

Corporate Overview and Scrutiny Committee

Agenda

Date: Thursday, 12th January, 2017
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. **Minutes of Previous meeting** (Pages 3 - 6)

To approve the minutes of the meeting held on 1 December 2016.

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**

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

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. **Budget Consultation 2017 - 2019**

To consider Budget proposals as set out in the Council's Pre-Budget Consultation 2017/20 document, specifically in relation to Outcome 6 (A Responsible, Effective and Efficient Organisation)

The Pre-Budget Consultation 2017/20 Document has previously been circulated to Members and is available online at:

http://www.cheshireeast.gov.uk/council_and_democracy/your_council/council_finance_and_governance/cheshire_east_budget/cheshire_east_budget.aspx

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

8. **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, 1st December, 2016 at Committee Suite 1,2 & 3,
Westfields, Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor M Grant (Vice-Chairman) in the Chair.

Councillors Rhoda Bailey, S Corcoran, B Dooley, S Edgar, D Flude, S Pochin,
J Saunders, L Smetham, B Walmsley, H Wells-Bradshaw, J Wray and
C Browne

Apologies

Councillors M Simon and A Moran

34 MINUTES OF PREVIOUS MEETING

RESOLVED – That the minutes of the meeting held 3 November 2016 be confirmed as a correct record and signed by the Chairman.

35 ALSO PRESENT

Councillor Rachel Bailey – Leader of the Council
Councillor Janet Clowes – Portfolio Holder for Adult Care and Integration
Councillor Paul Findlow – Portfolio Holder for Corporate Policy and Legal Services
Peter Bates – Chief Operating Officer
Frank Jordan – Executive Director Place
Andrew Round - Director of Growth and Regeneration
Mark Palethorpe - Strategic Director of Adult Social Care and Health
Nigel Moorhouse - Director of Children's Social Care
Jacky Forster - Director of Education and 14-19 Skills
Tracy Ryan - Director of Children's Prevention & Support

36 DECLARATIONS OF INTEREST

There were no declarations of interest.

37 DECLARATION OF PARTY WHIP

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

38 PUBLIC SPEAKING TIME/OPEN SESSION

There were no members of the public present who wished to speak.

39 PRE - BUDGET CONSULTATION

The Committee considered a report of the Chief Operating Officer relating to the pre-budget consultation 2017 to 2020.

The Committee had been briefed on 4th November about how the Pre-Budget consultation would be conducted. The pre-budget consultation document provided options to create sustainable services focused around an even split between raising additional funds through taxation and reducing costs through service change.

The Council had accepted an offer from the Government to fix general grant levels over the next three years. This would provide greater support and certainty for the Council.

The pre-budget consultation report was structured around the Council's six outcomes.

The Committee reviewed each of the outcomes in turn and questioned the respective Executive Director/Service Head on the specific details relating to each budget proposal.

RESOLVED –

(a) That the update on the Pre-Budget Consultation process be received and the following specific matters noted:

- (1) That the consultation has started and feedback, to inform the Cabinet's Budget recommendations to Council, can be received up to 10th January 2017;
- (2) That the Council's request for a Multi-Year financial settlement, from the Department of Communities and Local Government, has been formally accepted;
- (3) That the Chancellor's Autumn Statement has not raised specific risks in relation to estimates contained within the Pre-Budget Consultation document

(b) That the Director of Education 14-19 Skills be requested to produce a briefing note for Members of the Council to be circulated outside of the meeting to explain the Section 106 EFA grant position.

40 WORK PROGRAMME PROGRESS REPORT

The Committee reviewed its work programme.

RESOLVED – that the work programme be received and noted.

41 FORWARD PLAN

The Committee reviewed the forward plan.

RESOLVED – That the forward plan be received and noted.

The meeting commenced at 2.00 pm and concluded at 3.18 pm

Councillor Mo Grant (Vice Chairman)

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CHESHIRE EAST COUNCIL

REPORT TO: CORPORATE SCRUTINY COMMITTEE

Date of Meeting: 12 January 2017
Report of: Director of Legal Services
Subject/Title: Work Programme update

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 December 2016

12 January 2017 Time: 2.00pm Venue: Committee Suite, Westfields	9 March 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
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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	7 July 2016, 8 September 2016, 3 November 2016, 9 March 2017
Budget Consultation 2017/18	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	8 September 2016 3 November 2016 1 December 2016 12 January 2017

Corporate Overview and Scrutiny Committee 2016/17 updated December 2016

			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		Formal consultation to be part of the budget process	TBA
Parking Outside Schools	To explore opportunities to improve highway safety around schools across the borough at drop off and pick up times	Our local communities are strong and supportive	Communities Portfolio Holder	Highways and Infrastructure Portfolio Holder and Head of Communities	Task and Finish Group appointed	9 March 2017
Local Plan	To review the local plan process	Cheshire East has a strong and resilient economy. Cheshire East is a green and sustainable place.	Executive Director - Place Housing and Portfolio Holder	Executive Director - Place & Housing and Planning Portfolio Holder		update 9 March 2017
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 March 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 31ST MARCH 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

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 16/17-20 Crewe Nurseries	To give delegated authority to the Executive Director- People and Deputy Chief Executive, in consultation with the Portfolio Holder, to award a contract for the Children's Residential Home tender.	Cabinet	17 Jan 2017		Kath O'Dwyer, Deputy Chief Executive and Executive Director: People	No
CE 16/17-28 Connecting Cheshire Phase 3 Gainshare Broadband Extension	To approve the proposed contract change, thereby extending the roll out of superfast broadband to an additional 5,307 premises, taking superfast coverage to 97.4% across Cheshire.	Cabinet	17 Jan 2017		Julian Cobley	NA
CE 16/17-30 Disley Primary School - School Expansion Proposals	Subject to consultation with community stakeholders, to consider the issuing of a public notice on the proposed expansion of Disley Primary School.	Cabinet Member for Children and Families	24 Jan 2017		Jacky Forster	NA

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 and 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. One report will outline the work undertaken to identify the procurement process to appoint a contractor in order to construct the scheme. A second report will outline the statutory process. A third report will seek authority for the compulsory purchase of land. The reports will also seek authority for the officers to undertake all necessary actions to implement the proposals.	Cabinet	7 Feb 2017		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 16/17-19 Highways Service Contract Re-Procurement	To approve the contract model, procurement route and project management framework, and to authorise the officers to progress the re-procurement exercise in consultation with the Portfolio Holder.	Cabinet	7 Feb 2017		Frank Jordan, Executive Director: Place	No
CE 16/17-27 Determination of Local Authority Co-ordinated Scheme and Admission Arrangements 2018/19	To approve the Council's Co-ordinated Scheme and Admission Arrangements for 2018/19.	Cabinet	7 Feb 2017		Kath O'Dwyer, Deputy Chief Executive and Executive Director: People	N/A
CE 16/17-29 Connecting Cheshire - Digital 2020 Programme	To proceed with the next phase of Connecting Cheshire Broadband, the Digital 2020 programme which will further enhance access to digital technology for SMEs and residents in the Cheshire and Warrington LEP area.	Cabinet	7 Feb 2017		Dan Griffiths	NA

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 16/17-4 Medium Term Financial Strategy 2017-20	To approve the Medium Term Financial Strategy for 2017-20, incorporating the Council's priorities, budget, policy proposals and capital programme.	Council	23 Feb 2017		Alex Thompson	No
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	14 Mar 2017		Andrew Ross	No
CE 16/17-24 Cheshire Energy Networks Ltd Business Plan	To seek Cabinet's endorsement of the business plan for Cheshire Energy Networks Ltd. It is intended that the business plan will provide the framework for the company's activities for the next five years.	Cabinet	14 Mar 2017		Frank Jordan, Executive Director: Place	
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	14 Mar 2017		Ralph Kemp	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 14/15-42 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

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