

## **DECISIONS BY CABINET 6<sup>th</sup> June 2011**

On consideration of the following reports, Cabinet on the 6<sup>th</sup> June 2011 agreed the following:

### **PERFORMANCE MONITORING FOR 2010/11 CORPORATE PLAN**

- (i) Note that 62% of Performance Indicators that are the responsibility of the Council and 91% of the Commitments set out in the 2010/11 Corporate Plan are reported to be on target.

### **SHORT BREAKS FOR DISABLED CHILDREN – ELIGIBILITY CRITERIA**

- (i) To approve the implementation of the new short breaks eligibility criteria 'tool' from the 1st July 2011.

### **RESPONSE TO THE SCRUTINY ENQUIRY INTO THE KNOWLEDGE ECONOMY**

- (i) To approve the responses to the recommendations.
- (ii) That the role of co-ordinating actions of various relevant departments within the Council and securing participation of external organisations and the private sector be delegated to the Director of Economic Development.
- (ii) To delegate authority to the Director of Economic Development to negotiate and look to other departments for supporting resources with regard to prioritising and implementing these recommendations

### **CHILDREN'S SERVICES AND LEARNING CAPITAL PROGRAMME 2011/12**

- (i) Subject to complying with Financial and Contract Procedure Rules, to delegate authority to the Executive Director of Children's Services and Learning, following consultation with the Cabinet Member for Children's Services and Learning, to do anything necessary to give effect to the recommendations in this report.
- (ii) To add, in accordance with Financial Procedure Rules, a sum of £3,474,600 to the Children's Services and Learning Capital Programme, funded from Capital Maintenance Grant, for the following schemes:
  - £1,353,000 Special school estate;
  - £1,000,000 Pupil Referral Unit;
  - £400,000 School Solar Power Installation;
  - £200,000 Health and Safety;
  - £100,000 Asbestos Management; and
  - £421,600 School Capital Maintenance.

- (iii) To vire, in accordance with the Financial Procedure Rules, a sum of £5,147,000 from the 14-19 Diplomas, SEN and Disabilities budget to the following schemes:
  - £4,500,000 Secondary School estate; and
  - £647,000 Special School estate.
- (iv) To approve, in accordance with the Financial Procedure Rules, capital expenditure of £1,121,600 from the Children's Services and Learning Capital Programme, for the following projects:
  - £400,000 School Solar Power Installation;
  - £200,000 Health and Safety;
  - £100,000 Asbestos Management; and
  - £421,600 School Capital Maintenance.
- (v) To delegate authority to the Executive Director for Children's Services and Learning in consultation with the Director of Corporate Services, following consultation with the Cabinet Members for Children's Services and Resources to take any action necessary to facilitate the use and occupation of the Former Millbrook Community School site for the provision of children's services, including services ancillary to those functions, subject to compliance with any statutory requirements. This delegation shall include, but is not limited to, the power to grant or acquire property and contractual interests in the site to deliver such services.
- (vi) To note that further reports requesting approval to spend will be brought back to Cabinet presenting detailed proposals for the Secondary and Special Estates and investment in the Pupil Referral Unit.

## **RESPONSE TO HIGHWAYS APPROACH TO ASSET MANAGEMENT INQUIRY**

- (i) To approve the Cabinet's response.

## **SOUTHAMPTON LOW CARBON CITY STRATEGY AND DELIVERY PLAN**

In accordance with S.2 Local Government Act 2000 and having had regard to the provisions of the Community Strategy (City of Southampton Strategy):

- (i) To approve the proposed Low Carbon City Strategy, as set out in Appendix 2, to provide a framework from which to base future decisions and policies.
- (ii) To endorse the proposed Low Carbon City Delivery Plan, as set out in Appendix 3, to ensure that the City Council and its identified strategic partners deliver against key actions in support of the Strategy objectives.
- (iii) To delegate authority to the Head of Planning and Sustainability to make any minor changes to the Strategy and Delivery Plan following consultation with the Cabinet Member for Environment and Transport.
- (iv) To delegate authority to the Head of Planning and Sustainability following consultation with the Cabinet Member for Environment and Transport to take

all necessary steps to consult upon and approve updates to the Delivery Plan every 3 years.

### **MILLBROOK TRADING ESTATE – FREEHOLD INVESTMENT DISPOSAL**

- (i) To approve the sale of the freehold investment in the Millbrook Trading Estate to the recommended bidder as set out in Confidential Appendix 2 and to delegate authority to Head of Property and Procurement to negotiate final terms and to accept the next best bid in the event of the selected bidder not proceeding and to continue such process as necessary.
- (ii) That the Head of Legal and Democratic be authorised to enter into any legal documentation necessary in respect of the sale.
- (iii) To note that the capital receipt will be used to reduce the current funding deficit in the capital programme.

### **DISPOSAL OF SITE OF FORMER NETLEY COURT SCHOOL**

- (i) To approve the sale of the former Netley Court School site to the recommended bidder as set out in Confidential Appendix 2 and to delegate authority to Head of Property and Procurement to negotiate final terms and to accept the next best bid in the event of the selected bidder not proceeding and to continue such process as necessary.
- (ii) That the Head of Legal and Democratic be authorised to enter into any legal documentation necessary in respect of the sale.

### **DECISIONS BY CABINET 4<sup>th</sup> JULY 2011**

On consideration of the following reports, Cabinet on the 4<sup>th</sup> July 2011 agreed the following:

#### **REPORTS FROM OVERVIEW AND SCRUTINY COMMITTEES**

To consider the inquiry reports of the Council's Scrutiny Panels:

#### **Primary School Educational Attainment for Children with Special Needs Inquiry**

- (i) To receive the report of Scrutiny Panel A on Primary School Educational Attainment for Children with Special Needs, including ADHD.
- (ii) To develop a formal response to the recommendations contained within the report, including an action plan detailing how the Executive will take forward any accepted recommendations

#### **Patient Safety in Acute Care Inquiry**

- (i) To receive the report of Scrutiny Panel B on Patient Safety in Acute Care;

- (ii) To develop a formal response to the relevant recommendations contained within the report, including an action plan detailing how the Executive proposes to take forward any accepted recommendations

**Cruise industry Scrutiny Inquiry – how can cruise ship passenger spend be increased?**

- (i) To receive the attached Scrutiny Inquiry report on increasing cruise ship passenger spend in Southampton;
- (ii) To develop a formal response to the recommendations contained within it, including an action plan detailing how the Executive proposes to take forward any of the recommendations contained in the report.

**SCHOOLS DEFICIT BUDGETS 2011/12**

- (i) That the deficit budgets for the following schools for 2011/12 be approved:

	<b>Years in Deficit</b>	<b>Deficit</b>
Ludlow Junior School	1	£19,000
Chamberlayne College of the Arts	3	£57,000
St George Catholic VA College	5	£37,000
Vermont School	9	£42,000
<b>Total Requested</b>		<b>£155,000</b>

- (ii) That unless the school can demonstrate at a meeting in September that their recovery plan is achievable, notice will be given that a deficit application in 2012/13 will not be supported.
- (iii) To note that the approval of the above deficits does not confirm the Council's acceptance of the management of the overall financial position in relation to the schools in question, or in any way limit or remove the Council's power to undertake intervention action in schools in accordance with the Scheme for Financing Schools or otherwise, as provided for under the Education Acts.
- (iv) To delegate Authority to the Director of Children's Services and Learning, following consultation with the Head of Finance and the Cabinet Member for Children's Services, to take any intervention action necessary under the Scheme for Financing Schools or otherwise as provided for in the Education Acts, to secure to good management and governance of Southampton schools or to otherwise address the financial or performance management of maintained schools in Southampton.

## **PARTNERSHIP FOR URBAN SOUTH HAMPSHIRE (PUSH): REVISION TO CONSTITUTIONAL ARRANGEMENTS**

- (i) That the revised constitutional arrangements relating to PUSH appended to this report, be approved.
- (ii) That the Director of Corporate Services be given delegated authority to take any other action necessary in terms of any other changes or amendments to the PUSH constitution to give effect to the content of this report.

## **HOUSING STRATEGY 2011-2015 AND THE HOUSING REVENUE ACCOUNT BUSINESS PLAN 2011-2041**

- (i) To consider the draft Housing Strategy (incorporating the Private Housing Renewal Strategy) and HRA Business Plan and make any recommendations to Council that are considered appropriate.
- (ii) Subject to the Council decision below, to delegate authority to the Head of Housing Solutions to approve specific policies for the giving of assistance in accordance with the Private Housing Renewal Strategy, following consultation with the Cabinet Member for Housing, the Head of Legal and Democratic Services and the Senior Manager, Finance.

## **ESTATE REGENERATIONPROGRAMME – NEXT PHASE**

### Weston

- (i) Approve in principle the redevelopment of a site at Weston, shown edged red at Appendix 1, comprising the three blocks listed below:
  - 1-20 Kingsclere Close, 1-7 Wallace Road, 70-80 Weston Lane (evens only) Comprising 20 flats and maisonettes, 10 commercial units including Weston Local Housing Office and Weston Library, garages, sheds, service yards and other open areas.
  - 1-32 Sombourne House, Weston Lane Comprising 32 flats and maisonettes, garages, sheds, service yards and other open areas.
  - 1-14 Ashton House, Kingsclere Avenue Comprising 14 flats and maisonettes, garages, sheds, service yards and other open areas.
- (ii) To approve the service of Initial Demolition Notices on secure tenants at the three estate regeneration sites listed in (i) above under the provisions of the Housing Act 1985.
- (iii) To implement the adopted Decant Policy in relation to the sites listed in (i).
- (iv) To delegate authority to the Head of Property and Procurement to negotiate and acquire by agreement any legal interests or rights held in respect of the properties listed in (i) above, not held by the Council, using such acquisition powers as the Head of Legal and Democratic Services advises. In each case subject to confirmation from Capita, acting as independent valuers, that the price represents the appropriate Market Value.

- (v) To amend the phasing of the expenditure in the HRA capital programme as set out below and to approve, for the purposes of Finance Procedure Rules, capital spending of £500,000 in 2011/12, £1,000,000 in 2012/13 and £454,000 in 2013/2014 on the Weston estate regeneration proposals in this report.
- (vi) To delegate authority to the Director for Economic Development in consultation with the Senior Manager for Finance to accept, in accordance with Finance Procedure Rules, any grant funding towards the costs of the redevelopment of the Weston estate regeneration site listed in (i) above.
- (vii) Approve the establishment of a project group in relation to the possible redevelopment of the site at Weston, with a remit to:-
  - a) continue consultation and dialogue with local residents and other stakeholders including those living in affected properties and with other interested parties; and
  - b) work with the local community and other potential partners to prepare a development brief.
- (viii) To delegate authority to the Director for Economic Development to finalise and approve the development brief following consultation with the Cabinet Member responsible, Head of Legal and Democratic Services, Senior Manager for Finance, Head of Planning and Sustainability, and Head of Property and Procurement.
- (ix) To delegate authority to the Director for Economic Development to approve the choice of procurement route which she considers to be most appropriate to seek a development partner following consultation with the Cabinet Member responsible, Head of Legal and Democratic Services, Senior Manager for Finance and Head of Property and Procurement, and to proceed with such procurement activity up to the stage of appointing a preferred bidder for which further authority from Cabinet will need to be obtained.
- (x) To report back to Cabinet the outcome of the procurement activity referred to in (ix) above as appropriate and seek further authority from Cabinet to proceed and appoint a preferred bidder based upon the results of that procurement activity.

#### Townhill Park

To delegate authority to the Director for Economic Development, following consultation with the Cabinet Member responsible, to commence a programme of consultation and engagement with residents and stakeholders at Townhill Park and to appoint consultants to prepare a Regeneration Framework document.

- (xi) To approve for the purposes of Finance Procedure Rules, capital spending of £200,000 in 2011/12, on the Regeneration Framework for Townhill Park and associated fees and costs, provision for which exists in the HRA capital programme. Property Acquisition

- (xii) To delegate authority to Head of Property and Procurement following receipt of advice from Capita, to negotiate and acquire by agreement any legal interests or rights in the properties listed at Confidential Appendix 3 and 4 and not held by the Council using such acquisition powers as the Head of Legal and Democratic Services advises.
- (xiv) To delegate authority to the Head of Legal and Democratic Services to enter into any legal documentation necessary in respect of the purchase or acquisition of rights and to undertake any ancillary action in connection therewith.
- (xv) To hold any acquired properties in accordance with the acquisition powers pending future regeneration.
- (xvi) To reduce the uncommitted provision in the 2011/12 HRA capital programme for “Other site assembly costs” by the sum specified in Confidential Appendix 3 and to add a scheme to the 2011/12 HRA capital programme for the “Acquisition of properties” for the same value
- (xvii) To approve in accordance with Finance Procedure Rules, expenditure in 2011/2012 in the sum set out in the Confidential Appendix 3 for the acquisition of properties.

#### **DELIVERY OF AN INTELLIGENT TRANSPORT SYSTEM AND COMMUNITY SAFETY CLOSED CIRCUIT TELEVISION SERVICES**

- (i) To commence a competitive dialogue procurement process to select a private sector service provider to relocate the Council’s Intelligent Transport Systems and Public Safety CCTV services and to maintain and operate the services for a period of up to 15 years as set out in this report and Appendix 1.
- (ii) To delegate authority to the Director of Environment, following consultation with the Leader of the Council, Head of Legal and Democratic Services, the Head of Finance and Director of Corporate Services, to take any necessary action to give effect to recommendation (i) above, including but not limited to undertaking any and all necessary procurement activities in compliance with Contract Procedure Rules, and consulting upon and implementing all necessary service, staffing and organisational structure changes necessary to implement the project.

#### **DISPOSAL OF 2-8 QUEENSWAY**

- (i) To approve the principle of the sale of the Council’s freehold interest jointly with the long leasehold interest, and
- (ii) To delegate authority to the Head of Property and Procurement to approve the preferred tender, agree the terms of the sale and carry out all ancillary matters to dispose of the site.

- (iii) To note that the capital receipt will be used to reduce the current funding deficit in the capital programme

#### **EAST STREET CENTRE – RESTRUCTURE OF GROUND LEASE TO FACILITATE REDEVELOPMENT**

- (i) To approve the terms for the surrender and renewal of the East Street Centre Headlease as set out in the Confidential Appendix.
- (ii) That the Solicitor to the Council be authorised to enter into any legal documentation necessary in respect of the variations.

#### **SOLENT SKY MUSEUM – PROPOSALS FOR RE-LOCATION OF SERFCA AND USE OF VACATED SPACE**

- (i) To approve the surrender of the SERFCA accommodation at Solent Sky on the terms set out in this report.
- (ii) To approve the changes in the proposed lease terms of the Museum as outline in this report; and
  - To delete the existing scheme in the Leisure and Culture capital programme for repairs to the Museum,
  - To add to the Leisure and Culture capital programme a new scheme for £240,000 in 2011/12 for a capital grant to the Museum towards the costs of the repairs; and
  - To approve, in accordance with Finance Procedure Rules, spending of £240,000 in 2011/12.
- (iii) To approve the grant of a lease of the whole premises to the Trustees of the Solent Sky Museum on the terms set out in this report and to delegate to the Head of Property and Procurement authority to undertake all such ancillary acts to complete the lease