

**CABINET****HELD: 15 MARCH 2016**

Start: 7.30pm

Finish: 7.50pm

**PRESENT:**

Councillor: I Moran (Leader of the Council, in the Chair)

## Councillors:

Portfolio

T Aldridge

Older People

Y Gagen

Deputy Leader of the Council &amp; Leisure

J Hodson

Planning

J Patterson

Housing and Landlord Services

K Wilkie

Street Scene

K Wright

Health &amp; Community Safety

C Wynn

Finance

## Officers:

Chief Executive (Ms K Webber)

Director of Housing and Inclusion (Mr B Livermore)

Director of Leisure and Wellbeing (Mr D Tilleray)

Director of Development and Regeneration (Mr J Harrison)

Borough Solicitor (Mr T Broderick)

Borough Treasurer (Mr M Taylor)

Borough Transformation Manager &amp; Deputy Director of Housing and Inclusion (Mr S Walsh)

Principal Member Services Officer (Mrs S Griffiths)

In attendance: Councillor Pendleton

**99. APOLOGIES**

There were no apologies for absence.

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

There were no items of special urgency.

**101. DECLARATIONS OF INTEREST**

1. Councillors Aldridge declared a non-pecuniary interest in agenda item 5(a) – Sheltered Accommodation Review as a Member of Lancashire County Council, as did Councillor Gagen as an employee of Lancashire County Council.
2. Councillors Aldridge, Patterson and Wright declared non-pecuniary interests in agenda items 5(b) ‘Tenant Involvement Strategy 2016-18’ and 5(h) ‘Tenant Scrutiny Review – Customer Feedback’ as they are either tenants of council accommodation or they have a connected person who is a tenant of rented Council accommodation. Insofar as that interest becomes a disclosable pecuniary/pecuniary interest they declared that interest but considered that they were entitled to speak and vote by virtue of an exemption as nothing in these reports relates particularly to the relevant tenancy or lease.

**102. MINUTES**

RESOLVED That the minutes of the meetings of Cabinet held on 12 January and 2 February 2016 be approved as a correct record and signed by the Leader.

**103. MATTERS REQUIRING DECISIONS**

Consideration was given to the report relating to the following matters requiring decisions as contained on pages 1817 – 2160 and 2183 – 2191 of the Book of Reports.

**104. SHELTERED ACCOMMODATION REVIEW**

Councillor Patterson introduced the report of the Director of Housing and Inclusion which advised on Lancashire County Council's consultation with sheltered housing tenants on the potential withdrawal of all Supporting People (SP) funding for older peoples housing related support from April 2017, and sought authority to determine the future use of vacant sheltered accommodation previously occupied by residential wardens and communal lounges for category 2 sheltered accommodation.

Minute no. 42 of the Landlord Services Committee (Cabinet Working Group) held on 9 March 2016 was circulated at the meeting.

Revised recommendations of the Director of Housing and Inclusion were circulated at the meeting.

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

- RESOLVED
- A. That the Director of Housing and Inclusion be given delegated authority, in consultation with the relevant Portfolio Holder, to proceed with an option appraisal on a scheme by scheme basis of vacant resident warden accommodation to determine future use, and where appropriate to redevelop or sell on the open market, subject to obtaining all necessary consents and approvals.
  - B. That in light of the proposal by LCC to withdraw all SP funding for older people's housing related support, the Director of Housing and Inclusion be given delegated authority, in consultation with the relevant Portfolio Holder, to proceed with an option appraisal on a scheme by scheme basis of Category 1 Communal Lounges to determine future use, and where appropriate, redevelop or sell on the open market, subject to obtaining all necessary consents and approvals.
  - C. That the Council undertake a consultation exercise with sheltered housing tenants in light of the outcome of LCC's consultation exercise to inform and agree the Council's future older persons housing related support service offer.

**105. TENANT INVOLVEMENT STRATEGY 2016-18**

Councillor Patterson introduced the report of the Director of Housing and Inclusion which sought approval for the new Tenant Involvement Strategy 2016-2018.

Minute no. 43 of the Landlord Services Committee (Cabinet Working Group) held on 9 March 2016 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 Strategy and associated Action Plan be approved.
  - B. That the Director of Housing and Inclusion, in consultation with the Portfolio Holder, be authorised to amend the Strategy and Action Plan having considered agreed comments of the Executive Overview and Scrutiny Committee.
  - 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 31 March 2016.

**106. ROLL OF HONOUR - ORMSKIRK WAR MEMORIAL**

Councillor Hodson introduced the report of the Director of Development and Regeneration which sought confirmation of the names on the Ormskirk Comrades Rolls of Honour for both World Wars prior to them being added to the stone plaques at Ormskirk War Memorial in Coronation Park.

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

- RESOLVED
- A. That the names contained on the Ormskirk Comrades Rolls of Honour (attached to this report as Appendix A and B) be approved for use on the Ormskirk War Memorial plaques.
  - B. That the Director of Development and Regeneration and the Director of Leisure and Wellbeing be authorised, in consultation with the Portfolio Holders, to make the necessary arrangements to implement the works to add the approved Rolls on Honour onto the War Memorial Plaques.

**107. CCTV CERTIFICATION SCHEME**

Councillor Wright introduced the report of the Director of Leisure and Wellbeing which sought approval for an application for Full Certification within the Surveillance Camera Commissioner's CCTV certification scheme.

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

RESOLVED That the Director of Leisure and Wellbeing be authorised to apply for Full Certification within the Surveillance Camera Commissioner's CCTV certification scheme.

**108. QUARTERLY PERFORMANCE INDICATORS Q3 - 2015 - 16**

The Leader introduced the report of the Borough Transformation Manager & Deputy Director of Housing and Inclusion which presented performance monitoring data for the quarter ended 31 December 2015.

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

RESOLVED A. That the Council's performance against the indicator set for the quarter ended 31 December 2015 be noted.

B. That the call-in procedure is not appropriate for this item as the report was submitted to the meeting of the Corporate & Environmental Overview & Scrutiny Committee on 18 February 2016.

**109. COUNCIL PLAN 2016-18**

The Leader introduced the report of the Chief Executive which sought approval of the "Council Plan" 2016-18.

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

RESOLVED A. That the "Council Plan 2016-18" attached as Appendix A to the report be approved and referred to Council for adoption.

B. That authority be given to the Chief Executive in consultation with the Leader to make any final amendments to the document, prior to publication.

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 31 March 2016.

**110. CORPORATE PERFORMANCE MANAGEMENT 2016-2017**

The Leader introduced the report of the Borough Transformation Manager & Deputy Director of Housing and Inclusion which sought approval of the Suite of Performance Indicators for adoption as the Council's Corporate PI Suite 2016/17.

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

- RESOLVED
- A. That the Suite of Performance Indicators 2016/17 (Appendix A) and targets identified be approved and adopted as the Council's Corporate PI Suite 2016/17.
  - B. That the Borough Transformation Manager & Deputy Director of Housing and Inclusion in consultation with the relevant Portfolio Holder, agree the targets for the Revenues & Benefits and ICT Services.
  - C. That the Borough Transformation Manager and Deputy Director of Housing and Inclusion in consultation with the Leader of the Council as Portfolio Holder, be authorised to finalise and amend the suite having regard to agreed comments from Executive Overview and Scrutiny Committee made on 31 March 2016, and to make any amendments to the suite in year in response to any issues that may arise, for example government policy or collection mechanisms.
  - D. That call-in is not appropriate for this item as it is being considered at the next meeting of Executive Overview & Scrutiny Committee on 31 March 2016.

#### **111. TENANT SCRUTINY REVIEW - CUSTOMER FEEDBACK**

Councillor Patterson introduced the report of the Director of Housing and Inclusion which advised on the outcomes of a tenant led review of customer feedback within landlord services and the resultant actions.

Minute no. 44 of the Landlord Services Committee (Cabinet Working Group) held on 9 March 2016 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 Tenant Scrutiny Group (TSG) be thanked for conducting the service review into customer feedback.
  - B. That the contents of the service review and the subsequent comments/actions undertaken by way of delegated authority be noted.

#### **112. STRATEGIC ASSET MANAGEMENT PLAN (SAMP)**

The Leader introduced the report of the Director of Development and Regeneration which provided an update on the progress of the Strategic Asset Management Plan 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 therein.

- 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 Director Development and Regeneration be authorised to take any actions necessary to secure disposal of category 1 sites as recommended in Appendix A in relation to sites in the Up Holland Ward.
  - C. That the postponement of the Ward Delivery Plan be agreed and that available resources concentrate on bringing sites previously agreed for disposal to the market for the time being.

**113. LOCAL DEVELOPMENT ORDERS FOR FORMER DIGMOOR SPORTS CENTRE, FINDON AND DELPH CLOUGH**

Councillor Hodson introduced the report of the Director of Development and Regeneration which sought approval for the adoption of Local Development Orders associated with the sites at Findon, the former Digmoor Sports Centre Site and Delf Clough, Skelmersdale.

Minute No. 74 of the Planning Committee meeting held on 10 March 2016 was circulated at the meeting.

The revised recommendations of the Director of Development and Regeneration were circulated at the meeting.

In reaching the decision below, Cabinet considered the minute of the Planning Committee, the revised recommendations and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED
- A. That the Local Development Orders and associated documents at Appendix A-G be approved having regard to the contents of the Draft Local Development Order Consultation Feedback Report set out in Appendix I and the agreed comments of Planning Committee regarding the Local Development Orders, as per the minutes of Planning Committee provided at Appendix L.
  - B. That call-in is not appropriate for this item as this matter is one where urgent action is required in order that the Local Development Orders can be adopted by 31st March 2016, in line with the requirements of the CLG funding received to support preparation of the Local Development Orders.
  - C. That delegated authority is granted to the Director of Development and Regeneration to carry out and approve conformity checks for development proposals submitted in accordance with Local Development Orders.

**114. PLATTS LANE LAKE, BURSCOUGH**

Councillor Gagen introduced the joint report of the Director of Leisure and Wellbeing and the Director of Housing and Inclusion which considered a request from Burscough and District Angling Club for the surrender of the existing angling agreement and the granting of a new 10 year lease in relation to Platts Lane Lake, Burscough.

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

- RESOLVED
- A. That the proposal to accept a surrender of the existing angling agreement and grant a new lease to Burscough and District Angling Club on Platts Lane Lake for a term of 10 years be approved.
  - B. That the Director of Leisure and Wellbeing be authorised to undertake all necessary negotiations to agree the new lease with Burscough and District Angling Club, subject to all necessary consents and approvals being obtained

**115. USE OF SECTION 106 MONIES IN BURSCOUGH**

Councillor Gagen introduced the joint report of the Directors of Leisure and Wellbeing and Director of Development and Regeneration which considered a proposal for the use of Section 106 monies received from housing developers for the enhancement of public open space and recreation provision in Burscough.

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

- RESOLVED
- That the use of S106 monies to fund the proposed project to construct a small extension to the existing changing rooms at Richmond Park, Burscough to provide shower/wash, change/toilets for 3 officials, be approved.

**116. RISK MANAGEMENT**

Councillor Wynn introduced the report of the Borough Treasurer which set out details of the key risks facing the Council and how they are being managed.

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

- RESOLVED
- That the progress made in relation to the management of the risks shown in the Key Risks Register (Appendix A to the report) be noted and endorsed.

**117. EXCLUSION OF PRESS AND PUBLIC**

RESOLVED That under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of that Act and as, in all the circumstances of the case, the public interest in maintaining the exemption under Schedule 12A outweighs the public interest in disclosing the information.

**118. MATTER REQUIRING DECISION**

Consideration was given to the report relating to the following matter requiring decision as contained on pages 2161 -2182 of the Book of Reports.

**119. DEVELOPMENT OF A FOYER AT HARTLAND, BIRCH GREEN, SKELMERSDALE**

Councillor Gagen introduced the joint report of the Director of Housing and Inclusion and the Director of Leisure and Wellbeing which considered an amendment to the original decision in relation to the above item.

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

- RESOLVED
- A. That the Director of Housing and Inclusion and the Director of Leisure and Wellbeing be authorised to transfer the land shown hatched on the plan at Appendix B to the report, to the Birchwood Centre, social landlord or charity by way of a lease for less than best consideration that can reasonably be obtained.
  
  - B. That the Director of Housing and Inclusion and the Director of Leisure and Wellbeing be authorised to take all necessary action, to obtain any necessary consents and enter into all necessary documentation, including imposing any necessary terms and conditions to enable transfer of the land shown hatched on the plan at Appendix B to the report to the Birchwood Centre, social landlord or charity.

.....  
LEADER