

# Cabinet minutes

**Wednesday 13 April 2011 at 6.00 p.m.**

**in Conference Room 2 at the Council House Walsall**

## **Present**

Councillor Bird	Leader of the Council
Councillor A. Andrew	Deputy Leader and regeneration
Councillor Arif	Business support services
Councillor R. Andrew	Children's services
Councillor Ali	Communities and partnerships
Councillor Towe	Finance and personnel
Councillor Harris	Leisure, culture and environment
Councillor McCracken	Social care and health
Councillor Ansell	Transport

## **2632 Minutes**

### **Resolved**

That the minutes of the meeting held on 16 March 2011 copies having been sent to each member of the Cabinet be approved and signed as a correct record.

## **2633 Declarations of interest**

The following members declared their interest in the items indicated and withdrew from the room during consideration of those items:

Councillor Ali	Item 8 – Former Mellish Road Church (prejudicial)
Councillor A. Andrew	Item 10 - Education capital programme (prejudicial)
Councillor R. Andrew	Item 10 – Education capital programme (prejudicial)
Councillor McCracken	Item 12 – Blue Coat Performing Arts Specialist College (prejudicial)
Councillor Ansell	Item 13 – Provision of temporary agency staff (prejudicial)

**2634 Local Government (Access to Information) Act, 1985**

**Resolved**

That the public be excluded from the meeting during consideration of the items set out in the private part of the agenda for the reasons set out therein and Section 100A of the Local Government Act, 1972.

**2635 Forward plan**

The forward plan as at 4 April 2011 was submitted:

(see annexed)

**Resolved**

That the forward plan be noted.

**2636 Walsall's Local Investment Plan**

Councillor A. Andrew presented the report:

(see annexed)

**Resolved**

- (1) That the Walsall's Local Investment Plan as set out in Appendix A of the report be approved.
- (2) That authority be delegated to the Executive Director, Regeneration in consultation with the portfolio holder for Regeneration to make any further amendments following negotiations with the Homes & Communities Agency.
- (3) That approval be given to the use of the Affordable Rent Model by housing providers in Walsall, as part of the funding mechanism for the Local Investment Plan.

**2637 Smarter workplaces**

Councillor A. Andrew presented the report:

(see annexed)

## **Resolved**

- (1) That the business case for the Smarter Workplaces plan which proposes to deliver option 2a identified in Appendix A of the report be approved.
- (2) That delegated authority be given to the Executive Director for Regeneration in consultation with the portfolio holder for Regeneration to invite tenders for the works and supplies as outlined in this report for the delivery of development of the Smarter Workplaces programme option 2a and to enter into contracts with the successful tenderers subject to the programme cost being within the overall programme budget.

### **2638 Former Mellish Road Church**

Councillor A. Andrew presented the report:

(see annexed)

## **Resolved**

- (1) That Cabinet endorses the use of delegated powers by the Executive Director Regeneration to appoint a demolition contractor in accordance with the Council's Contract Rules (2010) to undertake the demolition of Mellish Road Church in the event of non-compliance with the section 215 notice.
- (2) That the Assistant Director Legal and Constitutional Services be delegated authority to seek recovery of costs incurred.

### **2639 Disabled facility tenders – lifts, hoists and associated works**

Councillor A. Andrew presented the report:

(see annexed)

## **Resolved**

- (1) That tenders be obtained for contractors to undertake installation, repair maintenance and building works and services for domestic stair, step and vertical lifts and hoists for the period up to 31 March 2016
- (2) That the Executive Director of Regeneration in consultation with the portfolio holder be delegated authority to accept tenders obtained under (1) above and to subsequently authorise contracts and any ancillary related documentation to be entered into.

## 2640 **Education capital programme**

Pauline Pilkington, Executive Director presented the report:

(see annexed)

### **Resolved**

- (1) That the schemes and budgets set out in Appendix A of the report be approved, including permission to seek tenders and appoint contractors to undertake the work identified.
- (2) That the Executive Director for Children's Services in consultation with the relevant portfolio holder be delegated authority to award contracts (including authorising execution/signature of the contract and ancillary documents) to the most suitable contractors having regard to Best Value for the works/services as set out.
- (3) That Cabinet approves the option to use an appropriate form of procurement and contracting arrangements determined by the head of Property Services to provide the most efficient and value for money means of delivering the projects. This shall include consideration of traditional procurement and EU compliant frameworks available to local authorities.

## 2641 **Sub-regional supported accommodation framework**

Councillor R. Andrew presented the report:

(see annexed)

### **Resolved**

- (1) That Walsall adopt a sub-regional approach, where applicable, to the future procurement of supported accommodation for 16 and 17 year old looked after young people in the process of leaving care and vulnerable and homeless 16 and 17 years olds.
- (2) That it be noted that the tenders will be received by Staffordshire County Council and that authority to enter into contracts with supported accommodation providers on behalf of the Council is delegated to the Executive Director for Children's Services, in consultation with the relevant portfolio holder.
- (3) That any contracts awarded under the framework agreement be initially for 3 years, with an annual review.

## 2642 **Blue Coat Performing Arts Specialist College – Conversion to academy**

Councillor R. Andrew presented the report:

(see annexed)

### **Resolved**

- (1) That Cabinet supports the process of Blue Coat CE Performing Arts Specialist College becoming an academy on 1 September 2011 or whenever the DfE approves the conversion thereafter.
- (2) That Cabinet accepts the report and asks the Executive Director of Children's Services to continue to work with the Department for Education (DfE), the Interim Executive Board (IEB) and the Lichfield Church of England Diocese to progress conversion to support the improvement of teaching and learning at the school.
- (3) That approval be given to delegate authority to the Executive Director of Children's Services in consultation with the portfolio holder for Children's Services to give agreement to the proposal to convert Blue Coat CE Performing Arts Specialist College to an Academy by completing and signing the Expression of Interest as detailed in this report.
- (4) That the approval of future sponsored academy conversions be delegated to the Executive Director of Children's Services in consultation with the portfolio holder for Children's Services.
- (5) That Cabinet note the DfE 'Expression of Interest form requires the Council to decide on meeting any staff transfer or TUPE costs and to resolve any Health and Safety issues prior to conversion and that officers seek to minimise any costs to the Council.

## 2643 **Provision of temporary agency staff**

Councillor Towe presented the report:

(see annexed)

### **Resolved**

- (1) That Cabinet note the downward trend in expenditure on agency staff and the reasons for using agency workers within the Council.
- (2) That delegated authority be given to the Executive Director, Resources, in consultation with the Cabinet Member for Finance and Personnel, to award contract subsequent to the receipt and due evaluation of tenders conducted in accordance with the Council's Contract Rules 2010 clauses 13.1 to 13.12.

## 2644 **Walsall Transport Strategy and West Midlands Local Transport Plan**

Councillor Ansell presented the report:

(see annexed)

### **Resolved**

#### **(1) West Midlands Local Transport Plan 3**

##### **To recommend to Council**

- (a) That Council endorse the adoption by Centro of the West Midlands Local Transport Plan 3 as a key document for this Council as it informs the Council's own strategy for transportation and a number of other key policy and strategy documents.
- (b) That Council endorse the development of schemes included in Local Transport Plan 3 on the understanding that separate approval will be sought for schemes where necessary and appropriate.

#### **(2) Walsall Transport Strategy 2010-14**

- (a) That the vision and objectives for Walsall and the strategy as a whole as set out in Appendix A be endorsed.
- (b) That Cabinet endorse an approach that sees the Transport strategy as a living internet based document which can be modified regularly as circumstances change. These changes must be in conformity with the UDP and Core Strategy.
- (c) That Cabinet endorse the development of schemes included in the strategy, on the understanding that separate approval will be sought for schemes where necessary and appropriate.

## 2645 **Flood risk management**

Councillor Ansell presented the report:

(see annexed)

### **Resolved**

- (1) That Cabinet note the specific duties imposed on this Council by the Flood Risk Regulations and The Floods and Water Management Act 2010

- (2) That Cabinet approve the Preliminary Flood Risk Assessment and delegate authority to finalise the Preliminary Flood Risk Assessment following comments forthcoming from the Environment Agency's Quality Review Process, to the Executive Director for Neighbourhood Services in consultation with the portfolio holder for Transport.

#### 2646 **Enforcement of moving traffic contraventions**

Councillor Ansell presented the report:

(see annexed)

##### **Resolved**

- (1) That Cabinet support the principle of Council enforcement of a range of moving traffic contraventions as detailed in Appendix A of the report, should the Department for Transport enact these powers through Part 6 of the Traffic Management Act 2004.
- (2) That authority be delegated to the Executive Director for Neighbourhood Services, in consultation with the portfolio holder for Transport, to agree the Council's response to the Department for Transport's consultation indicating the Council's support for the full enactment of part 6 of the Traffic Management Act 2004.

#### 2647 **Review of Safeguarding services to vulnerable children**

Councillor R. Andrew presented the report:

(see annexed)

##### **Resolved**

That the actions that have been implemented in response to the recommendations of the Children's and Young People Scrutiny Panel as set out in paragraph 3.4 of the report be noted.

2648 **Private Session**

**Exclusion of public**

**Resolved**

That during consideration of the remaining item on the agenda, the Cabinet considers that the item for consideration is exempt information by virtue of the appropriate paragraph(s) of Part I of Schedule 12A of the Local Government Act, 1972, and accordingly resolves to consider the item in private.

2649 **Strategic Regeneration Framework 1 – Goscote sites**

Councillor A. Andrew presented the report:

(see annexed)

**Resolved**

- (1) That Cabinet approve the OJEU Restricted Procedure tendering route for the Goscote development package following the Expressions of Interest (EOI) process and assessment. This will be based on the option that provides the best financial and deliverable regeneration package as identified through the EOI submissions.
- (2) That Cabinet agree to receive a further report following the OJEU tendering process that will recommend and seek approval to award the contract to the preferred developer partner(s).

[Exempt information under paragraph 3 of Part I of Schedule 12A of the Local Government Act, 1972 (as amended)]

2650 **Walsall Waterfront: Acquisition of AWM land**

Councillor A. Andrew presented the report:

(see annexed)

**Resolved**

That Cabinet authorise an initial expression of interest and subsequent bid to be made, at a figure to be agreed at the appropriate time by the Executive Director Regeneration in consultation with the portfolio holder, to acquire the site at Walsall Waterfront, as indicated in bold, hatched and cross-hatched on the attached plan Appendix A (EPMS number 3486), with the terms to be agreed delegated to the Executive Director Regeneration, in consultation with the portfolio holder for Regeneration.

[Exempt information under paragraph 3 of Part I of Schedule 12A of the Local Government Act, 1972 (as amended)]



2651 **New Council depot, Brownhills – land exchange**

Councillor A. Andrew presented the report:

(see annexed)

**Resolved**

That the updated financial information be noted.

[Exempt information under paragraph 3 of Part I of Schedule 12A of the Local Government Act, 1972 (as amended)]

The meeting terminated at 6.35 p.m.

Leader:

Date: