
SUMMARY OF CABINET / CABINET MEMBER DECISIONS

WEEK COMMENCING 20 July 2020

**CALL IN FOR THESE DECISION ENDS
9.00 A.M. ON FRIDAY 31 July 2020**

24 July 2020

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 - Tuesday 21 July 2020

○#Report 4 Revenue and Capital Outturn 2019/2020

Councillor J Mutton

Recommendations:

Cabinet is recommended to:

- 1) Approve the setting aside of £5.5m (section 2.1 and Appendix 1 of the report) into a Reset and Recovery reserve available from the year-end revenue bottom line.
- 2) Approve the final capital expenditure and resourcing position (section 2.3 and Appendix 2 of the report), incorporating expenditure of £215.9m against a final budget of £235.1m; £19.0m expenditure rescheduled into 2020/21 and a net underspend £0.2m.
- 3) Approve the outturn Prudential Indicators position in section 2.4.4 and Appendix 3 of the report.
- 4) Recommend to the Council the approval of reserve contributions of £5.5m to a Reset and Recovery reserve and £7.55m to fund costs resulting directly from Covid-19.

The above recommendations were approved

NOTE: Recommendation 4 above is not subject to call-in as it is a recommendation to Council.

Report 5 Coventry Local Air Quality Action Plan

Councillor J O'Boyle
Councillor P Hetherton
Councillor K Caan

Recommendations:

The Cabinet is requested to:

- 1) Note that the Council is under a legal Direction to deliver the local plan scheme, as set out in section 2.8 of this report, and to authorise the Director of Transportation and Highways, in consultation with the Cabinet Member for Jobs and Regeneration, the Cabinet Member for City Services, and the Cabinet Member for Public Health and Sport, to take the necessary actions to implement and deliver the individual measures comprising the scheme in compliance with the Direction.
- 2) Delegate to the Director of Transportation and Highways and the Director of Finance authority to allocate the £24.5 million grant funding received from the Air Quality Implementation Fund to the individual measures comprising the scheme, with £20 million capital funding to be added to the five-year capital programme and £4.5 million revenue funding to the Air Quality revenue budget, and to thereafter manage such allocation in a manner as is deemed necessary to ensure delivery and compliance.
- 3) Approve, in principle, the use of compulsory purchase powers for the acquisition of land to deliver the measures comprising the scheme (indicatively shown in red on the attached plan at Appendix 2) and note that the making of any compulsory purchase order will be subject to the Council being satisfied in all respects that the criteria in paragraph 2.16 of the report have been met. Cabinet are also asked to note that the redline area shown on the plan is currently widely drawn around the entire scheme application site area. It is not anticipated that all land/interests shown will need to be acquired to deliver the scheme however, a degree of flexibility prior to detailed technical approval of the scheme and its mitigation, is required at this stage. Officers will take all reasonable measures to minimise the

need to acquire third party interests in accordance with CPO Guidance and the existing design approach to the scheme.

- 4) Delegate to the Director of Transportation and Highways the authority to, notwithstanding the recommendations above, continue to negotiate terms to acquire all interests in land by agreement alongside progressing of a CPO
- 5) Authorise the Director of Transportation and Highways and the Director of Finance, following consultation with the Director of Law and Governance, to finalise the Order Map (within the red line boundary of the Appendix 2 Plan to this report), the Statement of Reasons and the CPO Order and advertise the order and submit it to the Secretary of State and to take all necessary steps to secure the making, confirmation and implementation of the CPO, including High Court Enforcement Officer notices and (if granted power to do so) to confirm the CPO.
- 6) Delegate authority to the Director of Transportation and Highways and the Director of Finance to approve the costs of land acquisition within the funding envelope.
- 7) Delegate authority to the Director of Transport and Highways (where necessary) to make an application under s.247 of the Town and Country Planning Act 1990 to stop up areas of highway necessary to implement the proposals.
- 8) Approve the commencement of a competitive procurement process in accordance with adopted Council procurement policies to appoint the necessary consultants and contractors in relation to the designing and construction of the individual schemes that comprise the Local Air Quality Action Plan.
- 9) Delegate authority to the Director of Transportation and Highways, following consultation with the Director of Law and Governance, to award the contracts to the successful suppliers. This authority shall also include the power to approve the entry into of all necessary contracts with the successful suppliers.
- 10) Authorise the Director of Transportation and Highways and the Director of Law and Governance, in consultation with the Cabinet Member for Jobs and Regeneration and the Cabinet Member for City Services, to undertake the necessary actions to secure the statutory Traffic Regulation Orders, as listed in section 2.18 of this report, required to ensure that the individual measures comprising the local plan scheme can be delivered.

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.