



Coventry City Council

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

**WEEK COMMENCING 1 SEPTEMBER  
2014**

**CALL IN FOR THESE DECISIONS ENDS  
9.00 A.M. ON FRIDAY 12 SEPTEMBER  
2014**

**5 SEPTEMBER 2014**

# Public Business

- Denotes items that have been referred to Audit and Procurement 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.
- Split recommendations. Please see note at foot of item for details of the recommendations that are not subject to call-in.

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

## **Cabinet Member (Business, Enterprise and Employment) - 1<sup>st</sup> September, 2014**

### **Report 5      Petition to Urge the Owners of the Remaining Plots at Belgrade Plaza to Tidy Up the Land and Renovate the Fence**

#### **Recommendations**

The Cabinet Member (Business, Enterprise and Employment) is recommended to note the petition in light of the proposed development, and request that if no progress is made towards development of the site within three months the petition be re-considered

#### **The above recommendation was amended to read as follows:**

The Cabinet Member (Business, Enterprise and Employment) is recommended to note the petition in light of the proposed development, and request that if no progress is made towards development of the site within three months **appropriate planning enforcement action be taken to require the removal of the fence and the levelling and seeding of the land.**

**Report 6 Freehold Disposal: Land at Woodway Lane, Adjoining the Jolly Colliers Public House**

**Recommendations**

The Cabinet Member is recommended to:

1. Authorise the freehold disposal of the land to Dignus Healthcare
2. Delegate authority to the Assistant Director for City Centre and Development Services following consultation with Cabinet Member (Business, Enterprise and Employment), for any subsequent variation in terms.
3. Delegate authority to the Executive Director, Resources and in particular officers within Legal Services to complete the necessary legal documentation in this matter.

**The above recommendations were approved.**

**Cabinet Member (Children and Young People) – 1<sup>st</sup> September, 2014**

**Report 3 Supported Accommodation for Young People Aged 18-24**

**Recommendations**

Cabinet Member is recommended to:

1. Approve adjustments to contract levels as required and in consultation with providers to reflect changes in demand profiles from those that were tendered.
2. Note the use of bed and breakfast accommodation for specific circumstances in relation to people for which a general Housing duty applies and/or where Bed and Breakfast accommodation may be required for a short period of time for 18-24 year olds whilst more appropriate supported accommodation is secured.
3. Endorse a review of the levels of need currently under the contract with a view to ensuring the affordability and appropriateness of levels in light of the City Council's statutory responsibilities and policy of supporting the most vulnerable.

4. Consider the overall resourcing of Supported Accommodation services within the totality of the resources available to deliver Children's Social Care within the People Directorate.

**The above recommendations were replaced with the following and approved:**

The consideration of this report be deferred pending the submission of further detailed information.

#### **Report 4 Outstanding Issues Report**

##### **Recommendations**

The Cabinet Member (Children and Young People) is requested to consider the list of outstanding issues and to ask the Member of the Strategic Management Board or appropriate officer to explain the current position on those which should have been discharged at this meeting or an earlier meeting.

**The above recommendation was approved.**

### **Joint Cabinet Members (Children and Young People) and (Policing and Equalities) – 1<sup>st</sup> September, 2014**

#### **Report 5 Youth Offending Service Performance Update Against National Indicators**

##### **Recommendations**

- (1) That the Cabinet Members endorse the positive performance achieved against the National Indicators during quarter 1 of 2014/15

**The above recommendation was approved, together with the following additional recommendations:**

- (2) That the Cabinet Members direct that further quarterly performance reports include specific data in respect of the three indicators, and include relevant data as to those children and young people in the care of the local authority.

- (3) That the Cabinet Members direct that the local Police Commander and the Chief Crown Prosecutor be invited to attend the next Joint Cabinet Member meeting when this matter will be considered.
- (4) That the report be referred to the Coventry Police and Crime Board in October, 2014.

## **Joint Cabinet Members (Business, Enterprise and Employment) and (Public Services) – 2<sup>nd</sup> September, 2014**

### **Report 4 Petition Requesting – The Retention of the Cromwell Street Car Park**

#### **Recommendations**

It is recommended that the petition is noted and that the:-

- (i) The Cabinet Members consider the objections to the closure of the car park and modification of the City of Coventry (Off Street Parking Places Order) 2005.
- (ii) Subject to recommendation 1, Cabinet Member (Business, Enterprise and Employment) re-affirms the decision of the 9th September 2013 to dispose of the car park.
- (iii) Subject to recommendation 1, Cabinet Member (Public Services) confirms the amendment to the City of Coventry (Off Street Parking Places Order) 2005 advertised on the 6<sup>th</sup> February 2014 removing parking controls from the Cromwell Street Car Park.

#### **The above recommendations were replaced with the following, which were approved:**

It is recommended that, having considered the objections to the closure of the car park and modification of the City of Coventry (Off Street Parking Places Order) 2005:-

- (i) The petition be noted.

- (ii) The Cabinet Member (Business, Enterprise and Employment) re-affirms the decision of the 9th September, 2013 to dispose of the car park.
- (iii) Negotiations to take place with representatives from local businesses to allow them the opportunity to acquire the car park, with officers reporting to Cabinet Member (Business, Enterprise and Employment) on options and recommendation for disposal.
- (iv) The decision of the Cabinet Member (Public Services) to confirm the amendment to the City of Coventry (Off Street Parking Places Order) 2005 advertised on 6th February, 2014 removing parking controls from the Cromwell Street Car Park, be deferred pending the outcome of the discussions on the future of the car park.

## **Cabinet Member (Public Services) – 2<sup>nd</sup> September, 2014**

### **Report 5      Objections to the Proposed Hackney Carriage Fares 2014**

#### **Recommendations**

The Cabinet Member (Public Services) is recommended to:

1. Consider the objections attached as Appendices A, B, C, D and E
2. Approve the proposal based on the objections at Appendix G

**Recommendation 1 above was approved.**

**Recommendation 2 was amended as follows and approved:**

2. The proposal based on the objections at Appendix G be amended so the proposed day time and night time rates for each additional 162 metres or 48 seconds be increased from 20p to 25p with the corresponding Christmas, New Year, Public and Bank Holiday rate increasing from 30p to 35p and this amended proposal be approved.

**Report 6      Petition Requesting – Parking Facilities Outside 367 to 391 Woodway Lane**

**REPORT WITHDRAWN – To be considered at the Cabinet Member (Public Services) meeting on 4<sup>th</sup> November, 2014**

**Report 7      Petition – Olive Avenue and Wyken Avenue - Request for Residents Parking**

**Recommendations**

The Cabinet Member (Public Services) is recommended to

- i)      Note the issues raised by the residents
- ii)     Endorse that Officers write to Wyken Croft Primary School in regard to parent parking issues

**The above recommendations were approved, together with the following additional recommendations:**

- iii)    Proactive enforcement of the school parking restrictions be undertaken using the new ANPR car.
- iv)    Officers to investigate the need for double yellow lines at appropriate junctions in liaison with Waste Services.
- v)     Ward Councillors to work with local residents, the local police and the Safer Neighbourhood Group to deal with the issue of inconsiderate parking.

**Report 8      Petition – Far Gosford Street - Request for Residents' and Business Parking Scheme**

**Recommendations**

The Cabinet Member (Public Services) is recommended to

- i)      Note the issues raised by the residents
- ii)     Endorse that trader's parking permits be made available to residents' and businesses for use in the car park located at the eastern end of Far Gosford Street (limited number due to capacity) and other nearby car parks.

**The above recommendations were approved.**

**Report 9      Petition – Longford Road and Windmill Road Junction – Road Safety and Congestion Concerns**

**Recommendations**

The Cabinet Member (Public Services) is recommended to

- i)      Note the issues raised by the petitioners
- ii)     Note the actions already taken and request that a scheme to reduce the number of personal injury collisions occurring at this junction be considered for inclusion in a future Capital Programme.

**The above recommendations were approved.**

**Report 10     Petition – Cheveral Avenue - Request for Reinstatement of Road Markings**

**Recommendations**

The Cabinet Member (Public Services) is recommended to

- i)      Note the issues raised by the residents
- ii)     Approve that the road markings on Cheveral Avenue, between Foster Road and Capmartin Road, are changed as shown in Appendix B, **along with the reintroduction of the central line markings at the junction of Cheveral Avenue/Telfer Road** but that no further changes are made at the present time pending the outcome of further monitoring.
- iii)    Endorse the location continues to be monitored for a further 17 months and further consideration given to this matter at the end of this period.

**The above recommendations were approved, recommendation ii) having been amended where indicated in bold, together with the following additional recommendation:**

- iv)     Officers to review the position of the splitter island on Cheveral Avenue between Foster Road and Capmartin Road.



## **Report 11 Grosvenor Road Car Park – Objections to Closure**

### **Recommendations**

The Cabinet Member (Public Services) is recommended to:

- i) consider the objections to the car park closure and amendment to the off street parking places order;
- ii) subject to recommendation (i), to re-affirm the decision of Cabinet of the 8<sup>th</sup> February 2011 to close the car park as a Council owned and controlled car park.
- ii) subject to recommendation (i), approve the amendment to City of Coventry (Off-Street Parking Places) Order 2005 (as amended) removing the car park from the order.

**The above recommendations were approved.**

## **Report 12 Report – Prioritisation of 20mph Zones and 20mph Speed Limits**

### **Recommendations**

The Cabinet Member (Public Services) is recommended to:

- 1) Approve the proposed programme for 20mph zones and 20mph speed limits 2014/15 as detailed in 2.5 and 2.6

**The above recommendation was approved.**

## **Report 13 Outstanding Issues**

### **Recommendations**

The Cabinet Member (Public Services) is requested to consider the list of outstanding issues and to ask the Member of the Management Board or appropriate officer to explain the current position on those which should have been discharged at this meeting or an earlier meeting.

**The above recommendation was approved.**

## **Report 14 City Centre Maintenance Contract - Proposed Insourcing**

### **Recommendations**

The Cabinet Member (Public Services) is recommended to approve:-

1. That on the expiry of the City Centre Maintenance Contract with The Landscape Group on the 31<sup>st</sup> October 2014 the operations are insourced, to be delivered directly by the Council's Streetpride Service.
2. That officers enter into formal discussions with The Landscape Group to obtain the appropriate information to allow the insourcing to take place, including the information required under TUPE (the Transfer of Undertakings (Protection of Employment) Regulations 2006) and other appropriate operational information.
3. That the Executive Director, Place is instructed to bring back a further report to a future meeting that provides an update on the transfer process and seeks approval for future maintenance standards.

### **Recommendation 1. amended as follows:**

1. Following late consultation responses received from the Landscape Group, that the existing contractual arrangements are extended until 31<sup>st</sup> March, 2015, and that following the expiry of this contract extension that operations are insourced, to be directly delivered by the Council's Streetpride Service.

**The above recommendations were approved.**

## **Cabinet – 2<sup>nd</sup> September, 2014**

### **#Report 5 New Coventry Local Plan – Delivering Sustainable Growth (2011-2031) and the Updated Local Development Scheme (2014)**

**Councillor Maton**

#### **Recommendations:**

The Cabinet is recommended to:

- 1) Recommend that the Council approves the "New Local Plan – Delivering Sustainable Growth (2011-2031)" document and authorises a period of seven weeks public engagement beginning on Friday 12<sup>th</sup> September 2014 and ending on Friday 31<sup>st</sup> October 2014.
- 2) Recommend the Council endorse the updated Local Development Scheme (2014) as the timetable by which Coventry's new Local Plan and supporting documents will be prepared.

**The above recommendations were approved.**

### **\* Report 6 Commissioning Proposal for the Coventry School Nursing Service**

**Councillors Ruane and Gingell**

#### **Recommendations**

Cabinet is recommended to:-

- (1) Approve the draft school nursing model as a basis for consultation
- (2) Approve the proposed procurement of a school nursing service and the process for re-tendering on an initial 3 year contract (2yr plus 1yr).
- (3) Delegate authority for the award of the contract to the Director of Public Health in consultation with the Cabinet Member (Health and Adult Services).

**The above recommendations were approved.**

**Report 7 Proposed Rebuilding and Expansion of Edgewick Primary School:  
Increasing Primary Places for 2015**

**Councillor Kershaw**

**Recommendations**

Cabinet is requested to:

1. Approve plans for the rebuilding of Edgewick Primary School as part of the Increasing Pupil Places Programme 2015.
2. Approve total capital expenditure of £5.45m for the rebuilding of the school to be funded by DfE capital grant allocations as set out in section 5.1 of this report.
3. Delegate authority to the Executive Director Place, Cabinet Member (Education and Cabinet Member (Culture, Leisure, Sports, Parks and Events) to determine the temporary use by the School of part of Edgewick Park during the construction period.

**The above recommendations were approved.**

**■Report 8 The Coventry & Warwickshire First Wave Growth Deal**

**Councillor Maton**

**Recommendations**

Cabinet is requested to:

1. Officially endorse the Coventry & Warwickshire First Wave Growth Deal; and
2. Receive an annual monitoring report on the progress of the Growth Deal.
3. Recommend that Council authorise the City Council to act as Accountable Body and guarantor for the Coventry & Warwickshire First Wave Growth Deal.

**The above recommendations were approved.**

**NOTE: Recommendation 3 is not subject to call-in.**

**Report 9 Addaction Contract Extension [Drug and Alcohol Service]**

**Councillor Gingell**

**Recommendations**

Cabinet is requested to approve the final two-year contract extension to Addaction, Coventry's main drug and alcohol service provider.

**The above recommendation was approved.**

**Report 10 Outstanding Issues**

**Councillor Mrs Lucas**

**Recommendations**

The Cabinet are recommended to consider the list of outstanding items as set out below and to ask the Member of the Management Board concerned to explain the current position on those which should have been discharged at this meeting or an earlier meeting.

**The above recommendation was approved.**

**Cabinet Member (Policing and Equalities) – 4<sup>th</sup> September, 2014**

**◆Report 4 Dog Control Orders**

**Recommendations**

The Cabinet Member is requested to:

- 1) Consider any recommendations made by the Scrutiny Co-ordinating Committee
- 2) Instruct Officers to Publically consult:
  - a. On a proposal to adopt the following four Dog Control Orders (in addition to the current "Fouling of Land by Dogs" Order): The Dogs on Leads Order; the Dogs on Leads by

Direction Order; the Dogs (Specified Maximum) Order; and the Dogs Exclusion Order.

- b. On the question of whether the five proposed Dog Control Orders should apply to all areas of the City or only some and if so which.
- 3) Approve the increase in the level of the fixed penalty to £80 for breach of any of the Dog Control Orders, with provision for this to be reduced to £50 if paid within 10 days of issue. This is an increase from the current level of £75, reduced to £50 if paid within 10 days of issue.
  - 4) Report the findings of the public consultation to a future meeting of the Cabinet Member.

**The above recommendations were amended as follows:**

**Recommendation 1) was amended to read**

- 1) In light of the recommendations made by the Scrutiny Co-ordination Committee, the Cabinet Member (Policy and Equalities) agrees to:-
  - a. Lobby the Government to seek an increase in the maximum level of the fixed penalty notice for dog fouling, considering that it is a biohazard, and asks the Shadow Cabinet Member (Policing and Equalities) to write to the Government in similar terms.
  - b. Encourages local authorities to adopt the same policies in relation to dealing with the irresponsible dog owners to ensure consistency of approach.

**Recommendations 2) and 3) were approved.**

**Recommendation 4) was amended to read**

- 4) Report the findings of the public consultation to a future meeting of the Cabinet Member on or before the Cabinet Member meeting scheduled for 18<sup>th</sup> December, 2014.

## **Report 5 The Storage of Wheelie Bins on Pavements**

### **Recommendations**

The Cabinet Member is requested to instruct Officers to:

- (1) Implement Option 3 to control the storage of wheelie bins on the pavement between refuse collections, using the stated fly tipping

qualification for a street's inclusion in this initiative, or at the direction of the relevant Cabinet Member.

- (2) Follow the proposed amended enforcement protocol, from that used in the 'Care 4 Our Area' project in tackling the storage of wheelie bins on the pavement between refuse collections.

**The above recommendations were approved.**

## **◆Report 6 Equality Strategy – Progress Report 2013/14**

### **Recommendations**

Cabinet Member is requested to:

- (1) consider any recommendations made by Scrutiny Coordination Committee;
- (2) consider the progress made on the equality measures set in the Council Plan; and
- (3) refer the report to the next available meeting of the Police and Crime Board for consideration.

**The above recommendations were amended to read as follows:**

The Cabinet Member

- (1) Notes the Recommendations received from Scrutiny Co-ordination Committee.
- (2) Notes the progress made on the equality measures set out in the Council Plan and compliments officers on the production of the Equality Strategy Progress Report 2013/14; and, whilst pleased with progress in some areas, notes with concern inadequacies in progress being made in other areas.
- (3) Refers the report to the next available meeting of the Police and Crime Board for consideration.
- (4) Directs that a copy of the Equality Strategy Progress Report be sent to all Members of the Strategic Management Board and all Cabinet Members with a request that where there is inadequacies or poor performance in their areas of specific responsibilities, that they provide a report to the Cabinet Member (Policing and Equalities) and the Scrutiny Co-ordination Committee on or before 18th December, 2014, indicating what action they will be taking to address such inadequacies and poor performance.

- (5) Requested that a copy of the Recommendations be forwarded to the Chair of Scrutiny Co-ordination Committee.

## **Report 7 Use of Covert Surveillance of Employees Policy and Procedure**

### **Recommendations**

The Cabinet Member is recommended to:

- (1) Note the position outlined in the report;
- (2) Request that the Assistant Director (Legal and Democratic Services) submits a report to the relevant Cabinet Member that holds responsibility for this policy area on an annual basis, (or more frequently if the number of applications received increases significantly) identifying the number of applications, the total cost to the Local Authority of the surveillance and any other relevant issues.
- (3) Authorise the Assistant Director (Legal and Democratic Services) in consultation with the relevant Cabinet Member that holds responsibility for this policy area, to dispense with Recommendation (2) above, provided that no applications for the use of the covert surveillance are received within any 12 month period.

**The above recommendations were approved.**

## **Report 8 Outstanding Issues Report**

### **Recommendations**

The Cabinet Member (Policing and Equalities) is requested to consider the list of outstanding issues and to ask the Member of the Management Board or appropriate officer to explain the current position on those which should have been discharged at this meeting or an earlier meeting.

**The above recommendation was approved.**



## **Report 9 Any Other Public Business**

### **Appeals Committee**

**RESOLVED**, that, in the light of the concerns identified by the Cabinet Member in relation to Appeals Committee, the Assistant Directors for Legal and Human Resources be requested to submit a report to the next meeting on 2<sup>nd</sup> October, 2014 regarding this issue.

(**NOTE:** This item of business was considered as any other item of public business on the grounds of urgency, that being that the Cabinet Member requires the submission of a report on this issue at his next meeting.)

## **Joint Cabinet Members (Business, Enterprise and Employment) and (Policing and Equalities) – 4<sup>th</sup> September, 2014**

### **Report 5 Report Update in Response to a Petition Regarding the Condition of an Empty Property in Holbrooks**

#### **Recommendations**

The Cabinet Members (Community Policing and Equalities) and (Business, Enterprise and Employment) are recommended to:

1. Note the updated position regarding the allocation of the proceeds of sale set out 2.1 of this report

#### **The above recommendation was agreed together with the following additional recommendations:**

- (2) Agreed that a further Joint Cabinet Member Meeting (Business, Enterprise and Employment) and (Policing and Equalities) be scheduled to receive an update report in respect of the condition of the property, its impact on the local amenity and action taken to address issues of concern.
- (3) Commended and thanked officers for the way in which the process had been undertaken.

## **Cabinet Member (Policy and Leadership) – 5<sup>th</sup> September, 2014**

### **○Report 4 Complaints to the Local Government Ombudsman 2013/14**

#### **Recommendations**

The Cabinet Member is recommended to:

- (1) Consider the Council's performance in relation to complaints to the Local Government Ombudsman.
- (2) Request the Audit and Procurement Committee to:
  - Review and be assured that the Council takes appropriate action in response to complaints investigated and where the Council is found to be at fault.
  - Advise on the timing and focus for future reports to help to ensure that the Council learns from complaints.

**The above recommendations were approved.**

### **○Report 5 2013/14 Annual Freedom of Information/Data Protection Act Report**

#### **Recommendations**

The Cabinet Member (Policy & Leadership) is requested to:

- (1) Note the Council's performance for responding to access to information requests report, the; number and outcome of internal reviews and the number and outcome of complaints made to the ICO and;
- (2) Consider any comments and recommendations provided by the Audit & Procurement Committee.

**The above recommendations were approved.**

## Limitations on Call-in

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

1. it falls within paragraph 18 of the Scrutiny rules (Part 3E 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 and Procurement 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.



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