



METROPOLITAN BOROUGH OF SEFTON

COUNCIL SUMMONS

To Members of the Metropolitan Borough Council

Dear Councillor

You are requested to attend the **Adjourned Annual Meeting** of the Sefton Metropolitan Borough Council to be held on **Tuesday 14th May, 2013 at 6.30 pm at the Town Hall, Bootle** to transact the business set out on the agenda overleaf.

Yours sincerely,

A handwritten signature in black ink that reads "M. Carney".

Chief Executive

Town Hall,
Southport

Friday 3 May 2013

Please contact Steve Pearce, Democratic Services Manager
on 0151 934 2046 or e-mail steve.pearce@sefton.gov.uk

This page is intentionally left blank.

A G E N D A

1. Apologies for Absence

2. Declarations of Interest

Members are requested to give notice of any disclosable pecuniary interest, which is not already included in their Register of Members' Interests and the nature of that interest, relating to any item on the agenda in accordance with the Members Code of Conduct, before leaving the meeting room during the discussion on that particular item.

3. Minutes of Previous Meeting

(Pages 7 - 14)

Minutes of the Ordinary Council Meeting held on 18 April 2013

4. Mayor's Communications

Public Session

5. Matters Raised by the Public

To deal with matters raised by members of the public resident within the Borough, of which notice has been given in accordance with the procedures relating to public questions, motions or petitions set out in Paragraph 36 to 46 of the Council and Committee Procedure Rules in the Council Constitution.

Council Business Session

6. Leader of the Council

To note that Councillor P. Dowd was appointed as the Leader of the Council by the Council on 17 May 2011 for a four year term.

7. Cabinet and Deputy Leader of the Council

To note that the Cabinet, comprising of the Members indicated below, was appointed by the Leader of the Council at the Council meeting held on 15 May 2012 for a four year term of office or until such time as their term of office expires, they are removed by the Leader or for any of the reasons set out in Paragraph 4 in Chapter 5 of the Constitution:-

| Portfolio | Member |
|--|------------------|
| Leader of the Council | Cllr. P. Dowd |
| Cabinet Member - Children, Schools, Families and Leisure | Cllr. Moncur |
| Cabinet Member - Communities and Environment | Cllr Hardy |
| Cabinet Member - Corporate Services and Performance | Cllr. Tweed |
| Cabinet Member - Older People and Health | Cllr. Cummins |
| Cabinet Member - Regeneration and Tourism and Deputy Leader of the Council | Cllr. Maher |
| Cabinet Member - Transportation | Cllr. Fairclough |

8. Appointment of Committees and Working Groups 2013/14

- a) To Determine the Size and Membership of Committees and Working Groups in accordance with the Political Balance Rules

Details of the allocation of Committee Places in accordance with the Political Balance Rules and the proposed membership of Committees and Working Groups for 2013/14 to be circulated prior to the meeting

- b) Terms of Reference for Committees and Working Groups

Subject to the item above, the Council is requested to approve the terms of reference of the Committees and Working Groups, as set out in Chapters 6 and 7 of the Council Constitution

9. Appointment of Representatives on Merseyside Joint Authorities 2013/14

To approve the Council's representation on the following Joint Authorities for 2013/14:

- (i) Merseyside Fire and Rescue Authority
- (ii) Merseyside Integrated Transport Authority
- (iii) Merseyside Recycling and Waste Authority
- (iv) Merseyside Police and Crime Panel

(Details of the proposed representation on the above bodies to be circulated prior to the meeting)

10. Appointment of Representatives on Sefton Borough Partnership Bodies 2013/14

Details of the proposed representation on the Partnership Bodies for 2013/14 to be circulated prior to the meeting

11. Dates of Council Meetings 2013/14

To note that the Council meetings scheduled to be held during the Municipal Year 2013/14 are as follows:

- 27 June 2013
- 5 September 2013
- 21 November 2013
- 23 January 2014
- 6 March 2014 (Budget Meeting)
- 24 April 2014

12. Capital Allocations 2013/14

Report of the Head of Corporate Finance and ICT

(Pages 15 -
24)

13. Scheme of Members Allowances

Report of the Director of Corporate Services

(Pages 25 -
28)

This page is intentionally left blank

THIS SET OF MINUTES IS NOT SUBJECT TO "CALL-IN".

COUNCIL

MEETING HELD AT THE TOWN HALL, SOUTHPORT ON THURSDAY 18TH APRIL, 2013

PRESENT: Councillor K. Cluskey (in the Chair)
Councillors M. Fearn, Ashton, Atkinson, Ball,
Bennett, Blackburn, Booth, Brodie - Browne, Byrom,
Carr, L. Cluskey, Crabtree, Cuthbertson, Dawson,
Dodd, M. Dowd, P. Dowd, Dutton, Fairclough,
Lord Fearn, Friel, Gatherer, Hardy, Gustafson,
Hands, Hartill, Hubbard, Jones, Keith, John Kelly,
John Joseph Kelly, Kermode, Kerrigan, Killen,
Lappin, P. Maguire, Maher, McGinnity, S. McGuire,
McIvor, McKinley, Moncur, Murphy, Page, Papworth,
Preece, Rimmer, Roberts, Roche, Shaw, Sumner,
Tonkiss, Tweed, Veidman, Weavers and Webster

108. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Bradshaw, Brennan, Cummins, Dorgan, Mahon, Robertson, Sir Ron Watson and Welsh.

109. DECLARATIONS OF INTEREST

No declarations of interest were received.

110. MINUTES OF PREVIOUS MEETING

RESOLVED:

That the minutes of the Council meeting held on 28 February 2013 be approved as a correct record.

111. MAYOR'S COMMUNICATION

Death of Mrs Renee Brown

The Mayor reported on the recent sad death of the former Chairperson and Honorary President of the Mayor of Sefton's Southport Charity Committee, Mrs Renee Brown, on 11 April 2013.

Mrs Brown had served on the Charity Committee for 39 years before stepping down to be made Honorary President and she had worked for

Agenda Item 3

COUNCIL- THURSDAY 18TH APRIL, 2013

several of Sefton's Mayors over the years and raised a large amount for the Mayoral Charity.

Mrs Brown's funeral would be held at Southport Crematorium on Tuesday 23 April 2013 at 2.00 p.m.

Visit of the Duchess of Gloucester

The Mayor reported that he had the great honour and privilege of meeting the Duchess of Gloucester on 11 April 2013 as part of her visit to open a sensory garden at All Saints Primary School, Bootle which had been a marvellous occasion.

The Mayor had met the teachers and pupils of the school during the event and was shown around the beautiful garden they had created.

Nomination for Office of Mayor Elect 2013/14

At the invitation of the Mayor, Councillor P. Dowd advised the Council that Councillor M. Fearn would be nominated for the Office of Mayor Elect 2013/14, to be considered at the Cabinet meeting on 25 April 2013 and the Annual Council on 9 May 2013.

112. MATTERS RAISED BY THE PUBLIC

The Mayor reported that no items had been raised by Members of the Public.

113. QUESTIONS RAISED BY MEMBERS OF THE COUNCIL

The Council considered a schedule setting out the written questions submitted by:

- Councillor Robertson, to the Cabinet Member – Regeneration and Tourism (Councillor Maher)
- Councillor Dawson, to the Cabinet Member – Communities and Environment (Councillor Hardy)
- Councillor Dawson, to the Cabinet Member – Children, Schools, Families and Leisure (Councillor Moncur)
- Councillor Papworth, to the Cabinet Member – Children, Schools, Families and Leisure (Councillor Moncur)
- Councillor Papworth, to the Cabinet Member – Corporate Services and Performance (Councillor Tweed)

COUNCIL- THURSDAY 18TH APRIL, 2013

- Councillor Papworth, to the Cabinet Member – Communities and Environment (Councillor Hardy)

together with the responses given. One supplementary question was asked and responded to by the Cabinet Member – Communities and Environment.

114. DENUNCIATION OF TOBACCO INDUSTRY CORPORATE SOCIAL RESPONSIBILITY FUNDING

Further to Minute No. 35 of the meeting of the Audit and Governance Committee held on 12 December 2012 and Minute No. 41 of the meeting of the Overview and Scrutiny Committee (Health and Social Care) held on 8 January 2013, the Council considered the report of the Director of Public Health on proposals for the adoption of current conflict of interests statements to include the denunciation of corporate social responsibility funding from the Tobacco Industry.

It was moved by Councillor Roberts, seconded by Councillor McGinnity and

RESOLVED:

That payments, gifts and services, monetary or in-kind or research funding offered by the Tobacco Industry to all officials and Sefton Council employees be not endorsed, in order to ensure that the Council avoids any conflicts of interest that could undermine local Public Health policy and that it be noted that this excludes Local Authority Pension investments, which are co-ordinated by external Investment Banks and Companies and frequently change in line with the Stock Market Share-Index.

115. SEFTON HEALTH AND WELLBEING STRATEGY 2013-2018 AND BOARD GOVERNANCE

Further to Minute No. 134 of the Cabinet meeting held on 28 March 2013, the Council considered the report of the Head of Business Intelligence and Performance on the proposed governance structure for the Health and Wellbeing Board. The report also incorporated a copy of the draft Health and Wellbeing Strategy for Sefton 2013-2018 and the Equality Analysis report on the findings of the draft Strategy which had previously been considered by the Shadow Health and Wellbeing Board.

This was a Key Decision and was included in the Council's Forward Plan of Key Decisions.

It was moved by Councillor P. Dowd, seconded by Councillor Maher:

Agenda Item 3

COUNCIL- THURSDAY 18TH APRIL, 2013

That

- (1) subject to the delegation set out in resolution (2) below, the Health and Wellbeing Strategy for Sefton be approved and the findings within the Equality Analysis report be noted;
- (2) authority be delegated to the Deputy Chief Executive, in consultation with the Chair of the Shadow Health and Wellbeing Board (Cabinet Member - Children, Schools, Families and Leisure), to agree the next iteration of the Strategy which shall be submitted to the Council for approval;
- (3) having due regard to the views expressed by the Shadow Board, the membership of the Board shall comprise of the following:
 - Councillors Cummins, J.J.Kelly and Moncur (as determined by the Leader of the Council);
 - One representative of the local Healthwatch organisation;
 - One clinical representative of the NHS Southport and Formby Clinical Commissioning Group;
 - One clinical representative of the NHS South Sefton Clinical Commissioning Group;
 - The statutory director for adult social care;
 - The statutory director for children's services;
 - The statutory director of public health;
 - The Chief Officer of the NHS Southport and Formby and the NHS South Sefton Clinical Commissioning Groups; and
 - One representative of the NHS England
- (4) the criteria for determining future membership of the Board beyond that listed in resolution (3) above, be approved, so as to enable a process to operate whereby future membership could be increased, provided that the tests set out in paragraph 4.6 of the report are met and the request from the Merseyside Police and Crime Commissioner be considered in the light of these criteria;
- (5) substitution should not apply to Board Members;
- (6) all members of the Board shall have the right to vote, but that this vote would only be exercised in exceptional circumstances: The convention that shall apply is that the Board would have an open debate and would reach decisions based on consensus. Should a vote be required, then it would be based on a simple majority of those present and voting at the meeting;
- (7) it be noted that the Board does not favour the creation of sub-committees at this time and that the requirements relating to the Code of Conduct and declaration of interests applies to Board members;and

COUNCIL- THURSDAY 18TH APRIL, 2013

- (8) the principal functions of the Board be approved for inclusion within the Council's Constitution as set out in paragraph 4.6 of the report.

An amendment was moved by Councillor S. McGuire, seconded by Councillor Brodie – Browne that the Motion be amended by the addition of the following text after resolution (4) and the subsequent resolutions be re-numbered:

- “(5) this Council notes that there are two Clinical Commissioning Groups serving Southport and Formby, and South Sefton, but that all 3 elected members on the Board are representatives of South Sefton; accordingly the Council recommends that the Leader of the Council give consideration to nominating an elected member from Southport and Formby on the Board, so as to ensure that this “identified gap” referred to in paragraph 4.6 of the report is bridged.”

Following debate thereon, on a show of hands, the Mayor declared that the amendment was lost by 31 votes to 26.

On a show of hands, the Mayor declared that the Motion was carried by 31 votes to 14 with 12 abstentions and it was

RESOLVED: That

- (1) subject to the delegation set out in resolution (2) below, the Health and Wellbeing Strategy for Sefton be approved and the findings within the Equality Analysis report be noted;
- (2) authority be delegated to the Deputy Chief Executive, in consultation with the Chair of the Shadow Health and Wellbeing Board (Cabinet Member - Children, Schools, Families and Leisure), to agree the next iteration of the Strategy which shall be submitted to the Council for approval;
- (3) having due regard to the views expressed by the Shadow Board, the membership of the Board shall comprise of the following:
 - Councillors Cummins, J.J.Kelly and Moncur (as determined by the Leader of the Council);
 - One representative of the local Healthwatch organisation;
 - One clinical representative of the NHS Southport and Formby Clinical Commissioning Group;
 - One clinical representative of the NHS South Sefton Clinical Commissioning Group;
 - The statutory director for adult social care;
 - The statutory director for children's services;
 - The statutory director of public health;
 - The Chief Officer of the NHS Southport and Formby and the NHS South Sefton Clinical Commissioning Groups; and
 - One representative of the NHS England

Agenda Item 3

COUNCIL- THURSDAY 18TH APRIL, 2013

- (4) the criteria for determining future membership of the Board beyond that listed in resolution (3) above, be approved, so as to enable a process to operate whereby future membership could be increased, provided that the tests set out in paragraph 4.6 of the report are met and the request from the Merseyside Police and Crime Commissioner be considered in the light of these criteria;
- (5) substitution should not apply to Board Members;
- (6) all members of the Board shall have the right to vote, but that this vote would only be exercised in exceptional circumstances: The convention that shall apply is that the Board would have an open debate and would reach decisions based on consensus. Should a vote be required, then it would be based on a simple majority of those present and voting at the meeting;
- (7) it be noted that the Board does not favour the creation of sub-committees at this time and that the requirements relating to the Code of Conduct and declaration of interests applies to Board members;and
- (8) the principal functions of the Board be approved for inclusion within the Council's Constitution as set out in paragraph 4.6 of the report.

116. UPDATE OF THE COUNCIL CONSTITUTION

Further to Minute No. 44 of the meeting of the Audit and Governance Committee held on 27 March 2013, the Council considered the report of the Director of Corporate Services which provided details of the model constitution produced by the Association of Council Solicitors and Secretaries (ACSeS); the review of the Member Officer Protocol undertaken by a Member Working Group; updates to the Contract Procedure Rules; other legislative issues which would need to be incorporated in to the Council Constitution; and issues relating to the submission of Members' questions for a response at Council meetings.

It was moved by Councillor Roberts, seconded by Councillor McGinnity and

RESOLVED: That

- (1) the revised Member/Officer protocol as set out in paragraph 2 and Appendix A of the report, be approved;
- (2) the technical amendments to the Constitution with respect to the following items be approved:
 - Contract Procedure Rules
 - Inclusion of requirements as a result of the Health and Social Care Act 2012; and

COUNCIL- THURSDAY 18TH APRIL, 2013

- The miscellaneous items set out in paragraph 5 of the report;
- (3) the brief analysis of member questions and avenues available be noted and approval be given to the inclusion of the relevant statutory provisions as set out in paragraph 6 of the report; and
- (4) the changes required to the Constitution as highlighted in paragraph 7 of the report, in relation to the management hierarchy for officers of the Council be noted.

117. PROGRAMME OF MEETINGS 2013/14

Further to Minute No. 138 of the Cabinet meeting held on 28 March 2013, the Council considered the report of the Director of Corporate Services which provided details of the proposed Programme of Meetings for the 2013/14 Municipal Year.

The report indicated that the Council, at its Budget Meeting held on 28 February 2013, had approved budget savings options to reduce the frequency of meetings generally and to reduce the number of Area Committees from 7 to 3 and the details of the consultation responses to the options were set out in the report.

It was moved by Councillor P. Dowd, seconded by Councillor Maher:

That

- (1) the Programme of Meetings for the Council, Member Briefing Sessions and Regulatory Committees, Overview and Scrutiny Committees and Area Committees for 2013/14, as set out in Annexes B, C and D of the report, be approved;
- (2) it be noted that if the Council Elections are not combined with the European Parliamentary Elections in May/June 2014, then a further report would be submitted to the Council to recommend fresh dates for the Annual and Adjourned meetings of the Council in May/June 2014;
- (3) the Programme of Meetings for the Cabinet, Strategic Leadership Team, Public Engagement and Consultation Panel, Sefton Borough Partnership Operations Board, Sefton Safer Communities Partnership and the Health and Wellbeing Board for 2013/14, as set out in Annexes A and E of the report, be noted; and
4. the configuration of Area Committees be agreed as set out in paragraph 2.1 of the report.

An amendment was moved by Councillor Tonkiss, seconded by Councillor Hubbard that the Motion be amended by the addition of the following text at the end of resolution (4):

Agenda Item 3

COUNCIL- THURSDAY 18TH APRIL, 2013

“except with regard to the Central Sefton area, where the present 3 Area Committees of Formby, Crosby and Sefton East Parishes be retained due to the diverse and geographically widespread nature of the communities in that part of the Borough.”

Following debate thereon, on a show of hands, the Mayor declared that the amendment was lost by 31 votes to 26.

On a show of hands, the Mayor declared that the Motion was carried by 31 votes to 26 and it was

RESOLVED: That

- (1) the Programme of Meetings for the Council, Member Briefing Sessions and Regulatory Committees, Overview and Scrutiny Committees and Area Committees for 2013/14, as set out in Annexes B, C and D of the report, be approved;
- (2) it be noted that if the Council Elections are not combined with the European Parliamentary Elections in May/June 2014, then a further report would be submitted to the Council to recommend fresh dates for the Annual and Adjourned meetings of the Council in May/June 2014;
- (3) the Programme of Meetings for the Cabinet, Strategic Leadership Team, Public Engagement and Consultation Panel, Sefton Borough Partnership Operations Board, Sefton Safer Communities Partnership and the Health and Wellbeing Board for 2013/14, as set out in Annexes A and E of the report, be noted; and
- (4) the configuration of Area Committees be agreed as set out in paragraph 2.1 of the report.

118. MEMBERSHIP OF COMMITTEES 2012/13

No changes were made to the Membership of Committees.

Agenda Item 12

Report to: Cabinet
Council

Date of Meeting: 25 April 2013
14 May 2013

Subject: Capital Allocations 2013/14

Report of: Head of Corporate Finance & ICT **Wards Affected:** All

Is this a Key Decision? Yes

Is it included in the Forward Plan? Yes

Exempt/Confidential No

Purpose/Summary

To provide Members with details of the 2013/14 Capital Allocations and to consider their use in the development of a Capital Investment Plan for 2013/14.

Recommendation(s)

Cabinet recommends to Council that it:

- i) Notes the Children's Services capital allocations for 2013/14 for Devolved Formual Capital, Basic Needs, and Capital Maintenance (paragraph 2.2);
- ii) Notes the Disabled Facilities Grant allocation for 2013/14 (paragraph 2.2);
- iii) Note the detailed profile of the Capital Priorities Fund of £1m (paragraph 3);
- iv) Approves the items recommended by the Strategic Capital Investment Group (SCIG) for inclusion within the Capital Investment Plan. This includes those items classed as pre allocated, those funded from Direct Revenue Funding, and those recommended to SCIG to be funded from the Single Capital Pot (paragraph 4); and
- v) Approves the inclusion in the Capital Programme of the additional spend on the Southport Cultural Centre.

How does the decision contribute to the Council's Corporate Objectives?

| | <u>Corporate Objective</u> | <u>Positive Impact</u> | <u>Neutral Impact</u> | <u>Negative Impact</u> |
|---|---|------------------------|-----------------------|------------------------|
| 1 | Creating a Learning Community | | √ | |
| 2 | Jobs and Prosperity | | √ | |
| 3 | Environmental Sustainability | | √ | |
| 4 | Health and Well-Being | | √ | |
| 5 | Children and Young People | | √ | |
| 6 | Creating Safe Communities | | √ | |
| 7 | Creating Inclusive Communities | | √ | |
| 8 | Improving the Quality of Council Services and Strengthening Local Democracy | | √ | |

Reasons for the Recommendation:

To inform Members of the additional 2013/14 Capital Allocations received that were not reported to Cabinet and Council on 28 February 2013, as they had not been received, and to allow Members to consider how these allocations should be utilised.

Agenda Item 12

What will it cost and how will it be financed?

(A) Revenue Costs

For those schemes that are to be funded from borrowing, any borrowing costs will be met from existing revenue budgets.

(B) Capital Costs

All Government allocations included in this report are capital grants. It should be noted that the allocation of grant funds relates to spend in 2013/14, and for any schemes that span 2013/14 and 2014/15, that future expenditure in 2014/15 will require funding from the 2014/15 capital pot.

Implications:

The following implications of this proposal have been considered and where there are specific implications, these are set out below:

| |
|---|
| Legal Devolved Formula Capital grant funding is ring-fenced and can only be used for its intended purpose |
| Human Resources |
| Equality 1. No Equality Implication <input checked="" type="checkbox"/> |
| 2. Equality Implications identified and mitigated <input type="checkbox"/> |
| 3. Equality Implication identified and risk remains <input type="checkbox"/> |

Impact on Service Delivery:

What consultations have taken place on the proposals and when?

The Head of Corporate Finance and ICT (FD2236/13) and Head of Corporate Legal Services (LD1552/13) have been consulted and any comments have been incorporated into the report.

Are there any other options available for consideration?

The options available to Members for the use of non ring-fenced capital grant allocations are included in the body of the report.

Implementation Date for the Decision

After Council.

Contact Officers: Jeff Kenah and Amanda Langan

Tel: 0151 934 4104

Email: Jeff.kenah@sefton.gov.uk

Background Papers:

None.

1. Introduction/Background

- 1.1 Cabinet and Council were notified on 28 February 2013, of the Capital Allocations for Sefton in 2013/14 that had been announced by the Government at that time. This report updates those allocations, and highlights the final position.
- 1.2 Cabinet on 28 February approved the introduction of the new Capital Allocation Framework and Capital Strategy. With effect from 2013/14, this Strategy introduces the principle of a single capital pot system for the allocation of schemes to be included in the Capital Investment Plan. This means that all non-ring fenced grants will initially be held centrally, and bids will need to be made in order to secure funds for capital projects. This report includes proposed new capital schemes for 2013/14, for consideration by Cabinet, as recommended by the new Strategic Capital Investment Group.

2. Government Capital Allocations 2013/14

- 2.1 The Government has now announced all capital allocations for 2013/14. The below itemises the newly announced capital allocations that have been received for 2013/14, as well as those reported to Council on 28 February 2013. The 2012/13 figures, where applicable, are shown for comparison.
- 2.2 All allocations, with the exception of Devolved Formula Capital, have been identified by the Government as non-ring-fenced. This means that the Council does not necessarily have to utilise the allocations in the areas as set out below, and are therefore available for determination by the Council.

| Description of Allocation | 2012/13 £m | 2013/14 £m | Variation £ |
|---|---------------|---------------|----------------|
| Children's Services – Devolved Formula Capital (ring-fenced) | 0.450 | 0.447 | -0.3 |
| Children's Services – Basic Need | 0.781 | 1.040 | 0.259 |
| Children's Services – Capital Maintenance | 2.417 | 2.322 | -0.95 |
| Children's Services – Short Breaks | 0.203 | 0.000 | -0.203 |
| Early Education for Two year Olds | 0.428 | 0.000 | -0.428 |
| Total Children's Services | 4.279 | 3.809 | -0.470 |
| Disabled Facilities Grant | 1.954 | 1.581 | -0.373 |
| Total Housing | 1.954 | 1.581 | -0.373 |
| Department of Health Capital Grant | 0.808 | 0.820 | +0.12 |
| Total Social Services | 0.808 | 0.820 | +0.12 |
| Highways Maintenance | 2.536 | 2.355 | -0.181 |
| Integrated Transport Block (indicative) | 0.981 | 0.965 | -0.16 |
| Additional Highway Maintenance | 0.000 | 0.426 | +0.426 |
| Total Transportation | 3.517 | 3.746 | +0.229 |
| Total Allocations non-ring-fenced | 10.108 | 9.509 | -0.599 |
| Total Allocations ring-fenced | 0.450 | 0.447 | -0.003 |
| TOTAL ALLOCATIONS | 10.558 | 9.956 | -0.602 |

Agenda Item 12

- 2.3 The Children's Services Basic Need allocation is based upon 50% of a two year grant, totalling £2.080m for 2013/14 and 2014/15.

3. Other Sources of Finance for Capital Schemes

- 3.1 As noted in the report to Cabinet and Council of 28 February 2013, an additional £1m of capital funding is to be released from Council reserves, aimed at assisting the development of town centres across the Borough, youth unemployment and the local economy.
- 3.2 Grant funding of £0.050m is earmarked for the North West Training Council. The organisation provides training for young people in Sefton which aims to underpin economic growth for employers in Sefton. The grant is to fund a contribution to the purchase of modern IT equipment, to upgrade the engineering machine facilities by the purchase of six new machines, and to fund roof repairs.
- 3.3 A further report on the allocation of the remaining funding will be presented to a future meeting of Cabinet.

4. Capital Strategy

- 4.1 A revised Capital Allocation Framework and Capital Strategy was approved by Cabinet and Council on 28 February 2013. This outlined the use of a single capital pot into which all non-ring-fenced funds will be placed, and for which bids must be made in order to secure funding for capital schemes. As can be noted in paragraph 2.2, grant allocations of £9.956m have been made. The capital allocation of Children's Services Devolved Formula Capital of £0.447m is ring-fenced, and must be spent in line with terms of the grant offer, leaving £9.509m for the single capital pot.
- 4.2 The Strategic Capital Investment Group (SCIG) had its inaugural meeting on 9 April 2013. The purpose of the meeting was to review and assess bids received for capital funding from the single capital pot in order to recommend to Cabinet and Council a Capital Investment Plan for 2013/14. As part of this process an initial 'gateway assessment' of bids was undertaken by a Capital Investment Bids Panel consisting of the Council's Service Directors. This panel offered suggestions to SCIG as to the assessment of bids considered within the framework of the new Capital Allocation Framework and Capital Strategy. In respect of the single capital pot, 21 bids have been put forward to be considered as part of the bidding process; in some cases the bids covering 2013/14 and 2014/15 financial years. The capital bids have been classified into four distinct groups as follows (a full list of the bids by group is included within **Appendix A**):
- **Pre allocated (£5.877m 2013/14)** – These are funds which are non-ring-fenced by Government; however following an internal review are considered appropriate to the original suggested purpose. Therefore they have been "internally ring-fenced" to be used in the spirit in which they were given. The reasons for this include contractual obligations, the potential for clawback, and reduced funding levels in future years. These schemes include the Local Transport Plan, funding which is administered by Merseyside Integrated Transport Authority (MITA).

Agenda Item 12

However, these funds are allocated to deliver a programme of work, the detail of which would be agreed by the Cabinet Member.

- **Direct revenue funding (£1.713m 2013/14 and £0.04m 20104/15)** – schemes will be funded by borrowing. All borrowing costs will be met from the existing revenue budgets of the relevant department i.e. no call on the single capital pot.
- **Single Capital Pot bids – recommended (£3.005m 2013/14 and £0.772m 2014/15)** – capital bids that are recommended as a priority against this pot.
- **Single Capital Pot bids – further consideration required (£1.326m 2013/14 and £1.400m 12014/15)** - capital bids that, if approved, will draw upon the single capital pot. However, further assessment and consideration is required by SCIG.

4.3 Those bids assessed and accepted by SCIG as pre allocated (bids 1-5 in **Appendix A**), those being met from direct revenue funding (bids 6-9 in **Appendix A**), and recommended to be funded from the single capital pot (bids 10-17 in **Appendix A**), are now recommended to Council for inclusion within the Capital Investment Plan.

4.4 Bids 18-21 which call upon the single capital pot and for which further consideration by SCIG is required will be the subject of a future report to Cabinet and Council. The value of these bids is £1.326m in 2013/14, and £1.4m for 2014/15.

4.5 The allocation of grant funding is summarised in the following table (and see Appendix A):

| | 2013/14 £m |
|---|-------------------|
| Non-ring-fenced grant 2013/14 (para 2.2) | 9.509 |
| Funding from 2012/13 to fund bids 4&5 | 0.631 |
| TOTAL GRANT FUNDING | 10.140 |
| Pre allocated (para 4.2) | (5.877) |
| Single capital pot bids – recommended (para 4.2) | (3.005) |
| TOTAL ALLOCATED | (8.882) |
| GRANT FUNDING UNALLOCATED | 1.258 |
| Single capital pot bids – further consideration (para 4.2) | (1.326) |
| OVERCOMMITMENT – should bids requiring further consideration be included | (0.68) |

Agenda Item 12

- 4.6 An underspend on any scheme will be returned to the Single Capital Pot.
- 4.7 A capital bid can consist of a list of smaller, prioritised schemes formulated from a much larger list, such as bid 11. Any underspend on the scheme should be referred to Cabinet Members discretion, so that approval can be given for the funding to be allocated to the next prioritised scheme on the list which was not included within the original bid. Conversely, any overspend on the scheme will not automatically illicit any additional funding, and the schemes on the list with the least priority within the bid will not be carried out.
- 4.8 It should be noted that the most advantageous use of the Councils grant funding, both ring-fenced and non-ring-fenced, will be made, to ensure that the Council's priorities are achieved.

5 Southport Cultural Centre

Cabinet agreed a report on 25 April 2013 which detailed the projected outturn for the Southport Cultural Centre. The Capital Programme currently includes £16.883m of expenditure on the project, and this has been revised upwards to £20.239m. The report also instructs the Director of Built Environment, in conjunction with the Head of Corporate Finance and ICT, to identify the means of meeting the projected funding shortfalls.

Agenda Item 12

APPENDIX A

| BID NUMBER | Funding required 2013/14 £ | Funding required 2014/15 £ | Scheme name | Scheme description | Applicant Department |
|-------------------------------|---|-------------------------------|--|---|--|
| PRE ALLOCATED | | | | | |
| 1 | 1,500,000 | | Disabled Facility Grants | To support expenditure of £2.5m on issuing Disabled Facility Grants | Strategic Housing (IPI) |
| 2 | 965,000 | | Local Transport Plan, Integrated Transport Block Capital Programme | Various transport network improvements. | Investment Programmes & Infrastructure |
| 3 | 2,781,000 | | Local Transport Plan, Highway Maintenance Block Capital Programme | To undertake capital maintenance of the Highway Network | Investment Programmes & Infrastructure |
| 4 | 427,970 FUNDED FROM 2012/13 grant | | Two Year Old Offer | Works to increase capacity of 2 year old education childcare places | Early Intervention and Prevention 0-11 |
| 5 | 203,153 FUNDED FROM 2012/13 grant | | Aiming higher - short breaks | To help local authorities and their partners to create better access to short break provision for disabled children and young people. | Early Intervention and Prevention 0-11 |
| | 5,877,123 | | | | |
| DIRECT REVENUE FUNDING | | | | | |
| 6 | 1,391,000 | | Vehicle replacement | The project is in response to a review of vehicles nearing the end of their current operating lease. This is the maximum spend | Operational Services |

Agenda Item 12

| | | | | | |
|---|------------------|---------------|--|---|--|
| | | | | that would be required should all the vehicles be replaced. | |
| 7 | 90,000 | 40,000 | Management Information System (MIS) Replacement | To replace the current Management Information System used by recreation & cultura facilities | Older People - Health & Wellbeing |
| 8 | 147,100 | | Litherland Sports Park - Replacement Fitness Equipment | To replace 6 year old fitness equipment at Litherland Sports Park | Older People - Health & Wellbeing |
| 8 | 45,000 | | Holy Rosary Primary School | Kitchen replacement | Operational Services |
| 9 | 40,000 | | Holy Trinity Primary School | Kitchen replacement | Operational Services |
| | 1,713,100 | 40,000 | | | |
| <i>SINGLE POT BIDS - RECOMMENDED</i> | | | | | |
| 10 | 1,279,000 | | School General Maintenance Schemes - 2013/14 | 17 projects at 14 schools ie boiler replacements, window / door replacements & re-roofing projects | Learning & Support Services |
| 11 | 378,000 | 22,000 | Corporate Essential Maintenance Fund | To undertake essential maintenance to non school buildings | Investment Programmes & Infrastructure |
| 12 | 128,000 | 750,000 | Library Review centres of excellence | Capital investment in 3 libraries (Bootle, Crosby or College Rd & Formby); various works to make them fit for purpose now & in the future | Older People - Health & Wellbeing |
| 13 | 140,000 | | New Car Parks Infrastructure | Works at various car parks to install charging equipment and | Investment Programmes & Infrastructure |

Agenda Item 12

| | | | | | |
|---|------------------|----------------|--|---|-----------------------------|
| | | | | signage to generate savings approved by Council | |
| 14 | 120,000 | | Green Park Primary School - Kitchen Refurbishment | Refurbishment of 20 year old kitchen and equipment | Learning & Support Services |
| 15 | 160,000 | | Larkfield Primary School - Kitchen Refurbishment | Refurbishment of 30 year old kitchen and equipment | Learning & Support Services |
| 16 | 300,000 | | Rowan Park - Classroom Extension | To bring accommodation up to standard following increase in pupil numbers | Learning & Support Services |
| 17 | 500,000 | | Kew Woods Primary School Phase 3 - Nursery and IT Suite | To increase school capacity producing new IT room and nursery provision | Learning & Support Services |
| | 3,005,000 | 772,000 | | | |
| <i>SINGLE POT BIDS – FURTHER CONSIDERATION</i> | | | | | |
| 18 | 866,000 | | Hillside High School - New Drama/Music Suite & Science Accom. Refurbishments | To provide 2 new drama suites, changing rooms, music classrooms, music practice rooms and storage area | Learning & Support Services |
| 19 | 180,000 | | Stanley High School - Refurbished Science Laboratories | To provide 2 refurbished science labs by altering existings labs that are in poor condition | Learning & Support Services |
| 20 | 80,000 | 1,400,000 | Litherland Moss Primary School - Remodelling & Refurbishment | Remodelling & refurbishment of school providing new entrance, a new admin block, kitchen & boiler house and also address early years provision. | Learning & Support Services |

Agenda Item 12

| | | | | | |
|--------------|-------------------|------------------|---|--|--|
| | | | | | |
| 21 | 200,000 | | New Street Lighting Columns (boroughwide) | Replacement of Street lighting columns | Investment Programmes and Infrastructure |
| | 1,326,000 | 1,400,000 | | | |
| | | | | | |
| TOTAL | 11,921,223 | 2,212,000 | | | |

Agenda Item 13

Report to: Cabinet
Council

Date of Meeting: 25 April 2013
14 May 2013

Subject: Scheme of Members Allowances

Report of: Director of Corporate Commissioning **Wards Affected:** All

Is this a Key Decision? No **Is it included in the Forward Plan?** Yes

Exempt/Confidential No

Purpose/Summary

To fulfil the requirements of the Local Authorities (Members' Allowances) (England) 2003 (as amended) that the Scheme of Allowances be reviewed each year and to recommend that the existing scheme be continued into the next Municipal Year.

Recommendation(s)

That the Cabinet be requested to submit the following recommendations to the Council for consideration on 14 May 2013:

- (1) That the existing Scheme of Allowances be implemented for the 2013/14 Municipal Year;
- (2) That the Scheme of Allowances be adjusted annually in accordance with the average of any pay increase awarded to Sefton Council employees.
- (3) That the publicity required as set out in Section 4 of the report be undertaken; and
- (4) That the Council's Constitution be amended to insert the revised Scheme.

How does the decision contribute to the Council's Corporate Objectives?

| | <u>Corporate Objective</u> | <u>Positive Impact</u> | <u>Neutral Impact</u> | <u>Negative Impact</u> |
|---|---|------------------------|-----------------------|------------------------|
| 1 | Creating a Learning Community | | √ | |
| 2 | Jobs and Prosperity | | √ | |
| 3 | Environmental Sustainability | | √ | |
| 4 | Health and Well-Being | | √ | |
| 5 | Children and Young People | | √ | |
| 6 | Creating Safe Communities | | √ | |
| 7 | Creating Inclusive Communities | | √ | |
| 8 | Improving the Quality of Council Services and Strengthening Local Democracy | √ | | |

Agenda Item 13

Reasons for the Recommendation:

To fulfil the requirements of The Local Authorities (Members' Allowances) (England) 2003 (as amended) which require the Council to establish a scheme of Members' Allowances in accordance with these regulations, to agree and publicise its Members' Allowance Scheme and have an independent review at least every 4 years.

What will it cost and how will it be financed?

(A) Revenue Costs

The proposals contained within the report would be cost neutral until such time as any pay award is made to Sefton Council employees.

(B) Capital Costs

Nil

Implications:

The following implications of this proposal have been considered and where there are specific implications, these are set out below:

| |
|--|
| Legal The Local Authorities (Members Allowances) (England) Regulations 2003 (as amended) require authorities to make a scheme for the payment of allowances for members and before it makes or amends a scheme, to have regard to the recommendations of an independent remuneration panel. |
|--|

| |
|------------------------|
| Human Resources |
|------------------------|

| |
|-----------------|
| Equality |
|-----------------|

- | | |
|---|-------------------------------------|
| 1. No Equality Implication | <input checked="" type="checkbox"/> |
| 2. Equality Implications identified and mitigated | <input type="checkbox"/> |
| 3. Equality Implication identified and risk remains | <input type="checkbox"/> |

Impact on Service Delivery:

There is no impact on service delivery.

What consultations have taken place on the proposals and when?

The Head of Corporate Finance (FD 2213) and Head of Corporate Legal Services (LD 0041) have been consulted and any comments have been incorporated into the report.

Are there any other options available for consideration?

There are no other options available for consideration.

Implementation Date for the Decision

Immediately following the Council meeting.

Contact Officer: Andrea Watts

Tel: 0151 934 2030

Email: andrea.watts@sefton.gov.uk

Background Papers:

There are no background papers available for inspection.

1. Introduction/Background

- 1.1 The Local Authorities (Members' Allowances) (England) Regulations 2003 (as amended) require the Independent Remuneration Panel to review the Scheme of Members' Allowances on an annual basis unless the Scheme is linked to an index.
- 1.2 In preparation for the review, the Panel has received presentations on the budget of the Council and has sought the views of all Members of the Council. Minutes of the Panel meetings are available on the Council's website. The Scheme of Allowances is published as part of the Council's Constitution and is available on the Council's website.

2. Recommendations of the Panel

- 2.1 Cabinet will be aware that the Panel previously recommended a 'banded' scheme to the Council and this was subsequently amended by the Council to reduce the costs of Members' Allowances.
- 2.2 In response to comments submitted by Members the Panel resolved "...with regard to the comments made on the relationship between the Special Responsibility Allowances paid to the Chairs of the Planning and Licensing and Regulatory Committees and the Overview and Scrutiny and Audit and Governance Committees the Council is reminded that the Panel offered the current scheme to the Council with the intention that the Council should have the flexibility to appoint Councillors to such of the Bands as the Council considers appropriate for their duties".

3.0 Annual Adjustment of Allowances

- 3.1 In accordance with The Local Authorities (Members' Allowances) (England) Regulations 2003 (as amended), Part 3 s10 (4) and (5), the Panel does not have to review the Scheme of Allowances each year if the Scheme is index linked to provide for any annual adjustment.
- 3.2 The Panel considered the position across Merseyside in relation to this matter and resolved that

Agenda Item 13

(1) having taken into account Sefton's current economic circumstances and acknowledging the fact that Council staff have not received a pay increase for three years, the Council be recommended to link increases in Members Allowances to the average pay increase given to Sefton Council employees;

(2) the annual adjustment in Members' Allowances be implemented for a period of four years in accordance with the Local Authorities (Members' Allowances) (England) Regulations 2003 (as amended) Part 3 Sections (4) and (5).

3.3 This does not prevent the Panel from reviewing the Scheme at any time, but allows for the Scheme to continue without a full review subject to the annual adjustment being applied.

4.0 Publicity for the Panel's recommendations

4.1 As soon as practicable after receiving the Panel's recommendations, the Council is required to ensure that copies of that report are available for inspection by members of the public. The minutes of the Panel are available on the Council's website for inspection. In addition the Council is required to publish in one or more newspapers circulating in its area, a notice which—

- (i) states that it has received recommendations from an independent remuneration panel in respect of its scheme;
- (ii) describes the main features of that panel's recommendations and specifies the recommended amounts of each allowance mentioned in the report in respect of that authority;
- (iii) states that copies of the panel's report are available at the principal office of the authority for inspection by members of the public at such times as may be specified by the authority in the notice; and
- (iv) specifies the address of the principal office of the authority at which such copies are made available.

4.2 Once the Council has considered the recommendations, a further notice must be published which must include any differences between the adopted Scheme and the recommendations of the Independent Remuneration Panel.