

## APPENDIX 1

### **Extract of Executive Board, Executive Board Sub Committee and Executive (Transmodal Implementation) Sub Board Minutes Relevant to the Environment and Urban Renewal Policy and Performance Board**

#### **EXECUTIVE BOARD MEETING HELD ON 16 December 2010**

##### **PHYSICAL ENVIRONMENT PORTFOLIO**

###### **EXB81 MERSEYSIDE AND HALTON JOINT WASTE DEVELOPMENT PLAN DOCUMENT - PREFERRED OPTION 2 - NEW SITES CONSULTATION-KEY DECISION**

The Board received a report of the Strategic Director, Environment and Economy on the Merseyside and Halton Joint Waste Development Plan Document - Preferred Options 2 - New Sites Consultation.

The Board were reminded that the Borough Council was involved in producing a Merseyside Joint Waste Development Plan Document (Waste DPD) for the Merseyside sub-region. The plan focused on providing new capacity and new sites for waste management uses and delivered a robust policy framework to control waste development whilst meeting the identified waste management needs in Merseyside and Halton. The Waste DPD dealt with all waste including commercial and industrial, hazardous, construction, demolition, excavation and municipal waste.

The Board had previously considered reports on the Preferred Options stage of producing the Waste DPD and the results of public consultation undertaken between May and July 2010 were attached at Appendix 1.

On 22 October 2010, the City Region Cabinet considered a recommendation to endorse a public consultation, Preferred Options 2, on new sites for proposed allocation within the Plan and approval to be sought from each district. A number of meetings had been completed with consultees (notably adjacent planning authorities), and the waste industry to clarify and resolve issues raised during the Preferred Options consultation earlier in the year. Appendix 2 contained a report on the proposed replacement sites for allocation within the Waste DPD following the

withdrawal of some sites after the July 2010 consultation.

#### Reason(s) for decision

Government policy (PPS10) requires that waste must be dealt with in a sustainable way. The Council is involved in producing a Joint Waste Development Plan Document (DPD) for the Merseyside sub-region. Drafting of the Plan has reached the stage where the policy framework contained in the Waste DPD needs to be subject to public scrutiny.

#### Alternative Options Considered and Rejected

The Waste DPD has been prepared through a multi-stage process. Three public consultation stages have been completed:

- **Issues and Options took place in March and April 2007.**
- **Spatial Strategy and Sites stage took place between December 2008 and January 2009.**
- **Preferred Options Report – 24<sup>th</sup> May – 4<sup>th</sup> July 2010**

These reports document the evolution of the Plan and the options for policies and sites that have been considered and rejected. The results of the public consultation, engagement with stakeholders, industry and the Local Authorities and, detailed technical assessments have all been used to inform the preparation of this Report, forming a fourth public consultation stage. The Preferred Options 2 Report sets out the alternative options considered.

#### Implementation Date

The Joint Merseyside Waste DPD was scheduled to be adopted by all six partner Districts in October 2012.

RESOLVED: That Council be recommended to

- 1) note the results of the consultation on the Waste Development Plan Document Preferred Options Report; and
- 2) approve the Preferred Options 2: New Sites Consultation Report and approve a six-week

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public consultation commencing in early 2011.

## **ENVIRONMENTAL SUSTAINABILITY PORTFOLIO**

### **EXB82 SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AND THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

The Board considered:

- (1) whether Members of the press and public should be excluded from the meeting of the Board during consideration of the following item of business in accordance with Sub-Section 4 of Section 100A of the Local Government Act 1972 because it was likely that, in view of the nature of the business to be considered, exempt information would be disclosed, being information defined in Section 100 (1) and paragraph 3 of Schedule 12A of the Local Government Act 1972; and
- (2) whether the disclosure of information was in the public interest, whether any relevant exemptions were applicable and whether, when applying the public interest test and exemptions, the public interest in maintaining the exemption outweighed that in disclosing the information.

RESOLVED: That as, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information, members of the press and public be excluded from the meeting during consideration of the following item of business in accordance with Sub-Section 4 of Section 100A of the Local Government Act 1972 because it is likely that, in view of the nature of the business, exempt information will be disclosed, being information defined in Section 100 (1) and paragraph 3 of Schedule 12A of the Local Government Act 1972.

### **EXB83 RESOURCE RECOVERY CONTRACT**

The Board received a report of the Strategic Director, Environment and Economy which updated Members on the procurement of services for the treatment of Halton's residual waste.

In 2007, the Board had approved a Contract Procurement Strategy with Merseyside Waste Disposal Authority (MWDA) for the provision of services and facilities for the recycling and treatment of waste for Merseyside and Halton. The Waste Management and Recycling Contract (WMRC) was entered into in June 2009 for a period of 20 years. The WMRC provided for the management of Halton's Household Waste Recycling Centres and the provision and management of Materials Recycling and Garden Waste Composting Facilities.

A second contract, the Resource Recovery Contract (RRC) provided for the operation of waste treatment facilities and the diversion of residual waste from landfill for a period of 25 to 30 years; the report contained an update on the procurement of the RRC for Members' consideration.

RESOLVED: That

- 1) the progress made in securing services for the treatment of Halton's residual waste through the Merseyside and Halton Resource Recovery Contract procurement project be noted; and
- 2) a further report be presented to Members following the award of the Resource Recovery Contract detailing the financial, operational and other implications for Halton as a result of the authority's inclusion in the contract.

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## **EXECUTIVE BOARD MEETING HELD ON 10 FEBRUARY 2011**

### **LEADER'S PORTFOLIO**

#### **EXB91 WORKING NEIGHBOURHOODS FUND - FINAL ALLOCATIONS**

The Board received a report of the Strategic Director, Resources on the Working Neighbourhoods Fund - Final Allocations.

The Board were advised that the Working Neighbourhoods Fund (WNF) had ended and no further sums would be received. Since 2002, the Halton Strategic Partnership Board had ensured that there was a Specialist Strategic Partnership (SSP) for each of the five priorities.

These partnerships were commissioned to produce the original Strategies and Action Plans and needed to produce updated Action Plans setting out their activities post Working Neighbourhoods Fund. They set out a programme of activity to deliver the thematic elements of the Sustainable Community Strategy.

The allocations detailed in the report had been agreed by the Halton Strategic Partnership Board in conjunction with the Specialist Strategic Partnerships. There was an expectation that all projects receiving grant funding address their priorities and have an exit strategy. Those projects receiving final grant allocations would have additional controls on expenditure, as outlined in the report.

RESOLVED: That

- (1) the final allocations of Working Neighbourhoods Fund and Local Public Sector Agreement grant referred to in the report be endorsed; and
- (2) delegated authority be given to the Chief Executive in consultation with the Leader and Deputy Leader of the Council, to approve amendments to the allocations as necessary.

Chief Executive

#### **EXECUTIVE BOARD SUB COMMITTEE MEETING HELD ON 16 DECEMBER 2010**

ES59 SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AND THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

The Board considered:

- (1) whether Members of the press and public should be excluded from the meeting of the Board during consideration of the following items of business in accordance with Sub-Section 4 of Section 100A of the Local Government Act 1972 because it was likely that, in view of the nature of the business to be considered, exempt information would be disclosed, being information defined in Section 100 (1) and paragraph 3 of Schedule 12A of the Local Government Act 1972; and
- (2) whether the disclosure of information was in the

public interest, whether any relevant exemptions were applicable and whether, when applying the public interest test and exemptions, the public interest in maintaining the exemption outweighed that in disclosing the information.

RESOLVED: That as, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information, members of the press and public be excluded from the meeting during consideration of the following items of business in accordance with Sub-Section 4 of Section 100A of the Local Government Act 1972 because it is likely that, in view of the nature of the business, exempt information will be disclosed, being information defined in Section 100 (1) and paragraph 3 of Schedule 12A of the Local Government Act 1972.

### **PHYSICAL ENVIRONMENT PORTFOLIO**

#### **ES60 STANDING LIST OF CONTRACTORS FOR LANDSCAPE IMPLEMENTATION WORKS**

The Sub Committee considered a report which sought approval for the Standing List of Contractors for Landscape Implementation Work. The list would be used to select Contractors to tender for landscape implementation work when necessary and would be maintained for 3 years.

It was reported that notices had been placed in various publications and pre qualification questionnaires were sent to those companies who expressed an interest. Subsequently, submissions were excluded from the list as they did not provide the necessary technical information, they declined to continue the process, references were below average or financial appraisals were unacceptable. In addition, Health and Safety assessments were carried out on the remaining 23 Contractors and they were all considered acceptable.

Members noted that the remaining 23 Contractors had also complied with the requirement of the pre qualification questionnaire to have a policy which deals with discrimination and equal opportunities.

RESOLVED: That

(1) the following Standing List of Contractors for Strategic Director

Landscape Implementation Work be approved;  
and

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(2) the following list shall be maintained for 3 years.

## **EXECUTIVE BOARD SUB COMMITTEE MEETING HELD ON 13 JANUARY 2011**

### **NEIGHBOURHOOD LEISURE AND SPORT PORTFOLIO**

#### **ES63 VARIATION OF THE NON-STATUTORY FEES AND SETTING OF NEW FEES FOR SERVICES OFFERED BY HALTON REGISTRATION SERVICE**

The Board considered a report which sought approval to vary the non-statutory fees and to approve the fees for new services offered by Halton Registration Service. Following discussions with the General Register Office Inspector, who recently conducted a review of the Service, it was suggested that the local authority may wish to review its current services and charges. In determining the proposed fee structure outlined in the report, comparisons had been made with other local authorities both within the North West and other Registration Services that were providing similar services. At the request of the portfolio holder, these proposals would form part of the Services Business Plan.

The fees would take effect from January 2011 – 31<sup>st</sup> March 2012 and reviewed each September, taking effect the following April for each financial year. Ceremonies booked before this date would be honoured at the current fees (subject to the usual 3% increase that would be normally applied for ceremonies taking place after 1<sup>st</sup> April 2011). However, bookings taken after 13<sup>th</sup> January 2011 would be charged at the new rates.

**RESOLVED:** That the variations to the Halton Registration Services and the fees for new services as set out in the appendix in the report be approved.

## **EXECUTIVE BOARD SUB COMMITTEE MEETING HELD ON 10 FEBRUARY 2011**

### **ENVIRONMENTAL SUSTAINABILITY PORTFOLIO**

#### **ES70 STREET LIGHTING ENERGY PROCUREMENT**

The Sub-Committee was advised that the Operational Director – Highways Transportation and Logistics had accepted the new un-metered electricity supply contract for street lighting with Haven Power. The report sought approval to waive Standing Orders and to record that the anticipated expenditure was likely to be over £1m per annum.

Since October 2001 the Councils un-metered electricity (energy for street lighting and other highway electrical equipment) had been procured through UPG (Utilities Procurement Group). It was noted that the new contract rate procured through this group equated to an annual cost of £1,098,000, and the unit rate was fixed for two years. This was less than anticipated and represented a saving to the Council of over £120,000. The current contract included an Option to Extend and UPG would monitor the situation and recommend whether we take up the option rather than re-tender.

Members were advised that the street Lighting Contract needed to be accepted within a very short timescale, sometimes within a day as happened on this occasion, due to the rapid changes in the prices charged for electricity, which could result in an offer being withdrawn at short notice. Hence the need to waive standing orders to enable the offer to be accepted. This was done after consultation with the Council's Finance and Internal Audit Sections who supported acceptance of it.

RESOLVED: That

- (1) the decision to award the new supply contract for un-metered electricity with Haven Power be noted;
- (2) the waiving of Procurement standing Orders 2.2 to 2.11 to enable the contract to be awarded, be agreed;
- (3) it be recorded that the expenditure is anticipated to be in excess of £1m per annum; and
- (4) Utilities Procurement Group (UPG) continue to be used to manage our street lighting energy provision.

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#### ES71 INCOME GENERATION FROM RENEWABLE ENERGY

The Sub-Committee was advised that renewal energy technologies like wind turbines, solar panels and biomass heaters offered an alternative to fossil fuels and could help



reduce an organisation's CO2 emissions. From April 2010, Feed-in Tariffs (FITs) were introduced for small-scale renewable electricity generation, offering a potential for long-term income opportunities for the Council.

The Sub-Committee considered a report which provided an outline of the opportunities and which set out proposals to seek tenders from interested suppliers to supply, install and maintain solar panels on Council buildings, including schools, and highlighted the potential risks associated with the various financial options. If an organisation was able to receive the Feed-in Tariffs they could benefit in one of the following three ways:

- Generation Tariff – a set rate paid by the energy supplier for each unit of electricity generated;
- Export Tariff – you will receive a further 3p/kWh from your energy supplier for each unit exported back to the electricity grid, that was when it was not used on site; and
- Energy bill savings – savings on electricity bills because generating electricity to power your appliances means that you don't have to buy as much electricity from your energy supplier.

Members were advised that essentially there were three options but not all companies offered the same options and terms varied.

In order to assess the potential for income generation, it was proposed to set up a framework of suppliers to fit solar PV initially on 20 Council buildings. The specific buildings would be identified as part of the detailed tender documentation. Given the potential cost of the work which was in excess of £156,000, the process was within OJEU Regulations. It was noted that as the income could not be guaranteed the evaluation of the tenders would need to factor in risks highlighted to assess which was the most financially advantageous to the Council taking into account all the risk factors.

RESOLVED: That

- (1) the invitation to tender to supply, install and

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maintain solar panels on Council buildings, and other appropriate buildings be endorsed; and

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(2) a decision on the most advantageous financial model be determined once a full evaluation of the tender proposals had been completed.