

# Corporate Overview and Scrutiny Committee

## Agenda

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**Date:** Thursday, 6th April, 2017  
**Time:** 2.00 pm  
**Venue:** Committee Suite 1,2 & 3, Westfields, Middlewich Road,  
Sandbach CW11 1HZ

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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 3 - 6)

To approve the minutes of the meeting held on 9 March 2017.

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. **Declaration of Party Whip**

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**

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For any apologies or requests for further information, or to give notice of a question to be asked by a member of the public

**Contact:** Mark Nedderman

**Tel:** 01270 686459

**E-Mail:** [mark.nedderman@cheshireeast.gov.uk](mailto:mark.nedderman@cheshireeast.gov.uk)

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. **Devolution**

To receive a presentation from the Executive Director of Place.

7. **Highways Contract Procurement**

To consider a report of the Executive Director of Place. (to follow)

8. **Work Programme Progress Report** (Pages 7 - 14)

To review the work programme.

9. **Forward Plan** (Pages 15 - 22)

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

**CHESHIRE EAST COUNCIL**

Minutes of a meeting of the **Corporate Overview and Scrutiny Committee**  
held on Thursday, 9th March, 2017 at Committee Suite 1,2 & 3, Westfields,  
Middlewich Road, Sandbach CW11 1HZ

**PRESENT**

Councillor M Simon (Chairman)  
Councillor M Grant (Vice-Chairman)

Councillors Rhoda Bailey, S Corcoran, B Dooley, S Pochin, J Saunders,  
A Moran, L Smetham, B Walmsley, H Wells-Bradshaw and J Wray

**Apologies**

Councillors (none)

**59 MINUTES OF PREVIOUS MEETING**

RESOLVED – That the minutes of the meeting held on 2 February 2017 be confirmed as a correct record and signed by the Chairman.

**60 ALSO PRESENT**

Councillor Paul Bates – Communities and Health Portfolio Holder  
Councillor David Brown – Highways and Infrastructure Portfolio Holder  
Councillor Paul Findlow – Corporate Policy and legal Portfolio Holder  
Paul Traynor - Strategic Commissioning Manager - Highways

**61 DECLARATIONS OF INTEREST**

There were no declarations of interest.

**62 DECLARATION OF PARTY WHIP**

There were no declarations of the existence of a party whip.

**63 PUBLIC SPEAKING TIME/OPEN SESSION**

Sue Helliwell from Alsager attended the meeting and addressed the committee on issues connected with the task and finish group report on parking outside schools, which was on the agenda for today's meeting.

Sue specifically referred to letters she had received from two residents in Alsager in her capacity as a town councillor, which catalogued several incidents of indiscriminate parking by parents outside schools causing private drives to be blocked. On a few occasions this had led to altercations between parents and householders.

Sue also informed the committee that she had personal experience of witnessing buses being unable to travel along Pikemere Road Alsager due to indiscriminate parking in the vicinity of the school.

Finally, Sue suggested that the Council may wish to consider organising an annual event to encourage 'walking bus' events to try to encourage more parents to walk their children to school.

### 64 **PARKING OUTSIDE SCHOOLS**

The Committee considered a report of the Safer parking for Communities Around School's task and finish group.

The Committee had appointed a task and finish group at the request of the former portfolio holder for Communities to investigate inconsiderate parking of vehicles in the vicinity of schools. The aim of the task and finish group was to investigate innovative solutions to improve access for emergency vehicles and to generally improve safety for children, parents and residents.

#### RESOLVED

- (a) That the report be received;
- (b) That subject to the following three recommendations being amended as set out below, the recommendations contained in the task and finish report be approved:
  - That the safer routes to schools scheme be resurrected and safe cycling routes be promoted in accordance with the Cycling Strategy;
  - That the possibility of setting up arrangements whereby local spaces such as pub or community centre car parks can be used at drop off and pick up times, to encourage park and stride, be investigated.
  - That a walking to schools with hero's campaign be introduced – Police or Fire Officers could be involved in the introduction of walking buses.
- (c) That the final report, as amended, be submitted to Cabinet for consideration.

### 65 **HIGHWAYS PROCUREMENT PROCESS**

Paul Traynor attended the meeting and gave a presentation on five options currently under consideration to procure a new Highways contract.

The existing contract was awarded to Ringway Jacobs in 2011 following a competitive dialogue process.

A consultation was currently underway to soft market test the Councils preferred option for the procurement of the new contract and a formal recommendation was expected to be made to Cabinet on 11 April.

RESOLVED

- (a) That the presentation be received;
- (b) That the report containing the final recommendations on the procurement method be presented to the committee prior to it being considered by Cabinet.

**66 WORK PROGRAMME PROGRESS REPORT**

The Committee reviewed its work programme.

RESOLVED –

That subject to the following changes, the report be received:

Local Plan – delete

Add additional meeting on 6 April 2017 to consider a presentation on devolution and to consider the Highways contract procurement report.

**67 FORWARD PLAN**

RESOLVED – That the forward plan be received and noted

The meeting commenced at 2.00 pm and concluded at 3.27 pm

Councillor M Simon (Chairman)

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## CHESHIRE EAST COUNCIL

### REPORT TO: CORPORATE SCRUTINY COMMITTEE

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**Date of Meeting:** 6 April 2017  
**Report of:** Director of Legal Services  
**Subject/Title:** Work Programme update

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#### **1.0 Report Summary**

- 1.1 To review items in the 2016/2017 Work Programme listed in the schedule attached, together with any other items suggested by Committee Members.

#### **2.0 Recommendations**

That the 2016/2017 work programme be reviewed.

#### **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 The schedule attached has been updated to reflect the decisions taken by the Committee at its previous meeting.
- 10.2 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.
- 10.3 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.
- 10.4 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;
- 10.5 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:            Mark Nedderman  
Designation: Scrutiny Manager  
Tel No:         01270 686459  
Email:          mark.nedderman@cheshireeast.gov.uk

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## Corporate Overview and Scrutiny Committee 2016/17 updated March 2017

6 April 2017 Time: 2.00pm Venue: Committee Suite, Westfields	8 June 2017 Time: 2.00pm Venue: Committee Suite, Westfields	7 September 2017 Time: 2.00pm Venue: Committee Suite, Westfields	2 November 2017 Time: 2.00pm Venue: Committee Suite, Westfields	11 January 2018 Time: 2.00pm Venue: Committee Suite, Westfields	1 February 2018 Time: 2.00pm Venue: Committee Suite, Westfields
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### Essential items

Item	Description/purpose of report/comments	Outcome	Lead Officer/ organisation/ Portfolio Holder	Suggested by	Current position	Key Dates/ Deadlines
Performance Management Information	Quarterly reports on Performance and Budget	A responsible effective and efficient organisation	Chief Operating Officer, Finance and Assets Portfolio Holder	The Committee	Reports are considered in line with the Cabinet reporting cycle	8 June 2017, 7 September 2017, 2 November 2017, 1 February 2018
Budget Consultation 2018/19	Corporate will begin the 2017/18 budget consultation process in September 2016 and finally will collate ,on behalf of the 5 other O&S committees, a formal 'scrutiny' response	A responsible effective and efficient organisation	Chief Operating Officer, Finance and Assets Portfolio	The Committee	Formal consultation on the draft budget TBA	TBA

## Corporate Overview and Scrutiny Committee 2016/17 updated March 2017

			Holder			
Capital Programme	To be fed into the budget consultation process	A responsible effective and efficient organisation	Chief Operating Officer, Finance and Assets Portfolio Holder	The Committee	Formal consultation to be part of the budget process	TBA
Member facilities/Accommodation/Culture	To review member facilities and accommodation	A responsible effective and efficient organisation	Chief Operating Officer, Finance and Assets Portfolio Holder	The Chairman	Task and Finish group appointed 7 July 2016. Scoping meeting held and project plan agreed	Review expected to be completed by the end of April 2017
Devolution	To receive an update on devolution plans in Cheshire	Cheshire East has a strong and resilient economy.	Chief Executive/Leader of the Council	The Committee		6 April 2017
Highways Contract Procurement	To receive a report on the procurement process	Cheshire East is a green and sustainable place, A responsible effective and efficient organisation	Executive Director of Place	The Committee		6 April 2017
Digital Customer Services	To receive an update.	Cheshire East has a strong	Chief Operating	The Committee		8 June 2017

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		and resilient economy.	Officer Highways and Infrastructure portfolio Holder			
Cheshire East Communications Peer Review	To consider the peer review of the Council's Communications team undertaken by the Local Government association	Cheshire East has a strong and resilient economy.	Chief Executive Finance and Assets Portfolio Holder	The Committee		8 June 2017.

### Monitoring Items

### Possible Future/ desirable items

ORACLE - To review whether ORACLE is fit for purpose.

Review the Council's working arrangements with partners and other third parties specifically in relation to value for money.

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## **FORWARD PLAN FOR THE PERIOD ENDING 30<sup>TH</sup> JUNE 2017**

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](mailto: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 16/17-32 Extension of the Waste and Environmental Services Contract with Ansa Environmental Services	To amend the Council's contract with Ansa Environmental Services in accordance with the authority delegated to the Portfolio Holder for Regeneration by the Cabinet on 9 <sup>th</sup> February 2016.	Cabinet Member for Regeneration	March 2017		Ralph Kemp	
CE 16/17-35 Transfer of Former Manchester Metropolitan University (MMU) Campus in Alsager with Associated Sporting Facilities	To approve Cheshire East Council accepting the freehold transfer of the former MMU campus in Alsager and complete a modification contract and a back-to-back lease of the property to Everybody Sport and Recreation Ltd (ESAR) on terms to be agreed.	Cabinet	14 Mar 2017		Frank Jordan, Executive Director: Place	N/A

<b>Key Decision</b>	<b>Decisions to be Taken</b>	<b>Decision Maker</b>	<b>Expected Date of Decision</b>	<b>Proposed Consultation</b>	<b>How to make representation to the decision made</b>	<b>Private/ Confidential and paragraph number</b>
CE 16/17-36 Strategic Partnership for Children and Young People's Emotional Health and Wellbeing	To grant authority to the relevant Portfolio Holders to invest resources to allow the implementation of projects to facilitate the emotional health and wellbeing programme. In particular, to enter into a memorandum of understanding with East Cheshire CCG and South Cheshire CCG for the delivery of the Emotionally Health Schools jointly funded project.	Cabinet	14 Mar 2017		Kath O'Dwyer, Deputy Chief Executive and Executive Director: People	N/A
CE 14/15-42 Cheshire East Indoor Facility Strategy	To adopt the Indoor Facility Strategy in support of the Council's Local Plan.	Cabinet	11 Apr 2017		Mark Wheelton	No
CE 16/17-21 Commissioning a Voluntary, Community and Faith Infrastructure Service	To approve the commissioning of a Voluntary, Community and Faith Infrastructure Service from April 2017 and authorise the officers to take all necessary actions to implement the proposal.	Cabinet	11 Apr 2017		Stephanie Cordon, Head of Communities	Exempt by virtue of para 5
CE 16/17-33 Playing Pitch Strategy	To approve the Playing Pitch Strategy and authorise officers to implement the relevant action plans.	Cabinet	11 Apr 2017		Ralph Kemp	N/A

<b>Key Decision</b>	<b>Decisions to be Taken</b>	<b>Decision Maker</b>	<b>Expected Date of Decision</b>	<b>Proposed Consultation</b>	<b>How to make representation to the decision made</b>	<b>Private/ Confidential and paragraph number</b>
CE 16/17-37 Devolution to the Sub-Region	To authorise officers to commence public consultation on draft proposals relating to devolution to the sub-region.	Cabinet	11 Apr 2017		Frank Jordan, Executive Director: Place	N/A
CE 16/17-38 Sydney Road Replacement Bridge	To authorise officers to: 1. negotiate and enter into an agreement with Scottish Power to undertake the design and delivery for the diversion of the power cable; 2. negotiate and enter into an agreement with statutory undertakers to divert their services to enable construction of the replacement bridge; and 3. negotiate and enter into an agreement with Network Rail Infrastructure Projects to undertake accommodation works.	Cabinet	11 Apr 2017		Frank Jordan, Executive Director: Place	N/A

<b>Key Decision</b>	<b>Decisions to be Taken</b>	<b>Decision Maker</b>	<b>Expected Date of Decision</b>	<b>Proposed Consultation</b>	<b>How to make representation to the decision made</b>	<b>Private/ Confidential and paragraph number</b>
CE 16/17-39 Crewe Green Roundabout Improvements: Increase to Scheme Funding	To authorise the Executive Director Place, in consultation with the Portfolio Holder for Highways and Infrastructure, to complete the assembly of the necessary third party funding contributions for expenditure on the scheme and authorise the forward funding provision of the scheme. To approve a revised scheme estimate, authorise a capital budget increase to scheme funding provision, and authorise forward funding and approve a spend profile.	Cabinet	11 Apr 2017		Frank Jordan, Executive Director: Place	N/A
CE 16/17-40 Highway Service Contract Procurement	To approve the procurement strategy for the next Highway Service Contract, and to authorise the Executive Director Place, in consultation with the Portfolio Holder for Highways and Infrastructure, to tender the contract.	Cabinet	11 Apr 2017		Frank Jordan, Executive Director: Place	N/A

<b>Key Decision</b>	<b>Decisions to be Taken</b>	<b>Decision Maker</b>	<b>Expected Date of Decision</b>	<b>Proposed Consultation</b>	<b>How to make representation to the decision made</b>	<b>Private/ Confidential and paragraph number</b>
CE 15/16-8 Poynton Relief Road - Compulsory Purchase of Land	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 Cabinet has previously approved the procurement process for the Poynton Relief Road scheme. This report will seek authority for the compulsory purchase of land.	Cabinet	9 May 2017		Paul Griffiths	No
CE 16/17-25 Food Waste Collection Organic Waste Treatment Solution	To authorise officers to take all necessary actions to implement the proposal to bring to final tender the procurement for the treatment of food waste.	Cabinet	9 May 2017		Ralph Kemp	No

<b>Key Decision</b>	<b>Decisions to be Taken</b>	<b>Decision Maker</b>	<b>Expected Date of Decision</b>	<b>Proposed Consultation</b>	<b>How to make representation to the decision made</b>	<b>Private/ Confidential and paragraph number</b>
CE 16/17-34 Royal Arcade Redevelopment, Crewe - Reward of Contract to Development Partner	To approve that the Council enter into a development agreement with a named development partner selected following a recent procurement process, and to agree to fund those elements of the scheme as previously identified.	Cabinet	9 May 2017		Jez Goodman	N/A
CE 16/17-41 Procurement of Housing Repairs and Adaptations	To procure domestic repairs and adaptations for the benefit of supporting vulnerable residents to live independently in their own homes, and authorise officers to take all necessary actions to implement the proposal.	Cabinet	9 May 2017		Karen Whitehead	N/A
CE 16/17-11 Crewe HS2 Masterplan	To approve the HS2 masterplan for Crewe, and to authorise the Executive Director Place to enter into a public consultation on the masterplan in 2017.	Cabinet	11 Jul 2017		Andrew Ross	No