

COPELAND BOROUGH COUNCIL

STATEMENTS OF EXECUTIVE DECISIONS

MEETING HELD ON 10 MARCH 2009

MEMBERS PRESENT: Councillors Ms E Woodburn; G Blackwell; H Branney; G Clements; C Giel; A Holliday and N Williams

Councillors J Bowman attended the meeting and Councillor M Docherty also attended the meeting for Agenda Items 1-7

OFFICERS IN ATTENDANCE: K Parker, Acting Corporate Director, Quality of Life; H Mitchell, Head of Policy and Performance; 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; C Coombs, Acting Head of Leisure and Environmental Services; M Jepson, Head of Legal and Democratic Services; D James Member Services Officer

T Magean, Agenda Items 1-10; P Tyas, Agenda Items 1-8, L Priebe, Agenda Items 1-8 N White, Agenda Items 1-7

START TIME: 5.00PM

CLOSE TIME: 6.45PM

CERTIFICATION: _____

Certified a true record of decisions taken at the meeting of the Executive of Copeland Borough Council dated 10 March 2009

Copeland Borough Council
Statement of Executive Decision

Agenda Item: 1	
Subject: Statement of Decision 10 & 17 February 2009	
Date of Decision: 10 March 2009	Decision made by: Full Executive
Decision Reference: EXE/08/0129	

Portfolio Holder: N/A

Context: To consider the statement of decisions made at the meeting held on 10 & 17 February 2009
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Key Decision Status: No

Decision That the statements of decisions made on 10 & 17 February 2009 be signed as a correct record.

Explanation

Alternative Options Considered: None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: N/A
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 3	
Subject: Arrangement of the Agenda	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0130	Full Executive

Portfolio Holder: N/A

Context:

To consider the order in which the items are taken and any requests for additions to the agenda on grounds of urgency.

Key Decision Status:

Yes

Decision

That a) Agenda Item 7 Presentations by Copeland Citizens Advice Bureau and Community Law Centre be considered as item 6 on the Agenda;

b) Item 13 – Albion Square be considered in part 1 of the Agenda;

c) an additional item – Insurance Services Contract – Extension of Contract be considered on grounds of urgency under Part 11 of the Agenda

Explanation

N/A

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: N/A
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 5	
Subject: Forward Plan	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0131	Full Executive

Portfolio Holder: N/A

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

Key Decision Status:
Yes

Decision
That the Forward Plan of Key Decisions be noted.

Explanation
N/A

Alternative Options Considered:
None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: M Jepson
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 6	
Subject: Presentation of Copeland Citizens Advice Bureau and Community Law Centre	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0132	Full Executive

Portfolio Holder: N/A

Context:

To receive presentations from Paul Thurn – Community Law Centre and C Graham – Copeland Citizens Advice Bureau on work carried out by them in 2008/09 prior to consideration of terms of Service Level agreement for 2009/10.

During the presentation the Citizens Advice Bureau expressed an interest in accessing the Working Neighbourhood Fund, an area based grant set up for worklessness projects, to fund a training post and it was agreed that a meeting would be arranged with the Portfolio Holder and Development Strategy Manager to investigate the possibility further.

Key Decision Status:

Yes

Decision

That a) the presentations by the Community Law Centre and the Copeland Citizens advice Bureau be noted;

b) the Service Level Agreements be submitted to the next meeting of the Executive for consideration and approval; and

c) a meeting be arranged to progress the possibility of accessing the Worklessness Fund be explored and reported back to the next meeting if appropriate.

Explanation

As part of the Council's monitoring procedures recipients of SLA's must give a presentation on the work carried out throughout the year.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date:
20 March 2009

Publication Date:
13 March 2009

Recorded by:
D James

Call-in Period Expires on:
20 March 2009

Contact Officers:

Copeland Borough Council**Statement of Executive Decision**

Agenda Item: 7

Subject: Report of Overview and Scrutiny Management Committee: Call In – Revenue and Benefits Share Service

Date of Decision: 10 March 2009

Decision made by:

Decision Reference: EXE/08/0133

Full Executive

Portfolio Holder: N/A

Context:

To consider the report of Overview and Management Committee following the call in of Executive Decision EXE/08/111 – Shared Services

Key Decision Status:

Yes

Decision

That a) the observations of the Overview and Scrutiny Management Committee be noted and endorsed; and

b) the submission of a Shared Service Policy be delegated to the Searching for Best Value Task Group

Explanation

Three members of the Council (Councillors A Norwood, D Moore and C Whiteside) exercised their right under Overview and Scrutiny procedure rules to call in the Executive's decision of 27 January 2009 (EXE/08/0111) on the Revenues and Benefits Shared Service. This report gives the findings and recommendations made by the Group that was set up to consider and recommend to the Executive on this call by the Overview and Scrutiny Management Committee.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: N White
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Copeland Borough Council**Statement of Executive Decision**

Agenda Item: 8	
Subject: Alternative Delivery Arrangements for the Arts out West Programme	
Date of Decision: 10 March 2009	Decision made by: Full Executive
Decision Reference: EXE/08/0134	

Portfolio Holder: Councillor H Branney

Context:

To consider a recommendation to delegate authority to the Head of Leisure and Environmental Services in consultation with the Portfolio Holder to develop and agreement for the delivery of the Arts out West Programme.

Key Decision Status:

No

Decision

That delegated authority be given to the Head of Leisure and Environmental Services in consultation with the Portfolio Holder to develop an agreement for the delivery of the Arts out West programme.

Explanation

This agreement will add capacity to Arts out West to sustain the growth of the programme within Copeland and to develop new areas of work which support the development of the cultural infrastructure in the district. These new areas of work will engage the Rosehill Theatre and Whitehaven Civic Hall in a partnership to deliver audience development opportunities in line with the Arts out West Business Plan.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date:
20 March 2009

Publication Date:
13 March 2009

Recorded by:
D James

Call-in Period Expires on:
20 March 2009

Contact Officers:
C Coombs

Copeland Borough Council

Statement of Executive Decision

Agenda Item: 9	
Subject: Civil Parking Enforcement (CPE)	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0135	Full Executive

Portfolio Holder: Councillors G Clements and G Blackwell

Context:

To consider a report following an approach by Cumbria County Council to Copeland Borough Council seeking to reach an agreement whereby Civil Parking Enforcement continues under local management into the 2009/10 financial year for a duration of up to 12 months

Key Decision Status:

No

Decision

That

- a) the continuing with CPE enforcement as a variation to the existing agreement which would otherwise terminate on 31 March 2009 be agreed in principal; and
- b) the determination of details in relation to the variation be delegated to the 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.

Explanation

Cumbria County Council has approached Copeland Borough Council seeking to reach an agreement whereby Civil Parking Enforcement continues under local management into the 2009/10 financial year for a duration of up to 12 months. This report makes recommendations

Alternative Options Considered:

None

Interests Declared: None

Implementation Date:
20 March 2009

Publication Date:
13 March 2009

Recorded by:
D James

Call-in Period Expires on:
20 March 2009

Contact Officers:
C Coombs

Copeland Borough Council

Statement of Executive Decision

Agenda Item: 10	
Subject: Nominations of the Sellafield Site – New Nuclear Power Stations	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0136	Full Executive

Portfolio Holder: N/A

Context:

To consider a report seeking support for nominated sites within Copeland to host Nuclear New Build.

Key Decision Status:

Yes

Decision

That the nomination of sites to host nuclear new build within the boundaries of Copeland be supported whilst recognising that further site specific details will be discussed and debated after the initial site selection closing date of 31 March.

Explanation

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: D Davies
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 13 Now in Part 1	
Subject: Albion Square	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0137	Full Executive

Portfolio Holder: N/A

Context:

To advise Members on the progress of the “Albion Square” Development Project and to seek pre-approval expenditure to facilitate the detailed design and planning work

Key Decision Status:

Yes

Decision

That the Pre-Approval Expenditure requirement, to match the funding from West Lakes Renaissance, and agree to release £100,000 in 2009/10 and £55,000 in 2010/11 (total £155,000) from unallocated capital receipts to fund Phase 1 of the Albion Square development project (“the Project”) be approved.

Explanation

The Albion Square site was identified as a Key Gateway development site as part of the Whitehaven Town Centre Development Framework project. A number of pieces of work have already been completed for the site including a baseline report, a design concept has been considered by the NWDA Places Matter Panel, and the Council has agreed to utilise Compulsory purchase powers to acquire the necessary land to facilitate the delivery of the project should negotiations fail. This is a progress report.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date:
20 March 2009

Publication Date:
13 March 2009

Recorded by:
D James

Call-in Period Expires on:
20 March 2009

Contact Officers:
P Graham

Copeland Borough Council

Statement of Executive Decision

Agenda Item:	
Subject: Exclusion of Press and Public	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0138	Full Executive

Portfolio Holder: N/A

Context:
Excludes Press and Public from Meetings for Agenda Items 11 – 12 and Item taken on grounds of urgency – Insurance Services Contract

Key Decision Status:
No

Decision
That the Press and Public be excluded from the meeting for the remaining items of business on the grounds of exempt information as identified in paragraphs 3 of Schedule 12A of the Local Government Act 1972 as amended.

Explanation
N/A

Alternative Options Considered:
None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: N/A
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 11	
Subject: Write Offs Approved by Corporate Team	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0139	Full Executive

Portfolio Holder: Councillor Ms E Woodburn
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Context:

To note write offs of debts which have been approved by Corporate Team in accordance with Financial Regulations.

Key Decision Status:

Yes

Decision

That the writing off of debts totaling £226,059.65 be noted.

Explanation

In accordance with the Council's Financial regulations all write offs must be submitted by the Service manager to their Heads of Service prior to being submitted Corporate Team for consideration. Once approved they are reports to the Executive for noting.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: J Crellin
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: 12	
Subject: Contractor Approval – Kells Environmental Improvement Project	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0140	Full Executive

Portfolio Holder: Councillor G Clements

Context:

This report seeks Member's views as to the approval for the appointment of works contractor for the Kells Environmental Improvement Project affecting properties to the rear of Basket Road, Kells

Key Decision Status:

Yes

Decision

That RH Irving be appointed as lead contractor on the Kells Environmental Improvement Project.

Explanation

This report seeks approval to make an appointment as lead contractor to progress the Kells environmental project.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: J Betteridge
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Copeland Borough Council

Statement of Executive Decision

Agenda Item: Urgent Item	
Subject: Insurance Services Contract – Extension of Contract	
Date of Decision: 10 March 2009	Decision made by:
Decision Reference: EXE/08/0141	Full Executive

Portfolio Holder: N/A

Context:

To consider the extension of the Council's existing insurance contract to allow the tendering for the new contract to be completed.

Key Decision Status:

Yes

Decision

That

1. the existing agreement between the Council and Zurich Insurance Plc, dated 1 April 2003, be extended for a period of four months from the 31 March 2009 to 31 July 2009 be approved;
2. the Contract Standing Orders requirement to obtain Executive approval of the list of tenderers selected to tender for the project be waived and authority be delegated to the Head of Finance and Management Information Systems and the Head of Legal and Democratic Services jointly in consultation with the Portfolio Holder; and
3. Contract Standing Orders be waived to delegate authority to accept the most economically advantageous tender submitted.

Explanation

To consider the extension of the Council's existing insurance contract to allow the tendering for the new contract to be completed.

Alternative Options Considered:

None

Interests Declared: None

Implementation Date: 20 March 2009	Publication Date: 13 March 2009	Recorded by: D James
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Call-in Period Expires on: 20 March 2009	Contact Officers: J Crellin
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