

**EXECUTIVE DECISION MAKING**  
**RECORD OF THE DECISION MAKING HELD ON 21<sup>st</sup> DECEMBER 2009**

Present:

Councillor Samuels	-	Leader of the Council
Councillor White	-	Adult social Care and Health
Councillor Holmes	-	Children's Services
Councillor Smith	-	Economic Development
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

Apologies: Councillor Matthews

**TRAFFIC REGULATION ORDER**  
**COUNCILLOR DEAN, CHAIRMAN**

114. ITCHEN BRIDGE TOLLS: OBJECTIONS TO PROPOSED EXEMPTION FOR MOTORCYCLISTS (TRO)

DECISION MADE: (Ref: CAB 09/10 1671)

On consideration of the report of the Head of Highways and Parking Services concerning objections received during public consultations on a scheme to offer a 'toll-free' concession at the Itchen Bridge to motorcyclists who reside within the City the decision maker made the following decision:-

- (i) To approve the introduction of a scheme to offer a 'toll-free' concession at the Itchen Bridge to motorcyclists who reside within the City.

Reason for the Decision:

It has been a long standing political desire of the current administration to bring in the initiative of toll free usage of the Itchen Bridge for the City's residents who use motorcycles. This should be limited to residents as the need for overall tolls remain in order to fund the significant running costs of the bridge.

The Cabinet has considered the objections to the revised TRO and related views but does not consider these override the rationale or reasonableness of the proposals and the safety and operational considerations detailed in the officers report.

## **COUNCILLOR SAMUELS, CHAIRMAN**

### 115. STATEMENT FROM THE LEADER

The Leader announced the resignation of Councillor Matthews from the Cabinet to take effect from 31<sup>st</sup> December 2009. The new arrangements for Children's Services will be as follows:

Councillor Paul Holmes to be Cabinet Member for Children's Services and Learning. This will include:

- All current Children's Services delegation plus:
- Schools and Education
- Colleges and Post 16 education
- 14-19 (including teenage pregnancy)

Councillor Ben Walker to be Cabinet Member for Safeguarding Children and Youth Services. This will include:

- All current Safeguarding delegations plus:
- Youth Offending Team and Youth Justice Plan
- Integrated Youth Service
- Parenting

### 116. RECORD OF THE PREVIOUS DECISION MAKING

The record of the Executive decision making held on 23<sup>rd</sup> November 2009 were received and noted as a correct record.

### 117. BITTERNE PARK SCHOOL SIXTH FORM APPROVAL TO SPEND DECISION MADE (CAB 09/10 1763)

On consideration of the report of the Cabinet Member for Children's Services seeking approval to commit expenditure the decision-maker made the following decision:

- (i) To approve, in accordance with Financial Procedure Rules, capital expenditure in the sum of £6,380,000 from the Children's Services Capital Programme to provide a sixth form at Bitterne Park School.

### 118. ADOPTION OF THE LOCAL DEVELOPMENT FRAMEWORK CORE STRATEGY DECISION MADE (CAB 09/10 1689)

On consideration of the report of the Cabinet Member for Environment and Transport seeking approval of the final version of the Core Strategy following receipt of the binding report from the Planning inspector, the decision-maker made the following decision:

- (i) To recommend that Council adopts the Core Strategy which has been amended in accordance with the Inspectors recommendations.
- (ii) To recommend that Council endorse the list of additional Local Plan Review policies that will be replaced in part or in full by the Core Strategy.

119. PURCHASE AND INSTALLATION OF NEW CREMATORS, MERCURY ABATEMENT AND OTHER ESSENTIAL EQUIPMENT FOR SOUTHAMPTON CREMATORIUM

DECISION MADE (CAB 09/10 1764)

On consideration of the report of the Cabinet Member for Environment and Transport seeking approval to purchase and install new Cremators, mercury abatement and other essential equipment to meet new legislative requirements at Southampton Crematorium, the decision-maker made the following decision:

- (i) Subject to Council approving the addition of the Crematorium - New Cremators scheme to the Environment and Transport Capital Programme, to approve, in accordance with Financial Procedure Rules, capital expenditure on the purchase of new cremators, associated mercury abatement equipment and other ancillary equipment and repairs, as set out in the confidential appendix.

120. SUPPORTED BUS SERVICES CONTRACT AWARDS

DECISION MADE: (CAB 09/10 1765)

On consideration of the report of the Cabinet Member for Environment and Transport seeking approval to the award of contracts for revised supported bus services following an annual retendering process, the decision-maker made the following decision:-

- (i) To approve the award of contracts listed in Appendix 1.
- (ii) To delegate to the Director of Environment, following consultation with the Cabinet Member for Environment and Transport, authority to make any further changes and awards following subsequent changes to commercial bus services.

121. EASTPOINT REDEVELOPMENT

DECISION MADE: (CAB 09/10 1664)

On consideration of the report of the Cabinet Member for Economic Development seeking approval for the implementation of the Eastpoint Redevelopment proposal, the decision-maker made the following decision:-

- (i) Continue to support the principle of the redevelopment of the Eastpoint site by Eastpoint Centre Ltd; with Eastpoint Centre Ltd building the new Eastpoint on 1.5 acres as identified in Appendix 1 and, through a revised Tripartite Legal Agreement, Itchen College retain an option to develop on the site at a future date;
- (ii) Request Council (subject to the conditions listed below) to approve a sum of up to £3,000,000 to be added to the Economic Development Portfolio Capital Programme as a payment to Eastpoint Centre Ltd as compensation for the surrender of their current unexpired lease, to enable them to fund the building and servicing of their new Community, Training and Conference Centre. The Council will gain 5.19 acres with Itchen retaining an option to locate to the site until March 2011 or such other later date as may be agreed by the Chief Executive;

Recommendation (ii) is subject to the following:

- (a) Government Office for the South East (GOSE) and Department of Communities and Local Government (DCLG) approving funding allocation and release of the £2.5 Million in the Thornhill Plus You Delivery Plan for 2010-11, in time to allow Eastpoint to let its contract for the construction of the new Eastpoint and complete the spend of the TPY grant to Eastpoint before the end of the NDC programme in March 2011
- (b) A Revised Eastpoint Business Plan being approved by both the Head of Finance and IT and GOSE, in addition to any final approvals required from GOSE and DCLG;
- (c) Eastpoint concluding any s106 agreement in order to achieve planning consent and issue of the decision notice and confirmation that there are no planning issues outstanding from the links with the Itchen College outline planning consent;
- (d) the successful completion of the revised Tripartite Legal Agreement, which sets out the land deal for the Eastpoint site, the option for Itchen College to still locate to the site and the Council's position.
- (iii) Grant to Itchen College an option to locate to the site until March 2011, or such other later date as the Chief Executive may decide, upon such terms as the Solicitor to the Council considers reasonable;
- (iv) Approve subject to Council recommendation (i) below, expenditure of up to £3,000,000 for the surrender of the Eastpoint Lease;
- (v) Request Council to add £130,000 to the Capital Programme for the demolition of the old Eastpoint centre following the construction of the new Eastpoint building and services, and the vacation of the old Eastpoint Centre;
- (vi) Require Eastpoint Centre Ltd (and Itchen College should it in future go ahead on the Eastpoint site) to submit to the Council a Community Plan setting out how the facilities developed on the site will be available for the use of the wider community. This plan will cover the ten year period commencing when the facilities are open for use and will include both recreational and educational activities. The outline of this plan, covering the key principles, will be in place before the land transactions are completed respectively for each development;
- (vii) delegate authority to the Assistant Chief Executive (Economic Development and Regeneration), following consultation with the Cabinet Member for Economic Development and Regeneration, Executive Director of Resources, the Solicitor to the Council and Head of Property Services and Procurement to negotiate, and agree conditions of the redevelopment in the general terms outlined in the report, to resolve and implement anything necessary to effect the proposals contained in this report, including agreeing amendments to the Tripartite Legal Agreement underpinning the land deal for the site;
- (viii) To note that this Cabinet decision supersedes all previous Cabinet decisions regarding Eastpoint redevelopment.

Confidential recommendation (ii) (e) was also approved.

122. CONNECT2 CYCLE WAY LAND OWNERSHIP – COMPULSORY PURCHASE ORDER

DECISION MADE: (CAB 09/10 2171)

On consideration of the report of the Cabinet Member for Environment and Transport seeking authority to proceed with a Compulsory Purchase Order in order to acquire land to proceed with the constructions of the Connect2 cycle and walk way along side the River Itchen between Horseshoe Bridge and Mount Pleasant Industrial Estate, the decision-maker made the following decision:-

Having complied with paragraph 15 of the Council's Access to Information Procedure Rules and having had regard to the provisions of the Community Strategy and being satisfied that the proposals in this report are likely to improve the economic, social or environmental well being of the area:

- (i) That a Compulsory Purchase Order be made to authorise the acquisition by the Council of the land along side the River Itchen between Horseshoe Bridge and Mount Pleasant Industrial Estate shown pink on the map in appendix 1 for the purpose of constructing a cycle path under s.226(1)(a) of the Town & Country Planning Act 1990 and the Acquisition of Land Act 1981.
- (ii) To approve the Statement of reasons for making the Compulsory Purchase Order as set out in appendix 2.
- (iii) To authorise the Solicitor to the Council, following consultation where appropriate with the Executive Director of Environment and the cabinet member for Environment and Transport, to do anything necessary to give effect to the above recommendations including but not limited to undertaking all procedural steps required to:
  - (a) make, advertise and secure confirmation and implementation of the Compulsory Purchase Order,
  - (b) acquire interests in or rights over the land either by Agreement or Compulsorily.