

Environment Overview and Scrutiny Committee

Agenda

Date: Thursday, 26th November, 2015
Time: 10.30 am
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. **Minutes of Previous meeting** (Pages 1 - 4)

To approve the minutes of the meeting held on 17 September 2015

3. **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.

4. **Whipping Declarations**

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

5. **Public Speaking Time/Open Session**

For requests for further information

Contact: Katie Small

Tel: 01270 686465

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

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.

6. **Speed Management Strategy**

To receive a presentation and provide input on developing the Speed Management Strategy.

7. **Forward Plan** (Pages 5 - 12)

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

8. **Work Programme** (Pages 13 - 20)

To give consideration to the work programme

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Environment Overview and Scrutiny Committee**
held on Thursday, 17th September, 2015 at Committee Suite 1,2 & 3,
Westfields, Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor J Wray (Chairman)
Councillor G Barton (Vice-Chairman)

Councillors H Davenport, N Mannion, A Martin, M Parsons, B Roberts and
G M Walton (substitute)

In attendance

Councillor R Menlove
Councillor D Stockton – Portfolio Holder for Regeneration and Assets
R Kemp - Commissioning Manager for Waste and Environment
M'O Neill – Major Projects Manager

11 APOLOGIES FOR ABSENCE

An apology for absence was received from Councillor M Hardy

12 MINUTES OF PREVIOUS MEETING

Consideration was given to the minutes of the meeting held on 30 July 2015.

RESOLVED

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

13 DECLARATIONS OF INTEREST

There were no declarations of interest.

14 WHIPPING DECLARATIONS

There were no whipping declarations

15 PUBLIC SPEAKING TIME/OPEN SESSION

There were no members of the public present wishing to speak

16 ENERGY PROGRAMME UPDATE

The Committee received a presentation on the energy programme to date. The presentation detailed:

- Cheshire East Energy Framework
- Thematic objectives and programme in the energy framework
- What energy supply companies do in the public sector
- Types of energy supply companies
- What models are being used by other authorities
- Current position in the development of Cheshire East Energy Limited (CEEL)
- CEEL objectives.

It was highlighted that CEEL currently had no relationship with OVO. Options were currently being investigated and a decision would be made over the next few months.

It was noted that 2756 residents had taken up the fairer power offer, which was on track to hit the business plan target.

RESOLVED

That the update be received

17 HIGHWAY ASSET MANAGEMENT POLICY AND STRATEGY

Due to the lack of officer attendance for this item, it was agreed that any comments would be submitted to the officer directly

RESOLVED

That any comments be submitted to the Strategic Commissioning Manager

18 QUARTER 1 ANSA AND ORBITAS REPORTS

Consideration was given to the first quarter reports for Ansa and Orbitas. In the first quarter Ansa Environmental Services reported anticipated annual costs within the agreed management fee. As part of this fee Ansa was set to deliver £500k of savings. There was a £200k pressure this year associated with the need to profile savings targets that were to be achieved by re-letting the waste disposal contract. This would be delayed 12 months until completion of the current Environmental hub infrastructure program. It was noted that complaints were low for Ansa.

In this first quarter Orbitas was forecasting that it would deliver services within the management fee and was reporting compliance with its performance indicator targets. It was noted that work was underway to provide an 'Orbitas Funeral', the aim being to provide the bereaved with financial transparency and to lower the cost of a funeral.

Members raised the following questions, to which R Kemp agreed to circulate a response:

- How many funerals fell to the Council each year because of no known relatives and are they covered by the management fee?
- why it had been agreed not to rebuild the bridge at the valley project in Macclesfield
- how many cardboard coffins were used and did they cause any problems for the service

Members had recently attended a tour of the Ansa facilities which Members found most useful and wished to thank the officers involved.

RESOLVED

That the first quarter reports be received

19 **FORWARD PLAN**

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

RESOLVED

That Members receive a briefing on Sydney Road Bridge, Congleton Link Road and Poynton Relief Road.

20 **WORK PROGRAMME**

Consideration was given to the work programme. It was agreed that the Committee should receive an update on Sydney Road Bridge Replacement Scheme, Congleton Link Road and Poynton Relief Road. It was also agreed that the possibility of a review of the bus services be considered at a later date.

RESOLVED

- That the Committee receive an update on Sydney Road Bridge Replacement Scheme, Congleton Link Road and Poynton Relief Road.
- That a review of the rail services be added to the work programme.

The meeting commenced at 10.30 am and concluded at 11.40 am

Councillor J Wray (Chairman)

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FORWARD PLAN FOR THE PERIOD ENDING 29TH FEBRUARY 2016

This Plan sets out the key decisions which the Executive expects to take over the period indicated above. The Plan is rolled forward every month. A key decision is defined in the Council's 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 Council's 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 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 at Council Offices.

This Forward Plan also provides notice that the Cabinet, or a Portfolio Holder, may decide to take a decision in private, that is, with the public and press excluded from the meeting. In accordance with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, 28 clear days' notice must be given of any decision to be taken in private by the Cabinet or a Portfolio Holder, with provision for the public to make representations as to why the decision should be taken in public. In such 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, together 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 the 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, please email:

Paul Mountford, Democratic Services Officer paul.mountford@cheshireeast.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 clear 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 provide for urgent key decisions to be made. Any decision made in this way will be published in the same way.

Forward Plan

| 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 15/16-16 Approval of District Heating Joint Venture Partner | To note the outcome of the procurement process undertaken by officers; to approve the appointment of the identified joint venture partner for district heating; and to delegate authority to officers to take all necessary actions to establish the joint venture partnership with the identified partner. | Cabinet | 10 Nov 2015 | | | No |
| CE 15/16-5 Cheshire Skills and Growth | To approve the findings of the options appraisal in respect of skills and growth services, and to authorise officers to take all necessary actions to implement the proposals. | Cabinet Member for Regeneration and Assets | 30 Nov 2015 | | | No |
| CE 15/16-20 Temporary Agency Workers Contract Award | To approve the outcome of the procurement process and award a contract for a period of three years, with an option to extend for a further 12 months, commencing 1st April 2016. | Cabinet Member for Performance | 7 Dec 2015 | | Rosie Ottewill | 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 15/16-22 Implementing the Care Act - Moving to a Local and Personalised System of Care and Support | <p>to approve, in line with the requirements of the Care Act 2014, a change in Council policy to commission all care services from the broader care sector. This will facilitate the move to a personalised system of care and support which facilitates the principle of choice and control for residents in the access and purchasing of care services.</p> <p>To delegate the approval of alternate arrangements to provide care services in the independent sector to the Director of Adult Social Care and Independent Living, in consultation with the Portfolio Holder for Care and Health in the Community.</p> <p>To approve a transitional arrangement while alternative care and support services are secured in the market. During this period Care4CE will continue to offer support. Care and support will no longer be provided by Care4CE, once alternative provision is in place.</p> | Cabinet | 8 Dec 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 15/16-21 Crewe Town Centre Regeneration Delivery Framework for Growth | To consider the findings of the recent 'Your Town - Your Choice' consultation and agree proposed revisions to the draft Crewe Town Centre Regeneration Framework for Growth report. | Cabinet Member for Regeneration and Assets | 15 Dec 2015 | | | No |
| CE 15/16-17 Print and Post Hybrid Strategy | To seek authority to proceed with a hybrid print and post strategy. | Cabinet | 12 Jan 2016 | | | No |
| CE 15/16-18 Bentley Development Framework | To approve the development framework as a consultation draft document; and to agree to review the development framework following public consultation with a view to considering endorsing the final version of the document as a material consideration when determining future planning applications on the site. | Cabinet | 12 Jan 2016 | | Caroline Simpson, Executive Director of Economic Growth and Prosperity | 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 15/16-19 Peter Mason Leisure Centre (Congleton) | To consider the outcome of a condition survey on the integrity of the pool and whether or not the refurbishment of the pool is feasible and economically viable. In the event that the refurbishment of the pool is not feasible and economically viable, to consider a proposal to deliver a new pool and enhanced dry side leisure offer within the agreed budget. | Cabinet | 12 Jan 2016 | | Mark Wheelton | No |
| CE 15/16-7 Congleton Link Road - Approval to Proceed with the Compulsory Purchase of Land and Agreement to the Procurement Strategy | To authorise officers to proceed with the steps required to compulsorily purchase land for Congleton Link Road, and to seek approval of the procurement strategy. | Cabinet | 9 Feb 2016 | | Paul Griffiths | 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 15/16-8 Poynton Relief Road - Procurement Strategy | The Poynton Relief Road forms an important part of the Council's strategy of enabling job creation, delivering housing growth and addressing long standing traffic congestion and environmental issues in the town, as well as delivering an important part of the wider SEMMMS Strategy. The report will outline the work undertaken to identify the procurement process to appoint a contractor in order to construct the scheme. The report will also seek authority for the officers to undertake all necessary actions to implement the proposal. | Cabinet | 9 Feb 2016 | | Paul Griffiths | No |
| CE 15/16-9 Medium Term Financial Strategy 2016-19 | To approve the Medium Term Financial Strategy for 2016-19, incorporating the Council's priorities, Budget, Policy Proposals and Capital Programme. | Council | 25 Feb 2016 | | Alex Thompson | No |
| CE 14/15-42 Cheshire East Indoor Facility Strategy | To adopt the Indoor Facility Strategy in support of the Council's Local Plan. | Cabinet | 8 Mar 2016 | | 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 15/16-10 Cheshire East Playing Pitch Strategy | The primary purpose of the Playing Pitch Strategy (PPS) is to provide a strategic framework which ensures that the provision of outdoor playing pitches meet the local needs of existing and future residents within Cheshire East. The required decision is for the Strategy to be adopted by the Council and to authorise Officers to take all necessary actions to implement the strategy. | Cabinet | 8 Mar 2016 | | | No |

CHESHIRE EAST COUNCIL

REPORT TO: ENVIRONMENT OVERVIEW AND SCRUTINY COMMITTEE

| | |
|-------------------------|----------------------------|
| Date of Meeting: | 26 November 2015 |
| Report of: | Governance and Stewardship |
| Subject/Title: | Work Programme update |

1.0 Report Summary

- 1.1 To review items in the 2014/2015 Work Programme listed in the schedule attached, together with any other items suggested by Committee Members.

2.0 Recommendations

1. That the 2014/2015 work programme be reviewed.
2. That Councillors R Bailey, N Mannion and B Roberts be appointed to the Fly Tipping Task and Finish Group and the Chairman for that Group be appointed.

3.0 Reasons for Recommendations

- 3.1 It is good practice to agree and review the Work Programme to enable effective management of the Committee's business.

4.0 Wards Affected

- 4.1 All

5.0 Local Ward Members

- 5.1 Not applicable.

6.0 Policy Implications including - Carbon reduction - Health

- 6.1 Not known at this stage.

7.0 Financial Implications

- 7.1 Not known at this stage.

8.0 Legal Implications

8.1 None.

9.0 Risk Management

9.1 There are no identifiable risks.

10.0 Background and Options

10.1 Members are asked to review the schedule attached to this report, and if appropriate, add new items or delete items that no longer require any scrutiny activity. When selecting potential topics, Members should have regard to the Council's new three year plan and also to the general criteria listed below, which should be applied to all potential items when considering whether any Scrutiny activity is appropriate.

Further to the last meeting of the Committee, Councillors R Bailey, Mannion and Roberts have requested to sit on the Fly Tipping Task and Finish Group. A Chairman will need to be appointed to that group.

The following questions should be asked in respect of each potential work programme item:

- Does the issue fall within a corporate priority;
- Is the issue of key interest to the public;
- Does the matter relate to a poor or declining performing service for which there is no obvious explanation;
- Is there a pattern of budgetary overspends;
- Is it a matter raised by external audit management letters and or audit reports?
- Is there a high level of dissatisfaction with the service;

10.2 If during the assessment process any of the following emerge, then the topic should be rejected:

- The topic is already being addressed elsewhere
- The matter is subjudice
- Scrutiny cannot add value or is unlikely to be able to conclude an investigation within the specified timescale

11 *Access to Information*

The background papers relating to this report can be inspected by contacting the report writer:

Name: Katie Small
Designation: Scrutiny Officer
Tel No: 01270 686465
Email: katie.small@cheshireeast.gov.uk

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Environment Overview and Scrutiny Committee

Meetings

| | | | | | |
|--|--|--|--|--|--|
| Date:26/11/15 Time:10.30am Venue: Committee suite, Westfields | Date:22/12/15 Time:10.30am Venue: Capesthorpe Room, Macclesfield Informal meeting | Date:28/01/16 Time:10.30am Venue: Committee suite, Westfields | Date:11/02/16 Time:10.30am Venue: Capesthorpe Room, Macclesfield Informal meeting | Date:24/03/16 Time:10.30am Venue: Committee suite, Westfields | Date:28/04/16 Time:10.30am Venue: Capesthorpe Room, Macclesfield Informal meeting |
|--|--|--|--|--|--|

Essential items

| Item | Description/purpose of report/comments | Lead Officer/ organisation/ Portfolio Holder | Suggested by | Current position | Key Dates/ Deadlines |
|---------------------------|---|--|-------------------------|-------------------------------|----------------------|
| Speed Management Strategy | To prepare the Council's Speed Management Strategy for a borough wide speed limit review. Cllr B Roberts to attend workshop on 13 August and report back to the Committee. | D Brown P Traynor | P Traynor/ Committee | Current policy is out of date | 26/11/2015 |
| Car Parking Strategy | To develop a car parking strategy for Cheshire East | S Cordon L Gilbert | S Cordon D Topping | Possible Task and Finish | 24/03/2016 |
| Parking Enforcement | To consider the review of the service | D Laycock S Cordon L Gilbert | D Laycock | Report | 24/03/2016 |

Environment Overview and Scrutiny Committee

Monitoring Items

| item | Description/purpose of report/comments | Lead Officer/ organisation/ Portfolio Holder | Suggested by | Current position | Key Dates/ Deadlines |
|--|---|--|------------------|---|-------------------------|
| Developing the Environmental Services Hub | To assist in and monitor the development of an Environmental Services Hub | D Stockton R Kemp | | | 11/02/2016 |
| Monitoring Ansa and Orbitas | To scrutinise the performance of Ansa and Orbitas | R Kemp D Stockton | R Kemp | | 22 December 24 March |
| TSSL | To Scrutinise the performance Framework and performance | P Traynor/ J Marsden D Brown | P Traynor | Performance monitoring reports to every public meeting after. | 26/11/2015 |
| Anaerobic Digestion Plant | To scrutinise the feasibility study | R Kemp D Stockton | R Kemp | Update | ongoing |
| Sydney Road Replacement Bridge Congleton Link Road Poynton Relief Road | To gain an understanding of the future works to be undertaken | D Brown P Griffiths | Committee Member | update | 28/01/2016 |
| Flood Risk Management | To give consideration to an annual report on Flood Risk Management | P Reeves | K Small | | 24/03/2015 |

Environment Overview and Scrutiny Committee

Possible Future/ desirable items

Street lighting

Option appraisals for new companies

Energy Company, Energy Policy, Geo Thermal Energy

Rail Network

Task and Finish Groups – Fly Tipping

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