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Environment and Regeneration Overview and Scrutiny Committee

Agenda

Date: Thursday, 4th May, 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.

It should be noted that Part 1 items of Cheshire East Council decision making and Overview and Scrutiny meetings are audio recorded and the recordings will be uploaded to the Council's website

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

- 1. Apologies for Absence
- 2. **Minutes of the Previous Meeting** (Pages 3 6)

To give consideration to the minutes of the meeting held on 21 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. 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/Open Session

Contact: Katie Small **Tel**: 01270 686465

E-Mail: katie.small@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. Supported Bus Service Review

To discuss the revised network proposals for public consultation ahead of the discussion at Cabinet on 9 May 2017 - report to follow

7. Food Waste Collection, Organic Waste Treatment Solution

To give consideration to the Cabinet report that seeks approval to appoint the preferred bidder in the organic waste treatment procurement – report to follow.

8. Forward Plan (Pages 7 - 16)

To give consideration to the areas of the forward plan which fall within the remit of the Committee.

9. Work programme (Pages 17 - 26)

To give consideration to the work programme

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Environment and Regeneration Overview and Scrutiny Committee**

held on Tuesday, 21st March, 2017 at The Capesthorne Room - Town Hall, Macclesfield SK10 1EA

PRESENT

Councillor J Wray (Chairman)
Councillor H Wells-Bradshaw (Vice-Chairman)

Councillors H Davenport, T Dean, M Hardy, N Mannion, A Martin, B Roberts and M Parsons.

In Attendance

A Clarke – Principal Planning Officer

P Davies - Investment Manager, Highways (commissioning)

A Fisher - Head of Planning Strategy

R Kemp – Commissioning Manager, Waste and Environment Service

P Reeves - Flood Risk Manager

16 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors D Bailey, D Bebbington and M Hardy

17 MINUTES OF THE PREVIOUS MEETING

Consideration was given to the minutes of the meeting held on 26 January 2017.

RESOLVED

That the minutes of the meeting be approved as a correct record subject to Councillor H Davenport being included in the list of apologies.

18 **DECLARATIONS OF INTEREST**

There were no declarations of interest.

19 WHIPPING DECLARATIONS

There were no whipping declarations.

20 PUBLIC SPEAKING/OPEN SESSION

There were no members of the public present wishing to speak

21 COMMUNITY INFRASTRUCTURE LEVY PROGRESS UPDATE

Consideration was given to the latest position in developing the Community Infrastructure Levy (CIL), charging schedule and work undertaken concerning the potential for introducing CIL in Cheshire East.

RESOLVED

- 1. That Members note the CIL Preliminary draft Charging Schedule and initial Draft Regulation 123 list.
- 2. That Members note the Preliminary Draft Charging Schedule consultation is the first of two consultations (governed by the CIL regulations (2010 as amended) on a potential future CIL Charge for Cheshire East, to be followed by an examination in public anticipated later in 2017.
- 3. That Members note that the Housing White Paper, published on 7 February 2017 sets out that Government is currently exploring longer term reforms to the system of developer contributions (S.106 and CIL).

22 FOOD WASTE COLLECTION

Consideration was given to a presentation updating Members on food waste collection. The presentation detailed:

- The current provision and situation
- Proposals for change to utilise energy generation to process 40,000 tonnes of kerbside collected organic waste by sustainable bio technologies such as anaerobic digestion, to generate heat and power and proposals for organic waste treatment to collect food in garden waste.
- 3 solutions put forward by bidders.
- The proposed site.
- Next steps waste treatment report to be submitted to Cabinet in May 2017 and implemented in April 2019.

RESOLVED

That the proposals be supported.

23 HOUSEHOLD WASTE AND RECYCLING CENTRES REVIEW

Consideration was given to a presentation updating Members on the Household Waste recycling Centre Review. Following the public consultation, the Council would be working with Ansa and their contractor to assist with implementing the following changes to the network:

- Reduction of operating hours starting 2017 April to September 8.30am 5pm, October to March 8.30am 4pm. In response to consultation late night 1 day per week on all sites.
- Charging for rubble anticipated for early 2018 at all sites.
- Allowing trade dispersal for early 2018 starting initially at 2 sites.
- Arclid to remain open for 6 months until September 2017 to allow further dialogue with Sandbach Town Council.

RESOLVED

That the update be received.

24 DRAFT LOCAL FLOOD RISK MANAGEMENT STRATEGY 2017

Consideration was given to the Draft Flood Risk Management Strategy 2017, which had been amended to reflect changes in the past 12 months and a presentation which detailed:

- The Flood Risk Team
- Flood and Water Management Act 2010 Principal New Duties
- Flooding A New Priority
- An outline of the strategy
- The severe weather events in Cheshire East

RESOLVED

- 1. That the Flood Risk Management Strategy 2017 be endorsed and be recommended to be rolled out for consultation.
- 2. That the work of the Flood Risk Management Team be commended.

25 FORWARD PLAN

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

RESOLVED

That the forward plan be received.

26 WORK PROGRAMME

Consideration was given to the work programme.

RESOLVED

That following the enactment of the Homelessness Bill, homelessness in Cheshire East be added to the work programme for 16 November 2017.

The meeting commenced at 2.00 pm and concluded at 4.05 pm

Councillor J Wray (Chairman)





FORWARD PLAN FOR THE PERIOD ENDING 31ST JULY 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 of 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, Executive 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 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 16/17-33 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
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	N/A

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 16/17-38 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

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 16/17-39 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

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 - 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	Partly exempt - para 3
CE 16/17-42 A500 Dualling	To approve the preferred route option to provide a dual carriageway of the A500 and approval of further scheme development.	Cabinet	9 May 2017		Paul Griffiths	N/A

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 16/17-43 ICT Services 5 Year Investment Programme 2017-2022	To approve the procurement of Microsoft Cloud migration partner services through Digital Marketplace G-Cloud 8 at an estimated cost of £5.31M (excluding VAT) over a 2 year contract period.	Cabinet	9 May 2017		Gareth Pawlett, ICT Manager	N/A
CE 16/17-36 Strategic Partnership for Children and Young People's Emotional Health and Wellbeing	To seek approval 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.	Council	17 May 2017		Kath O'Dwyer, Deputy Chief Executive and Executive Director: People	N/A

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 16/17-34 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	13 Jun 2017		Jez Goodman	N/A
CE 16/17-37 Devolution to the Sub-Region	To authorise officers to commence public consultation on draft proposals relating to devolution to the subregion.	Cabinet	13 Jun 2017		Frank Jordan, Executive Director: Place	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	13 Jun 2017		Karen Whitehead	N/A

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 16/17-44 Conditional Sale of Land at Longridge, Knutsford	To authorise officers to advertise the intention to dispose of the land identified as open space in accordance with the Local Government Act, the consultations to be considered by the Portfolio Holder for Regeneration, and approve the freehold disposal of the Land at Longridge, Knutsford.	Cabinet	13 Jun 2017		Lee Beckett	Exempt - para 5
CE 16/17-45 Self-Build Register	To consider whether to charge a fee for entry onto the Council's Self-Build Register and also whether to set eligibility criteria.	Cabinet	13 Jun 2017		Karen Carsberg	N/A
CE 16/17-46 Procurement of Translation and Interpretation Services	To grant delegated authority to the Chief Operating Officer in consultation with the Portfolio Holder for Corporate Policy and Legal Services to award a contract to the successful tenderers for the procurement of translation and interpretation services.	Cabinet	13 Jun 2017		Peter Bates, Chief Operating Officer	N/A

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 16/17-11 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
CE 16/17-47 Medium Term Financial Strategy 2018- 21	To approve the Medium Term Financial Strategy for 2018-21, incorporating the Council's priorities, budget, policy proposals and capital programme.	Council	22 Feb 2018		Alex Thompson	N/A

CHESHIRE EAST COUNCIL

REPORT TO: ENVIRONMENT AND REGENERATION OVERVIEW AND SCRUTINY COMMITTEE

Date of Meeting:

4 May 2017

Report of: Subject/Title:

Director of Legal Services 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 2017/2018 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 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.
- 10.2 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 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:
- 10.4 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@ch

katie.small@cheshireeast.gov.uk



Date:	Date:20.06.2017	Date:19.9.17	Date:16.11.2017	Date:23.01.2018	Date:20.03.2018
04.05.2017	Time: 2.00pm	Time: 2.00pm	Time: 2.00pm	Time: 2.00pm	Time: 10.30am
Time: 2.00pm	Venue:	Venue: Council	Venue: Capesthorne	Venue: R1 & R2,	Venue:R1 & R2,
Venue:	Committee	Chamber,	Room, Macclesfield	Westfields	Westfields
Committee	Suite, Westfields	Crewe			
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
Bus service review methodology and consultation	To scrutinise the bus the service routes review	Our local communities are strong and supportive	Transport Service Solutions – Manager. Portfolio Holder for Highways and Infrastructure	Committee	Committee report	2 further reports – TBC ag 4 May 2017 P
Winter Service	To review the winter service	Our local communities are strong and supportive/ Cheshire is a green and sustainable place	Commissioning manager for Highways	Commissioning Manager for Highways	Committee report	April 2017
Flood Risk Management	To scrutinise the flood risk management in Cheshire East. Report received on 21 March.	Cheshire is a green and sustainable place	Commissioning manager for Highways	Scrutiny requirement	Annual review - presentation	21 March 2017

Food waste Collection, Organic waste Treatment Solution	To scrutinise the progress made. Report received on 21 March. Further progress reports TBA	Cheshire is a green and sustainable place	Strategic Commissioner for Waste. Portfolio Holder for Regeneration	Strategic Commissioner for Waste.	Update report Site visit in July 2017	21 March 2017
Household waste recycling centres review	To scrutinise the results of the consultation. Report received on 21 March. Further progress reports TBA	Cheshire is a green and sustainable place	Strategic Commissioner for Waste.	Committee	Committee report	20 March 2018
Strategic Asset Management Plan and disposal Strategy	To monitor the implementation of SAMP and the transfer of surplus assets	Responsible effective and efficient organisation	Head of Asset Management	Committee	Update received at May 2016 meeting. Item on Transfers to Town and Parishes TBC	21 September 2017
Local Plan	Monitor site allocations, housing delivery and impact on other strategies	Cheshire East is a green and sustainable place	Head of Planning Strategy	Committee	Update report	23 November 2017
Homelessness	Following the enactment of the Homelessness Bill, to receive a report on homelessness in Cheshire East.	People live well and for longer.	Strategic Housing Manager	Committee	Committee report. Possible Task and Finish	23 November 2017
Outline Green Infrastructure Strategy	To develop a strategy	Cheshire East is a green and sustainable place		Portfolio Holder	T&F	23 November 2017

Monitoring Items

item	Description/purpose of report/comments	Outcome	Lead Officer/ organisation/ Portfolio Holder	Suggested by	Current position	Key Dates/ Deadlines
Monitoring Ansa and Orbitas	To scrutinise the performance of Ansa and Orbitas	Our local communities are strong and supportive/ Cheshire is a green and sustainable place	Strategic Commissioner for Waste. Portfolio Holder for regeneration	Strategic Commission er for Waste.	Ongoing Performance report	22 June 2017
Highways Service	To scrutinise the performance of the highways service	Our local communities are strong and supportive/ Cheshire is a green and sustainable place	Strategic Commissioner for Highways	Strategic Commission er for Highways	Ongoing Performance report	22 June 2017
TSSL	To Scrutinise the performance Framework and performance	Cheshire is a green and sustainable place	Chief Operating Officer. Portfolio Holder for Highways and Infrastructure	Committee	Performance report	22 June 2017
Civicance	To monitor the progress of the ASDV and delivery on targets. Report to include staffing	Cheshire East has a strong and resilient economy	Executive Director Place	Committee	Performance report	22 June 2017

	levels and turnover, performance and workload.					
Skills and Growth ASDV	To monitor the implementation of Cabinet decision to set up new ASDV and have an input into its role and services	Cheshire East has a strong and resilient economy & People have the life skills and education they need to thrive	Head of Investment	Committee	Performance report	22 June 2017
Cheshire East Engine of the North	To scrutinise the performance of EotN	Cheshire East has a strong and resilient economy	Executive Director Place	Committee	Performance report	22 June 2017
Tatton Park Enterprises and Tatton Park	To receive the quarterly performance monitoring report.	Strong and resilient community/ people live well and for longer	Countryside, Culture & Visitor Economy Manager Portfolio Holder for Highways and Infrastructure	Committee	Performance report	22 June 2017
Apprenticeships	To receive an update on the impact of the Task and Finish Groups review	Cheshire East has a strong and resilient economy & People have the life skills and education they need to thrive	Workforce Development Officer/ Head of HR	Committee	Update	21 September 2017

Task and Finish groups

- Transfer of Community Assets ongoing
- Highway Policies Street Lighting, Clear Way Forward/Al Fresco, Verge Maintenance, Drainage, Section 58 Inspections. Membership to be agreed February 2017
- Communications for Environmental Issues How can it be improved (highways) to commence in June

Briefing Session

Regeneration of Towns and Villages, including High Growth City Project, Crewe, Macclesfield and Congleton Town Centres Regeneration

Possible Future/ desirable items

- Energy Company, Energy Policy, Geo Thermal Energy
- Private Housing HMOs to receive an update from the working group
- End to End Planning Process
- Homelessness Task Group postponed in sept 15
- Council House Building /Starter Homes
- Parking Policies Residents Car Parking

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