

CANNOCK CHASE COUNCIL
MINUTES OF THE MEETING OF THE
CABINET
THURSDAY, 25 JUNE 2009 AT 4.30 P.M.
IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK
PART 1

PRESENT:
Councillors

Stanley, N.K.	Leader of the Council
Davies, D.N.	Access to Education, Skills, and Employment Portfolio Leader
Freeman, M. P.	Housing Leader
Grocott, M.R.	Culture, Sport and Services for Children & Young People Leader
Jillings, J.	Safe, Stronger and Cohesive Communities Portfolio Leader
Williams, A.	Environmental Sustainability Portfolio Leader
Yates, Ms. W.	Healthier Communities and Older People Portfolio Leader.

1. Appointment of Deputy Leader

RESOLVED:

That Councillor M.P. Freeman be appointed as Deputy Leader of the Council for the forthcoming Municipal Year.

2. Minutes

RESOLVED:

That the Minutes of the meeting held on 14 May 2009 be approved as a correct record.

3. Forward Plan

Consideration was given to the Forward Plan of Decisions for the period June - September 2009 (Enclosure 6.1 of the Official Minutes of the Council).

It was reported that the item relating to 'Bereavement Services Plan' would be submitted to Cabinet in July 2009 and that the item relating to 'Cannock Town Centre Redevelopment – EU Procurement Theatre and Markets Future Provision' would be considered at today's meeting and not in July 2009.

RESOLVED:

That the Forward Plan of Decisions for the period June - September 2009, as amended, be approved.

4. Part 1 Minutes of Policy Development Committees

RESOLVED:

- (A) That the Part 1 Minutes of the following Policy Development Committees be received for information:
 - (i) Children & Young People Policy Development Committee – 4 February 2009.
 - (ii) Housing Policy Development Committee – 12 May 2009.
 - (iii) Safer & Stronger Communities Policy Development Committee – 28 April 2009.
 - (iv) Healthier Communities and Older People Policy Development Committee – 30 April 2009
 - (v) Access to Skills, Economic Development and Enterprise Policy Development Committee – 2 March and 7 May 2009.
- (B) That consideration of the recommendations contained within Minute 38 of the Minutes of the Housing Policy Development Committee held on 12 May 2009 relating to 'Review of the Elderly Persons Internal Decorating and the Elderly and Disabled Persons Grass Cutting Scheme' be deferred, pending the submission of a report to Cabinet in July.
- (C) That consideration of the recommendations referred to in Minute 33 of the Minutes of the Healthier Communities and Older People Policy Development Committee held on 30 April 2009 relating to 'Presentation' be deferred, pending the submission of a report to Cabinet in July.

5. Recommendation Referred from the Safer & Stronger Communities Policy Development Committee

Consideration was given to the following recommendation referred from the Safer & Stronger Communities Policy Development Committee held on 28 April 2009:

"That Cabinet be recommended to support the adoption of a policy within the Local Development Framework (LDF) that new developments be required to incorporate good design, including the Secured by Design Standard to help reduce crime and the fear of crime."

RESOLVED:

That approval be given to the adoption of a policy within the Local Development Framework (LDF) that requires new developments to incorporate good design, including the Secured by Design Standard to help reduce crime and the fear of crime.

Reason for the Decisions

It was considered that the inclusion of a policy within the LDF that incorporates good design, including the Secured by Design Standard, would assist towards a reduction in crime and the fear

of crime within the District.

5. Recommendations of the Access to Skills, Economic Development & Enterprise Policy Development Committee 2008-09

Consideration was given to the Report of the Deputy Chief Executive (Enclosure 9.1 – 9.14 of the Official Minutes of the Council).

RESOLVED:

- (A) That the recommendations of the Policy Development Committee be received and welcomed and that any requests for funding be considered through the Council's Policy Options process for 2010-13 and through supporting the aims of the recommendations through the Staffordshire Local Area Agreement and the Cannock Chase Local Strategic Partnership.
- (B) That the links between the recommendations and the Council's approved Priority Delivery Plans be noted, and that the Access to Education, Skills and Employment Policy Development Committee be requested to consider as part of their 2009/10 work programme on the Priority Delivery Plans which, if any, of the recommendations they wish to monitor and progress.

Reason for the Decisions

The recommendations proposed by the Policy Development Committee built on the existing policy of the Council as contained in the Corporate Plan and in the Priority Delivery Plans, especially that for the Access to Education, Skills and Employment objective. It was recommended that Cabinet's endorsement of the work of the Policy Development Committee was subject to the proviso that if the development of any recommendation could not be contained within existing resources, it was considered through the Council's policy and budget setting process and/or through partnership work under the Local Strategic partnership or the Local Area Agreement.

6. Activity to Combat the Recession

Consideration was given to the Report of the Deputy Chief Executive (Enclosure 10.1 – 10.10 of the Official Minutes of the Council).

RESOLVED:

- (A) That the recommendations of the Access to Education, Skills and Enterprise Policy Development Committee in respect of activity to combat recession be received and welcomed.
- (B) That following the verbal report of the Portfolio Leader at the Cabinet meeting on 14 May 2009, Cabinet endorses the action of the Chief Executive in securing funding from the Local Strategic Partnership (LSP) to enable the Council through the LSP to provide advice and guidance to residents and businesses, and to promote the availability of Small Business Rate Relief.
- (C) That support be given to the other recommendations of the Access to Education, Skills and Enterprise Policy Development Committee subject to any financial support from the Council

being contained within existing budgets, or consideration of further reports where this is not the case.

Reason for the Decision

The Council needed to respond appropriately to the current recession and the recommendations provided a framework for such a response to be made. Utilising existing partnerships through the LSP ensured that as many partners as possible were engaged in the response.

7. Transfer Incentive Scheme

Consideration was given to the Report of the Director of Service Improvement (Enclosure 11.1 – 11.9 of the Official Minutes of the Council).

RESOLVED:

- (A) That the Housing Policy Development Committee's recommendation to introduce the proposed Transfer Incentive Scheme, attached as Annex 1 of the report, be approved.
- (B) That the scheme be evaluated and approved after 6 months of operation.

Reason for the Decision

The Transfer Incentive Scheme was developed to increase the number of transfers undertaken by Council Tenants under-occupying family houses or requiring disabled adaptations through payment of an incentive. The Scheme aimed to; (i) increase the amount of affordable housing available within the district for rent to the highest priority housing need groups by encouraging Council tenants who are under occupying family houses to transfer to smaller accommodation, and (ii) increase the number of tenants benefitting from the council's disabled facilities resources through encouraging tenants requiring disabled adaptations to relocate to existing adapted or sheltered properties.

8. Corporate Communications Strategy 2009-12

Consideration was given to the report of the Chief Executive (Enclosure 12.1 – 12.5 of the Official Minutes of the Council).

RESOLVED:

That Council be recommended to approve the document and formally adopts the Corporate Communications Strategy 2009-2012.

Reason for the Decision

The adoption of the Corporate Communications Strategy would enable the Council to:-

- (i) communicate regularly and more effectively with the public, employees and stakeholders
- (ii) better promote achievements and aspirations
- (iii) enhance the Council's reputation locally, regionally and nationally

9. Appointment of Representatives to Outside Bodies 2009/10

Consideration was given to the report of the Chief Executive (Enclosure 13.1 – 13.4 of the Official Minutes of the Council).

Following consideration of the report, it was agreed that in the event that a Portfolio Leader wishes a nominee to attend meetings of an outside bodies in their absence, they provide details of the name of that nominee to Democratic Services by no later than 3 July 2009.

RESOLVED:

- (A) That the appointment of representatives to outside bodies for 2009/10, be as set out on the schedule attached at Annex 1 of the report, subject to the relevant Portfolio Leader notifying Democratic Services by no later than 3 July 2009 of the name(s) of the nominee(s) to attend meetings of an outside body on his/her behalf.
- (B) That the Chief Executive, in consultation with the Leader of the Council, be authorised to make appointments to any additional outside bodies, as necessary, throughout the municipal year that would normally be determined by Cabinet.

Reason for the Decision

The appointment of representatives to outside bodies would enable the Council to have greater participation in working with organisations of the community and their decision making processes.

10. Exclusion of the Public

RESOLVED:

That the public be excluded from the remainder of the meeting because of the likely disclosure of exempt information as defined in Paragraph 3, Part 1, Schedule 12A of the Local Government Act 1972 (as amended).

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PART 2

11. Cannock Town Centre Redevelopment – EU Procurement Theatre and Markets Future Provision

Consideration was given to the Not for Publication Report of the Deputy Chief Executive (Enclosure 15.1 – 15.52 of the Official Minutes of the Council).

RESOLVED:

- (A) That Council be recommended to exempt the application of the Council's Contract Procedure Rules that would ordinarily apply to the procurement process relating to the Cannock Town Centre Regeneration Project and authorise, subject to paragraph (B) below, the Deputy Chief Executive (or anyone duly authorised by him) to determine and implement an alternative tendering framework based on the 'Competitive Dialogue' procedure.
- (B) That before determining and implementing any alternative tendering framework under Resolution (A) above, the Deputy Chief Executive (or anyone duly authorised by him), shall have regard to all relevant legal, procurement and financial advice obtained in connection with the alternative tendering framework.
- (C) That the Deputy Chief Executive (or anyone so authorised by him) be authorised to take all actions necessary to implement the procurement under the Public Contracts Regulations 2006, including defining the scope of areas for 'Competitive Dialogue' and the detail to be included in the tender documentation.
- (D) That the Deputy Chief Executive (or anyone duly authorised by him) be authorised to:
 - (i) commission such specialist Legal, Procurement and Financial advice as considered necessary in connection with the procurement process relating to Cannock Town Centre Regeneration Project;
 - (ii) use up to £100,000 of the S106 receipts available for use for economic development and regeneration to discharge the costs incurred in commissioning the advice referred to in (D)(i) above; and
 - (iii) in consultation with the Cabinet Portfolio Leader for Access to Education, Skills and

Employment commence the procurement process relating to Cannock Town Centre Regeneration Project at such time as is considered appropriate.

- (E) That for the purposes of procurement, it be confirmed that, in principle, the Council will consider the use of compulsory purchase powers to support delivery of the redevelopment scheme.
- (F) That in respect of a Theatre;
 - (i) That the Town Centre based Theatre and Arts Centre Model be adopted as the Council's preferred model for a new centre for the performing and visual arts;
 - (ii) That the option to secure a new Theatre and Arts Centre as part of the redevelopment scheme be included as an item for dialogue with prospective bidders and that the proposals and financial implications be the subject of a further report following dialogue.
 - (iii) That the matters of operational management, programming and revenue implications be the subject of a further report once the ability to secure the new Theatre and Arts Centre as part of the redevelopment scheme is clarified.
- (G) That, following agreement with South Staffordshire College and clarification of the likely costs to the Council (which shall be agreed with the College by the Deputy Chief Executive in consultation with the Leader of the Council), Council be recommended to provide funding from the Economic, Cultural, Leisure and Regeneration Reserve to contribute to costs required to identify a scheme to provide a new Town Centre Theatre and Arts Centre as part of the redevelopment of the South Staffordshire College campus site at The Green, Cannock.
- (H) That Cabinet consider a future report to determine if the option of providing a Theatre and Arts Centre in collaboration with South Staffordshire College should be pursued.
- (I) That in respect of Markets:
 - (i) That a new market based on the criteria set out in 4.22 of the report be included in the redevelopment scheme and this be confirmed as an item of dialogue with prospective bidders;
 - (ii) That matters of operational management and the revenue implications for the Council be the subject of a further report following dialogue with prospective bidders.

Reason for the Decision

The redevelopment of Cannock Town Centre is a strategic ambition of the Council. The Council is required to comply with the Public Contracts Regulations 2006 to procure the redevelopment scheme. Given the likely complex nature of any contract, the Competitive Dialogue Procedure is considered appropriate to the circumstances of the scheme. As part of the Competitive Dialogue Procedure the Council is required to determine its policy towards the operational assets, the theatre and the markets, to be included in the scheme. Following consideration of

specialist advice, options are proposed for the inclusion of a town centre based theatre and arts centre within the Competitive Dialogue Procedure and criteria are established for a replacement market to be included also.

LEADER