

## APPENDIX 1

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

#### EXECUTIVE BOARD MEETING HELD ON 26 MAY 2011

##### TRANSPORTATION PORTFOLIO

#### EXB7 TRANSPORT CAPITAL IMPLEMENTATION PROGRAMME 2011/12

The Board received a report of the Strategic Director, Policy and Resources on the Transport Capital Implementation Programme 2011/12.

The Board was reminded that Halton's third Local Transport Plan (LTP3) was approved by the Executive Board on 17<sup>th</sup> March 2011. The key issues for Transport in Halton, identified through the public consultation exercise for LTP3 were listed in Appendix 1. LTP3 contained within its Implementation Plan Appendix (and also within the Executive Summary) details of the Government's final local transport capital block settlements for 2011/12 and 2012/13 and indicative settlements for 2013/14 and 2014/15, which covered the whole period of the Comprehensive Spending Review (CSR10).

As part of CSR10, the Board noted that the Department for Transport announced a radical simplification of local transport funding, moving from 26 separate grant streams to just four:

- block funding for small transport improvement schemes – the Integrated Transport Block (capital);
- block funding for highways maintenance (capital);
- major schemes (capital); and
- a new local sustainable transport fund (capital and revenue).

All other specific grants were ended with reduced allocations incorporated within the main Local Government Formula Grant administered by the Department for Communities and Local Government. The grants no longer available to the Council were listed in Appendix 2.

The report provided supporting information on the local authority integrated transport block and highway capital maintenance allocations, calculated through needs-based formulae. The settlement represented a significant reduction in transport funding from previous years. It was noted that the Integrated Transport budget was cut by 61% (to £1.087 million) and the Highway Capital Maintenance budget was cut by 9% (to £207,000), compared with the original 2010/11 allocations.

RESOLVED: That

- 1) the Local Transport Settlement and indicative allocations covering the Comprehensive Spending Review Period be noted;
- 2) Council be recommended to approve the following sums for incorporation into the Council's Capital Programme for 2011/12:  
  
Transport Implementation Programme  
£2,663,000;  
Transport Major Scheme Capital Funding(SJB)  
£4,416,000;  
Street Lighting £200,000;  
Flood Defence £106,000;  
Fleet Replacements £370,000.
- 3) authority to agree the detailed programme of schemes, based where appropriate upon the four year implementation Programme described in the Local Transport Plan 3, be delegated to the Strategic Director Policy and Resources, in consultation with the Executive Board Member for Transportation; and
- 4) a bid for funding from the Government's Sustainable Transport Fund be prepared for presentation to the Board before submission to Department for Transport by 24<sup>th</sup> February 2012.

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- Policy &  
Resources

**EXECUTIVE BOARD MEETING HELD ON 30<sup>TH</sup> JUNE 2011**

**PHYSICAL ENVIRONMENT PORTFOLIO**

EXB18 HALTON CORE STRATEGY - SUBMISSION TO THE

## SECRETARY OF STATE - KEY DECISION

The Board received a report of the Strategic Director, Policy and Resources, on the Halton Core Strategy, which sought approval to submit the document to the Secretary of State for Communities and Local Government, to commence its formal examination.

The Board was reminded that on 31 March 2011, approval was given to make changes to the Proposed Submission Core Strategy (November 2010) for the purpose of a further six week public consultation and representation period.

A further period of public consultation took place on the Revised Proposed Submission Core Strategy between 13 May 2011 and 24 June 2011. The main matters provoking the need for a further consultation period were detailed in the report. Once the final version of the Strategy had been collated and ratified by Council, it would then be submitted to the Secretary of State for examination, and, following the statutory stages of inspection as outlined in the report, it was expected that the Core Strategy would be adopted by Spring 2012.

### Reason(s) For Decision

The next stage in the production of the Halton Core Strategy was for the document to be submitted to the Secretary of State for examination. Officers were seeking Executive Board endorsement and full Council ratification to proceed to the examination stage for the Core Strategy.

### Alternative Options Considered and Rejected

No alternative options had been considered at this stage. Submitting the Core Strategy for examination was the next step in the process of the Core Strategy's production and was in accordance with the associated Regulations for the production of Development Plan Documents.

### Implementation Date

It was envisaged that the Core Strategy would be submitted to the Secretary of State in late July 2011, with the examination phase commencing in Autumn 2011, to be followed by adoption of the Core Strategy in Spring 2012. After its adoption, the Core Strategy would then be used for

development management purposes in the determination of planning applications and to direct development to the most appropriate locations in accordance with the adopted spatial strategy for the Borough.

RESOLVED: That Council be recommended to:

- 1) approve the Halton Core Strategy Revised Proposed Submission Document (May 2011) for Submission to the Secretary of State under Regulation 30 of the Town and Country Planning (Local Development) (England) Regulations 2008;
- 2) agree that any minor editorial amendments required to improve the legibility of the Halton Core Strategy be agreed with the Inspector by the Operational Director for Policy, Planning and Transportation in consultation with the Executive Board Member for Physical Environment;
- 3) delegate authority to the Strategic Director, Policy and Resources, to enter into discussions with parties and to suggest wording changes, as are deemed necessary by the Inspector to reach agreement on matters discussed at the examination into the soundness of the Core Strategy; and
- 4) material weight to give to the Halton Core Strategy Revised Proposed Submission Document (May 2011) as a material consideration in Council Development Control policy decisions.

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EXECUTIVE BOARD MEETING HELD ON 14<sup>TH</sup> JULY 2011

EXB27 VICTORIA PARK PLAY AREA

The Board considered a report of the Strategic Director, Communities which sought Members approval to make a bid to WREN for funding which would be used to extend the present Children's Play Area at Victoria Park by providing more equipment suitable for older children.

RESOLVED: That

- (1) the extension of the Play Area at Victoria Park be made a development priority of the

Open Space Services Division and added to its work plan;

Strategic Director  
- Communities

- (2) a bid be prepared and submitted to Waste Recycling Environmental Ltd (WREN) to secure funding that would be used to extend the existing children's play area at Victoria Park through the installation of equipment that would be suited to an older age group; and
- (3) subject to securing the WREN funding, and having match funding in place, an extension to the existing playground be designed, procured and installed at Victoria Park.

## **TRANSPORTATION PORTFOLIO**

### **EXB28 PRELIMINARY FLOOD RISK ASSESSMENT**

The Board considered a report of the Strategic Director, Policy and Resources which informed Members that the Environment and Urban Renewal Policy and Performance Board at its meeting of 15<sup>th</sup> June 2011, had considered a report detailing the preparation and findings of a Preliminary Flood Risk Assessment (PFRA) for the Borough.

The Board was advised that Defra had set a timetable for the production and review of PFRAs, and the results of the assessments were required by the Environment Agency (EA) for review by 22 June 2011. It was reported that the Board had resolved to support the submission of the draft Preliminary Assessment Report for Halton to the EA in order to comply with Defra's timetable for review and approval, and recommended the Preliminary Assessment Report (PAR) to the Executive Board for approval.

Members were advised of the key findings of the PFRA, the need for Halton to produce a Local Flood Risk Management Strategy and that Defra had extended the date for submission of the approved PAR to 19 August 2011. The Board agreed that the PAR appended to the report could be submitted to the EA for review.

**RESOLVED:** That

- (1) The Preliminary Assessment Report, detailing the preparation and funding of the PFRA for Halton, be approved; and
- (2) the Preliminary Assessment Report be submitted to the Environment Agency for review, in accordance with the EA's final guidance and Defra's timetable.

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#### EXECUTIVE BOARD SUB COMMITTEE – 26 MAY 2011

### PHYSICAL ENVIRONMENT PORTFOLIO

#### ES4 SHOPMOBILITY

The Sub Committee received a report of the Strategic Director, Communities on the Shopmobility service provided at Halton Lea.

The Sub Committee was reminded that, at its meeting on 2 December 2010, it had authorised a tender process to be initiated for future service provision. Only one tender had been received, from Warrington Disability Partnership, the current provider. However, Officers had identified an alternative viable option utilising the Council's day services for disabled people, together with a negotiated waiver of the licence fee and service charge for the location of the service at Halton Lea, as detailed in the report.

It was noted that, if successful, the service may be provided in Widnes Town Centre, using this model of provision.

RESOLVED: That the Council note that, after consultation with the Leader and Members of the Executive Board Sub Committee, the Chief Executive had, under delegated powers (Matters of Urgency, Constitution), expressed support for the Licence to be agreed as set out in paragraph 3.7 of the report.

Chief Executive

#### EXECUTIVE BOARD SUB COMMITTEE – 16<sup>TH</sup> JUNE 2011

#### ES6 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.

## **ENVIRONMENTAL SUSTAINABILITY**

### **ES7 SALE OF PERCIVAL LANE INDUSTRIAL UNITS**

The Sub Committee considered a report which sought approval for the surrender of a lease to Halton Chamber of Commerce. The lease related to Percival Lane Industrial Estate which comprised 17 small industrial units. It was proposed that the surrender of the lease to the Chamber would be in exchange for writing off a debt of £20,343, which represented repayment of ERDF funds.

In addition, the report also sought approval to place the freehold interest on the open market for sale with a target date for auction in September 2011.

RESOLVED: That

- (1) the surrender of the lease to the Chamber in exchange for writing off a debt from the Chamber to the Council of £20,343, representing repayment of ERDF funds be approved; and
- (2) the sale of its freehold interest through auction in September 2011 be approved subject to achieving a reserve price.

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Children and  
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ES8 LEASE OF 2 SEYMOUR COURT TO NORTON PRIORY

The Sub Committee considered a request to grant a two year lease, rent free, to Norton Priory for the occupation of Seymour Court, Runcorn. The lease would allow Norton Priory to submit a Lottery bid for improvements. It was noted that Norton Priory had been located at Seymour Court for the previous six months.

RESOLVED: That the grant of the lease to Norton Priory at nil rent for 2 years be approved.

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EXECUTIVE BOARD SUB COMMITTEE – 30<sup>TH</sup> JUNE 2011

**TRANSPORTATION PORTFOLIO**

ES13 PASSENGER TRANSPORT TENDERS

The Sub-Committee considered a report of the Strategic Director Policy and Resources which advised that transport tenders for a complex range of passenger transport contracts and arrangements for vulnerable children and adults were to be publicised by The Chest. The accumulative value of the contracts was projected to be in excess of £1m.

RESOLVED: That

1. the Sub-Committee note that transport tenders were being advertised for services on behalf of Children and Enterprise and Communities Directorates, required from September 2011; and
2. a further report be submitted to the Sub Committee detailing the results of the passenger transport contracts tenders.

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**ENVIRONMENTAL SUSTAINABILITY**

**ES15 HALTON BC ENVIRONMENTAL HEALTH AIR QUALITY MONITORING CONTRACT WITH INEOS CHLOR LTD.**

The Sub Committee was advised of a proposal by INEOS Chlor Ltd to award a contract for monitoring of air quality in relation to their development located in Weston Point, to Halton Borough Council's Environmental Health Department. INEOS Chlor Ltd was currently constructing a plant that would use waste to generate steam and electricity. The development which was located within the INEOS site bordering Weston Point was due to start operating in 2012.

The Council's Environmental Health Department was approached by INEOS Chlor Ltd to undertake an air quality monitoring project within Weston Point. The aim of the project was to monitor dioxins, nitrogen dioxides and particulate matter, PM2.5 and PM10. Monitoring would commence one year before the commissioning of the plant and two years after in order to ascertain whether there was any significant impact on local air quality in Weston Point.

It was noted that the requirement to monitor was imposed through a condition on the planning consent which was produced by the Secretary of the State. The enforcement of any air quality contraventions in relation to the permit granted to INEOS Chlor Ltd would be by the Environment Agency.

Members were advised that in order to fulfil the requirements of the contract, Environmental Health was planning to subcontract where it did not have the relevant technical expertise or specialised equipment. As part of the contract, Environmental Health would receive a fee from INEOS Chlor Ltd for the management of the project. Initial discussions had commenced with Legal Services and Procurement in order to prepare contracts and tenders. It was essential that monitoring began a year before commissioning, as laid out in the planning conditions which would be regulated by the Council's Development Control Section. The intention was for monitoring to begin in September.

It was noted that the Environment Agency had confirmed that they were happy with the Council's ability to

appoint competent contractors and manage a project that had important public health implications for residents of Halton.

The contract with INEOS would be in the region of £130,000 (not yet finalised). Three sub-contracts would be awarded, none of which shall be in excess of £50,000 (still to be finalised). Environmental Health would receive approximately £2,500 per annum for the project management. The final figure would be dependent on the total cost of the three contracts.

RESOLVED: That

1. the contract arrangement proposed by INEOS Chlor for Halton Borough Council's Environmental Health to carry out air quality monitoring in Weston Point be approved; and
2. the contractual arrangements which will be made with sub-contractors and Environmental Health be approved.

#### **TRANSPORT PORTFOLIO**

#### ES19 MARKETS - WAIVER OF STANDING ORDERS

The Sub Committee was advised that as part of the Efficiency Review process of the Economy, Enterprise and Property Department, it was proposed that an external challenge be sought in the specialism of the Council's business units.

Members were advised that initial discussions had taken place with the National Association of British Market Authorities (NABMA) to undertake a review of the Council market operation. The consultation on the first draft of the brief had taken place with the Portfolio Holder, Chair of the Markets Working Party, Efficiency Team and Research and Intelligence Team and comments taken on board.

It was reported that NABMA were uniquely placed to undertake a review of the Council operation in that it can bring a wealth of best practice experience within the context of a local authority setting.

Members noted that the brief had now been finalised and the cost of implementation would be £6,500, plus up to £150 of evidenced expenses, plus VAT.

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Communities

RESOLVED: That

1. the Operational Director (Economy, Enterprise and Property) be authorised to award a contract for the review of Halton Borough Council Market with NABMA (National Association of British Market Authorities) Consultancy Services; and
2. in the light of the exceptional circumstances, namely that the Council's requirements can only be delivered by NABMA Consultancy Services, and in accordance with Procurement Standing Order 1.8.2 (e), Standing Orders 4.1 to 4.3 be waived on this occasion.

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Children and  
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#### ES20 EXTENSION OF TERM CONTRACT FOR HIGHWAY IMPROVEMENT SCHEMES - SECOND YEAR

The Sub Committee considered a report which sought approval for the extension of the Highway Improvement Term Contract with Lambros (Paving Contractors) Ltd for a second period of 12 months as allowed for in the terms and conditions of the contract. The Sub Committee had previously approved an initial 12 month extension to July 2011 (Minute ES23 refers). If approved this further extension would take the total contract term to the maximum period allowed for the conditions of the contract.

Members were advised that over the past 12 months Lambros Paving Contractors had continued to successfully deliver LTP schemes including improvements at Widnes Railway Station, Coronation Drive and Murdishaw roundabout. Construction work had been consistently undertaken to the specified standards and quality and delivered in accordance with the agreed scheme programmes. No reportable injury accidents had been recorded during the period of the contract extension to July 2011. In addition, Lambros had confirmed in writing their desire to extend the contract.

It was proposed that the term contract would be extended for a further period of 12 months to enable the delivery of the scheme as outlined in the LTP Implementation Programme for 2011/12. The option to extend was included as a contract condition and therefore a waiver of standing orders was not required.

RESOLVED: That

1. the Highway Improvement Term Contract with Lambros (Paving Contractors) Ltd of Longmeadow Road, Knowsley, Prescot, be extended for a period of 12 months to July 2012 to enable the delivery of approximately £680,000 worth of highway improvements; and
2. in consultation with the relevant portfolio holder, discussions be held with Lambros (Paving Contractors) Ltd. with a view to extending the contract term by a further period of 8 months to 31st March 2013, subject to securing agreement of contract price, savings and advice being sought from Procurement and Legal Services Divisions on the feasibility of this extension. Such agreement would require a waiver of standing orders, which would be reported to Members for approval in due course.

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Policy and  
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