

CABINET**6 December 2017****Attendance:**

Councillor Horrill -	<i>Leader and Portfolio Holder for Housing Services (Chairman) (P)</i>
Councillor Humby -	<i>Deputy Leader and Portfolio Holder for Business Partnerships (P)</i>
Councillor Ashton -	<i>Portfolio Holder for Finance (P)</i>
Councillor Brook -	<i>Portfolio Holder for Built Environment (P)</i>
Councillor Godfrey -	<i>Portfolio Holder for Professional Services (P)</i>
Councillor Griffiths -	<i>Portfolio Holder for Health & Wellbeing (P)</i>
Councillor Miller -	<i>Portfolio Holder for Economy & Estates (P)</i>
Councillor Warwick -	<i>Portfolio Holder for Environment (P)</i>

Others in attendance who addressed the meeting:

Councillors Bell, Prince and Thompson

Others in attendance who did not address the meeting:

Councillors Elks, Learney and Scott

1. MEMBERSHIP OF CABINET COMMITTEES ETC**RESOLVED:**

That Councillor Mather replaces Councillor Tait as the Nominative Trustee on the Hospital of St Cross and Almshouses of Noble Poverty.

2. DISCLOSURE OF INTERESTS

Councillors Godfrey declared a disclosable pecuniary interest in respect of Report CAB2985 due to his role as a County Council employee. Councillors Humby and Warwick declared disclosable pecuniary interests in respect of Report CAB2985 due to their roles as County Councillors. However, as there was no material conflict of interest, they remained in the room, spoke and voted under the dispensation granted on behalf of the Standards Committee to participate and vote in all matters which might have a County Council involvement.

3. MINUTES**RESOLVED:**

That the minutes of the previous meeting held on 13 November 2017, less exempt item be approved and adopted.

4. **PUBLIC PARTICIPATION**

There were no questions asked or statements made.

5. **LEADER AND PORTFOLIO HOLDER ANNOUNCEMENTS**

Portfolio Holders made announcements on the following:

- Universal Credit – measures taken by the Council to assist with transition;
- Hampshire Air Ambulance to receive £24,000 from the Council's receipt of income from recycled textiles;
- Measures being taken by the Council to address issues with commercial waste in Winchester High Street;
- The Council had offered Winchester Netball Club access to a facility with spring court;
- Outlined the success of the Council in awarding discretionary business rate relief from the Government's Rate Relief Scheme.

6. **CENTRAL WINCHESTER REGENERATION DRAFT SUPPLEMENTARY PLANNING DOCUMENT (SPD)**

(Report CAB2995 refers)

The Chairman introduced the Report and emphasised the extensive consultation that had been undertaken by JTP architects on behalf of the Council. The formal consultation on the SPD was proposed to commence on 11 December and had been extended due to the Christmas period to end on 5 February 2018. The SPD had been available for informal comments since the Central Winchester Regeneration Informal Policy Group (IPG) meeting on 30 October 2017 and comments received to date would be carried forward into the formal consultation.

The Chairman highlighted that whilst the formal consultation was underway, discussions would continue with landowners within the area. In addition, further consideration of the feasibility and financial viability of development would be undertaken. It was hoped that the SPD could be adopted in early summer 2018.

At the invitation of the Chairman, Councillors Thompson and Bell addressed Cabinet and whilst welcoming the report and noting the high standard of consultation undertaken to date, made a number of comments as summarised below.

Councillor Thompson queried how the high aspirations for the public realm of the area could be achieved if the site was developed piecemeal. With regard to decisions on viability, she asked whether the Council would be prepared to accept a reduction in its return to enable wider benefits for the sites, such as more affordable homes and an improved public realm. Finally she queried how the ongoing work on the Movement Strategy would be integrated into

proposals and whether the proposed relocation of the bus station had been taken into account.

With regard to the environmental considerations section of the report, Councillor Bell welcomed the matters listed but believed that build quality should also be included. She also queried whether the development could include some form of energy capture and/or generation.

In response to comments, the Chairman emphasised that the IPG work and public consultation to date indicated a clear preference for a phased approach to development and also wanted high quality public realm. The Council was investigating how this had been achieved in other areas around the country and would bring back further proposals to the next IPG meeting which was due to be held in Spring 2018.

The Chairman confirmed that the proposals would be integrated with the work on the Movement Strategy (which would include consideration of the possible relocation of the bus station). As a member of the Movement Strategy group in his County Council role, Councillor Humby highlighted that a workshop had taken place on 28 November which had included representatives from WinACC, Winchester BID, Winchester University, together with walking and cycling groups.

During debate, Members congratulated JTP and Officers involved in the consultation work and preparation of the SPD. The Chairman emphasised that the SPD represented the views of the majority of respondents and a further period of consultation would now take place.

Cabinet agreed to the following for the reasons set out above and outlined in the Report.

RESOLVED:

1. That the contents of the report be noted.
2. That the draft SPD be approved for formal consultation and the outcome of the formal consultation be reported to a future Cabinet.
3. That informal feedback received between 31 October and 6 December 2017 be noted and carried forward into the formal consultation.
4. That the Head of Programme be given delegated authority to make any minor amendments to the draft SPD, prior to the commencement of the formal consultation period.
5. That a budget virement of £30,000 from the general revenue asset management plans budget to the Central Winchester Regeneration Area be approved in accordance with Financial Procedure Rule 7.4 in order to cover the additional project spend.

7. **WINCHESTER DISTRICT TRAVELLER DEVELOPMENT PLAN DOCUMENT – APPROVAL OF PLAN FOR PUBLICATION AND SUBMISSION FOR EXAMINATION**

(Report CAB2965(LP) refers)

Councillor Brook introduced the report and stated that it had been considered at the meeting of Cabinet (Local Plan) Committee on 4 December 2017 where the recommendations to Cabinet had been agreed.

In response to questions, Councillor Brook explained that with an approved DPD, the Council would be able to demonstrate a five year land supply (with the exception of sites for travelling showpeople as explained in the report), which would strengthen its position in dealing with any planning application not envisaged by the DPD and in any subsequent enforcement action, including the current Carousel Park Planning Appeal which was due to recommence shortly.

Councillor Brook clarified that for a temporary site to receive permanent planning permission, certain conditions would have to be met, as set out in the DPD Policies. Planning enforcement action would be taken if these conditions were not fulfilled. The Strategic Director: Services confirmed that allocation of a site did not reduce the requirement of any people occupying that site to comply with relevant planning requirements.

Cabinet agreed to the following for the reasons set out above and outlined in the Report.

RECOMMENDED:

1. THAT THE WINCHESTER DISTRICT GYPSY, TRAVELLER AND TRAVELLING SHOWPEOPLE DEVELOPMENT PLAN DOCUMENT (TRAVELLER DPD) BE APPROVED FOR PUBLICATION (PRE-SUBMISSION) AND SUBSEQUENT SUBMISSION TO THE SECRETARY OF STATE, TOGETHER WITH SUPPORTING DOCUMENTS INCLUDING THE SUSTAINABILITY APPRAISAL AND THE HABITATS REGULATIONS ASSESSMENT, IN ACCORDANCE WITH THE RELEVANT STATUTORY AND REGULATORY REQUIREMENTS.

2. THAT THE HEAD OF STRATEGIC PLANNING, IN CONSULTATION WITH THE PORTFOLIO HOLDER FOR BUILT ENVIRONMENT, BE AUTHORISED TO SUBMIT THE WINCHESTER DISTRICT GYPSY, TRAVELLER AND TRAVELLING SHOWPEOPLE DEVELOPMENT PLAN DOCUMENT AND ACCOMPANYING DOCUMENTS TO THE SECRETARY OF STATE FOLLOWING THE PUBLICATION PERIOD, IN ACCORDANCE WITH THE RELEVANT STATUTORY AND REGULATORY REQUIREMENTS.

3. THAT THE HEAD OF STRATEGIC PLANNING, IN CONSULTATION WITH THE PORTFOLIO HOLDER FOR BUILT ENVIRONMENT, BE AUTHORISED TO MAKE EDITORIAL AMENDMENTS TO THE WINCHESTER DISTRICT GYPSY, TRAVELLER AND TRAVELLING SHOWPEOPLE DEVELOPMENT PLAN DOCUMENT AND ACCOMPANYING DOCUMENTS PRIOR TO SUBMISSION TO THE SECRETARY OF STATE, TO CORRECT ERRORS AND FORMAT TEXT WITHOUT ALTERING THE MEANING OF THE DPD.

4. THAT THE HEAD OF STRATEGIC PLANNING, IN CONSULTATION WITH THE PORTFOLIO HOLDER FOR BUILT ENVIRONMENT /LEADER, BE AUTHORISED TO MAKE CHANGES TO THE WINCHESTER DISTRICT GYPSY, TRAVELLER AND TRAVELLING SHOWPEOPLE DEVELOPMENT PLAN DOCUMENT BEFORE, DURING AND AFTER THE PUBLIC EXAMINATION PROCESS, IN ORDER TO RESPOND TO MATTERS RAISED THROUGH THE CONSULTATION AND EXAMINATION PROCESS.

5. THAT THE HEAD OF STRATEGIC PLANNING BE AUTHORISED TO APPOINT A PROGRAMME OFFICER AND UNDERTAKE OTHER WORK AS NECESSARY TO PREPARE FOR AND UNDERTAKE THE PUBLIC EXAMINATION (INCLUDING AGREEING TO MEET THE PLANNING INSPECTORATE'S FEES), PROVIDED THIS IS WITHIN THE ALLOCATED LOCAL PLAN BUDGET/RESERVE.

RESOLVED:

1. That the responses to the representations, as set out in Appendix A, be noted and taken into account in considering the amendments proposed to the Traveller DPD.

2. That subject to any changes made at the meeting, the content of the Pre-Submission DPD, as recommended in Appendix D of this report, be approved for submission to full Council.

3. That authority be delegated to the Head of Strategic Planning, in consultation with the Portfolio Holder for Built Environment, to make any minor amendments to the DPD and accompanying documents prior to presentation to the Council and publication, in order to correct errors and format text without altering the meaning of the Plan.

8. **OUTCOME BASED BUDGETING**

(Report CAB2985 refers)

Councillor Ashton introduced the report and emphasised that he was confident that the Council would be in a position to approve a balanced budget at its February 2018 meeting.

At the invitation of the Chairman, Councillor Prince raised a number of queries as summarised below:

- Could the list of potential savings set out in Appendix B of the report actually be delivered and could the Medium Term Financial Strategy be adjusted accordingly;
- Had the possibility of outsourcing print work been considered?
- Would the proposed Housing Revenue Account/General Fund asset transfer offer real savings or was it just an accounting adjustment?

Councillor Ashton explained that approved savings would be consolidated into the proposed budget for 2018/19 due for approval in February, as stated above. The proposed transfer of assets from the HRA to the GF would generate headroom to enable further housing development and had been suggested during discussions with the Department of Communities and Local Government. The budget review did take account of the potential for outsourcing services.

Cabinet noted that the matter had been considered by The Overview and Scrutiny Committee at its meeting on 20 November 2017 (Report OS184 refers) and comments made were contained at paragraph 6.3 of the Report. Councillor Ashton stated that the Council had various sources of information regarding planning for future financial impacts, including External Audit. The Strategic Director: Resource advised that officers were members of various external groups and workshops, including with the DCLG and Local Government Association.

Cabinet agreed to the following for the reasons set out above and outlined in the Report.

RESOLVED:

That the current budget planning position and strategy as detailed in the report be noted.

9. **QUARTER 2 2017/18 FINANCIAL AND PERFORMANCE MONITORING**

(Report CAB2978 refers)

The Chairman highlighted that the Quarter 2 monitoring information had been considered by The Overview and Scrutiny Committee on 20 November 2017 (Report OS183 refers) with comments set out in paragraph 6.3 of the report. She explained that the only aim marked “red” was the review of internal governance which had been delayed due to the scope of matters being considered being expanded. However it was anticipated that the wider review of the constitution would be reported to Council in April 2018.

Each Portfolio Holder highlighted area(s) of particular significance within their portfolio as contained within Appendix 1 of the report.

At the invitation of the Chairman, Councillor Thompson addressed Cabinet and in summary welcomed the comments from The Overview and Scrutiny Committee being included in the report but disputed their labelling as “minor areas”. In particular she requested information on how matters would be taken forward in the following areas:

- The requirement for additional Article 4 Directions to manage the expansion of Houses in Multiple Occupation, particularly in connection with the proposed increase in University student numbers;
- Increased progress to be made on increasing recycling levels, including introducing kerbside glass and food waste recycling;
- Lack of broadband provision in rural areas of the District;
- Fly-tipping.

The Chairman noted comments and emphasised that many concerns raised were already under consideration.

Cabinet agreed to the following for the reasons set out above and outlined in the Report.

RESOLVED:

1. That the progress achieved during the second quarter of 2017/18 be noted and the contents of the Report be endorsed.
2. That a capital budget of £38,000 be approved, in order to undertake the essential repairs to the Weirs as detailed in section 12; and:
 - a) expenditure of up to £38,000 to undertake the works in accordance with Financial Procedure Rule 6.4 be authorised; and
 - b) additional capital expenditure of up to £20,000 on works at the Casson Block, in accordance with Financial Procedure Rule 6.4 be authorised.

10. **MINUTES OF THE CENTRAL WINCHESTER REGENERATION INFORMAL POLICY GROUP HELD 30 OCTOBER 2017**
(Report CAB3000 refers)

Cabinet agreed to the following for the reasons outlined in the Report.

RESOLVED:

That the minutes of the Central Winchester Regeneration Informal Policy Group held 30 October 2017 be received (as attached as Appendix A to the minutes).

11. **MEMBERS' ALLOWANCES 2018/19**
(Report CAB2993 refers)

Cabinet noted the recommendations of the Independent Remuneration Panel

RECOMMENDED:

THAT THE RECOMMENDATIONS OF THE INDEPENDENT REMUNERATION PANEL AS SET OUT BELOW BE AGREED:

- i. THAT THE BASIC ALLOWANCE FOR MEMBERS OF WINCHESTER CITY COUNCIL FOR THE YEAR 2018/19 SHOULD BE £6,023 SUBJECT TO ANY INDEXATION;**
- ii. THE CURRENT SPECIAL RESPONSIBILITY ALLOWANCE FOR THE SIX SCRUTINY LEADS BE WITHDRAWN;**
- iii. THE QUALIFYING CRITERIA FOR A GROUP TO BE ELIGIBLE TO RECEIVE AN SRA FOR THE ROLE OF OTHER OPPOSITION GROUP LEADER SHOULD BE REDUCED TO 4 MEMBERS;**

THE QUALIFYING CRITERIA FOR A GROUP TO BE ELIGIBLE TO RECEIVE AN SRA FOR THE ROLE OF GROUP MANAGER SHOULD BE REDUCED TO 15 MEMBERS. THESE CHANGES REFLECT THE FALL IN THE NUMBER OF COUNCIL MEMBERS FROM 57 TO 45.

- iv. THE SRAS FOR 2018/19 TO BE IN ACCORDANCE WITH THOSE LISTED ON PAGE 11 OF THE REPORT (APPENDIX A);**
- v. THAT SPECIALIST CARE PROVISION SHOULD BE REIMBURSED AT COST UPON PRODUCTION OF RECEIPTS AND THAT MEDICAL EVIDENCE THAT THIS TYPE OF CARE IS REQUIRED MUST ALSO BE PROVIDED AND BE APPROVED BY AN APPROPRIATE OFFICER OF THE COUNCIL;**

BASIC CARE PROVISION E.G. SHORT TERM CHILD CARE SHOULD BE REIMBURSED AT THE RATE OF THE LIVING WAGE AS DETERMINED BY THE LIVING WAGE FOUNDATION. THE CURRENT RATE IS £8.45 PER HOUR FOR ALL WORKERS OVER THE AGE OF EIGHTEEN; THE RATE IS REVIEWED ON AN ANNUAL BASIS. WINCHESTER CITY COUNCIL IS A LIVING WAGE EMPLOYER IN ACCORDANCE WITH THE ACCREDITATION REQUIREMENTS OF THE LIVING WAGE FOUNDATION.

THE DEPENDANTS' CARER' ALLOWANCE SHOULD ALSO BE BETTER PROMOTED AND COMMUNICATED BY THE COUNCIL AND POLITICAL PARTIES TO BOTH PROSPECTIVE AND NEWLY ELECTED MEMBERS.

- vi. THE COUNCIL CONTINUE THE CURRENT TRAVEL AND SUBSISTENCE ALLOWANCES, INCLUDING THE APPROVED DUTIES AND THE TERMS AND CONDITIONS FOR WHICH THEY ARE CLAIMABLE BE MAINTAINED;**
- vii. ANY INDEX LINKAGE AGREED SHOULD BE IN LINE WITH STAFF SALARY INCREASES FOR A MAXIMUM OF FOUR YEARS FROM 2018/2019 TO 2022/ 2023;**
- viii. THE ONE SRA ONLY RULE PER MEMBER SHOULD CONTINUE TO BE IMPLEMENTED;**
- ix. THAT NO MORE THAN 50% OF THE COUNCIL MEMBERS (CURRENTLY 22 IN TOTAL) SHOULD RECEIVE AN SRA AT ANY ONE TIME.**

12. JOINT ENVIRONMENTAL SERVICES COMMITTEE (EAST HANTS DISTRICT COUNCIL/WINCHESTER CITY COUNCIL) – AMENDMENT TO TERMS OF REFERENCE

(Report CAB30042993 refers)

Cabinet agreed to the following for the reasons outlined in the Report.

RESOLVED:

That the Terms of Reference of the East Hampshire District Council/Winchester City Council Joint Environmental Services Committee be amended to require at least one member from each Council to be present for a meeting to be quorate.

13. ESTABLISHING LOCAL HOUSING COMPANIES TO SUPPORT NEW HOMES DEVELOPMENT (LESS EXEMPT APPENDICES)

(Report CAB2990(HSG) refers)

The Chairman stated that the Report had been considered by Cabinet (Housing) Committee on 22 November 2017 and the recommendations supported.

At the invitation of the Chairman, Councillor Thompson addressed Cabinet, stated that the proposal was supported by the Liberal Democrat group and made a number of comments as summarised below:

- How would the £10m investment be financed?

- Concern that the proposed 90% market rent level would not be affordable;
- Suggestion that a Member Briefing be arranged on this matter and other housing issues.

The Strategic Director: Resources advised that the £10m would be allocated from the General Fund and would be financed by either borrowing or internal funds, depending on the financial situation at the time. The loan into the company would be at commercial rates to ensure a return to the GF.

In response to questions, the Corporate Head of Housing confirmed that the risk of retaining appropriate skills to manage the housing company would be taken into account.

Cabinet considered the content of the exempt appendices prior to reaching the decision set out below.

Cabinet agreed to the following for the reasons set out above and outlined in the Report.

RESOLVED:

1. That the proposal to establish a wholly Council owned non-charitable Company limited by shares to deliver and manage sub market rented housing be approved.
2. That a £10m loan facility to support the company's development activity be included within the Capital Strategy for 2018/19.
3. That a further report be brought to this Committee, setting out the detailed business plan and draft governance agreements for the company.

14. **FUTURE ITEMS FOR CONSIDERATION**

RESOLVED:

That the list of future items, as set out in the Forward Plan for January 2018, be noted.

15. **EXEMPT BUSINESS**

RESOLVED:

1. That in all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.
2. That the public be excluded from the meeting during the consideration of the following items of business because it is likely that, if members of the public were present, there would be disclosure to

them of 'exempt information' as defined by Section 100I and Schedule 12A to the Local Government Act 1972.

<u>Minute Number</u>	<u>Item</u>	<u>Description of Exempt Information</u>
##	Exempt minutes of the previous meeting) Information relating to the financial or business affairs of any particular person (including the authority holding that information). (Para 3 Schedule 12A refers)
##	Establishing Local Housing Companies to support New Homes Delivery (exempt appendices))

16. **EXEMPT MINUTES**

RESOLVED:

That the minutes of the previous meeting held on 13 November 2017, less exempt item be approved and adopted.

17. **ESTABLISHING LOCAL HOUSING COMPANIES TO SUPPORT NEW HOMES DEVELOPMENT (EXEMPT APPENDICES)**
(Report CAB2990(HSG) refers)

Cabinet considered the content of the exempt appendices.

The meeting commenced at 4.30pm and concluded at 6.15pm

Chairman