

New Delivery Vehicles and Environment Overview and Scrutiny Committee

Agenda

Date: Thursday, 5th March, 2015
Time: 2.00 pm
Venue: Committee Suite 1,2 & 3, Westfields, Middlewich Road,
Sandbach CW11 1HZ

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. **Apologies for Absence**

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any disclosable pecuniary and non-pecuniary interests in any item on the agenda.

3. **Whipping Declarations**

To provide an opportunity for Members to declare the existence of a party whip in relation to any item on the agenda.

For requests for further information

Contact: Katie Small

Tel: 01270 686465

E-Mail: katie.small@cheshireeast.gov.uk with any apologies

4. **Public Speaking**

A total period of 15 minutes is allocated for members of the public to make a statement(s) on any matter that falls within the remit of the Committee.

Individual members of the public may speak for up to 5 minutes, but the Chairman will decide how the period of time allocated for public speaking will be apportioned, where there are a number of speakers.

Note: In order for officers to undertake any background research, it would be helpful if members of the public contacted the Scrutiny officer listed at the foot of the agenda, at least one working day before the meeting to provide brief details of the matter to be covered.

5. **Minutes of the Last Meeting** (Pages 1 - 4)

To approve the minutes of the meeting held on 5 February 2015.

6. **Borough Wide Speed Limit Review**

To receive a presentation on the key issues and scope for a review of Borough wide speed limits.

7. **Flood Risk Management**

To receive a presentation on the progress made in 2013/14 and key activities and challenges for 2015/2016.

8. **Forward Plan** (Pages 5 - 14)

To note the forward plan, identify any news items, and to determine whether any further examination of new issues is appropriate.

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **New Delivery Vehicles and Environment
Overview and Scrutiny Committee**
held on Thursday, 5th February, 2015 at The Tatton Room - Town Hall,
Macclesfield SK10 1EA

PRESENT

Councillor W Livesley (Chairman)

Councillors G Barton, H Davenport, R Fletcher and M Hardy

Substitute

Councillor J Jackson

In attendance

Councillor D Stockton – Housing and Jobs Portfolio Holder
R Kemp – Strategic Commissioning
M O'Neill – Major Projects Manager

49 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors K Edwards, A Martin and B Murphy.

50 DECLARATIONS OF INTEREST

There were no declarations of interest

51 WHIPPING DECLARATIONS

There were no whipping declarations

52 MINUTES OF THE LAST MEETING

Consideration was given to the minutes of the meeting held on 8 January 2015.

RESOLVED

That the minutes be approved as a correct record and signed by the Chairman.

53 PUBLIC SPEAKING

There were no members of the public present wishing to speak.

54 CHESHIRE EAST COUNCIL ENERGY FRAMEWORK

Consideration was given to a presentation on Cheshire East Energy Framework, the presentation detailed:

- Creation of robust evidence base
- The Energy Vision
- Policy
- Funding
- Energy Projects

The energy vision; a statement of what needed to be done and contained three elements:

- Affordable energy – putting residents first.
- Growing energy businesses – developing a local energy economy.
- Independent energy – secure, decentralised and locally managed energy services.

It was noted that was £14.5m funding/finance available for energy projects through European funding managed by the Cheshire and Warrington LEP, with other sources of funding available such as business rate retention, government incentives, RHI and FITs.

There was opportunity to build on work across the Council through the framework linking to other key CEC documents including:

- Local Plan – local supplementary planning guidance
- Strategic Asset Management Plan
- Carbon Management
- Delivering Major Projects

As this was an overarching framework, specific projects would be submitted to the Overview and Scrutiny Committee, as and when required.

Members expressed concern that the Committee had not received a copy of the framework and therefore agreed that the document should be emailed to Members and any further comments be submitted to the Major Projects Manager prior to Cabinet on 11 February 2015.

With regard to Fairerpower launch date, it was noted that an announcement on OVO; the Councils Energy Supply Partner, would be made in due course and the offer would then be marketed across the Borough.

RESOLVED

That the Cheshire East Council Energy Framework be emailed to the Committee and any comments be submitted to the Major Projects Manager prior to Cabinet on 11 February 2015.

Consideration was given to the third quarter performance reports for Ansa and Orbitas. It was noted that Ansa were set to deliver the agreed £1.3million of savings negotiated in the management fee for the first year, however there were three areas of pressure that Ansa had absorbed as part of the delivery service. These related to the savings associated with the garden waste shut down, the discount on green waste additional bins and a pressure associated with providing new/replacement bins which had increased beyond budget expectations. On 26 January 2015, the Portfolio Holder had agreed to pass on costs for bin supply at new large scale property developments to developers.

With regard to the proposed new Environmental Services Hub in Middlewich, it was noted that an application for notice of demolition had been submitted to the planning department, it was agreed that an update report would be considered by the Committee at its meeting scheduled to be held on 5 March 2015.

With regard to Orbitas it was noted that a rise in burials and cremations had resulted in the year to date figure for this element of Orbitas income being £42,000 ahead of the expected budget position. It has also improved the end of year forecast for income against the Bereavement Services budget. This was now projecting a reduced income which related to a lower than expected death rate of £122,000 compared with the quarter two forecast of £179,000 which was against a net budget of £1.3m.

The company remained compliant with its other key performance indicators. As part of the contract requirements the commissioning team was working to fine tune the specification and KPI's as required by the contract in this first year.

RESOLVED

1. That the quarterly reports be received.
2. That an update report on the Environmental Services Hub be considered at the meeting scheduled to be held on 5 March 2015.

56 FORWARD PLAN

Consideration was given to areas of the forward plan which fell within the remit of the Committee.

RESOLVED

That the forward plan be noted.

57 WORK PROGRAMME

Consideration was given to the work programme

RESOLVED

That an update report on LED street lighting and the effect it has on wildlife be considered at a future meeting of the Committee.

The meeting commenced at 2.00 pm and concluded at 3.35 pm

Councillor W Livesley (Chairman)



FORWARD PLAN - 30 JUNE 2015

This Plan sets out the key decisions which the Executive expect to take over the four month period indicated above. The Plan is rolled forward every month. Key decisions are defined in the Councils Constitution as:-

“an executive decision which is likely –

- (a) to result in the local authority incurring expenditure which is, or the making of savings which are, significant having regard to the local authority's budget for the service or function to which the decision relates; or
- (b) to be significant in terms of its effects on communities living or working in an area comprising one or more wards or electoral divisions in the area of the local authority.

For the purpose of the above, savings or expenditure are “significant” if they are equal to or greater than £1M.”

Reports relevant to key decisions, and any listed background documents, may be viewed at any of the Councils Offices/Information Centres 5 days before the decision is to be made. Copies of, or extracts from these documents, may be obtained on the payment of a reasonable fee from the following address:-

Democratic Services Team
Cheshire East Council ,
c/o Westfields, Middlewich Road, Sandbach Cheshire CW11 1HZ
Telephone: 01270 686472

However, it is not possible to make available for viewing or to supply copies of reports or documents, the publication of which is restricted due to confidentiality of the information contained.

A record of the decision for each key decision is published within 6 days of it having been made. This is open for public inspection on the Council's Website, at Council Information Centres and Council Offices.

This Forward Plan also provides notice that the Cabinet may decide to take a decision in private. In accordance with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, 28 days notice must be given of any decisions to be made in private by the Cabinet, with provision for the public to make representations as to why they should be made in public. In these cases Members of the Council and the public may make representations in writing to the Democratic Services Team Manager using the contact details below. A further notice of intention to hold the meeting in private must then be published 5 clear days before the meeting setting out any representations received about why the meeting should be held in public with a response from the Leader and the Cabinet.

The list of decisions in this Forward Plan indicates whether a decision is to be taken in private, with the reason category for that decision being taken in private being drawn from the list overleaf:

1. Information relating to an individual
2. Information which is likely to reveal the identity of an individual
3. Information relating to the financial or business affairs of any particular person (including to authority holding that information)
4. Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under the authority
5. Information in respect of which a claim to legal and professional privilege could be maintained in legal proceedings
6. Information which reveals that the authority proposes (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or (b) to make an order or direction under any enactment
7. Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime

If you would like to make representations about any decision to be conducted in private at a meeting then please email

Paul Mountford, Democratic Services Officer paul.mountford@cheshitreeeast.gov.uk

Such representations must be received at least 10 clear working days before the date of the Cabinet or Portfolio Holder meeting concerned.

Where it has not been possible to meet the 28 day rule for publication of notice of a key decision or intention to meet in private the relevant notices will be published as soon as possible in accordance with the requirements of the Constitution.

The law and the Council's Constitution provides for urgent key decisions to be made. Any decision made in this way will be published for these in the same way.

Forward Plan to 30 June 2015

Key Decision and Private Non-Key Decision	Decisions to be Taken	Decision Maker	Expected Date of Decision	Proposed Consultation	How to make representation to the decision made	Private/ Confidential and paragraph number
CE 14/15-1 Medium Term Financial Strategy 2015-18	To recommend Council to approve the Medium Term Financial Strategy for 2015-18, incorporating the Council's priorities, budget, policy proposals and capital programme.	Cabinet	11 Feb 2015		Alex Thompson	No
CE 14/15-28 Commissioning of 5-19 Healthy Child Programme (School Health Service)	To authorise officers to take all necessary actions to follow the procurement process re: the commissioning of 5-19 years Healthy Child Programme (School Health Process), including delegated authority to Portfolio Holders, the Director of Public Health and the Executive Director of Strategic Commissioning to award and conclude the contractual documentation with the successful tenderer.	Cabinet	11 Feb 2015		Jane Branson	No

Key Decision	Decisions to be Taken	Decision Maker	Expected Date of Decision	Proposed Consultation	How to make representation to the decision made	Private/ Confidential and paragraph number
CE 14/15-37 Cheshire East Council Energy Framework	To endorse and approve the proposed Energy Framework for Cheshire East.	Cabinet	11 Feb 2015			No
CE 14/15-45 School Funding Formula 2015-16	To authorise officers to implement the 2015-16 Schools Funding Formula.	Cabinet Member for Safeguarding Children and Adults	9 Feb 2015		Fintan Bradley, Head of Strategy, Planning and Organisation	No
CE 14/15-29 Crewe Town Centre Regeneration Delivery Framework	To consider recommendations on a regeneration framework for Crewe town centre.	Cabinet	3 Mar 2015		Jez Goodman	No
CE 14/15-31 Adult Services Charging Policy Review 2015	<p>Approval to go to public consultation on a number of proposals around Adult Social Care charging – some of which are statutory requirements of the Care Act.</p> <p>The officers be authorised to take all necessary actions to implement changes outlined subject to the outcome of consultation.</p>	Cabinet	3 Mar 2015		Alison McCudden	

Key Decision	Decisions to be Taken	Decision Maker	Expected Date of Decision	Proposed Consultation	How to make representation to the decision made	Private/ Confidential and paragraph number
CE 14/15-41 Congleton Lifestyle Offer	<p>To note the outcome of assessments and consultation to date and approval to:</p> <ol style="list-style-type: none"> 1. Progress the modernisation of the existing leisure facilities by undertaking all required consultation, supporting assessments and studies to develop a detailed design; and 2. Delegate all necessary powers to the Executive Director for Strategic Commissioning to undertake procurement of a delivery partner and progress the scheme to a submission of a planning application. 	Cabinet	3 Mar 2015			No

Key Decision	Decisions to be Taken	Decision Maker	Expected Date of Decision	Proposed Consultation	How to make representation to the decision made	Private/ Confidential and paragraph number
CE 14/15-44 Energy Procurement - Corporate Buildings, Street Lighting and Schools	To seek agreement to use the procurement method recommended. To appoint West Mercia Energy as the preferred provider.	Cabinet	3 Mar 2015			No
CE 14/15-47 Community Equipment Service - Provision of Larger Equipment	To authorise officers to take all necessary actions to procure two equipment framework agreements. One framework will be to enable the purchase of adult equipment. The second framework will be to enable the purchase of children's equipment.	Cabinet	3 Mar 2015			No
CE 14/15-49 Disposal of Council Land at Earl Road, Handforth	To authorise officers to take all necessary actions to dispose of the Council's surplus land holdings at Earl Road, Handforth to a specific purchaser (following a recently completed comprehensive open market exercise) in order to create jobs, support economic growth and generate substantial capital receipts.	Cabinet	3 Mar 2015		Darran Lawless, Head of Development	No

Key Decision	Decisions to be Taken	Decision Maker	Expected Date of Decision	Proposed Consultation	How to make representation to the decision made	Private/ Confidential and paragraph number
CE14/15-18 Cheshire Homechoice - Allocation Policy Review	To approve the final version of the Cheshire Homechoice Policy for adoption and authorise officers to take all necessary steps to implement the revised Housing Allocation Policy. Cheshire Homechoice is the Choice Based Lettings Partnership between Cheshire East Council and Registered Providers who allocate Social Housing in Cheshire East.	Cabinet	31 Mar 2015		Karen Carsberg	
CE 14/15-43 Digital Customer Services	To authorise officers to take all necessary actions to implement the future 'digital by design' operating model for customer contact.	Cabinet	31 Mar 2015		Paul Bayley	No
CE 14/15-46 Determination of Local Authority Co-ordinated Scheme and Admission Arrangements	To approve the Local Authority's Co-ordinated Scheme and Admission Arrangements for 2016/17.	Cabinet	31 Mar 2015		Barbara Dale	No

Key Decision	Decisions to be Taken	Decision Maker	Expected Date of Decision	Proposed Consultation	How to make representation to the decision made	Private/ Confidential and paragraph number
CE 14/15-50 The Care Act in Cheshire East	To provide an overview of the Care Act, regulations and statutory guidance in advance of the implementation of the Act from April 2015, and to seek approval for planned activity to prepare for implementation.	Cabinet	31 Mar 2015			No
CE 14/15-33 Strategic Asset Management Plan	To accept the new Strategic Asset Management Plan and authorise the officers to take all necessary actions to implement it.	Cabinet	28 Apr 2015		Julian Cobley	No
CE 14/15-38 Cheshire East Housing Strategy 2016-2021	Initially to authorise officers to release a draft version of the Strategy for public consultation. Subject to the consultation response, ratify the Strategy and authorise officers to implement all initiatives and actions contained therein.	Cabinet	28 Apr 2015		Karen Carsberg	No
CE 14/15-42 Cheshire East Indoor Facility and Playing Pitch Strategies	To adopt both the Indoor Facility and the Playing Pitch Strategies in support of the Council's Local Plan.	Cabinet	28 Apr 2015		Mark Wheelton	No

Key Decision	Decisions to be Taken	Decision Maker	Expected Date of Decision	Proposed Consultation	How to make representation to the decision made	Private/ Confidential and paragraph number
CE 14/15-48 Alderley Park Development Framework	To consider the outcome of the public consultation and approve the use of the Development Framework for development management purposes.	Cabinet	28 Apr 2015		Adrian Fisher, Head of Planning and Policy	No

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