, subject to all planning concerns being resolved and planning permission being granted for the proposed use.
- (iv) To approve the rent of £1000 per annum for the site which is less than market value

51. RESILIENT COLLECTIONS - ARTS CONNECT FUNDING

DECISION MADE (Ref: CAB 12/13 9089)

On consideration of the report of the Senior Manager, Leisure and Culture the Cabinet Member for Housing and Leisure Services made the following decision:

Having complied with Rule 15 of the Council's Access to Information Procedure Rules, and subject to the Arts Council England (ACE) confirming a grant award of £250,000:

- (i) approval is given to direct those funds to the projects outlined in this report on behalf of the consortium group;
- (ii) To delegate authority to the Senior Manager, Leisure and Culture, to do anything necessary to give effect to the recommendations contained in this report.
- (iii) To add £250,000 to the 2012/13 revenue budget of the Housing and Leisure Portfolio funded from the Arts Council England (ACE) grant