

ITEM NO:

EXECUTIVE DECISION MAKING

RECORD OF THE DECISION MAKING HELD ON 15th FEBRUARY 2010

Present:

Councillor Samuels	-	Leader of the Council
Councillor White	-	Adult social Care and Health
Councillor Holmes	-	Children's Services and Learning
Councillor Smith	-	Economic Development (except items 144-148)
Councillor Dean	-	Environment and Transport
Councillor Williams	-	Housing and Local Services
Councillor Hannides	-	Leisure, Culture and Heritage
Councillor Moulton	-	Resources and Workforce Planning
Councillor Walker	-	Safeguarding Children and Youth Services

COUNCILLOR DEAN, CHAIRMAN

TRAFFIC REGULATION ORDER

134. PROPOSALS FOR PERMIT PARKING IN VERMONT CLOSE AND TALBOT CLOSE IN BASSETT (TRO)

DECISION MADE: (Ref: CAB 09/10 2180)

On consideration of the report of the Head of Highways and Parking Services concerning objections received during public consultations on proposals for permit parking in Vermont Close and Talbot Close in Bassett and having received written and verbal representations from the Directors of the Red Lodge Community Pool, the decision maker made the following decision:-

- (i) That the proposed parking as advertised in Vermont Close/Talbot Close be amended to include additional spaces from Winchester Road to Vermont Close.
- (ii) That the permit parking scheme is reviewed in 9 months to establish whether a satisfactory long term arrangement can be made for parking provision for visitors to Red Lodge Community Pool off the highway.

Reason for the Decision:

To enable further consideration to the parking problems being experienced by residents, their visitors, users and staff at the Red Lodge Community Pool as well as the expected additional traffic congestion during the school construction period.

COUNCILLOR SAMUELS, CHAIRMAN

EXECUTIVE BUSINESS

135. RECORD OF THE PREVIOUS DECISION MAKING

The record of the Executive decision making held on 18th January 2010 and 1st February 2010 were received and noted as a correct record.

136. HOUSING REVENUE ACCOUNT REVENUE MONITORING FOR THE PERIOD TO THE END OF DECEMBER 2009

On consideration of the report of the Cabinet Member for Housing and Local Services Cabinet noted the current Housing Revenue Account revenue budget monitoring position for 2009/10 as at period 9 (December).

137. CORPORATE FINANCIAL GENERAL FUND CAPITAL MONITORING FOR THE PERIOD TO THE END OF DECEMBER 2009

On consideration of the report of the Cabinet Member for Resources and Workforce Planning Cabinet agreed the following:

- (i) To note the current General Fund capital budget monitoring position for 2009/10 as at Period 9 (December), which is an in-year under spend of £751,000 of which just over £1.0M is slippage.
- (ii) To note the current General Fund capital budget monitoring position for the overall programme which is a forecast over spend for all schemes of £460,000.
- (iii) To note the action plans in place, where applicable, to ensure capital expenditure remains within allocated budgets.

138. 3rd QUARTER BUDGET AND PERFORMANCE MONITORING FOR 2009/10

On consideration of the report of the Assistant Chief Executive (Strategy) and the Executive Director of Resources detailing summarises the General Fund revenue financial position for the Authority for the 6 months to the end of December 2009 Cabinet agreed the following:

- (i) To adopt the Corporate Carbon Reduction Policy and Action Plan to ensure the Council can meet its obligations under the Carbon Reduction Commitment (CRC) Energy Efficiency Scheme and manage energy effectively within Council operated buildings.
- (ii) That an annual report be brought back to Cabinet outlining the progress in delivery of the Action Plan against the targets, together with recommendations for further improvements.

INDIVIDUAL CABINET MEMBER DECISION

CHILDREN'S SERVICES AND LEARNING PORTFOLIO

139. APPROVAL OF MODERNISATION PROJECT EXPENDITURE FOR FAIRISLE JUNIOR SCHOOL

DECISION MADE (CAB 09/10 2616)

On consideration of the report of the Head of Infrastructure Projects seeking approval for modernisation project expenditure for Fairisle Junior School, the decision-maker made the following decision:

- (i) To approve, in accordance with Financial Procedure Rules, capital expenditure in the sum of £440,000 from the Children's Services Capital Programme for work at Fairisle Junior School.

CABINET DECISIONS

140. CONCESSIONARY FARES SCHEME 2010/11

DECISION MADE (CAB 09/10 2181)

On consideration of the report of the Cabinet Member for Environment and Transport seeking approval of the reimbursement rates to bus operators for the Council's concessionary travel scheme, the decision-maker made the following decision:

- (i) Subject to the inclusion of an 'additional costs' claims procedure in accordance with recommendation (v), to extend the 2009/10 Concessionary Fares Scheme, as set out in Appendix 1, so that it will remain in operation from 1 April 2010 until further notice, pending the publication of revised guidance from the Department for Transport (DfT);
- (ii) To continue to reimburse operators at the 2009/10 rate of 41.2p in the £, plus 15p per generated journey, in accordance with the guidance given by the Department for Transport's Reimbursement Analysis Tool ('RAT') that was issued in December 2008 until such time as a revised RAT is issued by the DfT and re-imbursement rates re-calculated by the Authority accordingly;
- (iii) To retain a figure of 50% for return ticket sales in the average fare calculation;
- (iv) To delegate authority to the Executive Director of Environment, in consultation with the Solicitor to the Council and the Executive Director of Resources, following consultation with the Cabinet Members for Environment & Transport and Resources, to make any necessary variations or changes to the scheme arising from any outstanding appeals or revised guidance issued by DfT and to take any action necessary to give effect to the recommendations including but not limited to the service of statutory Notices (including Variation and Participation Notices if required) and participation in and determination of any appeal against the proposed Concessionary Fares Scheme or reimbursement arrangements for 2010/11.
- (v) To delegate authority to the Executive Director of Environment, in consultation with the Solicitor to the Council and the Executive Director of Resources, following consultation with the Cabinet Members for Environment & Transport and Resources, to determine the arrangements for operators to claim additional capacity and capital costs.

141. LOCAL AUTHORITY 'NEW BUILD' SCHEME

DECISION MADE: (CAB 09/10 1767)

On consideration of the report of the Cabinet Member for Housing and Local Services seeking approval to accept grant award and approve expenditure on this Capital Scheme, the decision-maker made the following decision:-

- (i) To accept the grant sum of £ 970,804 from the Homes and Communities Agency (HCA) to build new Council homes under the LA New Build scheme on 2 sites in the city at:-
 - Leaside Way
 - Cumbrian Way (part)
- (ii) To approve, in accordance with Financial Procedure Rules, overall capital expenditure of £1,941,608 within the Housing Revenue Account Capital Programme for 2010-2011 and 2011 – 2012 for the following additional LA New Build schemes:-

	2010 - 2011	2011 - 2012	Total
Leaside Way	£ 251,472	£ 251,472	£ 502,943
Cumbrian Way	£ 719,332	£ 719,332	£ 1,438,665
	£ 970,804	£ 970,804	£ 1,941,608

- (iii) To delegate authority to the Solicitor to the Council, following consultation with the Executive Directors of Neighbourhoods and Resources and Cabinet Member for Housing and Local Services, to undertake all necessary actions to achieve the proposals within the Report, such as entering into the Homes and Communities Agencies grant contract, all consequential contracts, and rent setting for the new homes.

142. IMPACT OF THE APPRENTICESHIPS, SKILLS, CHILDREN AND LEARNING ACT

DECISION MADE: (CAB 09/10 1699)

On consideration of the report of the Cabinet Member for Children’s Services and Learning detailing the Apprenticeships, Skills, Children and Learning Act, following Royal Assent in November 2009, the decision–maker made the following decision:-

- (i) To note the implications of the Apprenticeships, Skills, Children and Learning Act 2009.
- (ii) To note that changes have been made to the scheme of executive delegations.

143. NEWLANDS PRIMARY SCHOOL REBUILD

DECISION MADE: (CAB 09/10 2617)

On consideration of the report of the Cabinet Member for Children’s Services and Learning seeking approval to spend up to the agreed budget for the construction of a new 2 form entry primary school, the decision–maker made the following decision:-

- (i) To approve in accordance with Financial Procedure Rules capital expenditure in the sum of £7,500,000 including fees from the Children’s Services and Learning Capital Programme for the construction of Newlands Primary school.

144. 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.

Appendices 2, 3 and 4 of this report are not for publication by virtue of Categories 3 and 4 of paragraph 10.4 of the Council's Access to Information Procedure Rules as contained in the Council's Constitution. It is not considered to be in the public interest to disclose this information because the Appendices contain confidential and commercially sensitive information which would impact on the integrity of a commercial procurement process and the Council's ability to achieve 'Best Value' in line with its statutory duties.

145. SELECTION OF PARTNERS FOR SPORT AND RECREATION PARTNERSHIP
DECISION MADE: (CAB 09/10 1800)

On consideration of the report of the Cabinet Member for Leisure, Culture and Heritage seeking approval to select partners for sport and recreation partnership having received representations from Unison and Members of the Council, the decision-maker made 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.

146. SALE OF LAND AT TOWN DEPOT ADJACENT TO AMERICAN WHARF

DECISION MADE: (CAB 09/10 1912)

On consideration of the report of the Cabinet Member for Resources and Workforce Management seeking approval for the sale of land at Town Depot, the decision-maker made the following decision:-

- (i) To approve the sale of land adjacent to American Wharf, forming part of Town Depot, by way of conditional agreement for the grant of a long lease for less than best consideration to enable the conversion and re-use of American Wharf
- (ii) That the Head of Property and Procurement be given authority to finalise disposal terms and to take all appropriate steps in consultation with the Solicitor to the Council to complete the disposal.

147. HIGHWAYS SERVICE PARTNERSHIP – APPROVAL TO CALL FOR FINAL TENDER DECISION MADE: (CAB 09/10 1688)

On consideration of the report of the Cabinet Member for Environment and Transport, providing an update on the progress of procurement of a long term Highways service partnership together with a business case and requesting delegated authority to close competitive dialogue and call for final tenders and having received representations from a Member of the Council, the decision-maker made the following decision:-

- (i) To delegate authority to the Executive Director for Environment in consultation with the Solicitor to the Council and Executive Director for Resources and following consultation with the Cabinet Member for Environment and Transport to take all necessary steps to close dialogue, issue Call for Final Tenders and appoint a preferred bidder within the parameters set out at Appendix 2, Annex 3.

- (ii) To approve the lease of office and depot space at Castle Way, Town Depot and future Dock Gate 20 City Depot to the successful Provider for a period commensurate with the term of the contract (or such lesser period as may be required) and to delegate authority to determine the final terms and conditions of any such leases to the Head of Property and Procurement.

148. SOUTHAMPTON'S 2010 LOCAL AREA AGREEMENT REFRESH

DECISION MADE: (CAB 09/10 2692)

On consideration of the report of the Cabinet Member for the Leader seeking approval to Southampton's 2010 Local Area Agreement Refresh, the decision-maker made the following decision:-

- (i) To approve the re-negotiated "designated" targets set out in Appendix 1 to enable them to be formally agreed by partners and representatives of government departments for submission to the Secretary of State by the 17th March.
- (ii) To approve the re-negotiated "designated" targets set out in Appendix 1 to enable them to be formally agreed by partners and representatives of government departments for submission to the Secretary of State by the 17th March.