

**CABINET****Tuesday, 14th June, 2016**

Present:-

Councillor T Gilby (Vice-Chair, in the Chair)

Councillors	T Gilby	Councillors	Ludlow
	T Murphy		Serjeant
	Blank		A Diouf
	Huckle		
Non Voting	Bagley		Wall
Members	Brown		

\*Matters dealt with under the Delegation Scheme

**18 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

**19 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Hollingworth and J Innes.

**20 MINUTES****RESOLVED –**

That the minutes of the meeting of Cabinet held on 31 May, 2016 be approved as a correct record and signed by the Chair.

**21 FORWARD PLAN**

The Forward Plan for the four month period 1 July – 31 October, 2016 was reported for information.

**\*RESOLVED –**

That the Forward Plan be noted.

**22 DELEGATION REPORT**

Decisions taken by Cabinet Members during July were reported.

**\*RESOLVED –**

That the Delegation Report be noted.

**23 LEADER & CABINET MEMBER FOR REGENERATION PORTFOLIO ACCOUNTS 2015/16**

The Chief Finance Officer submitted a report on the Revenue Outturn and the Capital Outturn for the Leader and Cabinet Member for Regeneration Portfolio Accounts for 2015/16. The report provided explanations for significant variations from the Revised Estimates previously approved by Cabinet.

**\*RESOLVED –**

That the report be noted.

**REASON FOR DECISION**

To enable the portfolio's Revenue Out-turn to be included in the Council's overall Statement of Accounts.

**24 DEPUTY LEADER & CABINET MEMBER FOR PLANNING PORTFOLIO ACCOUNTS 2015/16**

The Chief Finance Officer submitted a report on the Revenue Outturn and the Capital Outturn for the Deputy Leader and Cabinet Member for Planning Portfolio Accounts for 2015/16. The report provided explanations for significant variations from the Revised Estimates previously approved by Cabinet.

**\*RESOLVED –**

That the report be noted.

**REASON FOR DECISION**

To enable the portfolio's Revenue Out-turn to be included in the Council's overall Statement of Accounts.

**25 CABINET MEMBER FOR BUSINESS TRANSFORMATION  
PORTFOLIO ACCOUNTS 2015/16**

The Chief Finance Officer submitted a report on the Revenue Outturn and the Capital Outturn for the Cabinet Member for Business Transformation Portfolio Accounts for 2015/16. The report provided explanations for significant variations from the Revised Estimates previously approved by Cabinet.

**\*RESOLVED –**

That the report be noted.

**REASON FOR DECISION**

To enable the portfolio's Revenue Out-turn to be included in the Council's overall Statement of Accounts.

**26 CABINET MEMBER FOR GOVERNANCE PORTFOLIO ACCOUNTS  
2015/16**

The Chief Finance Officer submitted a report on the Revenue Outturn and the Capital Outturn for the Cabinet Member for Governance Portfolio Accounts for 2015/16. The report provided explanations for significant variations from the Revised Estimates previously approved by Cabinet.

**\*RESOLVED –**

That the report be noted.

**REASON FOR DECISION**

To enable the portfolio's Revenue Out-turn to be included in the Council's overall Statement of Accounts.

27 **CABINET MEMBER FOR HEALTH & WELLBEING PORTFOLIO  
ACCOUNTS 2015/16**

The Chief Finance Officer submitted a report on the Revenue Outturn and the Capital Outturn for the Cabinet Member for Health and Wellbeing Portfolio Accounts for 2015/16. The report provided explanations for significant variations from the Revised Estimates previously approved by Cabinet.

**\*RESOLVED –**

That the report be noted.

**REASON FOR DECISION**

To enable the portfolio's Revenue Out-turn to be included in the Council's overall Statement of Accounts.

28 **CABINET MEMBER FOR HOUSING GENERAL FUND PORTFOLIO  
ACCOUNTS 2015/16**

The Chief Finance Officer and the Housing Manager submitted a report on the Revenue Outturn and the Capital Outturn for the Housing General Fund Portfolio Accounts for 2015/16. The report provided explanations for significant variations from the Revised Estimates previously approved by Cabinet.

**\*RESOLVED –**

That the report be noted.

**REASON FOR DECISION**

To enable the portfolio's Revenue Out-turn to be included in the Council's overall Statement of Accounts.

29 **CABINET MEMBER FOR TOWN CENTRE & VISITOR ECONOMY  
PORTFOLIO ACCOUNTS 2015/16**

The Chief Finance Officer submitted a report on the Revenue Outturn and the Capital Outturn for the Cabinet Member for Town Centre and Visitor Economy Portfolio Accounts for 2015/16. The report provided

explanations for significant variations from the Revised Estimates previously approved by Cabinet.

**\*RESOLVED –**

That the report be noted.

**REASON FOR DECISION**

To enable the portfolio's Revenue Out-turn to be included in the Council's overall Statement of Accounts.

**30 GENERAL FUND BUDGET OUTTURN 2015/16**

The Chief Executive and the Chief Finance Officer submitted a report on the Revenue Outturn and the Capital Outturn for 2015/16. The report provided explanations for significant variations from the Revised Estimates previously approved by Cabinet and also sought approval for two carry forward requests.

**\*RESOLVED –**

1. That the General Fund Revenue and Capital Outturn reports for 2015/16 be noted.
2. That the £448k revenue account surplus be transferred to the Budget Risk Reserve.
3. That the General Fund carry forward request for the Forward Planning service, as set out at paragraph 4.8 of the officers' report, be approved.
4. That the General Fund carry forward request for the Learning and Development service, as set out at paragraph 4.8 of the officers' report, be refused, and that officers be invited to make a request for a supplementary estimate to cover the costs of the online learning and development platform in 2016/17, and in future financial years.
5. That the level of General Fund Reserves and Balances as set out at Section 6 and Appendix D of the officers' report, be approved.

6. That the capital financing arrangements as set out in Appendix E of the officers' report, be approved.

## **REASON FOR DECISIONS**

In the interests of sound financial management.

### **31 EQUALITY ANNUAL REPORT 2015/16**

The Policy and Communications Manager submitted the council's Equality and Diversity Annual Report for 2015/16. An annual equalities report was required under equalities legislation as well as being best practice.

The report summarised the council's equalities progress during the year, and covered improvements, achievements and future plans.

#### **\*RESOLVED –**

1. That the Equality and Diversity Annual Report for 2015/16 be noted and approved.
2. That the future plans, with regards to the council's equality and diversity activities, as contained in the annual report, be noted and approved.

## **REASON FOR DECISIONS**

To improve knowledge and understanding of equality and diversity issues and implement legislative and good practice requirements.

### **32 HEALTHY LIVING CENTRE ACTIVITY REVIEW**

The Healthy Living Centre Centre Manager submitted a report seeking approval for the creation of a new activities room, improved administration area and new staff facilities at the Healthy Living Centre, Staveley, and to request a capital investment of £46,000 capital investment to enable the improvement works to take place.

The report noted that exercise classes at the Healthy Living Centre were frequently oversubscribed and that there was a need for an additional multifunctional activities room to add capacity to help to satisfy increasing

membership numbers and demand for classes. The report recommended that to help assist with increased demand, the large and underutilised administration office should be converted into an activities room, with the administration section moved to more suitable office accommodation elsewhere in the building. This change would add to capacity for classes, assist to satisfy demand and also help to generate income by providing an improved service.

The £46,000 required for the works had already been included in the council's capital programme, which had been approved by Council on 25 February, 2016 (Minute No. 77, 2015/16).

The report also contained detailed information on projections on how much extra revenue the new activities room could potentially generate, as well as how the extra capacity for classes could assist with the enrolment and retention of members at the centre.

**\*RESOLVED –**

1. That the creation of a new activities room along with a new administration office and improved staff facilities at the Healthy Living Centre, be approved.
2. That a £46,000 capital investment be made to improve the current customer and staff facilities at the Healthy Living Centre.

**REASONS FOR DECISIONS**

To provide improved service delivery and capacity for activity classes.

To increase commercial potential.

**33 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF THE PUBLIC**

**RESOLVED –**

That under Regulation 21(1)(b) of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 3 of Part I of Schedule 12A to the Local Government Act 1972.

34 **SALE OF THE FORMER NEWBOLD SCHOOL SITE, NEWBOLD ROAD, CHESTERFIELD**

The Kier Asset Management Team submitted a report seeking approval for revised terms for the disposal of the site of the former Newbold School.

The report set out revised terms for the disposal of the site to those approved by Cabinet on 22 September, 2015 (Minute No. 79, 2015/16). The revised terms for the disposal of the site had been negotiated in response to the buyer of the site advising the council that after site investigations, it had become apparent that a number of costly on and off site works were required in order to deliver housing on the site, and that these costs were in excess of the buyer's standard build costs. The officers' report contained details the required works, their related costs and of the proposed revised terms for the disposal of the site.

**\*RESOLVED –**

1. That the site of the former Newbold School be sold on the terms set out in the officer's report.
2. That the Procurement and Contracts Law Manager, in consultation with Kier Asset Management's surveyor and Derbyshire County Council's surveyor, be delegated authority to agree any late amendments to the contract as necessary.

**REASONS FOR DECISIONS**

To secure a capital receipt for both Councils, to sell an unused brownfield site, and procure much needed housing for the Borough.

To enable last minute adjustments to the contract if necessary without seeking formal approval, which could cause undue delay to the sale.

35 **BUILDING CLEANING DSO FINAL ACCOUNTS 2015/16 & BUSINESS PLAN 2016/17**

The Chief Finance Officer, the Commercial Services Manager and the Interim Environmental Services Manager submitted a report on the Final



Accounts for 2015/16 in respect of the Cleaning of Buildings Internal Service Provider (ISP). It was noted that the production of the Business Plan for 2016/17 had been delayed and would be brought to the next meeting of the Cabinet on 28 June, 2016.

**\*RESOLVED –**

1. That the Building Cleaning Final Accounts for the 2015/16 financial year be received and that the financial position be noted.
2. That the surplus of £6,025 be transferred to the Budget Risk Reserve, in accordance with the Council's Financial Strategy.

**REASON FOR DECISIONS**

To enable the financial position of the Building Cleaning D.S.O. to be included within the Council's overall Statement of Accounts for 2015/16.

**36 LANDSCAPE & STREETSCENE SERVICES FINAL FOR REGENERATION ACCOUNTS 2015/16 & BUSINESS PLAN 2016/17**

The Chief Finance Officer, the Commercial Services Manager and the Interim Environmental Services Manager submitted a report on the Final Accounts for 2015/16 in respect of the Landscape and Streetscene Services. It was noted that the production of the Business Plan for 2016/17 had been delayed and would be brought to the next meeting of the Cabinet on 28 June, 2016.

**\*RESOLVED –**

1. That the Landscape and Streetscene Final Accounts for the 2015/16 financial year be noted.
2. That the surplus of £211,853 be transferred to the General Fund, in accordance with the Council's Financial Strategy.

**REASON FOR DECISION**

To enable the financial position of SpirePride to be included within the Council's overall Statement of Accounts for 2015/16.

**37** **OPERATIONAL SERVICES ISP FINAL ACCOUNTS 2015/16 & BUSINESS PLAN 2016/17**

The Chief Finance Officer and the Commercial Manager submitted a report on the Final Accounts for 2015/16 and the Business Plan for 2016/17 in respect of the Operational Services Internal Service Provider (ISP).

**\*RESOLVED –**

1. That the Operational Services I.S.P. Final Accounts for 2015/16 be received and the financial position be noted.
2. That the 2015/16 surplus be set aside, as described in paragraph 3.4 of the officer's report.
3. That the Business Plan forecast for 2016/17 be approved.

**REASON FOR DECISIONS**

To enable the financial position of the Operational Services I.S.P. to be included within the Council's overall Statement of Accounts for 2015/16.

**38** **SECURITY SERVICES DSO FINAL ACCOUNTS 2015/16 & BUSINESS PLAN 2016/17**

The Chief Finance Officer and Head of Contract (Kier) submitted a report on the Final Accounts for 2015/16 and the Business Plan for 2016/17 in respect of the Security Services D.S.O.

**\*RESOLVED –**

1. That the final accounts for the 2015/16 financial year in respect of the Security Services D.S.O. be received and the financial position noted.
2. That the surplus of £18,309 be transferred into the Budget Risk Reserve.
3. That the Business Plan forecast for 2016/17 be approved.

**REASON FOR DECISIONS**

To enable the financial position of the Security Services D.S.O. to be included within the Council's overall Statement of Accounts for 2015/16.