

DECISION-MAKER: COUNCIL
SUBJECT: EXECUTIVE BUSINESS
DATE OF DECISION: 12 MAY 2010
REPORT OF: LEADER OF THE COUNCIL
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STATEMENT OF CONFIDENTIALITY

None

SUMMARY

This report outlines the decisions made by the Executive since the March 2010 Council meeting. The report also provides an update on Traffic Regulation Order objections referred to the Executive and an update on the Southampton Partnership's activities since the last Executive Business report was presented to Full Council.

Six policy priorities were approved by the Council at the budget setting meeting in February 2009. This report sets out the decisions made by the Executive between the 15th March and the 19th April 2010 which will progress these priorities. For ease of reference the titles of the individual decision making items are highlighted in bold throughout this report.

RECOMMENDATIONS:

- (i) That the report be noted.

REASONS FOR REPORT RECOMMENDATIONS

- 1 This report is presented in accordance with Part 4 of the Council's Constitution.

CONSULTATION

- 2 Appropriate consultation has taken place on each of the decision items summarised in this report.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

- 3 Not applicable.

DETAIL

GETTING THE CITY WORKING

- 4 The following initiatives have been approved by the Executive to progress this priority:
 - Cabinet received a **REPORT OF THE ECONOMIC WELLBEING SCRUTINY PANEL INTO SOUTHAMPTON'S TOWN AND DISTRICT CENTRES INQUIRY** 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
 - Approval of the **ROYAL PIER SITE** report with delegations to officers following consultation with the Cabinet member for Economic Development 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, to prepare the marketing documents and market the Council's land, 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. 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. Approval in accordance with financial regulations expenditure on the first phase of the Royal Pier development was also given. Funding for this is incorporated within the Capital Programme as part of the Major Site development feasibility project. 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.

- Agreement of the **SOUTHAMPTON GUILDHALL – MANAGEMENT CONTRACT EXTENSION** and 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.

INVESTING IN EDUCATION AND TRAINING

- 5 Cabinet received a call in of Executive Decision of **PARTNERS FOR SPORT AND RECREATION PARTNERSHIP** that during the fine tuning process, the Cabinet Member for Leisure, Heritage and Culture considers mechanisms to ensure that the Preferred Bidder delivers commitments detailed in the contract, to produce a plan which clearly explains how the usage will be increased and groups from which the proposed users will come from, ensures that a break clause is placed in the contract to allow a re-evaluation of its success and for either party to withdraw, to produce an alternative strategy to demonstrate the viability of the contract in case the NNDR loophole is closed by the government. Cabinet also ensured that the Cabinet Member for Leisure, Heritage and Culture involves Trade Unions at all stages of the negotiations and that performance is monitored and published on a regular basis as part of the council's standard performance reporting mechanisms.
- 6 The following initiatives and decisions have been approved by the Executive to progress this priority:
 - Approval **ACADEMIES CAPITAL PROJECT – PREFERRED BIDDER APPOINTMENT** report with delegations to officers following consultation with the Cabinet Member for Children's Services & Learning, to appoint a preferred bidder for the schemes, 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, to submit a Final Business Case (FBC) for the Mayfield Academy project, 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. Cabinet also approved 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 and 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.

- Agreement of the **DETERMINATION OF ADMISSION ARRANGEMENTS FOR 2010/12 ACADEMIC YEAR** and that 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 be approved; The sibling link be recognised equally in applications to infant schools and junior schools as they are in applications for primary schools. The published admission numbers (PANs) 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. The Executive Director for Children's Services and Learning be authorised to take any action necessary to give effect to the above proposals.
- Approval of the **APPLICATION TO PLACE PLAY EQUIPMENT ON COMMON LAND AT FREEMANTLE COMMON AND PEARTREE GREEN** and 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, and 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.
- **ACCEPTANCE OF ADDITIONAL GOVERNMENT FUNDING FOR TARGETED MENTAL HEALTH IN SCHOOLS PROGRAMME** of £222,500 for one year for the Targeted Mental Health in Schools programme 2 and to delegate authority to the Executive Director of Children's Services & Learning to do anything necessary to deliver the TaMHS project subject to remaining within the overall approved funding
- Approval of **NEWTOWN ADVENTURE PLAYGROUND: APPROVAL TO SPEND ON REBUILDING PROJECT** and to vire in accordance with Financial Procedure Rules a sum of £422,900 within the Children's Services and Learning Capital programme for the Newtown Adventure Playground, funded from Extended Schools and Modernisation Grant and to approve in accordance with Financial Procedure Rules capital expenditure in the sum of £422,900 including fees from the Children's Services and Learning Capital Programme for the rebuilding of the play building at Newtown Adventure

Playground (Northumberland Road)

KEEPING THE CITY CLEAN AND GREEN

7 The following initiatives have been approved by the executive to progress this priority:

- Agreement of the **ANNUAL REVIEW OF FEES AND CHARGES FOR THE ENVIRONMENT AND TRANSPORT PORTFOLIO** and that the charges detailed in the appendix be approved from 1st April 2010. Cabinet also authorised 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.
- Approval of the **PROJECT INTEGRA: ANNUAL ACTION PLAN 2010-2015**.
- Approval of the **CENOTAPH MEMORIAL WALL** and that Cabinet authorises 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. Delegated 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 was approved. 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.
- Agreement of the **CITY CENTRE COASTAL FLOOD AND EROSION RISK STRATEGY STUDY – FUNDING** and 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
- **APPROVAL TO SPEND CAPITAL FUNDING ON ENVIRONMENT AND TRANSPORT PORTFOLIO SCHEMES IN 2010/11** and to approve variations, totalling £432,000 in 2010/11, to the Environment and Transport Capital Programme and to approve, in accordance with Financial Procedure Rules, capital expenditure of £10,489,000 in 2010/11.

LOOKING AFTER PEOPLE

8 The following initiatives have been approved by the executive to progress this priority since the last Council meeting:

- Cabinet approved the **AGREEMENT WITH HAMPSHIRE PARTNERSHIP FOUNDATION TRUST FOR PROVISION OF INTEGRATED LEARNING DISABILITY SERVICES** 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. Delegated authority was given to the Executive Director of Health and Adult Social Care to enter into partnership arrangements and approve future variations to the arrangements and 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.

- Agreement of the **DISPOSAL OF LAND AT THORNHILL TO ENABLE REDEVELOPMENT FOR AFFORDABLE HOUSING** and to approve the terms of disposal to, and receipt of overall consideration from, First Wessex Housing Association. Delegated authority was given 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.
- Approval of **THORNHILL PLUS YOU DELIVERY PLAN 2010/11** as Accountable Body, to both note the Annual Delivery Plan 2010/11 and the implications for the Council.
- Approval of **REVISIONS TO THE THORNHILL PLUS YOU SUCCESSION STRATEGY, AND TO ENDORSE THE 2010/11 DELIVERY PLAN** as Accountable Body, to endorse the Thornhill Plus You Succession Strategy and to delegate authority to the Assistant Chief Executive (Economic Development and Regeneration) to approve future amendments

KEEP PEOPLE SAFE

9 This priority continues to be actively progressed with the Police and other organisations in the city to ensure that Southampton is a Safe City for residents and visitors alike.

- Approval of the **SAFE CITY PARTNERSHIP ANNUAL PLAN 2010/11** and approve the council's contribution, as detailed in the Plan. 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.
- Cabinet received a **REPORT OF THE SAFER COMMUNITIES SCRUTINY PANEL** on domestic violence 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.

PROVIDING GOOD VALUE, HIGH QUALITY SERVICES

10 The following initiatives have been approved by the executive to progress this over-arching priority since the last Council meeting:

- Endorsement of the **DISPOSAL OF LAND AT ROPE WALK, IN DERBY ROAD** to facilitate the provision of a community facility and retention of the community garden If negotiated agreement for disposal for community use. If disposal for community use cannot be achieved then approval was given to agree disposal for affordable housing use. If disposal for affordable housing use cannot be achieved then approval was given to dispose of the site on the open market. Cabinet determined that the disposal will contribute to the improvement of social well-being of residents. Delegations to officers following consultation with the Cabinet Member for Resources and Workforce Planning and the Cabinet Member for Housing and Local Services, to agree detailed terms of the disposal in line with the parameters set out, agree the future management arrangements for the Community Garden and to do anything necessary to give effect to the proposals contained within this report.

- Approval of the **PRICE REVIEW FOR LEISURE, CULTURE AND HERITAGE PORTFOLIO** and 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.
- Agreement of the **LEASE OF TOWER HOUSE, TOWN QUAY** and 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. Delegated authority was given 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
- Approval of **ARIADNE HOUSE, TOWN QUAY – RENEWAL OF LEASE TO THE COUNCIL** to approve the renewal of the lease at Ariadne House and 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
- Agreement of **THE PRINCIPLE AND DETAILED TERMS OF PROPERTY DISPOSALS UNDER THE PROPERTY DISPOSALS PROGRAMME** and to approve the provisionally agreed terms for the disposal of 1A-11 Bursledon Road and 6-18 Empress Road as set out in Confidential Appendix 1.
- Approval of **THE CAR PARKING SPACE AT SECOND AVENUE, MILLBROOK – TO GRANT AN OPTION TO LEASE** and 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.
- Consideration of a **VARIOUS SCHEME APPROVAL PHASE I 2009/10 – HOUSING REVENUE ACCOUNT (HRA) CAPITAL PROGRAMME** report resulting in the approval of £2.7 Million in adaptation works over the next 2 years as well as structural work, energy saving, heating systems upgrade, window replacement crime reduction, disabled adaptation, window replacement works, programme management fees, door entry systems and decent neighbourhoods for the benefit of council tenants across the city.
- Approval of the **PURCHASE OF PROPERTY IN CONNECTION WITH THE ESTATE REGENERATION PROGRAMME** to negotiate and acquire by agreement any legal interests in the properties listed. Cabinet delegated authority to Head of Property and Procurement to negotiate final terms and to undertake such ancillary action as necessary in order to exchange contracts for the purchase of the property with vacant possession. The Solicitor to the Council was also given authority to enter into any legal documentation necessary in respect of the purchase and any ancillary action to facilitate the purchase. Cabinet also agreed to hold the acquired properties within the Housing Revenue Account pending future estate regeneration, to reduce the uncommitted provision in the 2012/2013 HRA capital programme for “Future Estate Regeneration schemes” by the sum and to add a scheme to the 2010/2011 HRA capital programme for the “Acquisition of properties” for the same value.

TRAFFIC REGULATION ORDERS

- 11 The Executive received a report on **OBJECTIONS TO WAITING RESTRICTIONS OUTSIDE 278-282 BURGESS ROAD** to "No Waiting at Any Time" restriction and determine whether the length of this restriction should be 5m or 10m. The Executive resolved that 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.
- 12 The Executive also received a report on **PROPOSALS FOR PERMIT PARKING IN VINERY GARDENS, ST. JAMES'S PARK ROAD, VINERY ROAD AND ST. WINIFRED'S ROAD** outlining a number of objections to a permit parking scheme being introduced in this area. The Executive resolved 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.

City Partnerships Update

- 13 Since the last Council meeting, the Southampton Partnership Policy Board has held its third meeting and considered a paper from Chair of the Safe City Partnership outlining the key priorities within the Safe City Partnership Plan 2010/11 and considered presentations from PUSH and SEEDA representatives as to how Hampshire and South Hampshire businesses are weathering the recession and any best practice that Southampton could learn from? In addition, a paper from the Chamber of Commerce entitled Sector Support for Employing the Disabled was considered along with a SP Delivery Board six-month progress report. A range of partner actions were identified and recorded in the action notes for follow up.
- 14 The **Southampton Partnership Delivery Board** continues to meet on a monthly basis and since the last Council meeting it has received six-month progress reports on **NEETs Action Plan** and the **Teenage Pregnancy Action Plan**. The SP Delivery Board has commissioned four 'task & finish' groups to undertake some **initial Total Place scoping work** around young people; older people; crime including re-offending; and deprivation; and considered progress to date in bringing together a **SP cross-agency Research & Information Team**. Updates on the work to develop the **Digital Footprint and an over-arching Marketing Campaign for the Southampton** were also considered along with a six-month **Neighbourhood Management** progress report. The **SP 2010/11 Business Plan** was approved and hardcopies will be distributed to key city partners, including all Councillors, shortly after Council's AGM.
- 15 Further information on the activities of the Southampton Partnership and its partnership family can be found at www.southampton-partnership.com or by contacting the relevant partnership manager direct whose contact details can be found on the SP website by clicking on the 'Our Partners' page and then the relevant partnership page.

FORTHCOMING BUSINESS

- 16 The Executive published its Forward Plan on the 16th April 2010 covering the period May to August 2010 and will publish its next plan on the 17th May 2010 covering the period June to September 2010. Details of all forthcoming executive decision items can be found at:
<http://sccwww1.southampton.gov.uk/decisionmaking/internet/forwardplanindex.asp>

FINANCIAL/RESOURCE IMPLICATIONS

Capital

17 Not applicable.

Revenue

18 Not applicable.

Property

19 Not applicable.

Other

20 None.

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

21 This report is brought forward in accordance with the Local Government Act 2000. The powers to undertake the proposals summarised in this report are detailed within the individual decision making reports presented to the executive over the past few months.

Other Legal Implications:

22 Not applicable

POLICY FRAMEWORK IMPLICATIONS

23 None

SUPPORTING DOCUMENTATION

Appendices

1.	None
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Documents In Members' Rooms

1.	None
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Background Documents

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
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1.	None	
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Background documents available for inspection at: Not applicable

KEY DECISION? No

WARDS/COMMUNITIES AFFECTED: None