

EXECUTIVE BOARD

WEDNESDAY, 17TH JUNE, 2009

PRESENT: Councillor R Brett in the Chair

Councillors A Carter, J L Carter,
R Finnigan, S Golton, R Harker, P Harrand,
K Wakefield and J Monaghan

Councillor R Lewis – Non-Voting Advisory Member

1 **Chair's Announcement**

In opening the meeting the Chair welcomed Councillor Monaghan to his first meeting as a member of the Board and Councillor R Lewis to his first meeting in his new role.

2 **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) Appendices 1 and 2 to the report referred to in minute 5 under the terms of Access to Information Procedure Rule 10.4(2) and on the grounds that the public interest in maintaining the exemption outweighs the public interest in disclosing the information by reason of the fact that
 - (i) Appendix 1 identifies each property address that it is proposed be leased to LHC and as such could be used to identify the supported tenants who already live at those addresses
 - (ii) Appendix 2 identifies each property address that it is proposed to be leased to GIPSIL and as such could be used to identify the supported tenants who already live at those addresses.
- (b) Appendix 2 to the report referred to in minute 16 under the terms of Access to Information Procedure Rule 10.4(3) and on the grounds that it contains detailed sensitive information about the financial position of the Council and it is considered that the public interest in maintaining confidentiality outweighs the public interest in disclosing the information because release of this information at this time could prejudice the ongoing negotiations with the vendor.
- (c) Appendix 1 to the report referred to in minute 7 under the terms of Access to Information Procedure Rule 10.4(3) and on the grounds that the public interest in maintaining the exemption outweighs the public

interest in disclosing the information because it refers to the Invitation To Qualify document which sets down the minimum requirements of FIFA which host cities must meet, England 2018 advises that the contents of the Invitation To Quality must not be made public and that Applicant Host Cities in breach of this condition may be disqualified from the Host City bidding competition, accordingly some of the information provided for Members is contained in the exempt section of this report on the basis that disclosure could prejudice the outcome of the bid and the commercial interests of the Council.

- (d) Appendix A to the report referred to in minute 10 under the terms of Access to Information Procedure Rule 10.4(3) and on the grounds that it is considered not to be in the public interest to disclose this information at this point in time as it could undermine the Council's position in negotiating with the building owner, the release of this information could also prejudice the Council's interests in relation to this or other similar transactions in that the land owner of this or other similar properties would obtain 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.

3 Declaration of Interests

Councillor Wakefield declared a personal interest in the item relating to the Outline Business Case for the West Leeds Academy as a governor of Leeds City College.

4 Minutes

RESOLVED – That the minutes of the meeting held on 13th May 2009 be approved.

NEIGHBOURHOODS AND HOUSING

5 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 Neighbourhoods and Environment submitted a report on a proposal to grant a long lease at less than best consideration for 28 Council owned miscellaneous properties to GIPSIL and LHC, for the purpose of refurbishment and improvement for accommodation for vulnerable tenants.

The report presented the option of the Council retaining the properties with the only alternative of open market disposal in the absence of funding to renovate them.

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

RESOLVED – That the 28 properties listed in appendices 1 and 2 to the report be leased to GIPSIL and Leeds Housing Concern, at a peppercorn rent for a 25 year period at less than best consideration and that authority be given for formal negotiations to complete the leasing arrangements.

6 Area Committee Roles for 2009/2010

The Director of Environment and Neighbourhoods submitted a report outlining the proposed delegated Area Functions and other roles for the ten Area Committees during 2009/10.

RESOLVED –

- (a) That the Area Functions and Well Being Function be delegated to Area Committees for 2009/10 as summarised in the submitted report.
- (b) That the enhanced roles of Area Committees as summarised in the report and the newly defined roles as detailed in Appendix 1 be endorsed.
- (c) That this information be reported to the Area Committees at the next cycle of meetings.
- (d) That the Area Functions referred to be incorporated into the Council's Constitution at the next available opportunity.
- (e) That a report be brought to a future meeting of the Board with regard to the issue of advertising on lampposts.

DEVELOPMENT AND REGENERATION

7 Football World Cup 2018

The Director of City Development submitted a report providing an update on the new information received from the Football Association and seeking approval from the Board to take forward the bid response.

Following consideration of appendix 1 to the report designated as exempt under the terms of Access to Information Procedure Rule 10.4(3) and considered in private at the conclusion of the meeting it was

RESOLVED –

- (a) That the additional information provided by England 2018 in relation to the Host City bidding process be noted.
- (b) That a bid from Leeds be formulated on the basis that the City wishes to be selected as a Host City for World Cup 2018.
- (c) That all necessary steps be taken to publicise the Leeds bid and to seek support from the community for the bid, in particular by encouraging all those in favour to register their support on the England 2018 website.
- (d) That the Director of Resources identify an appropriate revenue budget to facilitate the delivery of the Leeds bid document by the end of October 2009.

- (e) That the Chief Executive commence dialogue with City Region partners to establish how they wish to be involved in the Leeds bid.
- (f) That, in view of the fact that the deadline for submission of the (draft) Outline Bid will not allow for the submission of a further report to this Board, the Chief Executive be authorised, in consultation with the Leader of the Council, to approve the submission.

8 Planning Appeals at Royds Lane, Rothwell and Fleet Lane, Oulton

The Director of City Development submitted a report on the outcome of recent planning appeals on greenfield sites at Royds Lane, Rothwell and Fleet Lane, Oulton, and the implications, if any, for the Council's approach to greenfield developments.

The report presented the following options:-

- (a) accepting the need for greenfield release recognising a deficit in the 5 year housing land supply; and
- (b) concluding that greenfield release, in the circumstances outlined within the report, would be inappropriate.

RESOLVED – That option (b), as detailed within paragraph 8.11 of the submitted report and as detailed above, be approved.

9 South Leeds Regeneration Area Governance Arrangements

The Director of Environment and Neighbourhoods and the Director of City Development submitted a joint report outlining a proposal to establish a governance framework for an informal partnership covering the regeneration of a large area of South Leeds.

In presenting the report, Councillor A Carter reported receipt of a message from the Chair of Renew on the day of this meeting and undertook to address the comments made in that message.

RESOLVED –

- (a) That the opportunities for regeneration and investment in South Leeds and the findings outlined in the work already undertaken be noted.
- (b) That the establishment of appropriate governance arrangements in order to co-ordinate the Steering Group be approved.
- (c) That officers be authorised to establish the Management/Investors' Group, Partnership Engagement Group with MPCL and other interested private sector organisations.
- (d) That the joint working with MPCL and the production of an Investment Strategy for South Leeds be supported.
- (e) That the Executive Member for Regeneration and Development be appointed as Chair of the Steering Group and that the Member Management Committee be requested to appoint four further political representatives from the South Leeds Area to the Steering Group.

- 10 47-57 Chapel Hill, Morley: Acquisition, Demolition and Development**
The Director of Environment and Neighbourhoods submitted a report outlining the proposed scheme design and related expenditure for the acquisition of 47-57 Chapel Hill, Morley and 1-8 Bank Court, Bank Street, Morley.

Following consideration of Appendix A to the report designated as exempt under Access to Information Procedure Rule 10.4(3) which was considered at the conclusion of the meeting it was

RESOLVED –

- (a) That the project brief and scheme design as presented be approved and that the Asset Management Board be authorised to approve the final detailed design of Phase 2.
- (b) That authority be given to spend the amount referred to in exempt Appendix A to the report and that the Director of Resources be authorised to approve expenditure of the balance remaining shown in exempt Appendix A in the Town and District Regeneration Scheme 12154/MOR/000.

CHILDREN'S SERVICES

- 11 Playbuilder Initiative**
The Director of Children's Services submitted a report on the Playbuilder Project and the intended programme to build or significantly refurbish twenty two playgrounds or informal play spaces across the City.

RESOLVED –

- (a) That approval be given for the injection of £1,145,914 into the Capital Programme (capital scheme no: 15390) fully funded by DCSF grant.
- (b) That authority to spend be given in respect of the sixteen play sites identified in appendix 2 to the report.
- (c) That approval be given to the Play Partnership recommendation to seek working solutions for the development of the remaining six sites with partners in the Council.
- (d) That a further report be brought to the Board recommending the location and provider of the remaining six sites.

- 12 Proposal to Add Specialist Community Provision at Whitkirk Primary School for Pupils with Complex Physical Difficulties and Medical Needs**
The Chief Executive of Education Leeds submitted a report on a proposal to establish specialist community provision at Whitkirk Primary School for pupils with complex physical difficulties and medical needs.

RESOLVED – That approval be given for consultation on a proposal to make a prescribed alteration to Whitkirk Primary School so as to establish a resourced base for primary age children with complex physical needs.

- 13 Submission of the Outline Business Case for Leeds West Academy**
The Chief Executive of Education Leeds submitted a report on the Outline Business Case for Leeds West Academy as part of the Council's Wave 1 Building Schools for the Future Programme and on associated expenditure.

RESOLVED –

- (a) That approval be given to the Outline Business Case for Leeds West Academy of the Council's Wave 1 Building Schools for the Future Programme and authority be given for its submission to the Department for Children, Schools and Families and to Partnerships for Schools.
- (b) That approval be given to the injection of additional expenditure of £17,018,000 financed by additional BSF Capital Grant Funding from DCSF into the Capital Programme, arising from the change from school to academy status as detailed in section 8 of the report.
- (c) That scheme expenditure of £31,128,000 from capital scheme number 15414 for Leeds West Academy be authorised.
- (d) That approval be given to the application of the previously approved City Council contribution of £2,529,000 to be committed elsewhere in the Leeds BSF Wave 1 Programme.
- (e) That the Board notes that further reports relating to 14-19 provision will be submitted to Executive Board for consideration, including a report to the next meeting on confederation arrangements.

(Under the provisions of Council Procedure Rule 16.5, Councillor Wakefield required it to be recorded that he abstained from voting on this matter)

- 14 Children and Young People's Plan 2009/14**
The Director of Children's Services submitted a report presenting the 2009-2014 Children and Young People's Plan for approval, prior to its submission to Full Council and Government Office.

RESOLVED – That Council be recommended to adopt the Children and Young People's Plan for Leeds 2009-2014, as attached to the report, as part of the Council's Budget and Policy Framework.

- 15 Expanding Primary Place Provision**
The Chief Executive of Education Leeds submitted a report on trends in population growth and the changing context for planning primary school places in Leeds; on the proposed immediate response to the pressures for additional reception places in 2010/2011; and outlining planning arrangements to ensure sufficient places to meet future needs.

In presenting the report Councillor Harker indicated that he had requested that this matter should be the subject of Scrutiny.

RESOLVED –

- (a) That the changing context for the provision of primary school places and the potential demands on capital programmes in the future be noted.

- (b) That approval be given to communications with relevant stakeholders and the Schools Adjudicator and the DCSF as outlined in section 6 of the report.
- (c) That further reports be brought to the Board on proposed expenditure and future planning proposals, including a report to the next meeting of the Board regarding the arrangements being made to manage the provision of reception places required for September 2010.

(Under the provisions of Council Procedure Rule 16.5, Councillor Wakefield required it to be recorded that he abstained from voting on this matter)

ADULT HEALTH AND SOCIAL CARE

16 Roundhay Road Relocation Project

Further to minute 198 of the meeting held on 12th March 2008 the Director of Adult Social Services submitted a report providing an update on the proposed accommodation solutions in place, and the costs associated with the implementation of these, to support the relocation of remaining services from the Roundhay Road site to alternative 'fit for purpose' accommodation.

Following consideration of Appendix 2 to the report designated as exempt under the terms 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 contents of the report and the proposed accommodation solutions outlined in Appendix 1 be noted.
- (b) That expenditure of £1,100,000 on this scheme as outlined in the exempt appendix 2 to the report be approved.
- (c) That the Roundhay Road site be declared surplus to requirements subject to the completion of the acquisition of the property at Killingbeck.
- (d) That the demolition of the building be approved subject to the completion of the appropriate option appraisal taking into account both the potential impact on the asset value and the ongoing costs of security.

17 Response to Council Deputation - Provision of Changing Place Toilets in Leeds

The Director of Adult Social Care submitted a report in response to the deputation to Council by the 'All Means All' organisation on 22nd April 2009.

RESOLVED –

- (a) That the actions being taken to provide city centre based changing places toilets be noted.
- (b) That the work undertaken to agree a specification for a changing places toilet be noted.

- (c) That a further report be brought to this Board in six months time which will recommend a strategy for the provision of changing places toilets in Leeds.
- (d) That a further report be submitted to the Board providing an update on the current position prior to the end of this year.

CENTRAL AND CORPORATE

18 Taxi and Private Hire Licensing: Age Criteria Proposals - Deputation to Council

The Assistant Chief Executive (Corporate Governance) submitted a report in response to the deputation to Council from the GMB Trade Union on 22nd April 2009.

RESOLVED – That the contents of the report, the rationale behind the proposals and the information that will be available to the decision makers be noted.

19 Financial Performance Provisional Outturn 2008/09

The Director of Resources submitted a report on the Council's financial outturn position for 2008/09, including both revenue and capital and the Housing Revenue Account. The report also detailed revenue expenditure and income compared to the approved budget, and reported on the outturn for Education Leeds and the ALMOs.

RESOLVED –

- (a) That the report be noted.
- (b) That the transfer of £4,800,000 to general reserves be agreed in accordance with paragraph 3.8 of the report.
- (c) That the carry forward of £1,300,000 Area Based Grant be agreed as outlined in paragraph 3.7 of the report.
- (d) That contributions to and the use of Housing Revenue Account Reserves be agreed as outlined in the report.

(Under the provisions of Council Procedure Rule 16.5, Councillor Wakefield required it to be recorded that he abstained from voting on this matter)

20 Leeds Strategic Plan 2008-11 Refresh: Amendments to Partnership Agreed Indicators

The Assistant Chief Executive (Policy, Planning and Improvement) submitted a report proposing a number of amendments to the partnership agreed targets in the Leeds Strategic Plan 2008-11, the Local Area Agreement for Leeds.

RESOLVED – That appendix 1 to the report be approved as the Council's proposed revisions and additions to the partnership agreed targets in the Leeds Strategic Plan.

21 Annual Report on Risk Management

The Director of Resources submitted a report providing an overview of the key risk management developments for the Council over 2008/09, reporting on the

corporate risk register and highlighting future areas of work to improve the Council's risk management arrangements.

RESOLVED – That the report and the progress made on further embedding risk management across the authority be noted.

22 Review Process for the Gambling Act 2005 Statement of Licensing Policy

The Assistant Chief Executive (Corporate Governance) submitted a report providing information on the review process for the Gambling Act 2005 Statement of Licensing Policy and advising of the methodology and timeframe for the final approval of the revised Policy, taking into account the statutory requirements for consultation and the expressed expectations of Full Council.

RESOLVED –

- (a) That the methodology and timeframe for the adoption of the gambling policy be noted.
- (b) That the draft policy be referred to Full Council for Members to comment on the draft as part of the initial consultation process with stakeholders.
- (c) That the Assistant Chief Executive (Corporate Governance) be authorised to undertake public consultation as outlined in the report.
- (d) That the revised policy and the results of any subsequent consultations on the draft policy be referred to Scrutiny Board (Central and Corporate) with a request that Scrutiny report back to the Executive Board on the 9th December 2009.

23 Procurement of a Corporate Interactive Voice Response (IVR) Solution

The Assistant Chief Executive (Policy, Planning and Improvement) submitted a report providing an update on the steps taken to date to procure a corporate IVR solution, providing responses to the recommendations of the Scrutiny Board (Central and Corporate Functions) and seeking support for the release of the funding necessary for this project to continue.

RESOLVED –

- (a) That the development of a corporate IVR solution for the Corporate Contact Centre be approved.
- (b) That authority be given for the allocation and expenditure of £262,000 from the ICT capital development pot to support the development of a corporate IVR solution.

(Under the provision of Council Procedure Rule 16.5, Councillor Wakefield required it to be recorded that he voted against the decisions taken in this minute)

(The matters referred to in this minute were responding to a previous Call In decision, and were therefore not eligible for further Call In)

DATE OF PUBLICATION: 19TH JUNE 2009
LAST DATE FOR CALL IN: 26TH JUNE 2009

(Scrutiny Support will notify Directors of any items called in by 12.00 noon on 29th June 2009)