

**CABINET****HELD: 12 NOVEMBER 2013**

Start: 7.30pm

Finish: 8.35pm

**PRESENT:**

Councillor I Grant (Leader of the Council, in the Chair)

Councillors		<u>Portfolio</u>
Mrs Hopley		Landlord Services and Human Resources
M Forshaw		Planning and Development
A Owens		Deputy Leader & Housing (Finance), Regeneration and Estates
D Sudworth		Health, Leisure and Community Safety
D Westley		Resources and Transformation

In attendance	Bell	Moran
Councillors:	Dereli	Oliver
	Gagen	Pendleton
		Savage

Officers

Managing Director (Transformation) (Ms K Webber)  
Assistant Director Housing and Regeneration (Mr B Livermore)  
Assistant Director Community Services (Mr D Tilleray)  
Assistant Director Planning (Mr J Harrison)  
Borough Solicitor (Mr T Broderick)  
Borough Treasurer (Mr M Taylor)  
Principal Member Services Officer (Mrs S Griffiths)

**47. APOLOGIES**

There were no apologies for absence.

**48. SPECIAL URGENCY (RULE 16 ACCESS TO INFORMATION PROCEDURE RULES)/URGENT BUSINESS**

There were no items of special urgency.

**49. DECLARATIONS OF INTEREST**

1. Councillor Westley declared a non-pecuniary interest in agenda item 5(l) (Use of Section 106 monies in Ormskirk) (with reference to Lancashire County Council owned playing fields adjacent to Ormskirk Cricket Club) as a Member of Lancashire County Council, a co-opted Governor at Ormskirk School and a custodian trustee of the former site of the Comrades Club, Ormskirk.

**50. MINUTES**

RESOLVED That the minutes of the meeting of Cabinet held on 17 September 2013 be approved as a correct record and signed by the Leader.

## **51. MATTERS REQUIRING DECISIONS**

Consideration was given to the reports relating to the following matters requiring decisions as contained on pages 941 - 1083 of the book of reports.

### **52. USE OF S106 MONIES FOR THE SKELMERSDALE & UP HOLLAND DEMAND RESPONSIVE TRANSPORT SYSTEM**

Councillor Forshaw introduced the report of the Assistant Director Planning which reviewed the performance of the pilot demand responsive transport system since the service came into operation in 21 May 2012 and considered the future of the scheme.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That the changes set out in paragraph 6.4 of the report be implemented and the pilot scheme be continued for a further 9 month pilot to assess the impact of those changes.
- B. That one months notice be given to all individuals currently on the scheme who do not meet the revised membership criteria.
- C. That the S106 contributions received from the KRM and Walkers (Pimbo) developments be used to support this service.

### **53. USE OF SECTION 106 MONIES IN SKELMERSDALE**

Councillor Forshaw introduced the report of the Assistant Director Planning which advised on the progress made regarding the exploration of a cycle to work scheme which would provide job seekers with a grant to purchase a bicycle, and sought authorisation to proceed with a pilot scheme funded through S106 commuted sums.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That delegated authority be granted to the Assistant Director Planning in consultation with the Portfolio Holder for Planning and Development to take all necessary action to set up and run a pilot 'cycle to work' scheme ("the Scheme") for a period of 9 months and to agree with possible partners, the most cost effective mechanism for administering the Scheme.
- B. That the S106 contribution from the Pepsico Walkers (Pimbo) development be used to develop and run the Scheme.

#### **54. REVENUE BUDGET MID YEAR REVIEW**

Councillor Westley introduced the report of the Borough Treasurer which provided a projection of the financial position on the General and Housing Revenue Accounts to the end of the financial year.

Minute no. 22 of the Landlord Services Committee (Cabinet Working Group) held on 6 November 2013 was circulated at the meeting.

In reaching the decision below, Cabinet considered the minute of the Landlord Services Committee (Cabinet Working Group) and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED: A. That the financial position of the Revenue Accounts be noted including the position on reserves and balances.
- B. That call-in is not appropriate for this item as the report is being submitted to the next meeting of the Executive Overview and Scrutiny Committee on 28<sup>th</sup> November 2013.

#### **55. REVISED CAPITAL PROGRAMME AND MID YEAR REVIEW 2013/2014**

Councillor Westley introduced the report of the Borough Treasurer which sought agreement of a Revised Capital Programme for 2013/2014 and provided an overview of the progress against it at the mid-year point.

Minute no. 21 of the Landlord Services Committee (Cabinet Working Group) held on 6 November 2013 was circulated at the meeting.

In reaching the decision below, Cabinet considered the minute of the Landlord Services Committee (Cabinet Working Group) and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED: A. That the Revised Capital Programme, including the reprofiling, virements and budget adjustments contained within Appendix A, be approved for consideration by Council.
- B. That the progress against the Revised Capital Programme at the mid-year point be noted.
- C. That call-in is not appropriate for this item as the report is being submitted to the next meeting of the Executive Overview and Scrutiny Committee on 28 November and Council on 18 December 2013.

#### **56. TENANT'S CASHBACK SCHEME - ITEM CONSIDERED BY THE EXECUTIVE OVERVIEW AND SCRUTINY COMMITTEE**

Councillor Mrs. Hopley introduced the report of the Borough Solicitor which advised on the decision of the Executive Overview and Scrutiny Committee, at its meeting on 3 October 2013, following consideration of the report – Tenants Cash Back Scheme, attached at Appendix A.

A motion was circulated by Councillor Mrs. Hopley

Minute no. 19 of the Landlord Services Committee (Cabinet Working Group) held on 6 November 2013 was circulated at the meeting.

In reaching the decision below, Cabinet considered the motion from Councillor Mrs. Hopley, the minute of the Landlord Services Committee (Cabinet Working Group) and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED: A. That a Tenant's Cashback Scheme is not introduced.
- B. That the Assistant Director Housing and Regeneration prepare a more detailed report on 'Training Schemes for Tenants' to be considered by the Executive Overview and Scrutiny Committee prior to Cabinet.
- C. That call-in is not appropriate as it relates to an item already considered by the Executive Overview and Scrutiny Committee.

#### **57. HOUSING OPTION APPRAISAL**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which reviewed the progress made following the introduction of self-financing in April 2012 and considered whether any change in direction would be beneficial at the current time.

Minute no. 20 of the Landlord Services Committee (Cabinet Working Group) held on 6 November 2013 was circulated at the meeting.

In reaching the decision below, Cabinet considered the minute of the Landlord Services Committee (Cabinet Working Group) and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED: That alternative options not be pursued at the current time and the situation be reviewed no later than 2017.

#### **58. STRATEGIC ASSET MANAGEMENT PROJECT**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which updated Members on the progress of the Strategic Asset Management Project and advised on the outcomes of the Scott Ward and sought authority to dispose of assets.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That the contents of the report, including the work undertaken by officers to date, and the progress on the assets previously identified for disposal be noted.
- B. That the Assistant Director Housing and Regeneration be authorised to take the actions recommended in Appendix A in relation to the 58 sites in the Scott ward.
- C. That the sites set out in Appendix D are no longer required for their current uses as set out in that Appendix and that they be appropriated as required for regeneration purposes for the reasons set out in paragraph 5.1 of the report.
- D. That the details in paragraph 4.2 relating to the proposed new allotment site off Clucas Gardens be noted.

## **59. HIGH SPEED RAIL (HS2) CONSULTATION RESPONSE**

Councillor Forshaw introduced the report of the Assistant Director Planning which informed Cabinet of the Government proposals regarding phase two of the High Speed Rail route (HS2) and their impact on West Lancashire and sought support to endorse the Liverpool City Region request for a direct high speed link between Liverpool and London.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

RESOLVED: That the proposed consultation response provided at Appendix 2 be submitted to Government in response to its High Speed Rail consultation exercise

## **60. GREENSHOOTS PROJECT**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which sought instructions in respect of how the Greenshoots Project should proceed.

Councillor Owens referred to the advantages of option 2 (phased development) as outlined in the report and proposed that this option be adopted for taking the scheme forward.

In reaching the decision below, Cabinet considered the comments of Councillor Owens, the details set out in the report before it and accepted the relevant reasons contained therein.

RESOLVED: That the Assistant Director Housing and Regeneration be authorised to continue with the remodelling of 18-24 Gorsey Place in accordance with the option listed at paragraph 5.4 of the report.

## **61. LIVERPOOL CITY REGION SUPERPORT STUDY AND WIDER ENGAGEMENT WITH THE LIVERPOOL LEP**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which advised on progress made in relation to the Liverpool City Region Superport project and on the costs and benefits of corporate membership of the LCR Local Enterprise Partnership (LEP).

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That further discussions take place with the Liverpool City Region LEP regarding the benefits of Corporate Membership, or other forms of appropriate membership, and that Lancashire County Council and the Lancashire LEP be approached to see if they are willing to part fund this membership.
- B. That delegation be given to the Assistant Director Housing & Regeneration, in consultation with the Portfolio Holder:
- i) to enter into Corporate Membership, or another form of appropriate membership, of the Liverpool City Region LEP subject to appropriate budgetary provision being made and upon ongoing negotiations and to review this membership in subsequent years.
  - ii) to enter in all other necessary documentation and agreements to facilitate the above arrangement.

## **62. ORMSKIRK MARKET**

Councillor Forshaw introduced the report of the Assistant Director Community Services which advised on the representations that had been made by market traders on Ormskirk Market.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: That rather than accede to the request from market traders to remove the additional space charges currently applied as part of the market charges, the previously agreed 5% increase in market stall charges not be implemented in 2014/15 and the financial implications at paragraph 5, be noted.

## **63. USE OF SECTION 106 MONIES IN ORMSKIRK**

Councillor Sudworth introduced the joint report of the Assistant Director Community Services/Assistant Director Planning which considered proposals from Ward Councillors regarding the use of Section 106 monies received by the Council from housing developers for the enhancement of public open space and recreation provision within the Derby Ward.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That the proposed project to open up three principal access points, new footpaths, seating and signage at Ruff Woods be approved and the Section 106 commuted sum of £25,000 generated in the Ormskirk area be made available for the project. This is to co-ordinate with existing allocation of £10,000 and anticipated grant funding for disability access.
- B. That the proposed project to provide new shrub beds and planting to complement existing park provision and support refurbishment of the Victorian water fountain and remedial work to dry stone wall in St Helens Park be approved and the Section 106 commuted sum of £10,000 generated in the Ormskirk area be made available for the project.
- C. That the proposal to provide support for the development of two bowling greens on the L.C.C. owned playing fields adjacent to Ormskirk Cricket Club for the benefit of the local community be approved and the Section 106 commuted sum of £40,000 generated in the Ormskirk area be made available for the project.

#### **64. SCRAP METAL DEALERS ACT 2013**

Councillor Grant introduced the report of the Borough Solicitor which advised on the requirements of the Scrap Metal Dealers Act 2013 and the appropriate delegations in relation to functions determined to be Executive (Cabinet) functions.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That recommendations 2.2 to 2.6 of the Council report attached at Appendix A on the Scrap Metal Dealers Act 2013 dated 17 July 2013 be approved.
- B. That recommendation 2.1 of the Licensing & Appeals Committee report attached at Appendix B on the Scrap Metal Dealers Act 2013 dated 22 October 2013 be approved.

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LEADER

