

## EXECUTIVE BOARD

WEDNESDAY, 18TH DECEMBER, 2013

**PRESENT:** Councillor K Wakefield in the Chair

Councillors A Carter, S Golton, J Blake,  
M Dobson, P Gruen, R Lewis, A Ogilvie  
and L Yeadon

Apologies Councillor L Mulherin

### 129 Exempt Information - Possible Exclusion of the Press and Public

**RESOLVED** – That, in accordance with Regulation 4 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the public be excluded from the meeting during consideration of the following parts of the agenda designated as exempt on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present there would be disclosure to them of exempt information so designated as follows:-

a) Appendix A to the report entitled “Victoria Gate” referred to at Minute 143 is designated as exempt in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that it contains information relating to the financial or business affairs of any particular person (including the authority holding that information), which if disclosed to the public would, or would be likely to, prejudice the commercial interests of that person or of the Council. The appendix sets out the considerations of Counsel and LCC Legal Services in respect of propose changes to the Development Agreement; and it is therefore deemed in the public interest not to disclose this information at this time for reasons of commercial confidentiality and proper contract procedures

b) Appendix A to the report entitled “Kirkgate Market Update and Deputation” referred to in Minute 145 is exempt under Access to Information Rule 10.4 (3) of Schedule 12A(3) of the Local Government Act 1972 as it contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The appendix includes information provided to enable the Council to consider the commercial viability and funding options for the development of the George Street shops, and it is considered that the public interest in maintaining the exemption in relation to this exempt appendix outweighs the public interest in disclosing the information by reason of the fact that it contains information and financial details which, if disclosed would adversely affect the business of the Council and may also adversely affect the business affairs of the other parties concerned.

### 130 Late Items

No formal late items of business were added to the agenda

**131 Declaration of Disclosable Pecuniary Interests**

There were no Disclosable Pecuniary Interests declared to the meeting, however:-

In relation to the item entitled, 'Consultation Outcomes on Local Council Tax Support Schemes', Councillor A Carter drew the Board's attention to the fact that a close relative was in receipt of the benefits referred to in the report (minute 140 refers)

In relation to Part A of agenda item 25 "Consultation outcomes on School Places Expansion for 2015", Councillor A Carter drew the Board's attention to his position as a Governor of Calverley Church of England Primary School referred to in the report (Minute No. 153 refers).

**132 Minutes**

**RESOLVED** – That the minutes of the previous meeting held 6<sup>th</sup> November 2013 be agreed as a correct record

**133 Matters Arising**

Minute 119 Armed Forces Update – The Board noted the intention for a Member Management Committee to be held at the earliest opportunity to deal with appointments to the member advisory group for the development of future Armed Forces Day events

Minute 124 Bridgewater Place – the Director of City Development provided an update in respect of progress being made by the owners of Bridgewater Place to develop a comprehensive wind mitigation scheme and the likely timetable for submission of the relevant planning applications. The Board also received information on the closure of roads to vehicles adjacent to Bridgewater Place implemented recently due to high winds and an accident involving a pedestrian

**ENVIRONMENT**

**134 Impact of the Eco Changes on Wrap Up Leeds**

The Director of Environment and Housing submitted a report providing an update on the Government's proposed amendments to Energy Company Obligation (ECO) and outlining the consequences for the Council's planned and future domestic energy efficiency programmes.

The report detailed the background to the Council's commitment to lead a Leeds City Region wide procurement worth at least £60m to secure a long term Green Deal and ECO partner from mid-2014 and outlined the major changes to the way ECO will operate announced in the Chancellor's Autumn Statement 2013.

In presenting the report, the Executive Member for the Environment highlighted the anticipated period of low activity in the solid wall insulation sector as utilities developed their new ECO strategies; however reiterated the

Council's commitment to making Wrap Up Leeds ECO and the longer term Leeds City Region programmes a success in order to help cut bills, reduce carbon emissions and make sure people can afford to keep warm.

A Member comment in respect of the impact of scaling back solid wall proposals on Leeds' unique housing stock was noted, along with the offer of cross party support for the proposal to lobby the DECC in this respect. The Chairs suggestion that a letter be sent to the DECC to emphasise the Board's concerns over the ECO changes was broadly supported.

**RESOLVED -**

- a) That the increased bid to DECC's Green Deal Communities fund be authorised
- b) That approval be given to work with Core Cities colleagues to lobby DECC for a greater future role in delivery of domestic energy efficiency programmes.
- c) That a letter be sent on behalf of the leaders of all political parties represented on the Board to the DECC expressing concern over the impact of the change of the ECO arrangements on the delivery of solid wall insulation, particularly in view of the unique housing stock in Leeds

**LEISURE AND SKILLS**

**135 Tour de France 2014 - Progress Report**

Further to minute 32 of the Executive Board meeting held 17<sup>th</sup> July 2013, the Director of City Development submitted a further report providing an update on progress made in planning for Stages 1-3 of the Tour de France 2014, as well as event planning specifically for the Grand Depart. Additionally the report provided information on the establishment of the "TdFHUB2014Ltd" company, to oversee the delivery of the first three stages of the 2014 Tour de France in partnership with local authorities on the route to deliver a safe spectator experience and to manage the Government funding for the event.

In presenting the report, the Executive Member for Leisure and Skills highlighted the challenges ahead in terms of delivering the event and the importance of ensuring effective communication to residents and businesses along the route

**RESOLVED**

- a) To endorse the proposals enclosed in this report, and to request a further report in April 2014, which will again provide an update on progress and readiness for delivering the event in July 2014
- b) To champion this event in Elected Members' respective areas, encouraging schools, businesses and communities to maximise the opportunities given by the Tour.

**ADULT SOCIAL CARE**

**136 Request for Authority to spend additional funds relating to the Replacement of Rothwell Fulfilling Lives Building**

Further to minute 143 of the meeting held 12<sup>th</sup> December 2012, the Director of Adult Social Services submitted a report providing an update on the progress

made in building a new, state of the art facility for people with profound learning disabilities and seeking the necessary Authority to Spend up to the revised total of £2,421,000 for completion of the works. The revised funding was required to cover the increased costs relating to the rebuilding of the Rothwell Fulfilling Lives Centre (west building) on Holmsley Lane in Woodlesford. Additionally, the report set out a request to approve the transfer of £396,000 from within the existing Capital Programme on scheme 16771 ASC Community Capacity Grant into the learning disability capital programme to cover these increased costs.

In presenting the report, the Executive Member for Adult Social Care reiterated that the scheme had been devised following extensive consultation with service users. Comments made in respect of the additional funding now sought and the reasons for the request were noted

### **RESOLVED**

- a) To note that this project will provide some of Leeds's most vulnerable and profoundly disabled citizens with a state of the art facility where they can enjoy daytime opportunities in a safe and stimulating environment.
- b) To note the on-going support and enthusiasm for the project from customers, their families and carers, together with their eagerness to see it brought to fruition.
- c) To note the intention to encourage and enable wider community use of the building and its facilities (as detailed in paragraph 8 of the submitted report)
- d) To note the increase in costs associated with the scheme to replace the now demolished Rothwell Fulfilling Lives (west) building with a new build facility on the same site and the steps taken subsequently to reduce this increase (as detailed in paragraph 6 of the submitted report).
- e) To approve the transfer of £396,000 from within the uncommitted element of the existing Capital Programme on scheme 16771 ASC Community Capacity Grant into the learning disability capital programme to cover these increased costs (as detailed in paragraph 7 of the submitted report).
- f) To approve a further Authority to Spend for this scheme up to a total of £2,421,000 which is an increase of £396,000 on the amount approved in December 2012.
- g) To note that:
  - Subject to the necessary approvals, the aim is to award the contract in January 2014. Once the contract is awarded, work should begin on site within a few weeks of that date. The new centre will open in the autumn of 2014.
  - The Head of Service for Learning Disability will oversee the final delivery of this project.

### **LEADER'S PORTFOLIO**

#### **137 Initial Budget Proposals for 2014/2015**

The Deputy Chief Executive submitted a report setting out the Initial Budget Proposals for 2014/15 in accordance with the Council's constitution which requires the Executive to publish initial budget proposals two months prior to adoption by full Council - scheduled for the 26th February 2014. The Budget proposals were provided within the context of the Medium Term Financial Strategy for the period 2014/15-2015/16; and anticipated further significant reductions in the level of funding available to the authority.

The Deputy Chief Executive reported receipt of the provisional Local Government Finance Settlement 2014/15 just prior to the meeting and indicated that a briefing would be provided to Members as soon as possible.

Discussions emphasised the following as being key considerations for the future:

- consideration of the base line departmental budgets for 2015/16
- a robust assessment of; and consultation on; the services the authority could reasonably be expected to continue to deliver
- the need to recognise that a flexible approach to operate/deliver services in partnership with other Bodies/Authorities was required

The report highlighted that, subject to the approval of the Executive Board, the initial Budget proposals would be submitted to Scrutiny for their consideration and review, with the outcome of their deliberations to be reported to the meeting of Executive Board on the 14<sup>th</sup> February 2014. The proposals would also be made available to other stakeholders as part of a wider and continuing process of consultation.

**RESOLVED –**

- a) That the contents of the report be agreed as the initial budget proposals
- b) That the initial budget proposals be submitted to Scrutiny and be used as a basis for wider consultation with stakeholders.

(Under the provisions of Council Procedure Rule 16.5, Councillors A Carter and Golton required it to be recorded that they both abstained from voting on the decisions taken above)

(The matters referred to within this minute were not eligible for Call In, as decisions regarding the Council's budget were ultimately reserved to Council)

**138 Financial Health Monitoring 2013/14 - Month 7**

The Deputy Chief Executive submitted a report sets out for the Board the Council's projected financial health position for 2013/14 after seven months of the financial year

**RESOLVED** - To note the projected financial position of the authority after seven months of the financial year 2013/14.

**139 Citizens@Leeds: Developing A New Approach to Poverty and Deprivation**

Further to minute 118 of the meeting held 6<sup>th</sup> November 2013, the Assistant Chief Executive (Citizens and Communities) submitted a report outlining the action being taken to tackle poverty and deprivation across the city and seeking approval to implement a range of new initiatives. The report specifically sought endorsement of the “helping people into work” proposition and agreement to a range of specific actions and initiatives proposed as part of the Citizens@Leeds developments, building on the good work of the Council’s Employment and Skills service and the work of partners.

The Board considered the use of indicators to measure the success of the initiatives outlined in the report, identifying the following issues as appropriate:

- The take-up of apprenticeships;
- Tackling fuel poverty
- Reducing dependency on high cost money lenders and food banks.

Additionally, the Board commented on the positive impact of local authority involvement on such issues, noting Leeds’ success in increasing the numbers of young people accessing employment following the devolution of the youth contract to local authorities

**RESOLVED -**

- a) That the “helping people into work” proposition as detailed at appendix 1 of the submitted report be endorsed,
- b) That the areas of focus summarised in paragraph 3.5.5, and actions and initiatives detailed in paragraph 3.5.6 of the submitted report be agreed in order to support the implementation of the helping people into work proposition,
- c) That the Assistant Chief Executive (Citizens and Communities), working with other Directors and partners, be authorised to take forward the agreed actions.

**140 Consultation Outcomes on Local Council Tax Support Scheme for 2014/2015**

The Assistant Chief Executive (Citizens and Communities) submitted a report providing information to enable the Executive Board to recommend a local Council Tax Support scheme for adoption by Full Council by 31<sup>st</sup> January 2014. The report set out Scheme options that reflected both the consultation feedback and the budget position facing the Council.

Additionally, the report highlighted that the requirement to adopt a local scheme by 31<sup>st</sup> January 2014 was contained within the Local Government Finance Act 2012 and failure to adopt a revised scheme by 31<sup>st</sup> January 2014 would see the 2013/14 scheme adopted by default.

In presenting the report, the Chair highlighted that Leeds was one of only a few Local Authorities who had invested more resources into the scheme than the amount provided by Government in the settlement.

**RESOLVED -**

- a) That the information contained within the submitted report be noted and that the Board recommends for adoption by Full Council a local Council Tax Support scheme that:

- i. Continues the scheme of protection for vulnerable groups as set out in para 3.7 a) and b) of the submitted report;
- ii. Continues the current local scheme of disregarding in full Armed Forces Compensation Payments;
- iii. Maintains spend at 13/14 budgeted levels; and
- iv. That, in order to do this, puts in place a scheme for the remaining working age customers that would see a Council Tax Support scheme with a reduction of up to 26% in support that reflects the possibility of a Council Tax increase in 2014/15.

b) That, if Full Council in January 2014 decides to adopt a revised scheme, the decision will be implemented by the Chief Officer (Welfare and Benefits) and will take effect from 1<sup>st</sup> April 2014. The implementation will commence in the first week of March 2014 as part of the annual billing process.

#### **141 Late Night Levy**

Further to minute 70 of the Executive Board meeting held 4<sup>th</sup> September 2013, where the Board considered the design of a potential levy; the recommendation from Licensing Committee to consult with those affected and requested further work be undertaken in conjunction with the relevant Scrutiny Board, the Assistant Chief Executive (Citizens and Communities) presented a report from Scrutiny Board (Resources and Council Services) on the Late Night Levy. The report set out the recommendations from Scrutiny Board for consideration, with a full copy of the Scrutiny Report included at Appendix A.

The Chair of Scrutiny Board (Resources and Council Services) made a short presentation to the Board and highlighted the Scrutiny Boards' concerns over the impact that such a levy could have on licensed premises located outside the city centre. Members welcomed the findings of the Scrutiny Board.

**RESOLVED** – That, having considered the report from Scrutiny Board (Resources and Council Services);

- a) The conclusions and recommendations made by Scrutiny Board be supported;
- b) Agree that should a city centre business improvement district not be progressed, or if existing voluntary initiatives are not further developed and enhanced, the issue of a Late Night Levy could be re-considered at some time in the future;
- c) That the matter be referred back to Licensing Committee to reconsider their former decision to consult upon the late night levy.
- d) To note that the officer responsible for implementing these decisions is the Head of Licensing and Registration and that a report can be prepared for the Licensing Committee meeting in January 2014

### **HEALTH AND WELLBEING**

#### **142 Director of Public Health Annual Report 2013**

The Director of Public Health submitted a report presenting a summary of the background, content and key issues from the Director of Public Health's Annual Report 2013. A copy of the full Annual Report was included within the

agenda. Under the Health & Social Care Act 2012, the Director of Public Health has a duty to produce an Annual Report on the health of the population.

In presenting the report, the Director of Public Health highlighted that protecting the health of the population continued to be an important component of public health and therefore had become a new responsibility for councillors; using the 1877 Annual Report as a comparison this year's report focused on infectious disease, air quality, infant mortality and the role of school nursing in protecting children's health – covering progress and future challenges.

The Board commended the work undertaken across several service areas in preparation of the Annual Report and requested that the report also be referred to the Children's Trust Board for consideration

**RESOLVED -**

- a) That the contents of the report be noted
- b) That the recommendations, including the proposal to create a Health Protection Board under the Leeds Health & Well Being Board, be supported
- c) To recommend that the report is received by the Scrutiny Board (Health and Well-being and Adult Social Care) and also by the Leeds Children's Trust Board for consideration.

**DEVELOPMENT AND THE ECONOMY**

**143 Victoria Gate: Progress and Next Steps**

The Director of City Development submitted a report providing an update on the positive progress that is being made in bringing the Victoria Gate development forward, noting the scheme had the potential, along with the Trinity development; to bring Leeds up to 3rd in the retail rankings.

The report highlighted that, in moving forward with the scheme and to enable its delivery, there was a requirement to revise the terms of the existing Development Agreement and the Compulsory Purchase Order Indemnity Agreement (CPOIA). Hammerson – the developer – had requested that specific terms (as set out in the exempt appendix A) were revised to facilitate the delivery of the project.

The Board welcomed the progress being made and following consideration of Appendix A to the submitted report, designated as exempt under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

**RESOLVED**

- a) That the current position of the project be noted
- b) That the changes to the existing Legal Documentation, as set out in the exempt Appendix A, be approved
- c) That the Director of City Development and the City Solicitor be authorised to aim to conclude all the documents required to amend the

existing Development Agreement and the CPO Indemnity Agreement, by the 31<sup>st</sup> December 2013, in accordance with the submitted report, and in consultation with the Executive Member for Development and the Economy to agree any further alterations that might be required in accordance with the appropriate schemes of delegation.

d) To approve that this decision be exempt from call in

(The matters referred to within this minute were designated as being exempt from Call In due to the fact that the decisions arising from this report were deemed as urgent and any delay in completing the legal agreement as soon as practically possible would have an adverse impact on the critical paths of approval for delivery of the scheme. The reasons for the urgency of these decisions were detailed within paragraph 4.5.1 of the submitted report)

#### **144 Proposed Extension to the Hours of Pedestrianisation of the Leeds City Centre Retail Core**

The Director of City Development submitted a report seeking approval to the proposal to extend the hours of pedestrianisation within the City Centre retail core to 10:30am – 7pm (rather than 8pm); seven days a week. The report also sought approval to the proposal to call a public inquiry as a step towards implementing these proposals.

Executive Board had previously supported the principle of extending the pedestrianised hours in the city centre from a current time of 10.30am – 4.30pm, to a new time of 10.30am – 8pm (minute 175 of the Executive Board meeting held 15<sup>th</sup> February 2013 refers) and requested that the formal consultation (or ‘advertising’) was carried out.

In presenting the report, the Executive Member for Development and the Economy highlighted the formal consultation undertaken with more than 300 businesses which had resulted in 14 objections. The report provided a précis of those objections and the discussions which had since taken place with all objectors.

In response to a Member query regarding the impact of the proposals on small and medium businesses and the need to maintain servicing arrangements to ensure the diverse retail offer in the city centre, officers confirmed that goods/servicing access had been identified and reassured the Board that the proposals would not prevent loading access. Additionally, officers responded to comments made in respect of recent local media coverage of the proposals.

**RESOLVED** – That approval be given to:

- a) Extend the hours of pedestrianisation in the city centre to 10.30am – 7pm, seven days a week;
- b) Proceed to a public inquiry in order to implement these proposals in the event of the Council not being able to secure the withdrawal of the remaining objections.
- c) Note:
  - the stages required to implement the decision as outlined in paragraphs 3.2 – 3.3 of the submitted report

- proposed timescales for implementation as outlined in 3.3 of the submitted report
- that the Chief Officer, Highways & Transportation will be responsible for implementation

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he voted against the decision taken above)

**145 Proposed Refurbishment of Kirkgate Market, Progress Update and Response to the Deputation to Council from Friends of Leeds Kirkgate Market**

Further to minute 194 of the Executive Board meeting held 13<sup>th</sup> March 2013, the Director of City Development submitted a report providing an on the progress made in developing the scheme proposals for the proposed refurbishment and improvement of Kirkgate Market. The report also presented the response to the deputation made to Council on 13th November 2013 by the Friends of Kirkgate Market and also sought endorsement of the procurement process to be pursued to secure a private sector developer partner for the proposed redevelopment of the George Street frontage.

In presenting the report, the Executive Member for Development and the Economy highlighted the challenges presented through the refurbishment proposals and commented on the input made so far by the Friends of Leeds Kirkgate Market. Additionally, the Board reported on comments made by individual market traders and supported the invitation for the Friends of Leeds Kirkgate Market to enter into appropriate discussions on the future of the Market.

Following consideration of Appendix 1 to the submitted report, designated as exempt under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

**RESOLVED**

- a) That the content of the report be noted
- b) That the proposed approach to secure the redevelopment of the George Street frontage as set out in Option 1 detailed in the exempt Appendix 1 of the report be endorsed. If in the opinion of the Director of City Development and, with the concurrence of the Executive Member for Development and the Economy, the preferred development approach ceases to be economically viable or no longer offers best value for money to the Council then to pursue Option 4 as detailed in exempt Appendix 1 of the report;
- c) That the response to the deputation submitted to the City Council from the Friends of Leeds Kirkgate Market be noted;
- d) That the actions required to implement the decision and the proposed timescales to continue to progress the project as detailed in paragraphs 3.6 and 3.17 of the report be noted; and to note that the Market Manager and the Head of Property Services will be responsible for the implementation of the decisions.

## 146 **Proposals for a Management Board and Future Lease Arrangements for Kirkgate Market**

The Director of City Development submitted a report setting out the possible options for setting up a Management Board for Kirkgate Market - which is wholly owned by the Council. Additionally, the report included a recommendation to Executive Board on the most appropriate format from the options available, taking the following key matters into account:

- Available options for the Management Board allowable by the Council's Constitution
- Composition of members
- Nomination to the Board
- Future changes
- Role of the Board
- Timescale for implementation.

The report also set out the recommended range of tenancy agreements to be used at Kirkgate Indoor market going forward, for new businesses coming into the market, and for agreements with tenants relocated as a consequence of the proposed refurbishment. Finally, the report provided assurance that the new formats will not affect tenants with existing leases that are not terminated on grounds of redevelopment

In response to concerns raised by some Members over the make-up and membership of the proposed Management Board, the Executive Member for Development and the Economy, outlined the potential to devolve some decision making responsibilities to the Management Board once the Board was properly established

**RESOLVED** - To note the contents of this report and:

- a) In respect of the Management Board:
  - i. To approve the establishment of an Advisory Board as set out in Section **3.1 (Option 3)** of the submitted report;
  - ii. To note the stages required to implement the decision as outlined in Section **3.2** of the submitted report;
  - iii. To note the proposed timescales for implementation as outlined in Section **5.1** of the submitted report;
  - iv. To note the responsibility for implementation will be delegated to the Director of City Development in consultation with the Executive Member for Development and Economy.
- b) In respect of the new lease agreements:
  - i. To approve the introduction of a range of standard leases and tenancy agreements as set out in Section 6.4 of the submitted report, to be offered to existing stall holders affected by the proposed works to the refurbished Kirkgate Market and to new traders wanting a stall in Kirkgate Market.
  - ii. To note the proposed timescale to implement the decision and that the Markets Manager and the City Solicitor will be responsible for implementation of the decision.

## 147 **Cycle City Ambition Grant - Highway to Health**

The Directors of Public Health and City Development submitted a joint report providing an update on the progress in developing the Cycle City Ambition Grant – Highway to Health, and also outlining how the programme will be delivered via seven work streams with Leeds City Council leading on three.

In presenting the report the Director of City Development discussed a concern raised regarding the joint use of towpaths by both cyclists and pedestrians and the need to ensure the safety of all users of the route. Officers confirmed that the design and construction of the towpath would be undertaken by the Canals and Rivers Trust to their own specification, and that the towpath would be widened at some points. Additionally, in response to concerns regarding the proximity of the route to small and medium businesses, officer reported that efforts would be made to minimise the loss of on street parking to facilitate the route.

#### **RESOLVED –**

- a) That the contents of the report be noted
- b) That the success of the Cycle City Ambition Grant bid - ‘Highway to Health’, and the £18.1m grant from the Department for Transport as part of the overall programme of £29.2m, be noted;
- c) That the programme delivery arrangements be supported, through 7 separate work-streams, in partnership with the West Yorkshire Integrated Transport Authority and the City of Bradford Metropolitan District Council with three of these work-streams being led by Leeds City Council;
- d) That a further report be presented to Executive Board, to detail the contracting arrangements, provide detailed estimates and seek authority to spend
- e) And to note:
  - the proposed timescales for implementing the project as outlined in section 3.3 of the submitted report
  - the stages required to implement the decision as outlined in sections 3.4 to 3.6 of the submitted report
  - that the Head of Transport Policy will be responsible for implementation

#### **148 Broadband Update and approval of the Super Connected Cities Programme**

The Deputy Chief Executive and Director of City Development submitted a joint report providing an update on the progress and issues arising with broadband investment projects and seeking approval to proceed with the Super Connected Cities (SCC) project on the basis of the main part of the project being a business voucher scheme, not an infrastructure scheme. Additionally, approval was sought for the proposed governance and risk management approach. Finally, the report sought agreement to proceed with recommendations to adopt a coherent approach to broadband investment.

The report highlighted the initiatives the Council had been working on to bring access to fast reliable broadband as an essential prerequisite for future economic growth. This work resulted in two partnership projects. Firstly with

the West Yorkshire Local Broadband Plan (WYLBP) - a joint project with West Yorkshire Local Authorities and Central Government (as detailed in Appendix A of the report) to deliver superfast broadband across West Yorkshire..

Secondly, a joint programme with Bradford which planned originally to deliver ultrafast open access broadband infrastructure across the Leeds Bradford corridor. Due to considerable state aid issues the main element of this project is now a voucher scheme to SME businesses

**RESOLVED -**

- a) That approval be given to the delivery of the Super Connected City programme by Leeds City Council on behalf of the partnership subject to the signing of a partnership agreement between Leeds and Bradford councils which sets out the responsibilities of both parties.
- b) That expenditure of £12.87m for the delivery of the Super Connected Cities programme in Leeds and Bradford, allocated as £6.5105m for Leeds and £6.3595m for Bradford, 100% funded through BDUK, be noted
- c) That approval be given to the injection of; and authority be given to spend; £6.5105m of external funding into the capital programme (scheme reference 16662SCCCOM); subject to confirmation of funding from BDUK and a partnership agreement with Bradford Council. The remaining funds will be held for Bradford metropolitan district related expenditure.
- d) That authority be delegated to the Director of City Development, in consultation with the Executive Member for Development and the Economy, to take all actions required to deliver the Super Connected City programme. This includes;
  - approving individual schemes within the programme,
  - entering into a funding agreement on behalf of Leeds and Bradford councils with BDUK and any variations thereto,
  - entering into a partnership agreement with Bradford council which sets out the responsibilities of both parties
  - approving all other documentation required including grant, development and other agreements with third parties
  - establishing a fixed term temporary staffing structure to support the delivery of the programme.
- e) That the development of a coherent approach to addressing broadband issues across Leeds and West Yorkshire, to encompass communications with the public and businesses, be endorsed. This should include efforts to stimulate demand for broadband related services and to work with other council priorities as appropriate.
- f) To continue to lobby Government and infrastructure providers to deliver improved broadband infrastructure across the metropolitan district. The priority for the Council is to improve connectivity in the city centre and SCC Priority Zone.
- g) And to note:
  - The stages required to implement the decision as outlined in Appendix D of the submitted report;
  - Proposed timescales for implementation as outlined in Appendix D;

- That the Head of Business Support will be responsible for implementation.

## **NEIGHBOURHOODS, PLANNING AND SUPPORT SERVICES**

### **149 Housing Related Support Programme - Annual Report**

The Director of Environment and Neighbourhoods submitted a report providing an overview of the 2012/13 Housing Related Support programme and highlighting key service changes, achievements and opportunities and challenges moving forward.

The report outlined the positive impact the Leeds Housing Related Support (HRS) Programme, (previously known as the Supporting People (SP) programme) had across Leeds since 2003. The primary aim of the programme was to support vulnerable people, including those who are homeless, to achieve and sustain independent living. The programme also contributed to the delivery of wider outcomes for the Council and its partners including those related to community safety, health and well-being, poverty and debt, social inclusion and employment and training. This not only maximised the sustainability of positive outcomes for clients, but also delivered significant added value for other public sector services such as housing, health, police, probation and employment and skills.

In presenting the report, the Executive Member for Neighbourhoods, Planning and Support Services, highlighted the significant changes for the Programme during 2012/13 in terms of service reviews and re-modelling in response to central government budgetary reductions. The Board welcomed the information provided in respect of the on-going service improvements focussing on the clients, including developing more integrated services, flexibility and responsiveness within the programme, strengthening partnership working and integrated pathways for clients.

**RESOLVED** – That the contents of the report be noted and that in future, an Annual Report on the Housing Related Support programme be submitted to Executive Board.

### **150 Planning Policy for Affordable Housing**

The Director of City Development submitted a report on the outcome of the Core Strategy Examination in relation to Leeds' affordable housing policy and sought approval to a proposed modification to the Core Strategy in order to incorporate the affordable housing targets and thresholds in response to comments received from the Inspector.

The report outlined how the Council's submission Core Strategy, as part of the Local Development Framework, had been the subject of Independent Examination, with the main block of Hearing sessions being held in October 2013. Core Strategy Policy H5 set out the approach to affordable housing, which currently advocated the use of a Supplementary Planning Document (SPD) to set thresholds and targets for the delivery of affordable housing. The Council had argued at Examination that this approach was consistent with the

regulations that govern the use of SPD and would enable the Council to respond to changes in market conditions in a timely way.

The Inspectors response to this approach was included as Appendix 2 of the report and concluded that the use of an SPD for setting affordable housing thresholds and targets was inappropriate. The Inspector had recommended that thresholds and targets for affordable housing be incorporated within the Core Strategy.

In presenting the report, the Executive Member for Neighbourhoods, Planning and Support Services indicated that one further revision may be required in respect of the Scholes affordable housing boundary, in consultation with local ward Councillors

**RESOLVED** – That, subject to a further review (and amendment if necessary) of the Scholes affordable housing boundary,

- a) That the overall approach to the revised affordable housing targets and thresholds in Core Strategy Policy H5 as set out in Paragraph. 3.2 and as amended in Appendix 3 of the submitted report be approved, and that the Chief Planning Officer be authorised to take such steps as are necessary to pursue this modification to the submitted Core Strategy as part of the formal examination;
- b) To note:
  - the stages required to implement the decision as outlined in paragraph 3.6 of the submitted report
  - proposed timescales for implementation as outlined in paragraph 3.6
  - that the Head of Forward Planning and Implementation will be responsible for implementation following formal adoption of the plan.

(The matters referred to within this minute were designated as being exempt from Call In due to the fact that it was necessary for the decision to be exempt in order to allow publication of the modifications as part of the Core Strategy timetable. The reasons for the urgency of the decisions were detailed within paragraph 4.5.1 to 4.6 of the submitted report)

#### **151 Citizens@Leeds: Responsive to the Needs of Local Communities**

Further to minute 139 of the meeting held 12<sup>TH</sup> December 2012, the Assistant Chief Executive Citizens and Communities presented a outlining the findings of the Area Working review. The report sought endorsement of the Citizens@Leeds proposition of being responsive to local communities and included specific proposals for a new approach to local democratic engagement and decision making to be adopted, subject to consultation and discussion, before new arrangements were implemented for the 2014/15 municipal year.

Appendix 1 detailed the proposition around the need to be responsive to local communities, building on recent work to improve Leeds' locality working arrangements. The proposition included proposals to develop a new approach to build on the work of Area Committees, to improve local democratic leadership of local areas, as well as provide a more meaningful way of involving local people in decisions that affect their local neighbourhoods

In presenting the report, the Executive Member for Neighbourhoods, Planning and Support Services, referred to the work done by the Area Chairs forum to consider how the Council could be more responsive to local communities and identified the intention to create a new locality working approach; built on the development of Community Committees to replace the current Area Committee structure and the introduction of a new community engagement model to support the Community Committees in their decision making responsibilities.

Members' comments on the skills required for implementation of the new structure were noted.

Additionally, the Board noted the particular success of the delivery of LCC Environmental Services following the devolvement of this service to the Area Committees and suggested that this be seen as a template for future locality working.

#### **RESOLVED –**

- a) That the “responsive to the needs of local communities” proposition as detailed at Appendix 1 of the submitted report be endorsed;
- b) That the principles identified at paragraphs 3.10 and 3.11 of the report be agreed and the Assistant Chief Executive (Citizens and Communities) be authorised to consult on the community committee and community engagement proposals, prior to final arrangements being brought back to Executive Board in May 2014 for approval

#### **CHILDREN'S SERVICES**

##### **152 Improving Outcomes for Children with Behaviour, Emotional and Social Difficulties (BESD): Outcome of Statutory Notice on Proposals for the Expansion of Behaviour, Emotional and Social Difficulties (BESD) Provision from January 2014**

Further to minute 85 of the meeting held 4th September 2013, the Director of Children's Services submitted a further report on proposals brought forward to meet the local authority's duty to ensure sufficiency of school places for children with a statement of special educational needs which names behaviour, emotional and social difficulties (BESD) as the principle need. The report detailed the outcome of statutory notices in relation to the expansion of BESD provision for primary and secondary age pupils across the city for January 2014, and sought a final decision on the proposals.

In presenting the report the Executive Member for Children's Services highlighted the work undertaken to provide the best opportunities for this particular cohort of young people

#### **RESOLVED**

- a) That approval be given to the linked proposals to:
  - raise the age range of Elmete Wood – BESD SILC (Behaviour, Emotional, Social Difficulties Specialist Learning Centre), Elmete Lane, Leeds, West Yorkshire, LS8 2LJ from 5 to 11 to 11 to 16 and to expand the capacity of the

provision from 150 to 200 places with the expansion of the school's remit to allow it to offer learning to children without a statement, in the manner of a PRU, with effect from January 2014. The school will operate from additional sites at:

Stonegate Road Centre, Stonegate Road, Stonegate Road, Leeds, LS6 4QJ

The Burley Park Centre, Cardigan Lane, Leeds, LS4 2LE

The Hunslet Gate Centre, Sussex Gardens, Leeds, LS10 2LA, and

The Tinshill Centre, Woodnook Drive, Tinshill, LS16 6NE, and

- expand the capacity of the West Oaks SEN Specialist School and College – Oakwood Lane site BESD (Behaviour, Emotional, Social Difficulties) provision, Oakwood Lane, Leeds, West Yorkshire, LS8 3L from a capacity of 30 pupils aged 4 to 11 to 40 pupils aged 4 to 11 with the expansion of the school's remit to allow it to offer learning to children without a statement, in the manner of a PRU, with effect from January 2014. No new or additional site is required for these changes. The school will make use of its existing premises.

b) To note the implementation date is 1<sup>st</sup> January 2014 and that the responsible officer is the Head of the Virtual College.

(The matters referred to within this minute were designated as being exempt from Call In due to the critical nature of the date by which a decision must be confirmed following the end of the statutory notice period. The reasons for the urgency of the decisions were detailed within paragraphs 4.5.2 and 4.5.3 of the submitted report)

### **153 Consultation outcomes on school place expansions for 2015**

The Director of Children's Services submitted a report setting out proposals brought forward to meet the local authority's duty to ensure sufficiency of school places. The report was divided into four parts and dealt with the following matters:

Part A – sought permission to publish a statutory notice in relation to the expansion of Calverley C of E Primary School.

Part B – sought permission to publish a statutory notice in relation to a proposal to open a specialist provision at Moor Allerton Hall Primary School for pupils who are deaf and hearing impaired from September 2014.

Part C – sought permission to publish a statutory notice to expand Broomfield South SILC and West Oaks SEN Specialist School and College.

Part D - described the outcome of a Statutory Notice in relation to expanding primary provision in Pudsey and sought a final decision on that proposal.

### **RESOLVED**

a) That in respect of **Part A**

- 1) To approve the publication of a statutory notice to expand Calverley C of E Primary School from a capacity of 315 pupils to 420 pupils with an increase in the admission number from 45 to 60 with effect from September 2015.

- 2) To note the officer responsible for implementation is the Capacity, Planning and Sufficiency Lead.
- 3) To note that a further report detailing the outcome of consultation in Farsley will be taken to January's Executive Board.

b) That in respect of **Part B**

- 1) To approve the publication of a statutory notice to open a specialist provision at Moor Allerton Hall Primary School for pupils who are deaf and hearing impaired from September 2014.
- 2) To note the officer responsible for implementation is the Sensory Service Lead.

c) That in respect of **Part C**

- 1) To approve the publication of a statutory notice to expand the Broomfield South SILC from a capacity of 200 to 250 pupils with effect from September 2015 using a site adjacent to the school, Broom Court (Broom Place, Leeds, LS10 3JP).
- 2) To approve the publication of a statutory notice to expand the West Oaks SEN Specialist School and College from a capacity of 200 to 350 pupils with effect from September 2015 by the creation of an additional site for 150 children and young people aged 2 to 16 on the former Blenheim Centre (Crowther Place, Leeds, West Yorkshire).
- 3) To note the officer responsible for implementation is the Best Practice Development Officer.

That in respect of **Part D**

- 1) To approve the expansion of Pudsey Primrose Hill Primary School from a capacity of 315 pupils to 420 pupils with an increase in the admission number from 45 to 60 with effect from September 2015.
- 2) To note the officer responsible for implementation is the Capacity, Planning and Sufficiency Lead.

**DATE OF PUBLICATION:** 20<sup>th</sup> DECEMBER 2013

**LAST DATE FOR CALL IN**

**OF ELIGIBLE DECISIONS:** MONDAY 6<sup>TH</sup> JANUARY 2014 at 5.00 pm

(Scrutiny Support will notify Directors of any items called in by 12.00noon on Tuesday 7<sup>th</sup> January 2014)