

## CABINET

**HELD: Tuesday, 9 March 2021**

Start: 7.00 pm

Finish: 7.12 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 Vickie Cummins	Portfolio Holder for Health and Wellbeing
Councillor Gareth Dowling	Portfolio Holder for Communities and Community Safety
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 Emergency Planning, Preparation and Implementation
Councillor Adam Yates	Portfolio Holder for Resources & Transformation

In attendance: Other Councillors viewed the meeting via the public webcast

### Officers:

Jacqui Sinnott-Lacey, Chief Operating Officer  
Chris Twomey, Corporate Director of Transformation & Resources  
Fiona Graham, Head of Housing and Regulatory Services  
Lisa Windle, Head of Corporate and Customer Services  
James Pierce, Head of Finance, Procurement and Commercial Services  
Matt Jones, Legal & Democratic Services Manager  
Peter Richards, Strategic Planning, Regeneration & Implementation Manager  
Rebecca Spicer, Insurance and Risk Officer  
Jacky Denning, Democratic Services Manager  
Helen Peek, Member Services Officer  
Kay Lovelady, Principal Solicitor

## 80 APOLOGIES

There were no apologies for absence.

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

There were no items of special urgency.

**82 PUBLIC SPEAKING**

There were no items under this heading.

**83 DECLARATIONS OF INTEREST**

The following declarations of interest were received:

1. Councillor Gagen declared a non-pecuniary interest in agenda items relating to Lancashire County Council (LCC) as an employee of Lancashire County Council and did not enter into detailed discussions, which affected LCC.
2. Councillor J Wilkie (tenant of Council accommodation) and Councillors K Wilkie and K Wright (connected person who is a tenant of Council accommodation) declared disclosable pecuniary interests in agenda item 6(d) 'HRA Revenue and Capital Monitoring' but considered they were entitled to speak and vote by virtue of an exemption as nothing in the report relates particularly to the relevant tenancy or lease

**84 MINUTES**

RESOLVED: That the minutes of the Cabinet (Extraordinary) meeting held on 23<sup>rd</sup> February 2021 be received as a correct record and signed by the Leader.

**85 MATTERS REQUIRING DECISIONS**

Consideration was given to reports relating to the following matters requiring decisions and contained on pages 977 to 1228 of the Book of Reports:

**86 QUARTERLY PERFORMANCE INDICATORS (Q3 2020/21)**

Consideration was given to the report of the Corporate Director of Transformation and Resources, presenting performance monitoring data for the quarter ended 31 December 2020.

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

Thanks to staff were expressed, in relation to their efforts, working under very different circumstances due to COVID restrictions and working processes, implemented due to the pandemic.

- RESOLVED
- A. That the Council's performance against the indicator set for the quarter ended 31 December 2020 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 & Environmental Overview & Scrutiny Committee on 11 March 2021.

87 **CORPORATE PERFORMANCE REPORTING**

Consideration was given to the report of the Corporate Director of Corporate Director of Transformation and Resources, seeking approval for the Corporate Performance Reporting plan for 2021/22.

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

- RESOLVED:
- A. That the suite of Key Performance Indicators (KPIs) and targets in Appendix A are approved and adopted for reporting alongside an associated Council Plan Corporate Delivery Plan to evidence progress with the Council Plan.
  - B. That the Corporate Director of Transformation and Resources, in consultation with the Leader of the Council as Portfolio Holder, be authorised to finalise and amend the suite (Appendix A) having regard to agreed comments from Executive Overview and Scrutiny Committee made on 25 March 2021, and to make necessary amendments to the suite in year in response to any issues that may arise, for example government policy or collection mechanisms.
  - C. That the call-in procedure is not appropriate for this item as the report will be submitted to the meeting of the Executive Overview & Scrutiny Committee on 25 March 2021.

88 **RISK MANAGEMENT FRAMEWORK & CORPORATE RISK REGISTER**

Consideration was given to the report of the Head of Finance, Procurement & Commercial Property, which proposed changes to the Risk Management Framework and set out details of the Corporate Risks facing the Council and how they are being managed.

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

- RESOLVED:
- A. That the revised Risk Management Policy including a new Risk Appetite Statement and Corporate Risk Matrix (Appendix A)

and Risk Management Toolkit (Appendix B) be approved.

- B. That the progress made in relation to the management of the risks shown in the Corporate Risk Register (Appendix C) be noted and approved.

89 **HRA REVENUE AND CAPITAL MONITORING**

Consideration was given to the report of the Head of Finance, Procurement and Commercial Services, providing a summary of the Housing Revenue Account (HRA) and Housing capital programme positions for the 2020/21 financial year.

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

- RESOLVED:
- A. That the 2020/21 HRA and Housing capital programme positions be noted.
  - 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 25 March 2021.

90 **A REGENERATION PLAN FOR SKELMERSDALE TOWN CENTRE**

Consideration was given to the report of the Corporate Director of Place and Community, providing an update on the development of a 'Place Shaping' Hub and the preparation of a specific Regeneration Plan for Skelmersdale Town Centre, and to establish a 'Place Shaping Hub' and Cabinet Working Group to steer this work.

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

- RESOLVED:
- A. That a Place-Shaping Hub made up of the partners outlined in paragraph 3.5 of the report be established.
  - B. That the Terms of Reference of the Place Shaping Hub be agreed as follows:  
"To create and develop a Regeneration Plan for Skelmersdale Town Centre, that meets the aspirations and key priorities for the Council and its partners, initially concentrating on the area outlined at Appendix A and consider other specific, but connected, pieces or work around other key regeneration projects in the wider Skelmersdale and Up Holland area, including Estates Regeneration and Green Infrastructure proposals, including consideration of available funding."
  - C. That a Skelmersdale Town Centre Regeneration Plan Cabinet

Working Group be established consisting of 4 Labour Members, 2 Conservative Members and 1 Our West Lancashire Member, with a Chairman and Vice-Chairman to be nominated by the Leader of the Council with the following Terms of Reference:

- "(a) To receive presentations and reports in relation to the progress of the Skelmersdale Town Centre Regeneration Plan.
- (b) To consider proposals arising from the Skelmersdale Town Centre Regeneration Plan.
- (c) To make recommendations to Cabinet and/or Council as appropriate."

**91 LOCAL DEVELOPMENT SCHEME UPDATE**

Consideration was given to the report of the Corporate Director of Place and Community, providing an updated Local Development Scheme setting out the revised timetable for the preparation of a new Local Plan for West Lancashire, in the light of delays caused by the COVID-19 pandemic.

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

- RESOLVED:
- A. That the updated March 2021 Local Development Scheme within Appendix 1 be approved.
  - B. That the new Local Plan is prepared on the basis of a Plan period of 2023-2040.

**92 ORMSKIRK EASTERN GATEWAY CONSULTATION FEEDBACK**

Consideration was given to the report of the Corporate Director of Place and Community, reporting the views of the Executive Overview and Scrutiny Committee and the outcome of the public consultation exercise on the Ormskirk Eastern Gateway project and to request conditional approval to enter into a Collaboration Agreement with Lancashire County Council to procure the works.

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

- RESOLVED:
- A. That the agreed comments of the Executive Overview and Scrutiny Committee (Appendix 5) be noted.
  - B. That the feedback from the public consultation exercise

(Appendices 1 and 2) be noted.

- C. That, subject to securing funding from Lancashire County Council's Economic Recovery and Growth Fund and minor adjustments to the proposed works based on the feedback from the public consultation, delegated authority be given to the Corporate Director Place and Community, in consultation with the Portfolio Holders for Planning and Economic Regeneration, to negotiate and enter into a Collaboration Agreement with Lancashire County Council to undertake the works, as set out section 4 of the report, on a collaborative basis and to negotiate and enter into all other agreements as necessary for the scheme to proceed.
- D. That should the funding from the Lancashire County Council's Economic Recovery and Growth Fund not be secured, delegated authority be given to the Corporate Director Place and Community, in consultation with the Portfolio Holders for Planning and Economic Regeneration, to agree suitable changes to the scheme to meet the budget available and to enter into all appropriate agreements as necessary for the revised scheme to proceed.
- E. That concerns regarding the manoeuvrability of buses and coaches entering, exiting and travelling through the bus station be raised with Lancashire County Council for consideration as they finalise the detailed plans for the Ormskirk Eastern Gateway works.

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#### **ORMSKIRK TOWN CENTRE STRATEGY ACTION PLAN UPDATE 2021-2026 AND THE HERITAGE ACTION ZONE PROGRAMME**

Consideration was given to the report of the Corporate Director of Place and Community, to outline and inform members regarding the details of the Action Plan for 2021 - 2026 in relation to Ormskirk Town Centre and to update Cabinet on the progress of the Heritage Action Zone (HAZ) project and how this project will assist with the recovery and regeneration efforts for the town centre.

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

- RESOLVED:
- A. That the Ormskirk Town Centre Strategy Action Plan 2021-2026 be approved.
  - B. That the ongoing work on regeneration plans for Ormskirk Town Centre as proposed in the Heritage Action Zone (HAZ), that is included within the Town Centre Strategy Action Plan, be noted.

**94 USE OF SECTION 106 FUNDS ON BUS STOP IMPROVEMENTS, DIGMOOR**

Consideration was given to the report of the Corporate Director of Place and Community which sought authorisation to spend Section 106 funds on bus stop improvement works in Digmoor.

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 use of £10,000 of S106 monies from planning permission 2012/0456/FUL (Digmoor Business Site, Digmoor) to provide bus stop improvement works as outlined in the report, be approved.

**95 RIPA ACT REGULAR MONITORING OF USE OF POWERS – ANNUAL SETTING OF THE POLICY**

Consideration was given to the report of the Legal and Democratic Services Manager, regarding the Council's use of its powers under the Regulation of Investigatory Power's Act (RIPA) and to present the RIPA Policy document.

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 Council's RIPA activity and the RIPA Policy at Appendix 1, be noted

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**Leader**