

CABINET

HELD: Tuesday, 9 June 2020

Start: 7.00 pm

Finish: 7.15 pm

PRESENT:

Councillors:

Portfolio

Councillor Ian Moran	Leader of the Council and Portfolio Holder for Economic Regeneration
Councillor Yvonne Gagen	Deputy Leader of the Council and Portfolio Holder for Leisure & Human Resources
Councillor David Evans	Portfolio Holder for Planning
Councillor Jenny Wilkie	Portfolio Holder for Housing and Landlord Services
Councillor Kevin Wilkie	Portfolio Holder for Street Scene
Councillor Kevin Wright	Portfolio Holder for Health and Community Safety
Councillor Adam Yates	Portfolio Holder for Resources & Transformation

In attendance: Councillors

Ashcroft, Blake, Blane, Blundell, Mee, Owens, Sutton, Thompson, D Westley and Witter.

Officers:

Jacqui Sinnott-Lacey, Chief Operating Officer
Heidi McDougall, Corporate Director of Place & Community
Chris Twomey, Corporate Director of Transformation & Resources
Ian Gill, Head of Growth & Development Services
Simon Burnett, Head of Wellbeing & Leisure Services
Paul Knight, Interim Head of Housing and Regulatory Services
Peter Lightbown, Interim Head of Corporate & Customer Services
Michelle Williams, Head of Environmental Services
Matt Jones, Legal & Democratic Services Manager
Jacky Denning, Democratic Services Manager
Jill Ryan, Member & Civic Services Officer

103 APOLOGIES

There were no apologies for absence received.

104 DECLARATIONS OF INTEREST

The following Declarations of Interest were received:

Agenda Item:	Report Title	Councillor	Interest:	Reason:
6(a)	Update to the Community Infrastructure Levy and Section 106 Governance and Expenditure Framework	Moran	Non-pecuniary	Parish Councillor
6(b)	Quarterly Performance Indicators	Yvonne Gagen	Non-pecuniary	As an employee of LCC

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

The following item of business was included on the agenda for the meeting under Special Urgency:

106 **USE OF CAPITAL FUNDING FOR PUBLIC REALM IMPROVEMENTS AT WHEATSHEAF WALK**

Councillor D Evans introduced the report of the Corporate Director of Place & Community, as contained on pages 1477 to 1496 of the Book of Reports, sought confirmation of the use of capital funding for urgent public realm improvements at Wheatsheaf Walk, to include the removal of the pagoda and planters to create a more open and functional space to aid social distancing and the re-opening of businesses during the current COVID-19 outbreak.

Councillor D Evans referred to representations that had been received from a member of the public, which was available on the Council's website.

A Motion from Councillor D Evans, circulated prior to the meeting, was moved and seconded.

A vote was taken on the Motion, which was CARRIED.

- RESOLVED:
- A. That Members note the consultation feedback on the Wheatsheaf Walk public realm improvement proposals provided at Appendix 2 to this report.
 - B. That the matter be referred to Executive Overview & Scrutiny Committee on 26 June 2020 for consideration.
 - C. That delegated authority be given to the Corporate Director of Place & Community, in consultation with the relevant Portfolio Holder, to make a decision in relation to the proposed removal of the pagoda and planters at Wheatsheaf Walk in Ormskirk, taking into account the agreed comments of the Executive

Overview & Scrutiny Committee.

- D. That Call In is not appropriate for this item as the report is being referred to Executive Overview & Scrutiny Committee.

107 **PUBLIC SPEAKING**

It was noted that representations had been received in relation to item 2(a) on the agenda 'Use of Capital Funding for Public Realm Improvements at Wearsheaf Walk'.

108 **MINUTES**

RESOLVED: That the minutes of the Cabinet meeting held on the 10 March 2020 be received as a correct record and signed by the Leader.

109 **MATTERS REQUIRING DECISIONS**

Consideration was given to the reports relating to the following matters requiring decisions and contained on pages 1339 to 1422 of the Book of Reports.

110 **UPDATE TO THE COMMUNITY INFRASTRUCTURE LEVY AND SECTION 106 GOVERNANCE AND EXPENDITURE FRAMEWORK**

Councillor David Evans introduced the report of the Corporate Director of Place and Community, which provided details to Members of an update to the Community Infrastructure Levy (CIL) and Section 106 Governance and Expenditure Framework. The update had been prepared to respond to the Government amendments to the CIL Regulations (2019), and to reflect Cabinet decisions made since the adoption of the original Governance Framework and as a result of a best practice review of operations designed to ensure that the framework remains the most appropriate and effective approach for CIL and S106 expenditure.

A Motion from Councillor D Evans, circulated prior to the meeting, was moved and seconded.

A vote was taken on the Motion, which was CARRIED.

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

RESOLVED: That the revisions to the Community Infrastructure Levy and Section 106 Governance and Expenditure Framework, as attached at Appendix A to the report, be endorsed for consideration by Council at the meeting on 22 July, subject to:

- A. An amendment of paragraphs 6.19 – 6.21 of the Governance and Expenditure Framework to increase the amount of strategic

CIL which can be allocated to smaller-scale projects each year through the CIL Funding Programme to £200,000.

- B. The removal of the word "(annually)" from paragraph 4.2 of the Appendix '(Update to the) Governance Framework for Community Infrastructure Levy and Section 106 Expenditure – June 2020'

111 QUARTERLY PERFORMANCE INDICATORS (Q4 2019/20)

Councillor Yates introduced the report of the Corporate Director of Transformation and Resources which presented performance monitoring data for the quarter end 31 March 2020.

In reaching the decision below, Cabinet considered the details as 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 period ended 31 March be noted.
- B That the call-in procedure is not appropriate for this item as the report will be submitted to the meeting of the Corporate and Environmental Overview and Scrutiny Committee on 11 June 2020.

112 ANTI MONEY LAUNDERING POLICY

Councillor Yates introduced the report of the Head of Finance, Procurement and Commercial Property, which set out the results of a review of the Council's Anti-money Laundering Policy.

A copy of the minute of Audit & Governance Committee held on 28 January 2020 was circulated prior to the meeting.

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

- RESOLVED: That the updated Anti-Money Laundering Policy as set out in Appendix 1 to the Report be approved.

113 EXCLUSION OF PRESS AND PUBLIC

- RESOLVED: That under Section 100A(4) of the Local Government Act 1972, the press and 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 4 (Labour relations) of Part 1 of Schedule

12A of that Act and as, in all circumstances of the case, the public interest in maintaining the exemption under Schedule 12A outweighs the public interest in disclosing the information.

(Note: No representations had been received in relation to the following item being considered in private).

114 **MATTERS REQUIRING DECISIONS**

Consideration was given to a report relating to the following matter requiring a decision and contained on pages 1423 to 1475 of the Book of Reports.

115 **REVISED CHRISTMAS WORKING ARRANGEMENTS AND CHANGES TO THE HARMONISATION AND SINGLE STATUS DOCUMENT**

Councillor Wilkie introduced the joint report of the Corporate Director of Transformation and Resources and the Corporate Director of Place and Community, which sought approval of a revision of the terms and conditions of staff as detailed in the Harmonisation and Single Status Document to facilitate the more efficient delivery of services during the weeks around Christmas and New Year.

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 proposed changes to the Harmonisation and Single Status Document as presented at Appendix 1 to the report be agreed and that they be presented to Council in July 2020.

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Leader



Minute Annex

Legal and Democratic Services

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Ormskirk, West Lancashire L39 2DF
Telephone: 01695 577177
Website: www.westlancs.gov.uk

E-mail: jacky.denning@westlancs.gov.uk

To: Members of the Executive Overview
& Scrutiny Committee.

(Copy to all other Members for
information)

Date: 11 June 2020

Your ref:

Our ref:

Please ask for: Mrs J Denning

Direct Dial no: 01695 585384

Dear Councillor

MINUTES OF CABINET MEETING – 9 JUNE 2020

I enclose a copy of the minutes of the meeting of the Cabinet held on 9 June 2020 for your attention.

The Council's Overview & Scrutiny Procedure Rules provide for all members of the Executive Overview & Scrutiny Committee to be circulated with a copy of these minutes. It is then open to a minimum of 5 Councillors on that Committee to call-in any of those decisions in the minutes available for call in. Unless otherwise indicated in the minutes, all items are available for call in. To call in a decision it is necessary for the 5 members concerned to return a copy of the attached form and to pass it to Member Services by no later than 5.00 pm on the Tuesday following circulation of the minutes. The deadline for call in on this occasion is, therefore, **5.00pm on TUESDAY 16 June 2020.** No requests for call in can be accepted after this deadline.

I would like to draw your attention to the Overview & Scrutiny arrangements, which provide for a call in notice to include a different decision that the members concerned would wish to see made. This different decision cannot have the effect of deferring the decision "for more information".

Please note that decisions of the Cabinet not called-in by the deadline referred to above shall come into force immediately.

Yours sincerely

J Denning

Democratic Services Manager



‘Call-In’ request by members of Executive Overview & Scrutiny Committee

This form must be received in Member Services before 5.00 pm on the Tuesday following the Cabinet Meeting (i.e. 16 June 2020).

Completed forms can be sent to member.services@westlancs.gov.uk

Decision of the Cabinet to be ‘called in’

Date of Meeting	9 June 2020
Minute No	
Subject	

If more information is required in relation to this item, please contact the officer indicated on the first page of the related report.

<i>Reason for call in</i>	<i>Different decision required (This must not have the effect of deferring the item in question “for more information”.)</i>
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Councillors from the Executive Overview & Scrutiny Committee seeking “call in”:

	Name (please print)	Signature
1.		
2.		
3.		
4.		
5.		

NB. Please advise Member Services if this call in is to be withdrawn. Withdrawal can only be at the request of those members signing this call in request.

FOR MEMBER SERVICES USE ONLY

Received by:		Date of Committee:	
Date:	Time:	Reason if not valid / referred:	
Valid?	Yes / No		
Referred to Committee?	Yes / No	Members informed:	