

Cabinet Single-Member Decisions and Responses to Recommendations from PDS Panels

published 4-Apr-17 to 10-Jul-2017

Further details of each decision can be seen on the Council's Single-member Decision Register at <http://democracy.bathnes.gov.uk/mgDelegatedDecisions.aspx?&dm=3>

Reduction of the lower age limit at Midsomer Norton Primary School

To reduce the lower age limit at Midsomer Norton Primary School from 3 to 2 in order to deliver the Early Years Entitlement offer and childcare in premises already on the school site.

Decision Maker: Cabinet Member - Children's Services

Decision published: 26/06/2017

Effective from: 04/07/2017

Decision:

The Cabinet Member agrees to reduce the lower age limit at Midsomer Norton Primary School from 3 to 2.

Lead officer: Philip Frankland

Midsomer Norton Youth Outreach Program

To develop a range of opportunities for young people including youth provision through outreach provision of hubs across the MSN ward. Developing safe spaces for young people, creating safer communities working with young people.

Decision Maker: Cabinet Member - Finance and Efficiency

Decision published: 26/06/2017

Effective from: 04/07/2017

Decision:

The Cabinet Members agree that the following be approved for implementation:

Link to existing capital programmes to approve the inclusion in the 2017/18 Capital Programme of £11,993.83 for the purchase and conversion of two shipping containers to become youth hubs placed in two areas of Midsomer Norton.

Lead officer: Tracey Pike

Extending Cabinet delegation to enable Property disposal of Riverside and Loan to ACL

The Cabinet Member Patrick Anketell-Jones for Economic Development is requested to exercise Rule 16, special urgency rule, to enable officers to progress with the transfer of a lease and the making of a loan to Aequus Construction Limited (a wholly owned subsidiary of Aequus Developments Limited) to enable the development of Riverside to proceed without further delay.

Decision Maker: Cabinet Member - Economic Development

Decision published: 23/06/2017

Effective from: 23/06/2017

Decision:

The Cabinet Member approves:

An extension of the resolution of Cabinet dated 2 December 2015, relating to Aequus Developments Limited (ADL) so that reference to the “ company” includes reference to Aequus Construction Limited (ACL), a wholly owned subsidiary of ADL and in particular to permit :

1. a transfer of the Lease of Riverside to ACL
2. the extension of the delegated power in paragraph 7 (approval of Council investment) to enable the provision of the Loan to ACL.
3. the extension of the indemnity in paragraph 13 to Council members and officers appointed as directors of ACL

Lead officer: Michael Hewitt

Publow and Pensford Neighbourhood Development Plan

Subject to passing the community referendum in May 2017 this report will seek to make and bring into force the Publow and Pensford Neighbourhood Development Plan.

Decision Maker: Cabinet Member - Homes and Planning

Decision published: 21/06/2017

Effective from: 29/06/2017

Decision:

The Cabinet Member agrees to make and bring into force the Publow with Pensford Neighbourhood Development Plan as part of the Development Plan for the Publow with Pensford Neighbourhood Area, in accordance with Section 38A(4) of the Planning and Compulsory Purchase Act 2004 (as amended by the Localism Act 2011).

Lead officer: Richard Daone

Cleveland Pools Trust Capital Grant

To enable Cleveland Pools project to proceed to next stage by slight revision of terms of grant already fully approved.

Decision Maker: Cabinet Member - Finance and Efficiency

Decision published: 05/06/2017

Effective from: 13/06/2017

Decision:

The Cabinet Member agrees that a further £50K grant, which was allocated in the February 2014 Budget report, be approved for immediate release to the Cleveland Pools Trust.

In addition the Cabinet Member agrees the remaining £50K of this original allocation should be set aside to fund the Council's due diligence work (to support the further grant of £200K, which at this stage has only provisional approval pending the Trust completing its business case and securing sufficient other external funding).

Lead officer: Andrew Pate

Planning Performance Agreements - Introducing a Charging Schedule and associated changes

A recent review has discovered that whilst customer feedback is good, we are not working as efficiently as we could and we may not be recouping all our costs in respect of offering this enhanced service.

Decision Maker: Cabinet Member - Homes and Planning

Decision published: 24/05/2017

Effective from: 02/06/2017

Decision:

The Cabinet Member agrees that:

1. The way PPAs are paid for can change from monthly by invoice during the life of the PPA to an up-front charge with the introduction of a PPA fee schedule based on the scale and scope of development
2. All relevant consulted officers as determined by the planning officer will now be included in PPAs to ensure PPAs are consistent with other applications and that B&NES has the best chance of being able to deliver a high quality response within the agreed timescales

Lead officer: Sarah Jefferies

Department for Transport National Productivity Investment Fund 2017/18 Full Budget Approval

Full Spend Approval for the 17/18 allocation of the Department for Transport National Productivity Investment Fund.

Decision Maker: Cabinet Member - Transport

Decision published: 23/05/2017

Effective from: 01/06/2017

Decision:

The Cabinet Member agrees:

1. The Funding Allocation and breakdown set out in the following schedule.

Description	Allocation
Design & Land Purchase contribution for A39/A368 Marksbury junction improvement scheme.	£20k
Construction contribution towards A39 Two Headed Man junction upgrade works.	£50k
Construction contribution for A37 Pensford - Road Maintenance, Traffic Flow and Safety Improvements.	£347k
Construction contribution for A36 Lower Bristol Road - Road Maintenance & Traffic Flow junction improvements.	£371k

2. The Divisional Director Environmental Services and the Group Manager Highways & Traffic are delegated authority to alter the programme of schemes, in consultation with the Cabinet Member for Transport, as may prove necessary during 2017/18. Any alterations will be within the overall budget allocation and take into account any additional funding streams that become available.

Lead officer: Craig Jackson

Consultation on 3 draft Conservation Area Character appraisals

Public consultation on draft character appraisals, proposed boundary changes and management proposals for the Midsomer Norton/Welton, Saltford and Queen Charlton Conservation Areas.

Decision Maker: Leader of the Council

Decision published: 19/05/2017

Effective from: 27/05/2017

Decision:

The Cabinet Members agree that a six week public consultation takes place from late May to mid-July 2017 on the draft Midsomer Norton and Welton, Saltford, and Queen Charlton Conservation Area Character Appraisals, including proposed boundary changes and management proposals.

Kingsmead Square Feasibility Study, £10,000, Full Budget Approval

Kingsmead Square was allocated £10,000 provision approval in the 2017/18 budget, full approval is being sought. The feasibility study will establish options for public realm improvement with potential changes for access into Kingsmead Square.

Decision Maker: Cabinet Member - Transport

Decision published: 18/05/2017

Effective from: 26/05/2017

Decision:

The Cabinet Member agrees that the £10,000 provisional approval in the 2017/18 Budget be given full approval in order to undertake a feasibility study.

Lead officer: Gary Peacock

Somerdale Bridge, £70,000, Full Budget Approval

Somerdale Bridge was allocated £70,000 as a provision approval in the 2017/18 budget, full approval is being sought. The first stage of the project will be a feasibility study which will inform the delivery and cost plans.

Decision Maker: Cabinet Member - Transport

Decision published: 17/05/2017

Effective from: 25/05/2017

Decision:

The Cabinet Member agrees that the £70,000 provision approval in the 2017/18 budget be given full approval in order to undertake the feasibility study.

Lead officer: Gary Peacock

London Road £200,000, Full Budget Approval

London Road was allocated £200,000 as a provisional approval in the 2017/18 budget, full approval is being sought. Experimental TROs were introduced in late 2015 and permanent TROs now need to be implemented.

Decision Maker: Cabinet Member - Transport

Decision published: 17/05/2017

Effective from: 25/05/2017

Decision:

The Cabinet Member agrees that the £200,000 provision approval in the 2017/18 Budget be given full approval in order to resolve the TROs and improvement works.

Lead officer: Gary Peacock

Whitchurch Primary School Expansion

Expand Whitchurch Primary from a one form entry 210 pupil school using 7 classrooms to a 1.5 form entry 315 pupil school using 11 classrooms. The project to provide a new permanent 4 classroom block and associated facilities.

Decision Maker: Cabinet Member - Children's Services

Decision published: 15/05/2017

Effective from: 23/05/2017

Decision:

The Cabinet Member agrees that a project budget of £1.309m will be included in the 2017-18 Schools Capital Programme to expand school place provision at Whitchurch Primary School.

Lead officer: Anne Leach

Determination of the Statutory Notice to Enlarge Whitchurch Primary School

Determine statutory notice proposing the enlargement of Whitchurch Primary School to create additional pupil places.

Decision Maker: Cabinet Member - Children's Services

Decision published: 15/05/2017

Effective from: 23/05/2017

Decision:

The Cabinet Member agrees that Whitchurch Primary School should be enlarged from 206 to 315 places from 1 September 2019.

Lead officer: Helen Hoynes

Schools Capital Projects at Freshford Primary, Longvernal Primary & St Nicholas Primary

Requesting approval and authorisation to proceed with three schools capital projects at Freshford Primary, Longvernal Primary and St Nicholas Primary to expand and enhance existing school accommodation.

Decision Maker: Cabinet Member - Children's Services

Decision published: 15/05/2017

Effective from: 23/05/2017

Decision:

The Cabinet Member gives full approval:

1. To spend £32,429.08 S106 contributions secured and received from the Pipehouse Nursery Housing Development to expand and enhance current education facilities at Freshford CofE Primary School.

2. To spend £70,000 S106 contributions secured and received from Inglenook, Primrose land and Alacan Housing Developments to provide bulge class accommodation at Longvernal Primary School.
3. To spend £50,000 Basic Need Grant to provide an additional classroom space at St Nicholas CofE Primary School.

Lead officer: Anne Leach

Bath Quays South

Regeneration and property estate investment in headquarters office and creative workspace development as part of the Council's delivery of Bath Quays.

Decision Maker: Cabinet Member - Finance and Efficiency

Decision published: 05/05/2017

Effective from: 13/05/2017

Decision:

The Cabinet Members agree:

- 1) To fully approve £6.245m of the £9.012m provisionally approved 2017/18 capital budget for Innovation Quay - Economic Development Funding Enabling Infrastructure.
- 2) To enter Agreement for Lease of the Newark Works for the operation of creative workspace.
- 3) That the Strategic Director for Place in consultation with the Cabinet Member for Finance and Efficiency, Cabinet Member Economic Development and Strategic Director of Resources, is authorised to approve and enter new external funding agreements, including:
 - a) LEP EDF funding agreements with the West of England (WoE) Local Enterprise Partnership (LEP) for infrastructure provision up to £7.0m supporting Bath Quays South.
 - b) LEP LGF(or other grant) funding agreements with the West of England Local Enterprise Partnership (LEP) for additional funding supporting Bath Quay's Bridge alongside CCAF funds approved under Decision E2838.
 - c) LEP RIF funding agreement with the West of England Local Enterprise Partnership (LEP) for £1m additional financing towards flood mitigation approved under Decision E2538.

Lead officer: Simon Martin

School Transport - Increase in the charges to Denominational Transport and the Fare Paying Charge for non-entitled students from September 2017

To agree the fare paying from September 2017.

Decision Maker: Cabinet Member - Children's Services

Decision published: 27/04/2017

Effective from: 06/05/2017

Decision:

The Cabinet Member agrees:

- 1) The increase for all fare paying and denominational transport from £300 to £480 per annum from September 2017.
- 2) To retain the 50% subsidy for second or third children from families who have more than one child travelling and who are travelling as fare paying or denominational passengers in 2016/17, until those children complete the current (either primary or secondary) phase of their education or become the sole fare paying pupil from that family (whichever occurs sooner).
- 3) That this means that applications for fare-paying places for any child who was not already travelling in 2016/2017 will incur the full charge of £480 regardless of siblings.
- 4) To retain the exemption for low income families travelling on fare paying and denominational transport.
- 5) To review the charge annually. Increases will be agreed through the Council's budget setting process.

Lead officer: Kevin Amos

School Term and Holiday Dates 2018-19 Academic Year

To agree the recommended school term and holiday dates for the 2018-19 academic year.

Decision Maker: Cabinet Member - Children's Services

Decision published: 27/04/2017

Effective from: 06/05/2017

Decision:

The Cabinet Member agrees:

- 1) To note that Academies, Foundation, Free Schools and Voluntary Aided Schools have the power to determine their own term and holiday dates.
- 2) In order to maximise consistency of dates for the benefit of children and their parents, to recommend to all schools the Council's preferred calendar of School Term and Holiday dates for the academic year 2018-19 based on a 195 day calendar, as set out in the report.

Lead officer: Kevin Amos

Bath Western Riverside TRO

Considerations of responses to parking proposals included within the Bath Western Riverside TRO.

Decision Maker: Cabinet Member - Transport

Decision published: 24/04/2017

Effective from: 03/05/2017

Decision:

The Cabinet Member AGREES that the proposals be implemented, modified or withdrawn as below:

1.1 Restrictions as detailed on plan E10.

Roads affected: Midland Road and Stothert Avenue

Restriction: 3 Hour Limited Waiting bays, Mon – Sat, 8am – 8pm, No Return within 2 Hours and Disabled Parking Bays.

Recommendation: That the proposals are modified as the Council received 11 objections to the implementation of these restrictions and only 1 response in support. It is therefore recommended that the proposed 3 Hour Limited Waiting bays are implemented but with a shorter time limit of 2 hours no return within 1 hour with a reduced operating time of Mon – Sat, 8am – 6pm to align with other restrictions in the area. The Disabled Parking bays are implemented as proposed.

Lead officer: Kris Gardom

Early Years and Education Improvement Programme

To improve Education, SEND & Early Years services by implementing a high-quality, modern, future-proof and cost effective IT solution which meets our current and future requirements, enabling us to support our children, young people and families effectively.

Decision Maker: Cabinet Member - Children's Services

Decision published: 24/04/2017

Effective from: 03/05/2017

Decision:

The Cabinet Member agrees to:

1) Approve the utilisation of the £820k funding from the 2016/17 & 2017/18 provisionally approved Children's Education management scheme;

2) Delegate the authority to the Divisional Director for children young people and family decision to vary the existing children's social care database contract to meet our requirements for Education & Early Years.

Lead officer: Richard Baldwin

Dorchester Street Traffic Study - Full Budget Approval

The Dorchester Street review was allocated £100,000 as a provision approval in the 2017/18 budget, full approval is being sought. The review will establish if there are options for reducing the occurrence of delays.

Decision Maker: Cabinet Member - Transport

Decision published: 20/04/2017

Effective from: 28/04/2017

Decision:

The Cabinet Member agrees that the £100,000 provision approval in the 2017/18 Budget be given full approval in order to investigate and develop traffic management improvements in the Dorchester Street area.

Lead officer: Gary Peacock

Financial Approvals – Leisure

This report deals with moving provisional budgets relating to leisure capital works to full approval.

Decision Maker: Cabinet Member - Community Services

Decision published: 19/04/2017

Effective from: 27/04/2017

Decision:

The Cabinet Member agrees that:

Contractual Changes

- Approval is given for refurbishment as the preferred option and the Council lead on the design and construction of the refurbished Keynsham Leisure Centre with GLL responsible for fitting out and operating the facility for the remainder of the 20 year contract, including making the required changes to the contract to enable this.

Budget Approvals

- To fully approve £10.016m from the 2017/18 – 2021/22 Council provisionally approved capital programme for the refurbishment of Keynsham Leisure Centre.
- To fully approve the CIL budget of £200k for the delivery of the works required to the car parks at Bath and Odd Down.

Lead officer: Marc Higgins

Income Systems Upgrade and Associated works

To upgrade corporate income systems in order to comply with revised security standards.

Decision Maker: Cabinet Member - Finance and Efficiency

Decision published: 19/04/2017

Effective from: 27/04/2017

Decision:

The Cabinet Member approves this project and its status within the capital programme be moved from 'provisional' to 'approved'.

Lead officer: John Hewlett

Replacement of 2 Designated Public Place Orders (DPPO) with Public Space Protection Orders (PSPO)

Anti-Social Behaviour, Crime and Policing Act 2014 replaces Designated Public Protection Orders with Public Space Protection Order (PSPO) which will otherwise automatically expire in October 2017.

Decision Maker: Cabinet Member - Community Services

Decision published: 11/04/2017

Effective from: 21/04/2017

Decision:

The Cabinet Member agrees that

1. A 12-week consultation take place to gain views as to whether or not to extend the DPPO for the City of Bath as a PSPO, based on-

- (1) The proposed draft Order as set out in Appendix 1 and
- (2) The draft consultation questions set out at Appendix 2.

2. A 12-week consultation period take place to gain views as to whether or not to extend the DPPO for Midsomer Norton as a PSPO, based on-

- (1) The proposed draft Order as set out in Appendix 3, with a revised Schedule (taking into account comments made by Midsomer Norton Town Council), now to include within the proposed map boundary the new Town Park and Midsomer Norton Recreation Ground areas.
- (2) The draft consultation questions set out at Appendix 4.

Lead officer: Samantha Jones

Acquisition of an income generating office investment to incorporate within the Commercial Estate

This report sets out the terms of the proposed acquisition of an income generating office investment property.

Decision Maker: Leader of the Council

Decision published: 05/04/2017

Effective from: 05/04/2017

Decision:

The Cabinet Members approve:

- 1) The acquisition of an investment property; and
- 2) Capital expenditure on the acquisition of the property and any necessary adjustments to the 2017/2018 capital budget to reflect this approval.

Lead officer: Richard Long