

Time began 6.00pm
Time ended 7.50pm

**COUNCIL CABINET
17 FEBRUARY 2009**

Present: Councillor Jones (Chair)
Councillors Allen, Care, Carr, Naitta, Skelton and
Troup

In attendance Councillors Hickson, Williams and Williamson

This record of decisions was published on 19 February 2009. The key decisions set out in this record will come into force and may be implemented on the expiry of five clear days unless a key decision is called in.

202/08 Apologies for Absence

There were no apologies for absence.

203/08 Late Items Introduced by the Chair

There were no late items.

**204/08 Identification of Urgent Items to which Call-In
will not apply**

There were no items.

205/08 Declarations of Interest

There were no declarations on interest.

**206/08 Minutes of the previous meeting held on
13 January 2009**

The minutes of the meeting held on 13 January 2009 were noted as a correct record and signed by the Chair.

Matters Referred

**207/08 Derby's Response to Climate Change – A
Situation Report for Summer/Autumn 2008**

The Council Cabinet considered a report presented by Councillor Williams as Chair of the Climate Change Commission on Derby's Response to Climate Change – A Situation for Summer/Autumn 2008. As part of its work

programme for 2008/09, the Climate Change Overview and Scrutiny Commission had conducted a review to establish what the Council and its partners were doing to reduce the carbon dioxide emissions arising from their activities. This was done primarily through questionnaires. The review concluded that although good work was being done in some areas, this was not widespread and there was a lack of knowledge of what needed to be done to tackle emissions and how this could be achieved.

Decision

1. To receive the report and refer it to the Climate Change Board.
2. To request a response to Council Cabinet and the Climate Change Commission.

208/08 Recommendations of the Overview and Scrutiny Commissions on the Draft Revenue and Capital Budgets 2009/10 – 2011/12

The Council Cabinet considered a report of the Overview and Scrutiny Commissions on the draft Revenue and Capital Budgets 2009/10 – 2011/12. The budget proposals for 2009/10 to 2011/12 were contained in the documents entitled 'Budget proposals 2009/2010' and 'Detailed Budget Proposals 2009/10 to 2011/12' that were issued by the Director of Resources on 12 and 15 January 2009 respectively. The Revenue Budget proposals contained in these documents were considered by the Overview and Scrutiny Commissions at their meetings in January 2009.

The Council Cabinet was asked to consider the recommendations of the Overview and Scrutiny Commissions and decide whether to incorporate these recommendations into the budget proposals for 2009/10 to 2011/12.

Decision

To consider the recommendations with the reports on General Fund Revenue and Council Tax 2009/10 and Capital Budget 2009/10 – 2011/12.

209/08 Scrutiny Management Commission Call-in – 'Modernisation of Cashiers Service'

The Council Cabinet considered a Call-in from Scrutiny Management Commission on 'Modernisation of Cashiers Service'. In accordance with Overview and Scrutiny Procedure Rule OS36, the Monitoring Officer called in for scrutiny an executive key decision in respect of the Modernisation of the Cashiers Service in the Council House (Minute Number 187/08) made by Council Cabinet at its meeting on 13 January 2009. The call-in meeting of the Scrutiny Management Commission took place on 27 January 2009 and at that

meeting the Commission resolved by majority vote that in making its decision Council Cabinet had breached the following principles of decision making:

- a) Proportionality – in that the decision to close the cash counter on 27 February would have an adverse effect on a significant number of customers.

Decision

To re affirm the previous decision but to extend the final date for closing the cashiers' service in the Council House to 30 April 2009.

210/08 Scrutiny Management Commission Call-in – 'Accommodation Strategy'

The Council Cabinet considered a Call-in from Scrutiny Management Commission on Accommodation Strategy. In accordance with Overview and Scrutiny Procedure Rule OS36, the Monitoring Officer called in for scrutiny an executive key decision in respect of the Accommodation Strategy (Minute Number 190/08) made by Council Cabinet at its meeting on 13 January 2009. The call-in meeting of the Scrutiny Management Commission took place on 27 January 2009 and at that meeting the Commission resolved by majority vote that no principle under rule OS33 had been breached

Decision

To note the report.

211/08 Scrutiny Management Commission Call-in – 'Vacancy Control'

The Council Cabinet considered a Call-in from Scrutiny Management Commission on Vacancy Control. In accordance with Overview and Scrutiny Procedure Rule OS36, the Monitoring Officer called in for scrutiny an executive key decision in respect of the Control of Vacant Posts (Minute Number 189/08) made by Council Cabinet at its meeting on 13 January 2009. The call-in meeting of the Scrutiny Management Commission took place on 27 January 2009 and at that meeting the Commission resolved by majority vote that in making its decision Council Cabinet had breached the following principles of decision making:

- e) Clarity of aims and desired outcomes – in that it was unclear where the decision to introduce vacancy control fitted into the budgetary process and the budgetary reasons for the decision were unclear.

The Commission recommended Council Cabinet to unfreeze vacancies and look at other options for controlling staffing budgets.

Decision

To accept the recommendation of the Scrutiny Management Commission to unfreeze vacancies and look at other options for controlling staffing budgets.

212/08 Community Commission Call-in – ‘Golf Contract’

The Council Cabinet considered a Call-in from the Scrutiny Management Commission on the Golf Contract. In accordance with Overview and Scrutiny Procedure Rule OS36, the Monitoring Officer called in for scrutiny an executive key decision in respect of the Golf Contract (Minute Number 181/08) made by Council Cabinet at its meeting on 13 January 2009. The call-in meeting of the Community Commission took place on 3 February 2009 and at that meeting the Commission resolved by majority vote that in making its decision Council Cabinet had breached the following principles of decision making:

d) presumption in favour of openness and that other relevant issues had not been taken into consideration.

Decision

To reaffirm the original decision to advertise the opportunity for golf course operators to submit competitive tenders under OJEU rules for the operation of the Sinfin and Allestree golf courses. The selected tenderer would be offered a minimum 25 year lease and would be required to undertake an agreed investment programme and maintain public access to golf facilities.

213/08 Feasibility Study – Sport Recreation and Leisure Facilities – Appointment of Consultants

The Council Cabinet considered a report on Feasibility Study – Sport Recreation and Leisure Facilities – Appointment of Consultants. The taking of this Key Decision by the Council Cabinet on 13 January had been deferred to enable the views of the Community Commission to be sought.

Decision

To approve and adopt the recommendations as set out in the report of the Corporate Director of Environmental Services.

214/08 Motion from Council on Speeding Vehicles

The Council Cabinet considered the following Motion on Speeding Vehicles:

“Council recognises the concerns of many of our citizens about speeding vehicles in their areas. There are renewed calls for support for action to deal not only with speed problems but problems of the perception of speed.

Council therefore requests the Council Cabinet to ensure that Traffic Management officers examine ways of addressing neighbourhood based perceptions and present a report on effective traffic management methods that will meet residents' aspirations."

Decision

To set up a meeting with the Groups to brief them on what was being proposed.

215/08 Review of Mental Health Services Budget Overspend

The Council Cabinet considered a report on Review of Mental Health Services Budget Overspend. The Adult Services and Health Commission reviewed in October 2008 the mental health service budget which was forecast to be overspent by more than a £1m from its 2007/08 budget of £3m. Evidence to the review was provided by senior officers from the Council's Adult Social Services and Derbyshire Mental Health Services Trust. Members were informed that there were number of reasons why the budget had been overspent in recent years including a significant increase in the number of new users entering the service who had not been taken into account at budget setting as well as lack of oversight by senior management. However action had been taken which brought down the forecast overspend to £200,000. The final report of the Commission was approved by members on 19 January 2009 and is attached in Appendix 2. The Commission was informed at this meeting that due to continuous effort by the Council and the Trust the forecast overspend has been brought down to breakeven.

Decision

To adopt the Commission's recommendations on the review of Mental Health Services Budget Overspend.

216/08 Car Sales on the Highways

The Council Cabinet considered a report on Car Sales on the Highways. At it's meeting on 20 August 2008 Council passed a Notice of Motion on Unofficial Car Sales. Council called upon the Cabinet Member for Transportation to immediately:

1. Introduce in consultation with the traders and residents, parking measures that prevent cars being offered for sale on Harvey Road in Alvaston and Boulton wards.
2. Consider drafting a byelaw to prevent this occurring on Council owned or controlled land across the city.

3. Lobby Government for a change in the law to remove this blight from the streets of our city.

Officers from Legal Services, Planning, Highways, Trading Standards and Neighbourhood Management had met to assess options for controlling unauthorised car sales and to establish a protocol for assessing cases in the future.

Only two legal controls seemed likely to be able to address the issues – the Clean Neighbourhoods and Environment Act (CNEA) and Highways Legislation. Success however was not guaranteed and the controls which would need to be introduced using the highways route could have an adverse impact on local residents and businesses.

Officers had focused their attention on the long standing use of Harvey Road for car sales and with the support of local ward members, had formulated a protocol to deal with future complaints relating to car sales on the highway.

The initial complaint would be routed through Derby Direct to Environmental Services to take action, if possible, using the powers under the CNEA.

If not resolved at that stage, the case would be referred to the Neighbourhood Managers to ascertain if a real problem existed, and assess whether it was a neighbourhood priority issue and whether there were wider implications.

If on assessment highway safety or parking issues were found to arise then it would be referred through the Highways and Transport management system for initial investigation. This would need the Neighbourhood Board to choose it as one of their highway priority issues.

Byelaws required Secretary of States approval and could only be introduced where there was no primary legislation in place for dealing with the issue of concern, which was not the case. Furthermore the issue for which the byelaw was sought usually had to be recognised as an issue appropriate for tackling by way of a byelaw by way of one of the Secretary State's model byelaws. Accordingly introduction of a byelaw was not realistically an available option.

The Director of Regeneration and Community had written to the Secretary of State for the Environment asking if the government intended to bring forward additional legislation to enable local authorities to tackle this problem more successfully.

Decision

1. To approve the protocol outlined above as a means of addressing cases of car sales on the highway in future.
2. To review the position on byelaws in light of new legislation.

Key Decisions

217/08 The Lower Derwent Flood Risk Management Strategy

The Council Cabinet considered a report which stated that towards the end of last year, the Environment Agency – EA - consulted on the principles of a major flood risk alleviation scheme along the River Derwent. Some Members would have seen a presentation on these proposals by the EA, either just before the consultation was launched last September, or earlier this month. The main proposals were:

- building new flood defences set further back from the river
- opening up the two closed arches of 5 Arches Railway Bridge
- possible up stream land management measures outside the city

The EA's consultation finished in December last year and the Council needed to consider its formal response. The EA anticipated making a formal decision by summer on whether to go ahead with the scheme, but was keen to have the Council's comments by early March. If approved, detailed design work would start later on this year and construction begun in late 2011 or early 2012. Works were likely to take three to five years, but may be longer depending on the precise details of the final scheme. The EA consider the Council's support to be essential to securing this approval.

Options Considered

Other options considered by the Environment Agency were highlighted in the scheme. Members also had the opportunity to not support the proposals and this was likely to mean that flood risk in central Derby continued to increase.

Decision

1. To support the Environment Agency's proposals in principle but to raise the issues of concern referred to in the report.
2. To authorise the Corporate Director, Regeneration and Community to respond to the Environment Agency, as set out in Appendix 2 of the report, and to continue discussions with them.
3. To request a report back to Council Cabinet, Neighbourhood Boards, Climate Change Board and Climate Change Commission on progress.

Reasons

To express the Council's support for the principles of the Environment Agency's proposed scheme and to highlight areas of concern that needed further consideration.

218/08 Corporate and Adult Services Voluntary and Community Sector Grant Funding for 2009/10

The Council Cabinet considered a report on Corporate and Adult Services Voluntary and Community Sector Grant Funding for 2009/10. The report set out Corporate and Adult Services grant funding, from the Community Grants Budget (CGB), Adult Social Services and joint funding with partner agencies, to be provided to voluntary and community sector organisations in 2009/10.

Options Considered

There were no options considered.

Decision

1. To approve the proposed grant funding allocations for Corporate and Adult Services, set out in Appendix 2 of the report, subject to the final decision on the revenue budget made by Council.
2. To provide an inflationary increase of 2.5% across Council grant funding to the community and voluntary sector.
3. To advertise new grant funding opportunities to meet the day support needs of older people from the Indian community and to address the other identified gaps in grant funded support.
4. To extend the Older and Disabled People's Groups programme for small grants, which aim to reduce social isolation and promote well-being.
5. To approve the changes to joint funding arrangements set out in the report.
6. To ask the Scrutiny Management Commission to carry out a fundamental review of grant funding across the Council.

Reasons

1. Voluntary and community sector grant funding plays a key role in supporting corporate priorities, strengthening communities and delivering preventative services to vulnerable people. Recommendations for changes to grant funding arrangements were based on the results of reviews, incorporating value for money considerations, strategic priorities and anticipated increases in demand for some grant funded services, as a consequence of the economic downturn.

2. The recommended inflationary increase had been considered carefully in consultation with NHS Derby City and takes into consideration affordability as well as recent and projected inflationary changes.

219/08 Children's Social Care Voluntary and Community Sector Inflationary Increase for 2009/10

The Council Cabinet considered a report on Children's Social Care Voluntary and Community Sector Inflationary Increase for 2009/10. Children and Young People's Department currently provide funding for a range of voluntary and community sector projects. The outputs and outcomes of the activities of the projects meet the priorities and challenges identified in the Children and Young People's Plan CYPP 2008-2011. All of these projects are subject to an annual review process within the three year funding agreement.

Options Considered

None. The Council is committed to developing the role of the Voluntary and Community sector in delivering services.

Decision

1. To approve the proposed grant funding allocations for Children's Services set out in Appendix 2 of the report, subject to the final decision on the revenue budget made by the Council.
2. To increase the projects funding listed in Appendix 2 of the report by 2.5% from 1 April 2009. This inflationary increase was being recommended for grant funding across all Council departments. Payments would be subject to compliance with the terms and conditions of Funding Agreements.
3. To ask the Scrutiny Management Commission to carry out a fundamental review of grant funding across the Council.

Reasons

There were no reasons.

220/08 Annual Arts Grants 2009/10

The Council Cabinet considered a report on Annual Arts Grants 2009/10. We had scrutinised the options for the allocation of arts grants for 2009/10. A total of 12 organisations had applied for Arts Grants in 2009/10. All of these were organisations which received arts grants in 2008/09. The annual review process had highlighted four organisations with low performance. These would be closely monitored over the next year and recommended to have their grant removed in 2010/11 if there was no improvement in performance. Additional revenue funding awarded to QUAD as agreed by Cabinet on 30

November 2004 had now been incorporated into their annual grant total. The additional funding was £194,000 in 2008/09 and would be £200,000 in 2009/10. The funding allocated for produced theatre in Derby to be awarded to Derby LIVE for this purpose. The total level of Annual Arts Grants for 2009/10 was £942,988.

Options Considered

There were no options considered.

Decision

1. To approve the allocation of arts grants for 2009/10 as detailed in the report, subject to the approval of the Council's budget in March 2009.
2. To ask the Scrutiny Management Commission to carry out a fundamental review of grant funding across the Council.

Reasons

1. Arts grants achieve three important objectives:
 - The first was to sustain and, where possible, increase the capacity of those organisations which were doing most to assist the Council in the achievement of its aims and priorities, as assessed through the Performance Matrix process.
 - The second was to sustain organisations which provided continuity in the calendar of arts and cultural opportunities in the city.
 - The third was to nurture new organisations as they build up their expertise and capacity. This was an investment in the future cultural life of Derby.
2. In most cases the Council's grants were used as match funding in bids to external sources. Our grants were directed where they would maximise this total income for arts activity.

221/08 The Derby Compact

The Council Cabinet considered a report which stated that the Derby Compact was the partnership agreement between the statutory sector and the voluntary and community sector. It provided a framework of values, principles and commitments to support effective partnership working. Following a lengthy consultation exercise involving statutory sector and voluntary and community sector partners, the Derby Compact agreement had been updated as a concise document, with the emphasis on practical implementation and with a new conflict resolution process. The revised Derby Compact agreement at Appendix 2 of the report received the approval of the Derby City

Partnership Management Group on 18 December 2008, along with an Action Plan for 2009.

Options Considered

There were no options considered.

Decision

1. To approve the new Derby Compact agreement at Appendix 2 of the report.
2. To support Compact implementation by promoting the Compact within communities.

Reasons

1. To be effective, the Derby Compact needed to be known, owned and used by all statutory sector and voluntary and community sector partners, hence the development of a simple, brief and memorable Compact agreement.
2. The commitments set out in the agreement need to be embedded into mainstream policy and practice across the Council and its partner agencies, to achieve real improvements in the way the two sectors work together.
3. In November 2008, the Derby Compact received the 'Local Compact of the Year Award', in recognition of the range and quality of work being undertaken to improve our partnership working in the city. The main challenge for the Derby Compact over the coming year would be to build on this momentum, to increase awareness of the Compact and to ensure its practical implementation.

222/08 Primary Strategy for Change

The Council Cabinet considered a report on Primary Strategy for Change. Derby's Primary Strategy for Change had received approval from the Department for Children, Schools and Families (DCSF), subject to modification. This meant that the Strategy was judged to be sound but with DCSF requiring further information and analysis on certain areas.

Options Considered

No other options had been considered as Derby's Primary Capital Programme funding for 2010/11 was subject to the submission of the additional information requested by DCSF.

Decision

1. To approve the revised Primary Strategy for Change for submission to the DCSF.
2. To delegate any further detailed amendments to the Corporate Director for Children and Young People in consultation with the Cabinet Member for Children and Young People.

Reasons

1. Derby's Primary Strategy for Change had received approval from DCSF, subject to the submission of further information and analysis on certain areas. The additional information and analysis had been incorporated into the Strategy. This can be accessed on the website at: <http://www.derby.gov.uk/EducationLearning/SchoolsColleges/Primary+Capital+Programme.htm>
Changes were shown in bold italics. Cabinet was asked to approve this revised Strategy prior to submission to DCSF for consideration and final approval of the document.
2. Although the amendments arising from the conditions to approval of our Primary Strategy for Change (PSfC) have been finalised for this report, the DCSF has now appointed Place Group consultants to support local authorities in revising their strategies following last year's evaluations by Capita, there may therefore be further amendments to make. Whilst detail amendments could reasonably be dealt with as set out in the recommendation, anything more substantial affecting the underlying principles or proposals set out in the PSfC would be brought back to Cabinet for consideration.

223/08 Compulsory Acquisitions of Long Term Empty Houses

The Council Cabinet considered a report on Compulsory Acquisitions of Long Term Empty Houses. The report sought Cabinet approval to initiate compulsory purchase proceedings in relation to five long term vacant houses. In accordance with the aims of the Council's Empty Homes Strategy, and to assist towards meeting the housing need in the City, it was considered that there was a compelling case in the public interest for the compulsory acquisition of the properties by the Council.

Options Considered

1. Do nothing.

This was not considered an appropriate option as the houses, in their present condition, would remain a waste of potentially good housing accommodation, and would become an increasing environmental blight

on their respective neighbourhoods in the absence of maintenance and proper management.

2. Enforced sale

The Law of Property Act 1925 empowers a local authority, to enforce the sale of a property where it holds a Local Land Charge against it. The Council holds charges against the subject properties, but in most cases these were inadequate to pursue such action with any confidence. Moreover such action would involve sale of the properties on the open market, with no guarantee of either the standard of improvement, or future maintenance and good management by the purchaser.

3. Other enforcement powers

Various legal powers were available to a local authority to address the condition of a neglected building, for example, to address any structural danger, nuisance or other environmental problems. However these alone would not address the suitability of accommodation for occupation, the ongoing upkeep of a property subsequent to any enforcement action, nor the management of the property should it be re-occupied. These measures could only be viewed as piecemeal, reactive and relatively expensive solutions for the short term rather than the long term solution the City Council's proposals would provide following acquisition, compulsorily if necessary.

Decision

1. To approve that the Council makes a Compulsory Purchase Order under section 17 and Part XVII Housing Act 1985 and the Acquisition of Land Act 1981 for the acquisition of the houses identified in Appendix 2 of the report, together with the land associated with them, and as shown edged in bold on the plans attached at Appendix 3 to the report, for the purposes of their renovation and reoccupation as housing accommodation.
2. To authorised the Corporate Director - Corporate and Adult Services to:
 - a) take all necessary steps to secure the making, confirmation and implementation of the Compulsory Purchase Order including the publication and service of all notices and the presentation of the Council's case at any public inquiry
 - b) to acquire interests in the properties within the Compulsory Purchase Order either by agreements or compulsorily
 - c) approve agreements with landowners setting out the terms for the withdrawal of objections to the order, including seeking exclusion of

land from the order and/or making arrangements for re-housing or relocation of occupiers, where appropriate

d) take all necessary action to acquire and obtain possession of the properties included in the Compulsory Purchase Order, either compulsorily or by agreement, and to deal with all matters relating to the payment of compensation and statutory interest including the instituting or defending of proceedings as necessary.

e) Dispose of the properties in accordance with the proposals set out in this report.

f) take all other necessary action to give effect to these recommendations.

3. To request a report back on progress in six months.

Reasons

The properties concerned have been vacant for a number of years and all avenues open to the Council to encourage the respective owners to bring them back into use by voluntary means have been fully explored without success.

224/08 Connecting Derby Acquisition – 67-71 Babington Lane and Adjoining Land

The Council Cabinet considered a report on Connecting Derby Acquisition – 67-71 Babington Lane and Adjoining Land. On 30 September, 2008 Cabinet resolved that any proposed acquisitions exceeding £250,000 would require specific Cabinet authorisation. Provision was made on the agenda for the last Cabinet meeting for terms for the settlement of this case to be reported at that meeting. In the event, terms could not be concluded before that meeting but could be recommended now.

Options Considered

There were no options considered.

Decision

To consider terms provisionally agreed within the confidential part of the agenda.

Reasons

There were no reasons.

225/08 Houses in Multiple Occupation – HMO – Licensing Enforcement Policy

The Council Cabinet considered a report on Houses in Multiple Occupation – HMO – Licensing Enforcement Policy. Part 2 of the Housing Act 2004 and associated Regulations required landlords of certain types of HMO to be licensed. Subject to certain exemptions listed in the enforcement policy attached - appendix II – these were buildings of three storeys or more and which were occupied by five or more people comprising of two or more households. The HMO Licensing Enforcement Policy Statement outlined the law with respect to the licensing of these HMOs and explained the Council's approach to landlords who had so far failed to apply for a licence or a temporary exemption notice. The statement also included information on the granting or refusal of a licence, the Council's duty to take over the management of an HMO when there was no prospect of a fit and proper person being granted a licence and the approach to ensuring applications were made.

The policy statement allowed for an annual review of the HMO licensing fee.

Options Considered

Not applicable.

Decision

1. To approve the Houses in Multiple Occupation – HMO – Licensing Enforcement Policy.
2. To authorise an increase in the licensing fee from £790 to £880 – to be operative from 1st April 2009 – subject to this being consistent with the approved Revenue Budget for 2009/10.

Reasons

1. The licensing of certain prescribed HMOs in the city is a statutory duty under the Housing Act 2004 and it was important that the Council have endorsed the approach to this work.
2. Costs had risen since the inception of the HMO licensing scheme and it was considered appropriate to increase the charge in line with inflation.

226/08 Local Area Agreement Refresh and Financial Planning

The Council Cabinet considered a report on Local Area Agreement Refresh and Financial Planning. In developing our new Local Area Agreement, LAA, for 2008-2011, the limited timeframe, lack of final definitions and minimal baseline data from Central Government, meant that not all of the 35 measures

in the LAA had confirmed targets by the time the document was submitted to Government in June 2008. The Government recognised that this was a national issue and asked all LAAs to undergo a one off refresh process to:

- set targets where they were not able to be set before the sign off
- amend targets which were already set but where they are now felt to be unrealistic.

In relation to changing targets that had already been set it should be noted that Government Office for the East Midlands, GOEM, had advised that if the only reason to change a target was because of the economic impact then the target should not be changed. Their reasoning behind this, was because the effects of the economic impact were currently unknown and unachievable targets could therefore be changed to equally unrealistic levels.

Derby's refresh of the LAA was currently underway and would run until 27 March 2009 when all target changes must have been agreed with GOEM and submitted in the refreshed document for Government. The Area Based Grant – ABG - funding was one of the funding streams that supported the LAA and the majority of ABG supports Council service delivery. Partners were being asked as part of their financial planning that they report how ABG funding was being allocated and/or realigned to support the relevant LAA priorities. This process would also help support the refresh of the LAA, and progress towards our aim for a successful Comprehensive Area Assessment in 2009. Section 3 of the report covered the completeness of the current 2008-2011 LAA and highlighted areas which were to be addressed during the LAA refresh process. The principles behind the 2009/10 Area based Grant would be reported to Cabinet as a separate report on the same agenda. Section 4 details proposals for conducting the LAA refresh process, key dates, and how members, key council officers and partners would be engaged in the process. Section 5 focused on aspects of LAA financial planning for 2008/09-2010/11.

Options Considered

There were no options.

Decision

1. To note the indicator targets that were to be reviewed during the 2009 Refresh process.
2. To refer report to Scrutiny Management Commission for information and feedback their comments.
3. To approve the passporting of the additional £57,000 Area Based Grant amounts received in 2008/09 onto the funded agency.

Reasons

There were no reasons.

227/08 Integrated Locality Services – City-Wide Roll Out

The Council Cabinet considered a report on Integrated Locality Services – City-wide Roll Out. The report sought approval for the next step towards integrating children and young people's services across the city as a whole through a co-ordinated approach. The proposals arose from the work that had been undertaken by the Council with its partners (the City for Children and Young People) in response to the Every Child Matters agenda and specifically the requirement to develop integrated services for local children and young people. The learning from the 'trailblazer' integration of front line services in Locality One, the Derwent, Chaddesden, Oakwood and Spondon wards, had informed the proposals for the next stages development.

Options Considered

1. Two alternative options had been considered. Firstly, the option of rolling out the fully integrated team approach and integrated team leader role across the city had been carefully assessed by the Children and Young People's Department and the partnership. However, this option was considered to present too great a risk to the partnership's ability to deliver safe services in view of the level of change already experienced by key staff and the increase in service demand resulting from rising need and complexity. There was no funding available either in the current budget circumstances for this option.
2. The option of leaving existing arrangements in place for the remainder of the city had also been considered. However, there were service improvements that could be made through the implementation of a co-ordinated approach building on the lessons from the trailblazer. The Council and the partnership had a responsibility to work together to improve the well being of local children (The Children Act 2004) and moving to an integrated approach for the city as a whole based on co-ordination would provide a basis from which further improvements in multi-agency and multi-professional working could be made.

Decision

1. To maintain the arrangements in the trailblazer area and adopt a staged approach to implementing integrated front line services for the city as a whole.
2. To implement a city wide integrated services model for children and young people that was based on co-ordination.
3. To work towards introducing the integrated team leadership model that has been piloted in Derwent, Chaddesden, Spondon and Oakwood wards across the city.

Reasons

1. The Council and the City for Children and Young People (the Children's Trust arrangements for Derby) was working towards the delivery of integrated front line services in order to meet the requirements of Children Act, 2004 and the Every Child Matters agenda. The intention was that, through delivering services that were better coordinated and more responsive, Children's Trusts would improve outcomes for local children and young people.
2. In view of the critical importance of delivering safe services the partnership decided to test integrated front line services in one area of the city in order to learn lessons to shape a city wide model. A partnership group led by the Council (the Locality Services Steering Group) had overseen the implementation and evaluation of the trailblazer. This had been completed and proposals had been developed for the city as a whole. It was of course vital that arrangements for delivering services to children and young people maximise the ability of all agencies to safeguard children. The Derby Safeguarding Children Board had therefore been consulted.

Budget and Policy Framework

228/08 Corporate Plan 2008/11 – Updated Action Plan

The Council Cabinet considered a report on Corporate Plan 2008/11 – Updated Action Plan. On 13 January 2009 the Cabinet received a copy of the Corporate Plan Action Plan that had been updated for 2009-11, for review. The Corporate Plan Action Plan described what actions would be taken over the period 2009-2011 to deliver our vision of 'Derby – a city of all ages'. The Plan was centred around six key priorities that were retained by Council on 19 November 2008; these were shown alongside the supporting outcomes at **Appendix 2**. The final draft of the Action Plan would be submitted to Council on 2 March 2009 recommending approval alongside the three-year budget proposals. The latest draft of the action plan was available electronically on CMIS -

<http://cmis.derby.gov.uk/CMISWebPublic/Meeting.aspx?Document=12832>

Decision

1. To note to the feedback and comments received from Scrutiny Management Commission and to incorporate the recommendations in the Action Plan.
2. To approve the contents of the Corporate Plan Action Plan that had been updated for 2009-11.
3. To recommend that Council adopt the updated Action Plan on 2 March 2009.

4. To recommend that Council delegate responsibility to make amendments to reflect up-to-date information, final actions and intended outcomes to the Chief Executive and Corporate Director of Resources, and to finalise the Action Plan in consultation with the Leader of the Council.

229/08 Capital Budget 2009/10 – 2011/12 General Fund Revenue Budget and Council Tax 2009/10

The Council Cabinet considered reports on:

- Capital Budget 2009/10 – 2011/12
- General Fund Revenue Budget and Council Tax 2009/10.

During his presentation of the General Fund Revenue Budget and Council Tax 2009/10, the Corporate Director of Resources advised that the proposal to reduce the council tax increase from 4.9% to 4.25% following the consultation period would require a £700k contribution from general reserves to balance the budget. He went on to emphasise that the £700k would be a permanent funding gap and whereas the Council has enough reserves to meet this gap in 09/10, this is not a sustainable position and Council Cabinet would need to find further savings to meet this gap in 10/11.

Decision

- A. To approve the following amendments to the revenue budget proposals, in response to representations made following consultation with Overview and Scrutiny Commissions, the public and stakeholders:
 - (i) Cabinet agrees that the opening of an energy shop will not now take place and the £70,000 earmarked to this service will be diverted to support the running of the new Climate Change Team.
 - (ii) Cabinet agrees that the concept of pre budget scrutiny introduced in 2008, should be repeated in future budget cycles and held at the earliest point when sufficient information is available for scrutiny commissions to make informed observations. The Council Cabinet's intention is to engage the Scrutiny Management Commission in a base budget review process as soon as possible after the Annual General Meeting of the Council in May 2009.
 - (iii) Following comments from the Planning and Transportation Commission on home to school transport, Cabinet has agreed to adjust the savings profile to £165,000 in 09/10 and £115,000 in 11/12.

B. To approve the following amendments to the capital budget proposals in response to representations made following consultation with Overview and Scrutiny Commissions, the public and stakeholders.

- (i) Council Cabinet agrees that when future capital budgets are presented to Overview and Scrutiny Commission they will show the current lines of expenditure and where appropriate how the expenditure differs from that of the previous year.

C. To recommend Council:

Capital Budget 2009/10 – 2011/12

1. To approve the capital programme for 2009/10 and the indicative capital programme for 2010/11 and 2011/12 set out in the report, subject to the completion and approval of a full business case by the Corporate Asset Management Group or Public Realm board for major new schemes in the corporate programme identified in Appendix 2 of the report.

General Fund Revenue Budget and Council Tax 2009/10

2. To approve a budget requirement for Derby City Council for 2009/2010 of £199,030,461.
3. To approve for 2009/2010 the departmental revenue budget estimates and use of corporate reserves of £713,000 (0.36% of the budget) in 2009/10 and £232,000 in 2010/11 (due to a financial adjustment from the previous 3 year budget agreed in the Revenue Budget Strategy in September 2008) summarised in Appendices 4, 5, 6, and 12 of the report.
4. To agree the latest 2008/2009 revenue budget monitoring position as set out in Appendix 13 of the report.
5. To approve the measures proposed to manage budget risks in 2009/10 and in future years, including the deliverability of identified savings, levels of service and inflation forecasts as set out in Section 11.
6. To approve within this total of £199,030,461:

Net service estimates of:	£
Children and Young People	41,052,186
Environmental Services	22,786,000
Regeneration and Community Partnerships	19,836,304
Resources	6,897,051
Corporate and Adult Services	10,558,000
Corporate and Contingency Budgets	67,834,340
	31,154,000
	199,937,461

Appropriations to/from reserves (figures in brackets are appropriations to reserves):

Corporate reserves	(713,000)
Service reserves	(244,000)
Revenue Financing Capital	50,000
	199,030,461

7. To note that, at its meeting on 21 January 2009, the Council calculated the amount of 70,187 equivalent band D properties as the Council's Tax Base for the year 2009/10 in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 as amended by The Local Authorities (Calculation of Council Tax Base)(Amendment)(England) Regulations 2003, made under Section 33(5) of the Local Government Finance Act 1992.
8. To calculate the following amounts for the year 2009/10 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992 (the Act).
- £620,157,714 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e)
 - (£421,127, 253) being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3)(a) and (c) of the Act
 - £199,030,461 as its budget requirements for the year, being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above, calculated by the Council, in accordance with Section 32(4) of the Act
 - £106,648,562 being the aggregate of the sums which the Council estimates will be payable for the year into its General Fund in respect of redistributed non-domestic rates, revenue support grant.
 - £1,110.40 as the basic amount of its Council Tax for the year, being the amount at (c) above, less the amount at (d) above, all divided by the amount at 2.7 above, calculated by the Council, in accordance with Section 33 of the Act
 - For the following Valuation Bands:

	£		£
A	740.27	E	1357.16
B	863.64	F	1603.91
C	987.02	G	1850.67
D	1110.40	H	2220.80

as the amounts to be taken into account for the year, under Section 30(2)(a) of the Act, in respect of categories of dwellings listed in different valuation bands, being the amounts given by multiplying the amount at (e) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act

9. To note that for the year 2009/10, Derbyshire Police Authority has stated the following in a precept to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

All dwellings in Valuation Band:

£		£	
A	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

10. To note that for the year 2009/10, Derbyshire Fire Authority has stated the following in a precept to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

All dwellings in Valuation Band:

£		£	
A	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

11. Having calculated the aggregate in each case of the amount in 2.5, 2.6 and 2.7 above, in accordance with Section 30(2) of the Local Government Finance Act 1992, to set the following amounts as the amounts of Council Tax for the year 2009/10 for each of the categories of dwellings shown below:

All dwellings in Valuation Band:

£		£	
A	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

** - figures to be inserted when the Police Authority and Fire Authority precepts are notified.

12. To note the revenue budget plans for 2010/11 and 2011/12 set out in section 5 of the report.
13. To authorise the publication of the requisite notices in accordance with the provisions of Section 38(2) of the Local Government Finance Act 1992.
14. To note the revised tables and appendices in the addendum report and resulting from the adjustments described in paragraphs 3.1 to 3.3 of the report.
15. To agree that any shortfall needed to meet the Minimum Funding Guarantee in school budgets should be met initially from the £350,000 earmarked for schools maintenance and, if this is insufficient, from the Children and Young People's Department budget.

230/08 Treasury Management Strategy and Prudential Code Indicators 2009-10

The Council Cabinet considered a report on Treasury Management Strategy and Prudential Code Indicators 2009-10. Every year, local authorities were required to adopt the prudential indicators set out in the Prudential Code for Capital Finance in Local Authorities, as determined by the Chartered Institute of Public Finance and Accountancy – CIPFA. In addition, the Council must also approve a Treasury Management Strategy, which also incorporated the Annual Investment Strategy. These requirements were set out under regulations introduced in the Local Government Act 2003. Through its prudent investment policy, the Council had so far maintained a relatively low risk portfolio and a secure cashflow. However, world financial markets had continued to suffer from a liquidity shortage that first arose in 2007, and in the last 12 months a number of institutions worldwide had either collapsed, been nationalised, or had been forced to resort to emergency borrowing facilities offered by central banks. Given the risks that exist in the markets, and the potential losses that had been experienced by other local authorities with investments in Icelandic institutions, we were recommending that the Council maintain its tightened counterparty lending criteria, which were approved in last year's strategy report and tightened again still further in November 2008. It was expected that this would result in lower returns on the Council's investments.

Decision

1. To recommend that Council approves the planned prudential indicators set out in Appendix 2 and summarised in Appendix 4 of the report.

2. To recommend that Council approves the Statement on the Minimum Revenue Provision as stated in Appendix 2, paragraph 4.5 of the report.
3. To recommend that Council adopts the Treasury Management Strategy for 2009/10 as set out in Appendix 3 to the report.

231/08 Housing Rents and Service Charges 2009/10

The Council Cabinet considered a report on Housing Rents and Service Charges 2009/10. The Government originally set a policy to restructure social housing rents over the 10 year period 2002/03 to 2011/12, although this was now likely to be extended. The process involved moving rents incrementally towards a target so that at the end of the restructuring period, council housing rents would be in line with those of other Registered Social Landlords – RSLs – this was known as ‘rent convergence’. 2009/10 was the eighth year of rent restructuring and included some changes to Government policy on the process. The main change was that for the purposes of calculating the guideline rent for 2009/10 only, the date for rent convergence under rent restructuring had been put back until 2023/24. The actual year of convergence could change again depending on the provisions contained in future subsidy determinations including future rates of inflation. Three options were consulted upon by the Council for a rent increase in 2009/10 ranging from an average of 5.95% to an average of 7%. Consultation with Community Commission and Council tenants through City Housing Consultation Group – CHCG – had now taken place. The consultation was based on the information contained in the draft Housing Revenue Account – HRA – subsidy determinations for 2009/10 with a convergence date of 2024/25. As mentioned above in paragraph 1.2, the final determinations had changed the date of convergence to 2023/24. This had the effect of increasing the overall average increase to £3.64 or 6.33%. The rent increase could, however, be maintained at £3.42 or 5.95% with little detrimental effect on the HRA and continuing to move towards convergence. This was explained to CHCG and an increase of 5.95% was accepted by them as the preferred option.

The Government policy that Service Charges should increase by no more than the retail price index - RPI - as at September of the previous year plus 0.5% continues for 2009/10 and subsequently. It was also proposed to increase the charge to £2 a week, at all sites, for car parking for residents who were not tenants of the Council. It was also proposed to clarify the policy regarding rent free weeks when there were 53 rent weeks in the year, which happens occasionally. There were normally 52 weeks in the rent year and there were four rent free weeks. It was proposed to clarify the policy as being to grant 4 ‘rent free’ weeks in each and every rent year. The next 53 week rent year would be 2013/14. Government regulations that came into effect on 1 October 2006 meant that pitch fees at Shelton Lock Mobile Home Park could only be increased or decreased in line with the change in RPI, apart from specific circumstances relating to capital investment.

Decision

1. To recommend that Council on 2 March 2009 approve the revision of rent and service charges from 6 April 2009 on the basis set out in the report including:
 - an average overall weekly rental increase of £3.42 (*may be subject to slight change*) or 5.95% calculated over 52 weeks
 - an average weekly increase of 5.5% on Service Charges as set out in Table 2 of the report
 - an increased charge of £2.00 a week for car parking for residents who are not tenants of the Council
 - an average weekly increase of 5.95% on Garage Rents.
2. To approve the proposed increase of 5% in pitch fees at Shelton Lock Mobile Homes Park:
 - small plot £12.26 - increase of £0.58 a week for 9 plots (previously £11.68 a week)
 - medium plot £15.33 - increase of £0.73 a week for 24 plots (previously £14.60 a week)
 - large plot £17.71 - increase of £0.84 a week for 5 plots (previously £16.87 a week).
3. To have a consistent number of four rent-free weeks in all future years.

232/08 Housing Revenue Account Budget and Business Plan 2009-10

The Council Cabinet considered a report on Housing Revenue Account Budget and Business Plan 2009-10. The Housing Revenue Account, HRA, remained financially robust in the short term but continued to face increasing pressure over time. The HRA had a long-term planning framework, with a three-year budget supplemented by a thirty-year business plan, known as the HRA Business Plan, or HRABP. The government had set up a long-term review of the HRA, which would report later this year. The outcome of this review could have a significant impact on the financial position of the HRA. As a result, the long-term forecasts for the HRA were somewhat uncertain until this review concluded. A range of outcomes were possible from this review, and until these outcomes were known it was considered best to not deviate from the established plan of using balances generated in the last few years along with interest earned on those balances to sustain the HRA in the mid to longer term, once additional Arms Length Management Organisation – ALMO - funding ceases in 2011/12. As a result, it was not proposed to

change the business plan radically, despite a worsening overall financial position, as the HRA could sustain moderate losses in the short term while awaiting the outcome of the review. If the review was not favourable then action to reduce costs may become necessary in the next few years. The proposals contained within the report should allow the continuation of the Estates Pride programme of works, with a view to supporting the £15m total programme over a number of years. The Council had already committed £11m of this programme, and it was suggested that the Council authorise further spending of £2m and the drawing up of plans for a further £2m. This would take the total committed to the full £15m allocated for the programme. An updated approved list for the existing programme was set out in Appendix 7 of the report. The proposals also included additional funding for a desktop review of Stock Options proposed by the HRA strategic working party.

Decision

1. To recommend that Council approve the budget set out as part of the HRA Business Plan at Appendix 2 and detailed in Appendix 3 of the report.
2. To approve the management fee for Derby Homes set out in Appendix 6 of the report.
3. To approve the proposals for Estates Pride, including £1.6m on the capital schemes listed at Appendix 8 of the report, and £337,000 on additional spending on the youth intervention project as detailed in Appendix 7 of the report.

Contract and Financial Procedure Matters

233/08 Contract and Financial Procedure Matters Report

The Council Cabinet considered a report on Contract and Financial Procedure Matters Report. The report dealt with the following items that required reporting to and approval by Council Cabinet under contract and financial procedure rules:

- Allocations from the Youth Opportunity and Youth Capital Funds
- Direct Payments Support Services contract – contract waiver
- Building Schools for the Future (BSF) - Technical Adviser and Client Design Adviser Contract Extension
- Allocations of retrospective VAT claims to reserves

- Allocation from the Modernisation Fund for a pilot self service telephone system in Derby Direct.
- Terms and conditions of the government grant relating to the Connecting Derby scheme.

Decision

1. To note the allocations from the Youth Opportunity and Youth Capital funds.
2. To waive Contract Procedure Rule 15, requiring contracts to be tendered, and extend the current contact with Disability Direct Limited for the provision of a support service to disabled adults and the parents of disabled children receiving direct payment in lieu of community care services until 31 March 2010, with an option for the Council to extend until 31 March 2011
3. To approve the extension of the scope of the existing contract for Atkins Faithful & Gould (Technical Advisers) within the Building Schools for the Future programme.
4. To approve the extension, to 31 March 2009, of the existing contract for Sheffield City Council (Client Design Advisers) within the Building Schools for the Future programme.
5. To transfer income from VAT claims relating to the Assembly Rooms and Guildhall to a "Derby Live" reserve.
6. To transfer income from a VAT claim relating to the off-street car parking fines to the Modernisation Fund.
7. To agree an allocation of £63,000 from the Modernisation Fund for a pilot self service telephone system in Derby Direct.
8. To accept the terms and conditions of the grant offered by the Department for Transport (DfT) in relation to the Connecting Derby Scheme, with a total value of £16,640,000, and to approve specifically that "The Council accepts the grant and that grant is accepted under the terms and conditions offered"

234/08 Introduction of a New Procurement Framework for the Provision of Taxis and Private Hire Vehicles

The Council Cabinet considered a report on Introduction of a New Procurement Framework for the Provision of Taxis and Private Hire Vehicles. The Highways and Transport Division within Regeneration and Community Department currently managed the procurement and operation of home to

school transport services for the Council's Children and Young People's Department special educational needs and some social care transport students. The current value of these service contracts was around £2.26 million annually. Officers working within the Integrated Passenger Transport Group (IPTG) procured and monitored these services, which includes individual hackney carriage, private hire (collectively termed 'taxis'), or minibus journeys usually occurring on a daily basis. The IPTG Managing Board had been reviewing the opportunities for improving the procurement of transport across the authority and working with the stakeholder departments to ensure that their requirements would be met by any proposed changes. The supply of these services was presently above the EU procurement threshold value (£139,893). As a consequence, the Council had a legal obligation to advertise the contracts in the EU's Official Journal and follow the procedural rules set down in the recently introduced Public Contracts Regulations 2006. The Group propose to use this process to award a framework contract for the supply of taxi services, which would be used on the basis of the lowest cost suitable for the purpose. The framework would have a maximum duration of four years, after which it would be re-advertised. However initially Officers proposed that the framework was limited to 2 years with an option to extend to 3 years. Consultation would take place with the existing providers to make them aware of the new approach to procurement of these services and to support them in managing the tendering process. The intention with the procurement of a taxi services framework contract was also to reflect and reinforce the 'value for money' focus of the Council's procurement policies and allow efficiency savings to be made. Efficiencies would be achieved through the monitoring of all routes and the reallocation of service users to the lowest cost provider wherever possible. To limit the potential disruption to service users' routines, routes would not be reallocated more than twice a year, except in an emergency. To manage the monitoring of routes effectively, the IPTG would need to procure route planning software. In addition, it was anticipated that once adopted, the framework would also be capable of being applied to taxis contracted for Adult Social Services.

Decision

1. To approve the adoption of a taxi framework contract for the provision of taxi services which would be procured compliantly with current EU legislation.
2. To approve the purchase of appropriate route planning software through an appropriate procurement route so that further efficiency savings may be achieved on an ongoing basis.
3. To inform taxi operators and transport providers of the decision, and explain the process to stakeholders as required.
4. To agree that contracts awarded through the taxi framework would be reviewed regularly, with a minimum of 6 months between each review.

Performance Management

235/08 Financial and Performance Management 2008/09 Quarter 3

The Council Cabinet considered a report on Financial and Performance Management 2008/09 Quarter 3. Financial and performance monitoring underpinned the Council's planning framework in terms of reviewing progress regularly in achieving our priorities and delivering value for money. The report includes highlights from both revenue and capital budgets, as well as key performance measures included in our Corporate Plan 2008- 2011 and Local Area Agreement 2008-2011. Summary results for quarter three - the period up to 31 December 2008 were as follows...

- The overall 2008/09 forecast revenue position at the end of the third quarter was an under spend of £1.85 million.
- There was expected slippage of £13.9 million on capital schemes in 2008/09 and approval was sought for some changes to the capital programme as set out in Appendix 4 and highlighted in Section 7 of the report. The latest revised programme for 2008/09 is £91.1 million.
- 73% of performance measures were on track to achieve their year end target, with 18% forecasting to miss year-end target by more than 5%. The supporting performance tables could be found on CMIS at <http://cmis.derby.gov.uk/CMISWebPublic/Binary.ashx?Document=12884>

Following a meeting of the Public Realm Board an addendum report was considered which required changes to

- The funding of the overspend on Cathedral Green
- To note the lower than expected tender price for Full Street detailed design and as a result to further re-profile the Full Street budget and utilise the saving for Cathedral Green and create a contingency budget for Public Realm
- To request scheme commencement for Full Street detailed design.

Decision

1. To note the key variances and performance highlights for each Portfolio as set out in Section 7 of the report.
2. To note the overall budget position for revenue monitoring during 2008/09 as set out in Appendix 2 of the report.
3. To request Chief Officers to reduce expenditure wherever possible, to reduce departmental overspends, in line with their approved budgets.

4. To note the savings achieved to date in Appendix 3 of the report.
5. To approve changes and additions to the capital programme as set out in Appendix 4 and highlighted in Section 7 of the report.
6. To note the revised programme 2008/09 – 2010/11 as shown in Appendix 5 of the report.
7. To approve allocations from the Schools Access Initiative as set out in Appendix 6 of the report.
8. To approve the authority to enter into a funding agreement with Derby and Derbyshire Economic Partnership (DDEP) towards phase 1 – Castleward Boulevard construction costs, with the condition that all funding is spent by March 2010.
9. To approve the post scheme evaluations as set out in Appendix 7 of the report.
10. To approve the scheme commencements as set out in Appendix 8 of the report.
11. To note the performance of the Corporate Plan measures and milestones, Local Area Agreement and National indicators against the 2008/09 quarter three targets as set out in Appendix 9 of the report.
12. To give particular attention to those highlighted significant budget variances and areas where performance is below target, particularly those that were 'red' - more than 5% adverse to quarter three targets.
13. To note that, where appropriate, indicators will be referred to the Performance Support Group or Cabinet Portfolio meetings to explore reasons for apparent poor performance and to agree action planning for improvements.
14. To approve the amendments set out in the addendum report.
15. To approve a further scheme commencement for Full Street detailed design as set out in the addendum report.

236/08 Derby Pointer Citizen's Panel – October 2008 Survey Results

The Council Cabinet considered a report on Derby Pointer Citizen's Panel – October 2008 Survey Results. The report provided an update on the key results of the October 2008 Pointer Panel survey and the proposed service improvements to be put in place.

Decision

1. To consider October 2008 Derby Pointer survey results and the service managers' improvement plans.
2. To note that the results and proposed service improvements will be reported to panel members in the next 'Panel News' newsletter, which would be sent out with the April/May 2009 survey.

Contract and Financial Procedure Matters

237/08 Award of car park Operating Contracts for Bold Lane Car Park and Pride Park, Park and Ride

The Council Cabinet considered a report on Award of car park Operating Contracts for Bold Lane Car Park and Pride Park, Park and Ride. Contracts for a number of parking operation activities were about to end and consequently these operations, together with others, had been put out to tender. We now needed to make a decision on these bids and we need to ensure that we make financial and legal provisions for the services to continue. Parksafe Systems Ltd had managed the day to day operation of Bold Lane car park since 1998. Working in partnership with the Council Parksafe converted the car park into a secure location. The car park had a reputation for its security and customer focus. The Contract to operate Bold Lane car park had now expired and a tender exercise had been undertaken to secure a future partner who would maintain the security standards customers of the car park had become accustomed to. Tenders had also been sought for security and operational improvements to both Chapel Street and Assembly Rooms car park and for the operation of the park and ride site at Pride Park. There had been some concerns about anti social behaviour in both Chapel Street and Assembly Rooms car parks. Efforts to reduce or remove the current problems, although limited by availability of resources, had had only limited impact. In the tender exercise we asked companies to propose means by which these car parks might be better controlled and improvements made. Day to day operation of the Pride Park park and ride site had been undertaken under contract by Broadland Guarding. Broadland Guarding provide staff, under the same contract, to operate the public area CCTV control room. This contract will end at the end of March 2009 when the CCTV service was delivered in house but no provision had yet been made for operational requirements at the park and ride site. In tendering for this service we had also sought physical improvements to the parking controls. The current arrangements at the site were acceptable for customers who use the park and ride service but arrangements for those who simply wish to park, an increasingly large number of people, were basic.

Decision

To award the contracts as set out in the confidential part of the agenda.

238/08 Exclusion of Press and Public

To consider a resolution to exclude the press and public during consideration of the following items

“that under Section 100(A) of the Local Government Act 1972, the press and public be excluded from the meeting during discussion of the following items on the grounds that they involve the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information”

Contract and Financial Procedure Matters

239/08 Award of car park Operating Contracts for Bold Lane Car Park and Pride Park, Park and Ride

The Council Cabinet considered exempt information relating to the award of car park operating contracts for Bold Lane Car Park and Pride Part park and ride.

Decision

To approve the recommendations set out in the report.

Key Decisions

240/08 Connecting Derby Acquisitions – 65-71 Babington Lane and Land Adjoining

Decision

To settle the claim relating to 65-71 and land at Babington Lane on the terms set out in the report.

MINUTES END