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

**WEEK COMMENCING 8 March 2021**

**CALL IN FOR THESE DECISION ENDS  
9.00 A.M. ON FRIDAY 19 March 2021**

**12 March 2021**

## 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 for Policing and Equalities – Monday 8 March 2021**

#### **Report 4      Response to a petition requesting the Council improve defences on the Brookstray to prevent unauthorised access by travellers**

Recommendations:

The Cabinet Member for Policing and Equalities is recommended to:

- 1) Consider the content of the petition and note the concerns of the petitioners
- 2) Note the extensive works undertaken to secure sites along the Brookstray.
- 3) Note that the cost of undertaking the defence works have been estimated at approximately £13,153.
- 4) Endorse and support Officers to continue to maintain and implement defences on public open space subject to traveller incursions within existing resources.
- 5) Note that Council officers will continue to investigate how the unregistered land at Sutton Avenue could be better secured.

**The above recommendations were approved**

**#Report 5      New Code of Conduct for Elected and Co-opted Members**

Recommendations:

The Cabinet Member for Policing and Equalities is requested to:

- 1) Consider the recommendations from Ethics Committee and the Constitutional Advisory Panel
- 2) Approve the revised Model Code of Conduct; and
- 3) Recommend that the Council adopt the revised Model Code of Conduct

**The above recommendations were approved**

**#Report 6      Proposed Changes to the Constitution**

Recommendations:

The Cabinet Member for Policing and Equalities is requested to:

- 1) Approve the proposed changes to the Contract Procedure Rules shown in Appendix 1 to the report;
- 2) Approve the revised Code of Conduct for Employees set out in Appendix 2 to the report;
- 3) Approve the changes to the Terms of Reference of Planning Committee and the Scheme of Delegation to Employees set out in paragraphs 2.10 to 2.12 of the report
- 4) Approve the proposal that, once the Planning Committee has approved the new Planning Code, that the new Planning Code is appended to the Constitution and made available on the Council's website, in accordance with the Constitution.
- 5) Recommend that the Council adopt the proposed changes to the Constitution

**The above recommendations were approved**

**#Report 7      Licensing Act 2003 – Revised Statement of Licensing Policy 2021 - 2026**

Recommendations:

- 1) That Licensing and Regulatory Committee considers the results of the revised Statement of Licensing Policy consultation (Appendix B) and the revised Statement of Licensing Policy (Appendix A) and notifies the Cabinet Member of its comments.
- 2) That Cabinet Member considers the revised Statement of Licensing Policy (Appendix A) and the results of the consultation

(Appendix B) in light of any comments from the Licensing and Regulatory Committee and, following any amendments made:

Recommends to full Council on 16th March 2021 that it adopts the revised Statement of Licensing Policy attached as Appendix A for the purposes of Section 5 of the Licensing Act 2003

**The above recommendations were approved**

## **Cabinet – Tuesday 9 March 2021**

### **Report 5      2021/22 Transportation and Highway Maintenance Capital Programme**

Councillor P Hetherton

Recommendations:

The Cabinet is requested to approve:

- 1) The 2021/22 programme of schemes marked 'A' in Table 4 of the report.
- 2) To delegate authority to the Cabinet Member for City Services, to approve a programme of scheme development, Section 106 & Active Travel funded schemes, marked 'B' in Table 4 of the report

**The above recommendations were approved**

### **#Report 6      Strengthening Families – Family Valued Programme**

Councillors R Brown and P Seaman

Recommendations:

Cabinet is requested to:

- 1) Recommend that Council accepts the grant funding of £4,062,295 from the Department for Education for the two-year period to support the change programme to spread restorative practice across Children's Services.

**The above recommendation was approved**

## **#Report 7      Maintained Schools Energy Efficiency Retrofit Grants**

Councillor K Maton

Recommendations:

The Cabinet is asked to:

- 1) Approve in principle the proposal for the implementation of the Energy Efficiency Building Retrofit Works as set out in the report (“the Project”) subject to grant funding being secured to cover the cost of delivering the Project
- 2) Approve the conclusion of any necessary procurement exercises and following completion, to award and enter into such contracts with the preferred suppliers.
- 3) Request that officers continue to pursue further funding opportunities that may be offered to support further decarbonisation of Coventry’s school buildings in consultation with the Cabinet Member for Education & Skills and the Cabinet Member for Finance.

Cabinet is asked to recommend that Council:

- 4) Approve the proposal for the Council to accept the PSDS grant funding, if successful, as the Accountable Body to support delivery of the Project.
- 5) Delegate authority to the Director of Finance and the Director of Education and Skills following consultation with Director of Law and Governance to finalise the terms and conditions of the PSDS grant and any other legal agreements required to facilitate delivery of the Project, and incorporate the awarded grant within the approved Capital Programme as necessary.

**The above recommendations were approved**

## **#Report 8      Holiday Activities and Food Programme 2021: Acceptance of Grant and Proposed Distribution**

Councillor K Maton

Recommendations:

The Cabinet is requested to recommend that Council:

- 1) Approve receipt of the grant allocation of up to £1.5M dependent on level of delivery
- 2) Delegate authority to the Director of Education and Skills, following consultation with the Cabinet Member for Education and Skills to deliver the programme. The City Council will

centrally co-ordinate and will award monies to relevant organisations to deliver the programme.

**The above recommendations were approved**

**#Report 9 Investment in Material Recycling Facility – Update**

Councillor P Hetherton

Recommendations:

Cabinet is requested to recommend that Council:

- 1) Approve the sum as detailed in the private report for a loan facility from the City Council for the purposes of delivering the Materials Recycling Facility.
- 2) Delegate authority to the Director of Streetscene and Regulatory Services and the Director of Finance, in consultation with the Director of Law and Governance and the Cabinet Member for City Services and the Cabinet Member for Strategic Finance and Resources, to finalise and agree the detailed terms of the transaction with AssetCo. The authority under this delegation shall also include:
  - the authority to enter into two payment guarantees on behalf of AssetCo with the Civils Contractor and the Process Contractor;
  - the authority to incorporate AssetCo and to enter into a shareholders' agreement with AssetCo and the other Partner Councils in respect of the governance arrangements of AssetCo;
  - the authority to enter into the Service Level Agreement with AssetCo committing the Councils' waste tonnage for 25 years; and the authority to enter into the Loan Agreement and ancillary security documents with AssetCo for a loan over a repayment period of 25 years.

**The above recommendations were approved**

**#Report 10 Provision of Loan Funding to Support a Key Regeneration Priority in Friargate**

Councillors J O'Boyle and R Brown

Recommendations:

Cabinet is recommended to:

- 1) Approve the Council entering into a loan facility agreement with Castlebridge for an amount that is set out in the private elements of this report to be used solely as development finance for the delivery of the hotel in Friargate, Coventry.
- 2) Delegate authority to the Director of Finance (S151 Officer) and the Director of Law and Governance, following consultation with the Director of Property and Development Services, the Cabinet Member for Jobs and Regeneration and the Cabinet Member for Strategic Finance and Resources, to undertake the necessary due diligence and approve the terms of the loan funding agreement and, thereafter, enter into any associated legal agreements that are necessary to give effect to the recommendations within this report.
- 3) Delegate authority to the Director of Finance (S151 Officer) and the Director of Law and Governance, following consultation with the Director of Property and Development Services, the Cabinet Member for Jobs and Regeneration and the Cabinet Member for Strategic Finance and Resources, to manage the loan facility. The authority under this recommendation shall include the power to negotiate and agree subsequent variations to the terms of the loan facility.

Cabinet is requested to recommend that Council:

- 4) Approve a loan for an amount that is set out in the private elements of this report to be added to the Council's Capital programme as appropriate and used to provide a loan facility agreement with Castlebridge for the delivery of the hotel in Friargate, Coventry.

**The above recommendations were approved**

**#Report 11      Coombe Abbey Park Ltd - Shareholder Refinancing Proposal**

Councillor R Brown

Recommendations:

The Cabinet is requested to recommend that Council:

- 1) Approves the use of its powers under the Localism Act 2011 to provide a Loan up to sum detailed in the private report, to Coombe Abbey Park Limited (CAPL) on commercial terms as detailed in the private report.
- 2) Approve CAPL as the authority to set up two company subsidiaries to help support the business plan as further set out in paragraph in 2.15 of the report.

- 3) Delegate authority to the Director of Finance (S151 Officer) and the Director of Law and Governance, following consultation with the Cabinet Member for Strategic Finance and Resources, to finalise and agree the detailed terms of the transaction with CAPL. The authority under this delegation shall also include the power to enter into the necessary legal agreements and subsequently the power to negotiate and agree any such variations as is deemed necessary to the terms of the loan facility and ancillary security documents.

**The above recommendations were approved**

**#Report 13a Birmingham Airport**

Councillor R Brown

Cabinet is requested to recommend that Council:

- 1) Approve a loan facility to BAHL on commercial market terms up to the value of £5.7m.
- 2) Delegate authority to the Director of Finance (S151 Officer) and the Director of Law and Governance, following consultation with the Cabinet Member for Strategic Finance and Resources, to finalise and agree the detailed terms of the transaction with BAHL. The authority under this delegation shall also include:
  - the power to enter into the relevant legal agreements and associated documents necessary to complete the transaction with BAHL; and
  - (in relation to the management of the loan facility) the power to negotiate and agree variations to the terms of the loan facility.

**The above recommendations were approved**



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.