

**CABINET**

**HELD: Tuesday, 8 November 2016**

Start: 7.00 pm

Finish: 7.10pm

**PRESENT:**

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

| Councillors: |                        | <u>Portfolio</u>  |
|--------------|------------------------|---|
|              | Councillor Y Gagen     | Deputy Leader of the Council and<br>Portfolio Holder for Leisure &<br>Human Resources |
|              | Councillor T Aldridge  | Portfolio Holder for Older People   |
|              | Councillor J Hodson    | Portfolio Holder for Planning   |
|              | Councillor J Patterson | Portfolio Holder for Housing and<br>Landlord Services                                 |
|              | Councillor K Wilkie    | Portfolio Holder for Street Scene   |
|              | Councillor K Wright    | Portfolio Holder for Health &<br>Community Safety                                     |
|              | Councillor C Wynn      | Portfolio Holder for Finance  |

In attendance: D Westley  
Councillors

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)  
Tenant Involvement Manager (Ms T Berry)  
Principal Member Services Officer (Mrs S Griffiths)

44 **APOLOGIES**

There were no apologies for absence.

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

There were no items of special urgency.

**46 DECLARATIONS OF INTEREST**

1. Councillors Aldridge (tenant of Council garage) Patterson (tenant of Council accommodation) and Wright (connected person tenant of Council accommodation) declared disclosable pecuniary/pecuniary interests in agenda items 6(b) (Revised Capital Programme and Mid Year Review 2016/17) and 6(d) (Review of Tenant Engagement Arrangements) but considered they were entitled to speak and vote by virtue of an exemption as nothing in these reports relates particularly to their relevant tenancy or lease.

**47 PUBLIC SPEAKING**

There were no items under this heading.

**48 MINUTES**

RESOLVED That the minutes of the Cabinet meeting held on 13 September 2016 be received as a correct record and signed by the Leader.

**49 MATTERS REQUIRING DECISIONS**

Consideration was given to the report relating to the following matters requiring decisions as contained on pages 861 – 918 and 963 – 987 of the Book of Reports.

**50 RIPA ACT - ANNUAL SETTING OF THE POLICY AND REVIEW OF USE OF POWERS**

The Leader introduced the report of the Borough Solicitor which reported upon the Council's use of its powers under the Regulation of Investigatory Powers Act 2000 and presented a revised RIPA policy document.

The Borough Solicitor reported that the updated policy included revisions to reflect current job titles as a result of the 2016 senior management restructure.

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

RESOLVED That the updated RIPA Policy at Appendix 1 to the report be approved.

**51 REVISED CAPITAL PROGRAMME AND MID YEAR REVIEW 2016/17**

Councillor Wynn introduced the report of the Borough Treasurer which sought agreement of a Revised Capital Programme and provided an overview on the progress against it at the mid-year point.

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 Revised Capital Programme, including the re-profiling, 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 24 November and Council on 14 December 2016.

## 52 **USE OF SECTION 106 MONIES IN SKELMERSDALE**

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

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 £6,254 of S106 monies to help fund the proposed project to upgrade public access in Tawd Valley Park be approved.

## 53 **REVIEW OF TENANT ENGAGEMENT ARRANGEMENTS**

Councillor Patterson introduced the report of the Director of Housing and Inclusion which presented for review and consideration the costs and effectiveness of the current tenant engagement arrangements and a refocus of the approach to tenant engagement using alternative models and proposed updated arrangements in respect of tenant governance models.

Minute no. 25 of the Landlord Services Committee (Cabinet Working Group) held on 3 November 2016 was circulated at the meeting.

A motion from Councillor Patterson was circulated at the meeting.

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

- RESOLVED (A) That the tenant engagement models as outlined in Section 5 of the report be agreed.
- (B) That existing Tenants and Residents Association (TRA) agreement, and financial arrangements in place with the Tanhouse Action Group (TAG), be ended from April 2017.
- (C) That the ending of the Tenants and Residents' Forum (TRF) and changes to the governance structure be noted.
- (D) That the broader nature of resident engagement beyond the focus of tenants be further considered in a report to be submitted to the Executive Overview and Scrutiny Committee and then Cabinet and/or Council as appropriate, the report to include the potential for GRA support to such engagement.

54 **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 (financial/business affairs) 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.

55 **MOOR STREET GATEWAY PROJECT**

The Leader introduced the report of the Director of Development and Regeneration which considered the way forward in relation to the redevelopment of the Ormskirk Bus Station site as part of the Moor Street Gateway Project.

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 authority is delegated to the Director of Development and Regeneration to undertake the tender process and appoint an appropriate development partner for the redevelopment of the Ormskirk Bus Station site, involving a mixed use scheme providing new bus terminus facility, enhanced links with the train station, housing/employment/leisure/culture offer, public realm provision, and able to generate a financial return for the Borough Council.
- (B) That officers consider options for utilising Council space within any proposed development and report them back to Cabinet and/or Council, as appropriate, for further consideration.

- (C) That a further report be brought back to Cabinet and/ or Council, as appropriate, to consider and approve the appointed development partners proposals for redevelopment of the site and any necessary authorisation to enable delivery of agreed proposals.
- (D) That call-in is not appropriate for this item as it was considered by the Executive Overview & Scrutiny Committee on 29<sup>th</sup> September 2016.

Note

No representations had been received in relation to the above item being considered in private.

56 **LEADER'S CLOSING REMARKS**

The Leader announced that it was the last meeting of Cabinet to be attended by Bob Livermore (Director of Housing and Inclusion) and expressed his thanks on behalf of the Cabinet for his service to the Council.

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**Leader**