



Coventry City Council

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# **SUMMARY OF CABINET/CABINET MEMBER DECISIONS**

**WEEK COMMENCING 25 FEBRUARY 2013**

CALL IN FOR THESE DECISIONS ENDS  
9.00 A.M. ON FRIDAY 8 MARCH 2013

**1 MARCH 2013**

# Public Business

- Denotes items that have been referred to Audit Committee.
- # Denotes items that are to be referred to Council. Accordingly Call-in does not apply.
- ◆ Denotes a matter where the associated report has already been considered by the Scrutiny Co-ordination Committee or a Scrutiny Board. Where this body has endorsed the recommendations or made recommendations that have been accepted by the Cabinet/Cabinet Member Call-in does not apply.
- \* Denotes other items that have been referred to, or considered by, the Scrutiny Co-ordination Committee or a specific Scrutiny Board.

Note: The Limitations on Call-in are set out at the end of this sheet.

## Cabinet– 26<sup>th</sup> February, 2013

### #Report 2 2013/14 Council Tax Setting Report

#### Councillor Duggins

#### Recommendations

That Cabinet recommend to Council the approval of recommendations (1) to (5).

Council are recommended:

- (1) To note the following Council Tax base amounts for the year 2013/14, as approved by Cabinet on 8<sup>th</sup> January 2013, in accordance with Regulations made under Section 31B of the Local Government Finance Act 1992 (as amended) ("the Act"):

- a) 70,863.8 being the amount calculated by the Council as its Council Tax base for the year for the whole Council area;

- b) 

Allesley	287.5
Keresley	187.2

being the amounts calculated by the Council as its Council Tax base for the year for dwellings in those parts of its area to which one or more special items relate.

(2) That the following amounts be now calculated by the Council for the year 2013/14 in accordance with Sections 31A, 31B and 34 to 36 of the Act :

a) £742,464,000 being the aggregate of the amounts that the Council estimates for the items set out in Section 31A(2) of the Act taking into account all precepts issued to it by Parish Councils (*Gross Expenditure and reserves required to be raised for estimated future expenditure*);

b) £648,649,995 being the aggregate of the amounts that the Council estimates for the items set out in Section 31A(3) of the Act. (*Gross Income including reserves to be used to meet the Gross Expenditure but excluding Council Tax income*);

c) £93,814,005 being the amount by which the aggregate at (2) a) above exceeds the aggregate at (2) b) above, calculated by the Council in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year;

d) £1,323.86  $\frac{(2) c)}{(1) a)} = \frac{£93,814,005}{70,863.8}$

being the amount at (2) (c) above divided by the amount at (1) (a) above, calculated by the Council in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year. (*Average Council Tax at Band D for the City including Parish Precepts*).

e) £4,507.00 being the aggregate amount of all special items referred to in Section 34(1) of the Act. (*Parish Precepts*);

f) £1,323.80 = (2) d) -  $\frac{(2) e)}{(1) a)}$  = £1,323.86 -  $\frac{£4,507.00}{70,863.8}$

being the amount at (2) d) above, less the result given by dividing the amount at (2) e) above by the amounts at (1) a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of the area to which no special item relates. (*Council Tax at Band D for the City excluding Parish Precepts*);

g)

Coventry Unparished Area	£1,323.80
Allesley	£1,334.11
Keresley	£1,332.05

being the amounts given by adding to the amount at (2) f) above, the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above divided in each case by

the amount at (1) b) above, calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of its area to which one or more special items relate. (*Council Taxes at Band D for the City and Parish*).

h)

Valuation Band	Parts to which no special item relates £	Parish of Allesley £	Parish of Keresley £
A	882.53	889.40	888.03
B	1029.62	1037.64	1036.04
C	1176.71	1185.87	1184.04
<b>D</b>	<b>1323.80</b>	<b>1334.11</b>	<b>1332.05</b>
E	1617.98	1630.58	1628.06
F	1912.16	1927.05	1924.08
G	2206.33	2223.51	2220.08
H	2647.60	2668.22	2664.10

being the amounts given by multiplying the amounts at (2) g) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwelling listed in different valuation bands.

(3) To note that for the year 2013/14 the Police and Crime Commissioner for the West Midlands and West Midlands Fire Authority have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Act, for each of the categories of dwelling shown below:

Valuation Band	Police and Crime Commissioner for the West Midlands £	West Midlands Fire Authority £
A	68.29	35.21
B	79.67	41.08
C	91.05	46.95
<b>D</b>	<b>102.43</b>	<b>52.82</b>
E	125.19	64.55
F	147.95	76.29
G	170.72	88.03
H	204.86	105.63

- (4) That having calculated the aggregate in each case of the amounts at (2) h) and (3) above, the Council, in accordance with Sections 30 and 36 of the Act, hereby sets the following amounts as the amounts of Council Tax for the year 2013/14 for each part of its area and for each of the categories of dwellings shown below:

Valuation Band	Parts to which no special item relates £	Parish of Allesley £	Parish of Keresley £
A	986.03	992.90	991.53
B	1150.37	1158.39	1156.79
C	1314.71	1323.87	1322.04
<b>D</b>	<b>1479.05</b>	<b>1489.36</b>	<b>1487.30</b>
E	1807.72	1820.32	1817.80
F	2136.40	2151.29	2148.32
G	2465.08	2482.26	2478.83
H	2958.09	2978.71	2974.59

- (5) That the Council determines that its relevant basic amount of Council Tax for 2013/14 is not excessive in accordance with the principles approved under Sections 52ZC and 52ZD of the Act.

**The above recommendations were approved.**

### #Report 3 Budget Report 2013/14

#### Councillor Duggins

#### Recommendations

That Cabinet recommend to Council the approval of recommendations (1) to (5).

Council are recommended to:

- (1) Approve the final spending and savings proposals in **Appendix 2**.
- (2) Approve the total 2013/14 revenue budget of £268.4m in **Table 2** and **Appendix 3**, established in line with a zero city Council Tax increase and the Council Tax Requirement recommended in the Council Tax Setting Report considered on today's agenda.
- (3) Note the Director of Finance and Legal Services' comments confirming the robustness of the budget and adequacy of reserves in **Section 9**.

- (4) Approve the Capital Programme of £61m for 2013/14 and the future years' commitments arising from this programme of £179m in 2014/15 to 2017/18 (**Section 6** and **Appendix 4**).
- (5) Approve the proposed Treasury Management Strategy for 2013/14 (**Section 7**), the revised Investment Strategy and Policy (**Appendix 5**) for immediate implementation and adopt the prudential indicators and limits described in **Section 7** and summarised in **Appendix 6**.

**The above recommendations were approved.**

## **Cabinet Member (Education ) – 27<sup>th</sup> February, 2013**

### **Report 5 Post-16 Transport Policy – Support to Access Education and Training**

#### **Recommendations**

That the updated Policy for 2013/14 is published on the Council website by 31 May 2013

**The above recommendation was approved.**

### **Report 6 Co-ordinated School Admission Schemes for 2014 and Community and Voluntary Controlled School Admission Policies for 2014**

#### **Recommendations**

Determine the co-ordinated admissions scheme for primary, infant and junior schools in Coventry for 2014/15 and the admissions policy for community and voluntary controlled primary, infant and junior schools for 2014/15 (see appendix 1)

Determine the co-ordinated admissions scheme for secondary schools in Coventry for 2014/15 and the admissions policy for community schools for 2014/15 (see appendix 2)

**The above recommendations were approved.**

## Report 7 Appointment of Local Authority Governors

### Recommendations

#### Authority Governor: New Appointments

Name	School	Term of Office
Mr A Walmsley	Grangehurst Primary	26 February 2017
Cllr Naeem Akhtar	John Gulson Primary	26 February 2017
Miss K Jennings	Moathouse Primary	26 February 2015

#### Authority Governor: Re-Appointments

Name	School	Term of Office
Tom Ruddy	Potters Green Primary	25 May 2017
Gareth McNab	Stoke Primary School	21 April 2017

All the above meet the criteria for appointment as LA Governors set out below.

- Have a commitment to the provision of high quality education and the pursuit of excellence for all children
- Be supportive of the LA's policies, its aspirations for Coventry's children and the partnership between a publicly accountable LA and its schools
- Show a willingness to be a supportive and critical friend to the school
- Have the time to attend meetings of the governing body and to get to know the school
- Possess skills and/or experience relevant to the work of school governing bodies

**The above recommendations were approved, with an additional appointment to be made as follows:-**

Subject to the agreement of the John Gulson Primary School Head Teacher and Ms P. Pountney, Ms P. Pountney be appointed as an additional Local Authority Governor at the School – term of office – 26<sup>th</sup> February, 2017.

## **Cabinet Member (Community Safety and Equalities) – 28<sup>th</sup> February, 2013**

### **Report 3 Progress Report in Response to a Petition Requesting the Closure of an Entry Way between Harnall Lane East and Berry Street, Hillfields, Coventry**

#### **Recommendations**

The Cabinet Member is requested to:-

1. Note the progress made in relation to action taken to implement the additional recommendations and in respect of the further investigation undertaken for the proposed Gating Order in accordance with the Council's policy and procedure.
2. Direct officers to report back to the Cabinet Member Meeting for Community Safety within three months with final recommendations following the outcome of full consultation with community members, ward Councillors and local faith groups and communities affected by the public right of way.
3. Agree that St Michael's Safer Neighbourhood Group continues to monitor, task and co-ordinate local measures and interventions to address any incidents of offending behaviour associated with the entry.
4. Agree that the local Case Management Forum continues to take action against any individuals identified as perpetrating crime or nuisance behaviour in or around the entry.

**Reports 3 and 4 were considered together, please see recommendations following Report 4.**



**Report 4      Progress Report in Response to a Petition Requesting the Prevention of Disorder on the Forecourt of the Murco Garage, Harnall Lane East, Hillfields, Coventry**

**Recommendations**

The Cabinet Member is recommended to:-

5. Note the progress made against the recommendations agreed at Cabinet Member meeting on 31<sup>st</sup> January 2013.
6. Request the St Michael's Safer Neighbourhood Group to continue to monitor, task and co-ordinate local measures and interventions to address incidents of offending behaviour.

**The above recommendations for Report 3 and 4 were amended and approved together with the additional following recommendations:**

1. Public reports 3 and 4 be consolidated for the purpose of these recommendations and for further consideration of these at all further meetings.
2. Note and endorse the progress made in relation to action taken to implement the additional recommendations and in respect of the further investigations undertaken for the proposed Gating Order in accordance with the Council's policy and procedure.
3. Directs officers to report back to the Cabinet Member meeting for Community Safety within three months with final recommendations in relation to the potential Gating Order following the outcome of full consultation with local residents, community members, Ward Councillors and local faith groups and communities affected by the public right of way.
4. Request the St. Michael's Safer Neighbourhood Group continues to monitor, task and co-ordinate local measures and interventions to address any incidents of offending behaviour associated with the Entry.
5. Request that the local Case Management Forum continues to take action against any individuals identified as perpetrating crime or nuisance behaviour in or around the Entry.
6. Note the progress made against the recommendations agreed at Cabinet Member meeting on 31<sup>st</sup> January, 2013 and direct Officers of the Local Authority to give this matter the highest priority in progressing those recommendations

7. Request West Midlands Fire Service to carry out a full up to date inspection of the Murco Garage, Harnall Lane East, Hillfields with regards to public safety in respect of the discussions had at the meeting held today at which they were present, and requested officers from the Regulatory Services function of Local Authority to liaise actively with West Midlands Fire Service in respect of any inspection.
8. Direct that the Head of Community Safety take responsibility for the co-ordination and collection of evidence in liaison with Legal Services for the potential of a dispersal order, anti-social behaviour order and any other civil/enforcement procedure.
9. Request the Assistant Director (Public Safety and Housing) to formally write on behalf of the Cabinet Member (Community Safety and Equalities) to the Chief Superintendent of West Midlands Police requesting that formal consideration be given to the application being made at the next Cabinet Member meeting for a dispersal order for this area on such terms as he feels appropriate. The Chief Superintendent or his representative to be invited to attend that meeting for the consideration of that recommendation.
10. Request West Midlands Police to identify and apply as much resources as possible within existing resources to the policing of this area in respect of the discussions held at this meeting.
11. Request the Group Manager (Planning and Building Control) writes forthwith on behalf of the Cabinet Member (Community Safety and Equalities) to the Planning Inspectorate in respect of all the issues raised at this meeting, requesting that in view of the issues of concern that have been raised, that the decision on the pool hall be expedited if at all possible.
12. Directs that the Assistant Director (Legal Services) give consideration to any regulatory issues and/or civil and/or criminal remedies that may be available to the Local Authority in respect of any premises that may be affected, including the Murco Garage, Harnall Lane, Murco Petroleum Limited and the Pool Hall.
13. Request that the Youth Service in liaison with the Cabinet Member (Children and Young People) give consideration to diversionary activities in the area.

14. Requests that an additional single item Cabinet Member (Community Services and Equalities) meeting in respect of this issue be arranged, approximately six weeks from today (mid April 2013) with all parties concerned invited to attend, including Murco Petroleum Limited and their representatives, Mr. and Mrs. Gmanalingan and petition spokesperson and any witnesses who may be required to give oral evidence in respect of a potential gating order.

## Limitations on Call-in

A call-in will normally be regarded as appropriate **UNLESS**:-

1. it falls within paragraph 4.5.26 of the Scrutiny rules (part 4 of the Constitution) – ie. it relates to:
  - (i) a matter which is to be determined by the Council.
  - (ii) a decision of the Cabinet/Cabinet Member taken as a matter of urgency and the Chair of the Scrutiny Co-ordination Committee (or his/her nominee) had been invited to attend the meeting where the urgent decision had been taken or the Scrutiny Co-ordination Committee has previously agreed the need for urgency.
  - (iii) a decision made by an employee exercising delegated authority.
  - (iv) decisions of the Licensing and Regulatory Committee.
  - (v) decisions of the Planning Committee.
  - (vi) decisions of the Appeals and Appointments Panels.
  - (vii) decisions of the Audit Committee.
  - (viii) a matter where the associated report has already been considered by the Scrutiny Co-ordination Committee or a Scrutiny Board who have endorsed the recommendations or made recommendations that have been accepted by the Cabinet/Cabinet Member.
2. The call-in form is not completed correctly.
3. The call-in form is received after the specified time.
4. The reason for the call-in is unclear or does not relate directly to the decision specified on the call-in form.
5. The reason for the call-in is a question, the answer to which can be found in the report relating to the decision which is being called in.



**Customer and Workforce Services**  
Council House  
Earl Street  
COVENTRY CV1 5RR