

COPELAND BOROUGH COUNCIL

STATEMENTS OF EXECUTIVE DECISIONS

MEETING HELD ON 26 MAY 2009

MEMBERS PRESENT: Councillors Miss E Woodburn; G Blackwell; J Bowman; G Clements; C Giel; A Holliday and N Williams

An apology for absence was received from Councillor H Branney

OFFICERS IN ATTENDANCE: K Parker, Acting Corporate Director, Quality of Life; J Salt, Head of Customer Services; J C Betteridge, Head of Development Strategy; P Graham, Head of Development Operations; J Crellin, Head of Finance and Information Systems; H Mitchell, Head of Policy and Performance; M Jepson, Head of Legal and Democratic Services; D James Member Services Officer

R Maddoms; C A Boyce; Martin Stroud; J Carroll,

L Glead, S Mounsey Agenda Item 14

START TIME: 10.30AM

CLOSE TIME: 12.30PM

CERTIFICATION: _____

Certified a true record of decisions taken at the meeting of the Executive of Copeland Borough Council dated 26 May 2009

Copeland Borough Council

Statement of Executive Decision

Agenda Item: 1	
Subject: Statements of Decision	
Date of Decision: 26 May 2009	Decision made by: Full Executive
Decision Reference: EXE/09/0001	

Portfolio Holder: N/A

Context:

To consider the statement of decisions made at the meeting held on 21 April 2009.

Key Decision Status:

No

Decision

That the statements of decisions made on 21 April 2009 be signed as a correct record.

Explanation

N/A

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 29 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: N/A
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 6	
Subject: Forward Plan	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/08/0003	Full Executive

Portfolio Holder: N/A

Context: To consider the Forward Plan of Key decisions June – August 2009.

Key Decision Status: N/A

Decision That subject to the Portfolio Holders being amended to reflect the revised responsibilities the Forward Plan of Key Decisions June – August 2009 be noted.
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Explanation N/A

Alternative Options Considered: None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 29 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: M Jepson
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Copeland Borough Council
Statement of Executive Decision

Agenda Item: 7	
Subject: Local Land Charges	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0003	Full Executive

Portfolio Holder: Councillor N Williams

Context:

To advise Members action taken under the Executive's urgent business procedure in respect of the setting of local land charge fees for the period 20th April 2009 until the decision of this Executive is effective; and to consider a proposal to the setting of the fees for the remainder of the financial year 2009/10 reserving discretion to the Lead Officer to report back with adjusted fees if appropriate be approved.

Key Decision Status:

No

Decision

That

(a) that the urgent action, at Appendix A to the report, is noted; and

(b) that the fees as set out in the attachment to the urgent action as amended by paragraph 3.1 of the report be set for the remainder of the financial year 2009/10 provided that if the information referred to in paragraph 2.1, when received, requires fees to be adjusted that the Head of Legal and Democratic Services in consultation with the Portfolio Holder make a further report at that time.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date:

5 June 2009

Publication Date:

29 May 2009

Recorded by:

D James

Call-in Period Expires on:

5 June 2009

Contact Officers:

C A Boyce

Copeland Borough Council

Statement of Executive Decision

Agenda Item: 8	
Subject: Bid Lottery Fund Childrens Play Area	
Date of Decision: 26 May 2009	Decision made by: Full Executive
Decision Reference: EXE/09/0004	

Portfolio Holder: Councillor H Branney

Context:
To note actions taken on grounds of urgency and agree terms of lease of land.

Key Decision Status:
No

Decision

That

(a) that the urgent action in respect of the Seascale Wheeled Activity project, be noted; and

(b) that

- (i) a lease of the area shown being land at Briscoe Mount, Egremont, be granted on the terms set out in paragraph 2 of the report be approved;**
- (ii) any amendment to those terms be delegated to the Acting Head of Leisure and Environmental Services in consultation with the Head of Finance and Management Information Services and the Portfolio Holder for Leisure and Cultural; and**
- (iii) the dedication of the land for play area use as set out in paragraph 2.3 of the report be agreed.**

Alternative Options Considered:

None

Interests Declared: None

Implementation Date:

5 June 2009

Publication Date:

29 may 2009

Recorded by:

D James

Call-in Period Expires on:

5 June 2009

Contact Officers:

C Coombs

Copeland Borough Council

Statement of Executive Decision

Agenda Item: Item 9	
Subject: Playbuilder Money 2009	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0004	Full Executive

Portfolio Holder: Councillor H Branney

Context:

Copeland Borough Council have received £85,901 from the national play builder fund to pay for the improvement of play provision within the Borough.

The Open spaces Team propose to allocate the money to up dating the play areas in Harbour and Bransty wards.

Harbour and Bransty wards have the greatest number of young people aged between 0 to 15 years of age after Mirehouse and Hensingham wards who have both has their play equipment up dated in recent years as part of the Big Lottery play initiative.

Key Decision Status:

No

Decision

That

- a) the principal of spending phase one of the playbuilder money (£85,911) on up grading the three play areas (Castle Park, Bransty & New Road) in Bransty and Harbour wards be agreed;**
- b) the determination relating to the spending of the Big Lottery money be delegated to the Acting Head of Leisure and Environmental services in consultation with the Head of Legal and Democratic Services, Head of Finance and Management Information systems and Portfolio Holder: and**
- c) a review be carried out on the condition of Council owned play areas, what ages they cater for and how frequently they are used.**

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: C Coombs
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: Item 10	
Subject: Performance Monitoring	
Date of Decision: 26 May 2009	Decision made by: Full Executive
Decision Reference: EXE/09/0006	

Portfolio Holder: Councillor E Woodburn

Context:

This report provides the end of year performance against the Corporate Plan objectives for 2008/09 and provides details of the National Indicators.

Key Decision Status:

No

Decision

That the progress in delivering the Corporate Plan and National Indicators be noted.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: H Mitchell
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: Item 11	
Subject: GCSX Connection and Compliance	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0007	Full Executive

Portfolio Holder: Councillor E Woodburn

Context:

The report seeks to advise the Council on the progress made to meet the current GCSx Standards and comply with the Code of Connection (COCO) requirements. Compliance will enable the Council to successfully gain connection to the GCSx Secure network, enabling smarter and critically secure transfer of information to and from central government agencies

Key Decision Status:

No

Decision

That the implementation of the Government Code of Connection Compliance (COCO) Action Plan in accordance with Government Code of Connection Standards be agreed.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: J Crellin
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Copeland Borough Council
Statement of Executive Decision

Agenda Item: Item 12	
Subject: Shared Service Strategy	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0008	Full Executive

Portfolio Holder: Councillor E Woodburn

Context:

This report seeks Executive's approval the Council's Shared Services Strategy.

Key Decision Status:

No

Decision

That

a) subject to the 5th principle being amended to

"In all cases the Council's Constitution, Financial Regulations and Contract Standing Orders should be taken into consideration. Where variances are required to **facilitate** a shared service such variances should be agreed by the Council's properly constituted body."

the Shared Services Strategy be recommend to Council for adoption; and

b) £10,000 be earmarked from general reserves to fund preparatory work, towards a business case for a shared internal Audit function, working with Allerdale Borough Council, Carlisle City Council and Cumbria County Council

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: K Parker
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Copeland Borough Council
Statement of Executive Decision

Agenda Item: Item 13	
Subject: Request for Designation of Public Places	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0009	Full Executive

Portfolio Holder: Councillor N Williams

Context:
Considers whether to consult on a proposal to make a Designated Public Place Order for Beck Green, Egremont

Key Decision Status:
No

Decision
That formal consultation takes place over whether to make land at Beck Green, Egremont a Designated Public Place

Alternative Options Considered:
None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 29 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: 5 June 2009
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: Item 14	
Subject: Council Pay and Grading	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0010	Full Executive

Portfolio Holder: Councillors N Williams & J Bowman

Context:

To present the proposed package of changes to employees' terms and conditions of employment, following completion of the Council's Pay and Grading Review, and incorporating remaining harmonisation proposals to achieve Single Status for employees employed under the National Agreement of the National Joint Council (NJC) for Local Government Services.

During consideration of this item the Head of Finance and Management Information Systems confirmed that prior to the papers being issued to Council for approval she would personally scrutinise the financial aspects of the report.

Key Decision Status:

No

Decision

That a) the report be noted; and

b) subject to final scrutiny of the finance aspects, the report be recommended to Council for formal agreement with the Trades Union and the workforce.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: L Gleed
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 15	
Subject: Agreement to Host the Post of Arts Engagement officer	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0011	Full Executive

Portfolio Holder: Councillor H Branney

Context:

To consider supporting the appointment of an Arts Engagement Officer subject to suitable funds being secured.

It was note that as neither the Portfolio Holder or the Lead officer were available to answer questions it was therefore agreed that this report be deferred to the next meeting of the Executive.

Key Decision Status:

No

Decision

That this report be deferred to the next meeting of the Executive.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: C Coombs
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Copeland Borough Council
Statement of Executive Decision

Agenda Item: 16	
Subject: Cumbria Community Rail Partnership	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0012	Full Executive

Portfolio Holder: Councillor C Giel

Context:

This report provides a brief overview of the Community Rail Partnership and highlights its relevance to the Energy Coast Masterplan delivery and the Council's Regeneration commitments

Key Decision Status:

No

Decision

That the recommendation that Copeland Borough Council becomes a member of the Cumbria Community Rail Partnership for the year 2009 – 10 be agreed and reviewed in due course.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: J Betteridge
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Copeland Borough Council
Statement of Executive Decision

Agenda Item: 17	
Subject: Impact of Boundary Changes on Council Tax	
Date of Decision: 26 May 2009	Decision made by:
Decision Reference: EXE/09/0013	Full Executive

Portfolio Holder: Councillor e Woodburn

Context:

As a result of receiving changes to some parish boundaries after the Council Tax had been set there is a requirement to change council tax liabilities for those properties moving parishes.

Key Decision Status:

No

Decision

That in line with Leading Counsel's opinion option 2, as detailed in the report, be approved.

Alternative Options Considered:

None

Interests Declared: Councillors G Blackwell and C Giel declared personal interests in this item due to being Council Tax payers in the affected wards.

Implementation Date: 5 June 2009	Publication Date: 26 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: M Jepson
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Copeland Borough Council
Statement of Executive Decision

Agenda Item: 18	
Subject: Second Homes Council Tax Agreement	
Date of Decision:	Decision made by:
Decision Reference: EXE/09/0014	Full Executive

Portfolio Holder: Councillor E Woodburn

Context:

To advise Members of the agreement reached between the Cumbria District Councils and Cumbria County Council regarding the distribution of income arising from the Council Tax on second homes levied by Copeland Borough Council

Key Decision Status:

No

Decision

That the proposed agreement be ratified.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 5 June 2009	Publication Date: 29 May 2009	Recorded by: D James
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Call-in Period Expires on: 5 June 2009	Contact Officers: F McMorrow
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