



Leicester
City Council

MEETING OF THE CABINET

DATE: MONDAY, 7 MARCH 2005

TIME: 5:00 pm

**PLACE: COMMITTEE ROOMS 2 & 3, 'B' BLOCK, NEW WALK
CENTRE, KING STREET, LEICESTER**

Members of the Committee

Councillor Willmott (Chair)

Councillor Draycott (Vice-Chair)

Councillors Bhatti, Connelly, Corrall, Getliffe, Kitterick, Waddington

Members of the Cabinet are invited to attend the above meeting to consider the items of business listed overleaf.

for Town Clerk

MEMBERS OF THE PUBLIC:

**YOU ARE VERY WELCOME TO ATTEND TO OBSERVE THE PROCEEDINGS.
HOWEVER, PLEASE NOTE THAT YOU ARE NOT ABLE TO PARTICIPATE IN
THE MEETING.**

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INFORMATION FOR MEMBERS OF THE PUBLIC

ACCESS TO INFORMATION AND MEETINGS

You have the right to attend Cabinet to hear decisions being made. You can also attend Scrutiny Committees, as well as meetings of the full Council. You can ask questions and make representations to Scrutiny Committees and Council. You also have the right to see copies of agendas and minutes. Dates of meetings are available at the Customer Service Centre. There are, however, certain occasions when the Council's meetings may need to discuss issues in private session. The reasons for dealing with matters in private session are set down in law.

WHEELCHAIR ACCESS

The Committee Rooms at New Walk Centre are all accessible to wheelchair users. If wheelchair access is required for Council meetings, which are held at the Town Hall, please contact Charles Poole on 252 7015 or call in at the Customer Service Centre.

BRAILLE/AUDIO TAPE

If there are any particular reports that you would like translating into Braille or providing on audio tape, the Committee Administrator can provide this for you (production times will depend upon equipment/facility availability).

General Enquiries - if you have any queries about any of the above or the business to be discussed, please contact Frances Wake/Roanne Dearing, Committee Services on (0116) 252 6028/7154 or call in at the Customer Service Centre.

Press Enquiries - please phone the Communications Unit on 252 6081

PUBLIC SESSION

AGENDA

1. DECLARATIONS OF INTEREST

Members are asked to declare any interests they may have in the business to be discussed and/or indicate that Section 106 of the Local Government Finance Act 1992 applies to them.

2. LEADER'S ANNOUNCEMENTS

3. MINUTES OF PREVIOUS MEETING

The minutes of the meeting held on 14 February 2005, have been circulated to Members and the Cabinet is asked to approve them as a correct record.

4. MATTERS REFERRED FROM SCRUTINY COMMITTEES

5. BUILDING SCHOOLS FOR THE FUTURE 2008 -2012: Appendix A A DEVELOPMENT PROGRAMME FOR SECONDARY TRANSFORMATION

Councillor Waddington submits a report seeking approval to a Department for Education and Skills (DfES) funded programme of transformation in all secondary schools, outside the City Academy programme, and some Special Education provision in order to raise educational standards. Cabinet is recommended to approve various recommendations outlined in the report.

6. "CHOOSING HEALTH" THE GOVERNMENT'S PUBLIC Appendix B HEALTH WHITE PAPER

Councillor Getliffe submits a report presenting an initial appraisal of the Government's White paper, 'Choosing Health' and its likely implications for the City Council. Cabinet is recommended to note the implications of the White Paper on Public Health for Leicester, the designation of 'Spearhead' status and the implications for Local Area Agreements, endorse the development of a Healthy Leicester initiative and receive a further report on its possible scope, ask the Health Overview and Scrutiny Committee to monitor its development on behalf of the City Council, and seek the support of the Leicester Partnership for the project as a cross cutting theme in relation to the Community Plan and Neighbourhood Strategy. Dr Stephen Whitehead, Director of Public Health for Eastern Leicester and Leicester City West PCT will be in attendance for this item.

7. LEICESTER LIFT STRATEGIC PARTNERING Appendix C AGREEMENT

Councillor Getliffe submits a report which is supplemental to the report to Cabinet on 16 August 2004 which discussed the Council's formal accession to the Leicester Local Improvement Finance Trust (LIFT) Strategic Partnering Agreement with the various Primary Care Trusts and the LIFT Company formed for Leicester. The LIFT Company's funders now require the Council to enter into a Facility Letter and wish for further assurance as to the use of Cabinet's powers by way of a confirmatory resolution. Cabinet is recommended to authorise the Facility Letter and further authorise the Head of Legal Services to sign it and (unless the need has been dispensed with) that the resolutions as set out in appendix two be considered and passed.

8. DRAFT LOCAL DEVELOPMENT SCHEME

Appendix D

Councillor Willmott submits a report advising Cabinet of the requirement under the Planning and Compulsory Purchase Act 2004 to prepare a Local Development Scheme and seeks approval of the scheme for submission to the Secretary of State. Cabinet is recommended to agree the programme for preparation of local development documents as set out in the Draft Local Development Scheme, and that the Local Development Scheme be submitted to the Secretary of State for approval.

The relevant minute extract of the Strategic Planning and Regeneration Scrutiny Committee held on 20 January 2005 is attached.

9. LEICESTER ENVIRONMENT STRATEGY

Appendix E

Councillor Corrall submits a report giving details of Leicester's Environment Strategy as developed by the Leicester Environment Partnership on behalf of the Leicestershire Partnership, seeks the endorsement of the City Council to the strategy and sets out where the Council can make a contribution towards its implementation. Cabinet is recommended to endorse the strategy and agree to the preparation of action plans and monitoring arrangements to ensure the effective delivery of the strategy. The action plans will detail information about partners delivering plans, targets and timescales.

The relevant minute extract of the Leisure and Environment Scrutiny Committee held on 2 February 2005 is attached.

10. TRANSPORT CAPITAL PROGRAMME 2005/06

Appendix F

Councillor Kitterick submits a report seeking Cabinet's agreement for spending next financial year's transport capital programme, for both Integrated Transport and Capital Maintenance. Cabinet is recommended to recommend that Council approve the programme of works for 2005/06, give the Corporate Director of Regeneration and Culture delegated power to implement the programme, including the signing of contracts provided that expenditure on the programme does not exceed the budgets available, confirm that the Corporate Director, in consultation with the Cabinet Member for Highways and Transportation, has delegated authority to vary the programme including the adoption of a detailed

footway maintenance programme, provided that such variations are in order to help achieve the Council's transport policy and authorise the funding of 60% of the expenditure on Upperton Road viaduct for the next financial year from Prudential Borrowing, with the remainder coming from Capital Maintenance.

The relevant minute extract of the Leisure and Environment Scrutiny Committee to be held on 2 March 2005 will be circulated as soon as it is available.

11. WELFORD ROAD CEMETERY RESTORATION PROJECT Appendix G

Councillor Connelly submits a report seeking agreement to the expenditure of £943,000 on the Welford Road Cemetery Heritage Lottery funded project in accordance with Leicester City Council procedures and Prince II project management arrangements. The Cabinet is recommended to authorise the acceptance of the Stage 2 Heritage Lottery Fund award of £759,500, total capital expenditure of £943,000 on the project, and delegate authority to the Corporate Director of Regeneration and Culture to appoint appropriate contractors and implement the restoration project on site.

12. ON STREET PARKING INCOME AND EXPENDITURE 2005/06 Appendix H

Councillor Kitterick submits a report asking Cabinet to agree proposals for spending the surplus income generated by the on-street parking scheme in order to improve transport in the City. Cabinet is recommended to reaffirm that it is not currently desirable or necessary to provide further off-street parking, approve the proposals for spending the surplus income set out in the appendix to the report, confirm that the Corporate Director for Regeneration and Culture has power to vary the amounts spent on the various items referred to in the appendix, subject to funding being available, and approve the changes in tariffs set out in the main report.

The relevant minute extract of the Leisure and Environment Scrutiny Committee to be held on 2 March 2005 will be circulated as soon as it is available.

13. STRENGTHENING COMMUNITY SAFETY Appendix I

Councillor Corral submits a report seeking the approval of a new post of Community Safety Service Director to strengthen the drive to improve Community Safety and manage relevant services. Cabinet is recommended to approve a new post of Service Director (Community Safety), subject to a Members Appointment Panel being convened, determine whether the post should be filled permanently or on a temporary one year basis, agree that relevant services should be brought together under the management of the new Service Director as shown in the report once a permanent Officer is in post and a review in accordance with the Council's staffing protocol has taken place, and that Cabinet determines whether the funding for this post be provided as

set out in paragraph 4.1, or alternatively that implementation be deferred until alternative funding can be identified.

14. FINDINGS OF MALADMINISTRATION BY THE LOCAL GOVERNMENT OMBUDSMAN Appendix J

Councillor Draycott submits a report setting out the findings made by the Local Government Ombudsman following the investigations into three complaints that the Council failed to protect the interests of existing residents when it agreed planning consent for a new development. Cabinet is recommended to recommend that Council accepts the Ombudsman's recommendations and, subject to the Council's acceptance of this recommendation, the resulting executive action be taken.

15. BACK THE OLYMPIC BID - LONDON 2012 Appendix K

Councillor Connelly submits a report seeking the support of the Cabinet to actively promote the London bid for the 2012 Olympic and Para Olympic Games. Cabinet is recommended to support the London Olympic bid and authorise Officers to undertake a low cost/high profile campaign with partners.

16. CAPITAL PROGRAMME MONITORING Appendix L

Councillor Draycott submits a report updating the Cabinet on the progress of the capital programme for 2004/05 up to 31 December (period 9). Cabinet is recommended to approve a revised level of programmes expenditure of £93.071 million, note the level of expenditure to 31 December 2004 of £52.42 million, note the position relating to capital receipts, approve the uses of the saving related to the Improved Customer Access scheme of £31,000 for the implementation of the e forms software, note that the saving in relation to the Abbey Meadows Depot scheme is £74,000 less than previously reported, approve increases in the programme relating to Education and Social Care and Health, note that forecast capital programme is 89% of the approved programme compared to 90% and note the latest prudential indicator forecasts for 2004/05.

17. ANY OTHER URGENT BUSINESS Appendix M

18. PRIVATE SESSION

AGENDA

MEMBERS OF THE PUBLIC TO NOTE

Under the law, the Cabinet is entitled to consider certain items in private. Members of the public will be asked to leave the meeting when such items are discussed.

The Cabinet is recommended to consider the following reports in private on the grounds that they contain 'exempt' information as defined by the Local Government (Access to Information) Act 1985, and consequently that the Cabinet makes the following resolution:-

"that the press and public be excluded during consideration of the following reports in accordance with the provisions of Section 100A(4) of the Local Government Act 1972, as amended, because they involve the likely disclosure of 'exempt' information, as defined in the Paragraphs detailed below of Part 1 of Schedule 12A of the Act."

Paragraph 9

Any terms proposed or to be proposed by or to the authority in the course of negotiations for a contract for the acquisition or disposal of property or the supply of goods or services.

19. DEVELOPMENT OF FORMER GRANBY HALLS SITE

Councillor Willmott submits a report.