Committee and Date
Cabinet
12 July 2017

CABINET

Minutes of the meeting held on 21 June 2017 in the Shrewsbury Room, Shirehall, Abbey Foregate, Shrewsbury, Shropshire, SY2 6ND
12.30 - 1.05 pm

Responsible Officer: Jane Palmer
Email: jane.palmer@shropshire.gov.uk Tel: 01743 257712

Present
Councillor Peter Nutting (Leader)
Councillors Steve Charmley (Deputy Leader), Joyce Barrow, Lezley Picton, Robert Macey, Nic Laurens, Nicholas Bardsley, Lee Chapman and Steve Davenport

11 Apologies for Absence

Apologies for absence were received from Councillor David Minnery.

12 Disclosable Pecuniary Interests

None were declared.

13 Minutes

RESOLVED:

That the Minutes of the Cabinet meeting held on 31 May 2017 be approved as a correct record and signed by the Leader.

14 Public Question Time

No questions had been received from members of the public.

15 Scrutiny Items

There were no scrutiny matters for consideration.

16 Financial Outturn 2016/17 [Revised]

The Head of Finance, Governance and Assurance [Section 151 Officer] explained that the report reflected all necessary changes that had been made as a result of an

amendment to correct the matching of Housing Benefit and Subsidy Grant; the changes were minor and had no material impact. The corrected report was a final and unambiguous copy for future reference.

Responding to a Member's query regarding the level of schools balances, the Head of Finance, Governance and Assurance stated that he could provide a breakdown of the figures if required.

RESOLVED:

i. That the Outturn for the Revenue Budget for 2016/17 be noted and is an underspend of £0.894m, this represents 0.16% of the original gross budget of £568.8m.

ii. That the level of general balance be noted and stands at £14.698m, which is above the anticipated level.

iii. That the Outturn for the Housing Revenue Account for 2016/17 be noted and is an underspend of £1.417m and the level of the Housing Revenue Account reserve stands at £9.031m (2015/16 £5.824m).

iv. That the increase in the level of Earmarked Reserves and Provisions (excluding delegated school balances) of £2.508m in 2016/17 be noted.

v. That the level of school balances stand at £6.280m (2015/16 £7.173m) be noted.

vi. Approve net budget variations of £0.481m to the 2016/17 capital programme, detailed in Appendix 5/Table 6 and the re-profiled 2016/17 capital budget of £54.432m.

vii. That the re-profiled capital budgets of £80.529m for 2017/18, including slippage of £9.288m from 2016/17, £26.081m for 2018/19 and £2.320m for 2019/20 as detailed in Appendix 5 /Table 9, be approved.

viii. That the outturn expenditure set out in Appendix 5 of £44.986m, representing 83% of the revised capital budget for 2016/17, be accepted.

ix. That retaining a balance of capital receipts set aside of £18.370m as at 31st March 2017 to generate a one-off Minimum Revenue Provision saving of £0.418m in 2017/18 be approved.

17 Quarter 4 Performance Report 2016/17

The Deputy Leader and Portfolio Holder for Corporate Support presented the report on the Council's performance against its key outcomes for Quarter 4 2016/17. He drew attention to the link within the report to the online performance portal to be used in conjunction with the information within the report.

Responding to a Member's query regarding the number of staff redundancies in schools, the Head of Human Resources and Development stated that the redundancy costs were borne by the Council. She agreed to provide information on the numbers of school staff redundancies to Cabinet members

RESOLVED:

i) That the key underlying and emerging issues in the reports and appendices be considered; and

ii) That the performance portal be reviewed and performance areas to be considered in greater detail or referred to the appropriate Scrutiny Committee be identified.

18 Community Right to Bid: Process Amendment

The Portfolio Holder for Communities presented a report detailing minor amendments to the Community Right to Bid process.

Following concerns raised relating to the timing of local Member/s being informed of any such bids, it was agreed that the local Member would be informed early in the process; any necessary changes to the process would be made accordingly to ensure that the local Member/s were informed in a timely manner.

RESOLVED:

That the following amendments to the Community Right to Bid process be made:

- Remove "Constituted Community / Voluntary Group from the list of organisation' that can nominate (this type is not a qualifying organisation under the Legislation). This type of body could come under the "unincorporated" body provided it meets the requirements of this definition.

- Request more detailed information from the nominator, Parish Council and Community Enablement Officer (to enable more effective and efficient consideration of whether the asset should be listed as an Asset of Community Value).

19 Community Asset Transfer Policy Amendment

The Deputy Leader and Portfolio Holder for Corporate Support presented the report from the Director of Place and Enterprise detailing minor amendments to the Community Asset Transfer Policy to ensure that it remained efficient and effective.

RESOLVED:

That the following amendments to the Community Asset Transfer Policy be approved:

- Add Community Amateur Sports Club (CASC) as a qualifying organisation
- Amend the guidance timescales for completion/progression of each step in the process in accordance with the flowchart attached to the report.

20 Public Space Protection Order for Shrewsbury Town Centre

The Portfolio Holder for Planning and Regulatory Services presented a report from the Director of Public Health on the results of the consultation and proposed amendments to the draft Public Spaces Protection Order [PSPO] that was being proposed in response to growing concern and evidence that anti-social behaviour was affecting local businesses, residents, visitors and local agencies within Shrewsbury Town Centre.

Members were in support of the PSPO, the first to be implemented in Shropshire, and requested that a progress report on the efficacy of the Order be made in 12 months' time.

RESOLVED:

i) That, with any necessary amendments, the Local Authority implements the Public Spaces Protection Order as detailed in Appendix A with an effective commencement date of 1st August 2017.

ii) That the Authority use Fixed Penalty Notices, in appropriate circumstances, where there is reason to believe that an offence under the Public Space Protection Order has been committed by any person.

iii) That the level of the Fixed Penalty Notice for a breach of the Public Space Protection Order be set at £75.00 and that if paid within 10 days of the date of the Fixed Penalty Notice a reduced fee of £50.00 will be accepted.

iv) That the Trading Standards and Licensing Operations Manager be instructed to publish the Public Spaces Protection Order as detailed in Appendix A and cause to be erected notices in accordance with Regulations made under the Anti-social Behaviour and Policing Act 2014.

v) That, for the purpose of discharging the Public Spaces Protection Order as detailed in Appendix A, the Trading Standards and Licensing Operations Manager publish and cause to be erected notices in accordance with Regulations made under the Anti-social Behaviour and Policing Act 2014.

vi) That an update report on the efficacy of the PSPO be made to Cabinet in 12 months' time.

21 Shropshire Council Local Plan Review

The Portfolio Holder for Planning and Regulatory Services presented a report from the Director of Place and Enterprise seeking approval for the publication of a revised version of the Council's Local Development Scheme and to provide a summary of the feedback received from the recent consultation on Issues and Strategic Options for the Shropshire Local Plan review. He stressed that the timescales for the process needed to be adhered to and added that the consultation responses would soon be published on the Council's website.

It was noted that, pending the adoption of the reviewed Local Plan, the strength of the current Local Plan remained undiminished and remained in force.

RESOLVED:

i) That, subject to the need for minor amendments and editing, the updated Local Development Scheme (LDS), attached as appendix A to the report, be approved;

ii) That authority be delegated to the Director of Place and Enterprise, in consultation with the Portfolio Holder for Planning and Regulatory Services to approve and publish the final version of the document.

22 Indoor Leisure Facilities Strategy, 2018 to 2023

The Portfolio Holder for Culture and Leisure presented a report from the Director of Place and Enterprise seeking approval for an Indoor Leisure Facilities Strategy for Shropshire. She stressed that the Council needed to prioritise its financial support for the future in this service area.

In response to a Member's comments relating to the retention of swimming facilities in the centre of Shrewsbury, the Leader stated that he was unable to give assurances at this time but he would investigate the retention of swimming facilities in the centre of the town.

Referring to section 4 of the report and Tier 3 Community Leisure Centres, the Portfolio Holder stated that three of the six Community Leisure Centres listed were still under the Council's direct management but the aim was to achieve a cost neutral position to the Council by the end of 2018/19. A Member commented that she could see no reason why the respective local Parish Councils would not wish to support such good facilities in their own areas. The Portfolio Holder agreed and added that management of such facilities by local community groups was often beneficial to the facility.

Members noted the intention to hold an event in September 2017 to co-design the Action Plan with local communities and report the outcomes of this event to the appropriate Scrutiny Committee.

RESOLVED:

i) That the Indoor Leisure Facilities Strategy 2018 to 2023, be approved; and

ii) That authority be delegated to the Director of Place and Enterprise, in consultation with the Portfolio Holder for Culture and Leisure and a broad range of interested parties, to co-develop, implement and review a detailed five year Action Plan linked to the delivery of the Strategy.

23 **Exclusion of the Public and Press**

RESOLVED:

That, in accordance with the provisions of Schedule 12A of the Local Government Act 1972, and Paragraph 10.4 (3) of the Council's Access to Information Rules, the public and press be excluded during consideration of the following item/s.

24 **Exempt Minutes**

RESOLVED:

That the confidential Minutes of the Cabinet meeting held on 31 May 2017 be approved as a correct record and signed by the Leader.

Signed: (Leader)

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Date: .....