

## EXECUTIVE BOARD

WEDNESDAY, 1ST APRIL, 2009

**PRESENT:** Councillor A Carter in the Chair

Councillors R Brett, J L Carter, R Finnigan,  
S Golton, R Harker, P Harrand, J Procter,  
and K Wakefield

Councillor J Blake – Non Voting Advisory Member

### 227 Exclusion of the Public

**RESOLVED** – That the public be excluded from the meeting during consideration of the following parts of the agenda designated 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 2 to the report referred to in minute 243 under the terms of Access to Information Procedure Rule 10.4 (1) and (2) and on the grounds that the public interest in maintaining the exemption outweighs the public interest in disclosing the information because the appendix contains details relating to individuals residing at a Leeds Children's Home, and it is likely that those individuals could be identified from such information.
- (b) The report appended to the covering report referred to in minute 249 under the terms of Access to Information Procedure Rule 10.4 (3) and on the grounds that it contains information relating to the financial or business affairs of the Council. It is considered not to be in the public interest to disclose this information at this point in time as it could undermine the method of disposal should that come about and affect the integrity of disposing of the property/site. Also it is considered that the release of such information would or would be likely to prejudice the council's commercial interests in relation to this or other similar transactions, in that prospective purchasers of this or other similar properties would have information about the nature and level of consideration which may prove acceptable to the Council. It is considered that whilst there may be a public interest in disclosure, much of this information will be publicly available from the Land Registry following completion of any transaction and consequently the public interest in maintaining the exemption outweighs the public interest in disclosing this information at this point in time.
- (c) Appendix 1 to the report referred to in minute 252 under the terms of Access to Information Procedure Rule 10.4(3) and (5) and on the grounds that the public interest in maintaining the exemption outweighs

the public interest in disclosure because publication of this information could prejudice the City Council's commercial interests and the City Council's legal interests in maintaining legal professional privilege, during legal proceedings. Sensitive negotiations have already commenced with the private sector to establish liability and hence cost for the procurement of a long term solution to the problem of instability of the A639 embankment. In these circumstances it is considered that the public interest in not disclosing the information outweighs the interests of disclosure.

**228 Declaration of Interests**

Councillors A Carter, J L Carter, Finnigan, Golton, Harker, Harrand, Wakefield and Blake declared personal interests in the item relating to the revised membership of the Admission Forum (minute 238), and the item relating to the annual consultation on admission arrangements for September 2010 (minute 239) due to their respective positions as school governors.

Councillor Blake declared a personal interest in the item relating to the introduction of the 'Valuing People Now' strategy (minute 246), due to being a member of Leeds NHS Primary Care Trust.

**229 Minutes**

**RESOLVED** – That the minutes of the meeting held on 4<sup>th</sup> March 2009 be approved, subject to the addition of the following at the end of minute 225, as was detailed within the exempt appendix to the report:

- “(h) That approval be given to the affordability ceiling for the Chapeltown and Harehills Project as shown in table 1 of the exempt appendix, with an affordability deficit of £396,000 to be funded by the Council in the first year of operations (2011/12); and
- (i) That the affordability ceiling for the Kirkstall Joint Service Centre be approved at a maximum deficit of £245,000 in the first full year of operations (2012/13).”

**230 Matters Arising**

Machinery of Government Changes and 14-19 Commissioning Arrangements: Leeds/Sub-Regional Proposals (minute 218)

In response to enquiries, the Chair indicated that the matter of obtaining greater Elected Member representation on the 14-19 Strategy Group would be pursued.

**NEIGHBOURHOODS AND HOUSING**

**231 Lease at Less than Best Consideration - Agreement to Lease 28 Miscellaneous Properties to GIPSIL and Leeds Housing Concern on a 25 Year Lease Agreement**

The Director of Environment and Neighbourhoods submitted a report presenting a proposal to grant a long lease at less than best consideration for

28 miscellaneous Council owned properties to GIPSIL and Leeds Housing Concern (LHC).

**RESOLVED** – That the report be withdrawn, with a further report being submitted to the Board following a consultation exercise being undertaken on this matter with local Ward Members.

### **LEISURE**

**232 Deputation to Council - Kippax Amateur Swimming Club regarding the Potential Closure of Kippax Leisure Centre**

The Director of City Development submitted a report in response to the deputation to Council from Kippax Amateur Swimming Club on 28<sup>th</sup> January 2009.

**RESOLVED** – That a substantive response to the deputation be incorporated into the comprehensive report on the Council's draft vision for leisure centres which is currently scheduled to be submitted to Executive Board in May 2009.

### **ENVIRONMENTAL SERVICES**

**233 Garden Waste Collection Scheme**

The Director of Environment and Neighbourhoods submitted a report regarding the proposed purchase of wheeled bins as part of the city-wide roll out of the Garden Waste Collection scheme.

**RESOLVED** –

- (a) That approval be given to an injection of £975,000 into scheme 14261 and that authority be given to incur expenditure of £2,877,000 on this project;
- (b) That a further report be submitted to a future meeting of the Board providing details of the overall waste collection service throughout Leeds.

**234 Scrutiny Board (Environment and Neighbourhoods) Statement on the Enforcement of Dog Fouling**

The Director of Environment and Neighbourhoods submitted a report presenting the proposed responses to the recommendations of the Scrutiny Board (Environment and Neighbourhoods) following the publication of a statement by the Scrutiny Board in February 2009 on the enforcement of dog fouling.

**RESOLVED** – That the proposed responses to the recommendations of the Scrutiny Board (Environment and Neighbourhoods), as detailed within the submitted report, be approved.

### **NEIGHBOURHOODS AND HOUSING**

**235 Leeds Prevent Programme**

A report was submitted by the Director of Environment and Neighbourhoods outlining the strategic context to the current national focus on Preventing Violent Extremism which was referred to as 'Prevent', and providing an update on the development of the approach to such work in Leeds.

**RESOLVED –**

- (a) That the progress which has been made on the Leeds Prevent programme be noted;
- (b) That the Executive Member for Neighbourhoods and Housing be nominated to represent the city at the initial meeting convened by the Local Government Association to discuss the Prevent Elected Member Engagement programme;
- (c) That the Chief Executive be requested to write to both the Editor and the Managing Director of the Yorkshire Post newspaper on behalf of the Council, expressing the disappointment felt in relation to the coverage that a recent event promoting the safeguarding of children and young people had received in that publication.

**236 Council Rents 2009/2010**

The Director of Environment and Neighbourhoods submitted a report outlining proposals for amending Council rents for the period 2009/2010, and advising of the implications that such amendments would have on the 2009/10 Housing Revenue Account budget and housing subsidy grant. The proposals had arisen in response to the government's recent revision to the national guideline for rent increases.

**RESOLVED –**

- (a) That the full cash change in housing subsidy be passed onto tenants and matched by the change in the average rent for 2009/10;
- (b) That in light of the timescales, the decision on the new rent change be delegated to the Director of Environment and Neighbourhoods, in consultation with the relevant Executive Member, with a further report being submitted to Executive Board on 13<sup>th</sup> May 2009 which details the costs incurred by the implementation of this change.

**CHILDREN'S SERVICES**

**237 Deputation to Council - 'Leeds Schools Together' Opposing Proposals for Academies in Leeds**

The Chief Executive of Education Leeds submitted a report in response to the deputation to Council from the 'Leeds Schools Together' organisation on 28<sup>th</sup> January 2009.

**RESOLVED –** That the following be noted:

- (a) The issues presented through the deputation were similar to those raised during the consultations on the future of South Leeds and Intake High Schools and had been presented in detail to the December Executive Board meeting;

- (b) When making decisions on the future of these schools, the Executive Board were already aware of the concerns expressed in the deputation.

**238 Revised Membership of the Admission Forum in the New School Admissions Code**

A report was submitted by the Chief Executive of Education Leeds on the main provisions of the revised Code of Practice on Admissions and the regulations governing the establishment and core membership of a mandatory Admission Forum.

**RESOLVED –**

- (a) That the contents of the report be noted;
- (b) That the core membership of the Admission Forum, as proposed at paragraph 3.3 of the submitted report be noted, with the Chief Executive being requested to write to the Secretary of State for Children, Schools and Families on behalf of all Group Leaders expressing concern and seeking a review in relation to the revisions to Local Authority representation on the Admission Forum, as detailed within the new School Admissions Code.

**239 Annual Consultation on Admissions Arrangements for September 2010**

The Chief Executive of Education Leeds submitted a report outlining the proposed admission numbers, the Local Authority admission policy in addition to the admission arrangements for September 2010.

**RESOLVED –** That the following proposals be approved for implementation in the 2010 admission round:

- (a) Giving a higher priority to children with a high level of need, but for whom a statement has not been sought;
- (b) Prioritising Looked after Children and those recently adopted;
- (c) Formalising the acceptance of an offered place;
- (d) Variation to the late applications process;
- (e) Changes to school admission numbers:-

Brownhill Primary	45 to 60
Whitkirk Primary	45 to 60
Mill Field Primary	30 to 45
Moor Allerton Hall Primary	45 to 60
Deighton Gates Primary	60 to 30
Calverley C/E Primary	40 to 45
Bruntcliffe High	270 to 240

**240 Children's Services Improvement Projects**

The Director of Children's Services and Chief Executive of Education Leeds submitted a joint report outlining proposals relating to five major children's services improvement projects. The report detailed how such projects would impact upon a range of issues including regeneration, the city's economy, investment, employment and helping to deliver improved outcomes for children and young people in Leeds.

**RESOLVED** – That the contents of the overview report be noted.

(Minutes 240(a) to 240(e) refer respectively to each specific project).

- (a) Swallow Hill Community College – Annexe Design and Cost Report  
The Chief Executive of Education Leeds submitted a report on proposals to undertake works in respect of the Swallow Hill Community college annexe, which included the purchase of new ICT equipment and providing network connectivity to the College.

**RESOLVED** –

- (a) That the ICT infra-structure and refurbishment investment proposals be approved with the refurbishment element being delivered through the Local Education Partnership, and that authority be given to proceed with the purchase and implementation of the new ICT equipment;
- (b) That authority be given to incur expenditure of £612,600 on new technology which will initially be used at the temporary annexe site before transferring to Swallow Hill, and that authority be given to incur further expenditure of £302,000 from the approved capital programme on refurbishment costs.
- (b) Morley High School – New Music Block  
The Chief Executive of Education Leeds submitted a report on proposals to provide a new music block at Morley High School.

**RESOLVED** –

- (a) That the design proposals in respect of the scheme to construct a new music teaching block at Morley High School at an estimated total cost of £1,000,000 be approved;
- (b) That authorisation be given to incur expenditure of £800,000 from capital scheme 14861/PH1/MOR.
- (c) Bruntcliffe High School – New Science Block  
A report was submitted by the Chief Executive of Education Leeds on proposals to provide a new science block at Bruntcliffe High School.

**RESOLVED** –

- (a) That the design proposals in respect of the scheme to construct a new science teaching block at Bruntcliffe High School at an estimated total cost of £1,600,000 be approved;
- (b) That authority be given to incur expenditure of £1,400,000 from capital scheme 14861/PH1/BRU.
- (d) Bankside Primary School – Construction of New School Accommodation  
Further to minute 39, 16<sup>th</sup> July 2008, the Chief Executive of Education Leeds submitted a report detailing a proposal to demolish the existing 2 form entry Bankside Primary School building, and rebuild in a 3 form entry format.

**RESOLVED –**

- (a) That the content of the report be noted;
  - (b) That the scheme proposals to rebuild of Bankside Primary School, as described in section 3 of the submitted report, be approved;
  - (c) That authority be given to incur capital expenditure of £9,018,900 in respect of construction costs and fees.
- (e) South Leeds Integrated Youth Centre  
Further to minute 184, 8<sup>th</sup> February 2008, the Head of Integrated Youth Support Service submitted a report on proposals to build an integrated high quality youth centre for the benefit of young people from South Leeds on the site of the former Merlyn Rees High School.

**RESOLVED –** That authority be given to spend £4,979,376 of 'myplace grant funding' to facilitate the establishment of South Leeds Integrated Youth Centre.

- 241 Proposals for Changes to Primary Provision in the Richmond Hill Area**  
Further to minute 148, 3<sup>rd</sup> December 2008, the Chief Executive of Education Leeds submitted a report advising of the outcomes from the consultation exercise undertaken on the linked proposals to expand Richmond Hill Primary School by one form of entry, add new community specialist provision for children with special educational needs (SEN), and close neighbouring Mount St Mary's Catholic Primary School.

**RESOLVED –** That approval be given to publish a statutory notice on the linked proposals enlarge Richmond Hill Primary School by one form of entry, establish community resourced provision for children with a statement of special educational needs at the new Richmond Hill Primary School and close Mount St Mary's Catholic Primary School.

- 242 Update on the Locations for Boston Spa and Wetherby Children's Centres**  
Further to minute 174, 14<sup>th</sup> January 2009, the Acting Chief Officer for Early Years and Integrated Youth Support Service submitted a report providing an update on the proposed location of Wetherby Children's centre scheduled to be built by April 2010 and notifying a possible change to the exact location of Boston Spa Children's centre on the site of Deepdale Community Centre.

**RESOLVED –** That the location of Wetherby Children's Centre on the site of Wetherby High School be approved, and that the possible revised siting of Boston Spa Children's Centre within the site of Deepdale Community Centre be noted.

- 243 Children's Services Update: JAR and APA Progress and Safeguarding Activity**  
The Director of Children's Services submitted a report providing an update on the progress made against the recommendations from the Joint Area Review

Inspection of Children's Services, an update on the progress made against the 'areas for development' identified through the Annual Performance Assessment of Children's Services, summarising the work undertaken to date in 2009 to review the safeguarding of children and young people in Leeds and outlining the next steps to strengthen practice in this area.

Following consideration of appendix 2 to the report designated as exempt under Access to Information Procedure Rule 10.4(1) and (2) which was considered in private at the conclusion of the meeting it was

**RESOLVED –**

- (a) That the progress made against the Joint Area Review Action Plan and Annual Performance Assessment 'areas for development' be noted along with the actions which are currently underway and those which are proposed to strengthen performance against safeguarding priorities;
- (b) That a report relating to confederations with respect to 14-19 provision, and a report relating to the educational attainment levels of Looked after Children be submitted to the Board for consideration.

**244 Response to the Children's Services Scrutiny Board Inquiry into the Multi-Agency Support Team**

The Director of Children's Services submitted a report presenting the proposed responses to the recommendations of the Scrutiny Board (Children's Services) following the Board's inquiry into the Multi-Agency Support Team (MAST). The report also detailed how the Director of Children's Services proposed to respond to the recommendations.

**RESOLVED –** That the proposed responses to the Scrutiny Board (Children's Services) recommendations, as detailed within the submitted report, be approved.

**ADULT HEALTH AND SOCIAL CARE**

**245 Deputation to Council - Social Service Users Regarding Adult Social Care Management**

The Director of Adult Social Services submitted a report in response to the deputation to Council from representatives of Social Services users on 28<sup>th</sup> January 2009.

**RESOLVED –**

- (a) That the progress made in relation to implementing the measures described in the 'Putting People First' publication, in addition to the development of personalised services be noted;
- (b) That the full engagement process of a wide number of stakeholders in developing the service changes be noted;
- (c) That the ongoing review of information and support for individuals affected by the service changes made, including the plan to commission a range of appropriate support services, be noted;

- (d) That the intention to submit further reports on the progress made to the Executive Board in May and October 2009 be noted;
- (e) That the engagement with the Member Task Group and Scrutiny Board as part of the process to develop the Local Authority's response to the current challenges which exist in this field be noted.

**246 Valuing People Now - Introduction of a National and Local Strategy for People with Learning Disabilities**

The Director of Adult Social Services submitted a report advising of the recent publication of the 'Valuing People Now' document, a national 3 year strategy for people with learning disabilities. The report also provided an update on the development of a learning disability strategy and action plan for Leeds.

**RESOLVED –**

- (a) That the publication of the latest 'Valuing People Now' documents and the wide ranging proposals they make in relation to improving the lives of people with learning disabilities be noted;
- (b) That the implications for the Council, particularly in relation to the requirements for all organisations to meet the requirements of 'Valuing People Now' be noted;
- (c) That the Leeds Learning Disability Strategy 'Putting People at the Centre', and the Overview Action Plan be approved as the local mechanism to support the local delivery of the requirements associated with Valuing People Now;
- (d) That a further report be submitted to a future meeting of the Board providing information relating to the agreements reached on the requirement to transfer remaining commissioning responsibility from NHS Leeds (Leeds PCT) to Leeds City Council from the commencement of the 2009/10 financial year in the terms set out within section 6 of the submitted report for the continuing greater benefit of people with learning disabilities.

**CENTRAL AND CORPORATE**

**247 Progress Report on PPP/PFI Programme in Leeds**

The Deputy Chief Executive submitted a report providing an update on the Council's current portfolio of PPP/PFI projects and programmes, highlighting the planned key activities of the projects and identifying any potential challenges arising from them. The report also began to address the employment opportunities which would be created as a consequence of the investment programme, commencing with the new Holt Park Well Being Centre.

**RESOLVED –** That the current status of the Council's portfolio of PPP/PFI projects and programmes be noted.

**248 Members' Improvements in the Community and Environment and Ward Based Initiative Schemes**

The Director of Resources submitted a report outlining proposals to update the Ward Based Initiative (WBI) scheme and the guidance on the Members Improvements in the Community and Environment (MICE) scheme.

**RESOLVED –**

- (a) That the revised eligibility criteria for WBI schemes, as outlined in paragraph 3.2 of the submitted report, be approved;
- (b) That authority be given to incur expenditure of £330,000 on the WBI scheme, subject to approvals in line with procedures set out in the Guidance Notes as detailed at Appendix A to the submitted report;
- (c) That the changes to the MICE scheme application process as detailed in paragraph 4.6 of the submitted report, be approved.

**DEVELOPMENT AND REGENERATION**

**249 Deputation to Council - Six Local Associations and Action Groups with regard to the future of the West Park Centre**

The Director of City Development submitted a report in response to the deputation to Council from six local associations and action groups on 28<sup>th</sup> January 2009.

The following options which related to the future of the West Park Centre were detailed within the report. It was noted that in accordance with the resolution of Full Council on 28<sup>th</sup> January 2009, whichever option was pursued, constructive discussions would be undertaken with all local Ward Members, with a view to keeping facilities for Youth and Community Work on site:

- (i) The Council retain and refurbish all of the current buildings at the Centre;
- (ii) The Council retain and refurbish some of the buildings at the Centre, or consider limited new build, whilst seeking to dispose of the balance of the developable part of the site;
- (iii) To close the Centre and to seek to dispose of the whole of the developable part of the site;
- (iv) To investigate the potential and advisability of transferring the ownership of all of the Centre to the local community;
- (v) To investigate the potential and advisability of transferring the ownership of some of the Centre to the local community or other partnership, and to seek to dispose of the balance of the developable part of the site.

Following consideration of the report appended to the covering report designated as exempt under 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 issues raised in the deputation to Council and the responses provided be noted;
- (b) That the resolution of the Full Council meeting held on 28<sup>th</sup> January 2009 regarding the West Park Centre be noted;

- (c) That the conclusions of the submitted report be noted and that officers be instructed to undertake, as a matter of priority, consultation with the user groups and the community organisations in order to determine how their needs can best be met;
- (d) That officers be instructed to explore the options detailed at paragraph 4.2 of the report, and to report back to the Board in six months time with the results of the consultation and the options appraisal.

**250 A65 Quality Bus Initiative - Land Acquisition**

The Director of City Development submitted a report regarding the previously approved acquisition of land which was not in the City Council's ownership, in order to progress the A65 Quality Bus Initiative.

**RESOLVED** – That approval be given to incur expenditure of up to £2,500,000 from the Local Transport Integrated Transport scheme for the acquisition of third party lands necessary for the implementation of the A65 Quality Bus Initiative.

(The matter referred to in this minute was not eligible for Call In on the basis that authorisation to incur expenditure in order to acquire land for this scheme was a necessary consequence of the decision taken by Executive Board on 4th April 2007).

**251 Climate Change Strategy**

A report was submitted by the Director of City Development providing Executive Board with an opportunity to comment upon the 'Leeds Climate Change Strategy: Vision for Action', prior to its submission to Full Council for formal approval.

**RESOLVED** –

- (a) That the 'Leeds Climate Change Strategy: Vision for Action' be agreed prior to its submission to Full Council for formal approval;
- (b) That a further report be submitted to the Board outlining the actions which have been undertaken and are proposed to be undertaken in the future in order to meet the aims set out within the strategy.

**252 A639 Stourton Landslip**

The Director of City Development submitted a report on proposals to develop potential options to rectify a stability problem on the A639, near Leeds Valley Park roundabout resulting from a landslip.

Following consideration of Appendix 1 to the report designed as exempt under Access to Information procedure Rule 10.4(3) and (5) which was considered in private at the conclusion of the meeting it was

**RESOLVED** – That authority be given to incur additional expenditure of £245,000 to enable the continuation of design options for a solution to the problems on the A639 in the vicinity of the Leeds Valley Park Roundabout

resulting from a landslip which will be funded from Contingency Scheme No 01371 within the approved Capital Programme.

**253 City Development Scrutiny Inquiry into Residents' Parking Schemes**

The Chief Environmental Services Officer and the Director of City Development submitted a joint report presenting the proposed response to the recommendations of the Scrutiny Board (City Development) following the Board's inquiry into Resident Permit Parking Schemes (RPPS).

**RESOLVED** – That the response of the Director of City Development and the Chief Environmental Services Officer to the recommendations of the Scrutiny Board (City Development) be noted and that, for the reasons now stated, no action be taken by officers to implement these recommendations.

DATE OF PUBLICATION: 3<sup>RD</sup> APRIL 2009

LAST DATE FOR CALL IN: 14<sup>TH</sup> APRIL 2009 (5.00 pm)

(Scrutiny Support will notify Directors of any items called in by 12.00 noon on 15<sup>th</sup> April 2009).