



CHELTENHAM

BOROUGH COUNCIL

EXECUTIVE DECISIONS NOTICE

Committee: **Cabinet**
Date of meeting: **Tuesday, 26 July 2011**
Date of publication: **Thursday 28 July 2011**
Call-in period to expire on: **Midnight on 4 August 2011**

NOTE:

The publication of this document constitutes notice of the various decisions made by the Cabinet as required by the Constitution and, except where otherwise stated, those decisions will take effect five working days after they are published, unless an overview and scrutiny committee objects to them and they are called in.

Agenda item 5	Strategy for the use of Imperial and Montpellier Gardens	
	<p>Resolved that:</p> <ol style="list-style-type: none">1. Authority be delegated to the Director Operations in consultation with the Cabinet Member, Sustainability and the Council Leader, to go forward with a tendering process to undertake the first phase of the proposed works in Imperial Gardens2. Tentage designs for Montpellier gardens be restricted to approximately 4700M2, (excluding walkways and gazebos) and authority be delegated to the Director Operations in consultation with the Cabinet Member, Sustainability to agree the exact figure.3. At the same time, authority be delegated to the Director (Operations) in consultation with the Cabinet Member, Sustainability and the Council Leader to go forward with a tendering process for infrastructure in Montpellier Gardens.4. Authority be delegated to the Director Operations in consultation with the Cabinet Member, Sustainability and the Council Leader, to submit the relevant sections of the scheme for planning approval and listed building consent.5. The final decision to go ahead with works in Imperial Gardens and Montpellier Gardens are to be referred back to Cabinet for decision on the 18th October 2011 in time for completion of works over the winter 2011/2.	
	Subject to call-in period - Yes	

Agenda item 6	GO programme - Shared Service Delivery	
	<p>Resolved that:</p> <ol style="list-style-type: none"> 1. The revised GO Shared Services business case and appendices which reflect the provision of advisory and transactional services that will be delivered from GO Shared Services and which are expected to deliver an annual saving of £285k to Cheltenham Borough Council from 1 April 2013 be approved. 2. Its Finance, Procurement, HR and Payroll services (including the transfer of staff under TUPE) as set out in this report be delegated to Cotswold District Council (CDC in accordance with s101 Local Government Act 1972 and s19 and s20 Local Government Act 2000. 3. Authority be delegated to the s151 Officer in consultation with the relevant Executive Director and Cabinet Member Corporate Services to enter into the following agreements on terms approved by the Borough Solicitor, subject to all GO partner councils entering into similar relevant agreements at the same juncture: <ol style="list-style-type: none"> a. Revised GO Programme collaboration agreement b. Agreement under s101 Local Government Act 1972 and s19 and s20 Local Government Act 2000 with Cotswold District Council (CDC) in respect of Finance, Procurement, HR and Payroll services as set out in this report. 4. The Cabinet Member Corporate Services be nominated as the elected member representative to the GO Shared Services Joint Monitoring and Liaison Group (JMLG.) 5. Authority be delegated to the s151 Officer in consultation with the relevant Executive Director and Cabinet Member Corporate Services to enter into an agreement with Cotswold District Council (CDC) and Cheltenham Borough Homes Limited (CBH Ltd) under the Local Authorities (Goods and Services) Act 1970 for the provision of transactional services to CBH Ltd on terms approved by the Borough Solicitor. 	
	Subject to call-in period - Yes	
Agenda item 7	Built Environment Commissioning - Update on analysis and scope	
	<p>Resolved that:</p> <ol style="list-style-type: none"> 1. There be engagement with local partners and stakeholders, including the voluntary and community sector, parish councils, Local Strategic Partnership, Business partnership, Civic Society, Architects Panel, developers and users of the services within scope to bring them up to date with the review so far on the direction of travel, 	

	<p>priorities for further work and emerging outcomes.</p> <ol style="list-style-type: none"> 2. There be engagement with other providers to understand more fully the opportunities for different delivery models and where the market may need to be developed in the longer term. 3. Cabinet receive a further report on 26 September 2011 setting out the findings from the above and a draft action plan.
	<p>Subject to call-in period - Yes</p>
<p>Agenda item 8</p>	<p>Leisure and Culture Commissioning Strategy</p>
	<p>Resolved that Cabinet:</p> <ol style="list-style-type: none"> 1. Support the proposal that the review team engages with local partners and stakeholders, including the voluntary and community sector, Local Strategic Partnership and Health and Well-Being Partnership to; (a) bring them up to date with the review, (b) outline the priorities for further work and (c) consult on the currently proposed outcomes for leisure and culture reporting back to Cabinet on the above by October 2011. 2. Acknowledge that in the development of a joint strategic cultural plan for Cheltenham there should be alignment between the outcomes commissioned through this review and the conclusions of the Joint Overview and Scrutiny Festivals Working Group. 3. Approve the commencement of an option appraisal of the alternative delivery arrangements for the Art Gallery and Museum (AG&M), as compared to the status quo, and by April 2012, a business case be presented recommending the most appropriate option that: <ul style="list-style-type: none"> • Delivers the outcomes and measures of success required by the Heritage Lottery Fund; • Meets the requirements of the HLF special conditions; • Creates an opportunity to secure wider economic and creative growth as well as the regeneration potential that a cultural quarter presents for the town; and • Reduces the ongoing AG&M operational subsidy (based on an appropriate business case). 4. Endorse the approach that as part of the above AG&M appraisal process the review team engages with all relevant partners and stakeholders to ensure that options and outcomes are fully identified, assessed and consulted upon. 5. Approve, subject to agreement through the budget and Bridging the Gap processes, proposals to generate additional Town Hall revenue of £10K (2012-13). 6. Approve proposals for the review team to commence testing the outcomes for the Town Hall and Pittville Pump Room with other commercially operated public facilities, recognising the need to balance

	<p>commercial aspects with its community role and report back to Cabinet by April 2012.</p> <p>7. Depending on the outcome of (6) above, investigate the potential to develop a strategy for capital investment in the venues and in particular the commercial feasibility of improving conference facilities at the Town Hall.</p> <p>8. Approve, subject to agreement through the budget and Bridging the Gap processes, savings arising from Leisure@ of £140K (2012-13) and a further £64K (2013-14).</p> <p>9. Endorse the approach that by December 2011, service providers will have explored how, within a difficult financial framework, Leisure@ and Sport, Play and Healthy Lifestyles can deliver outcomes and provide more mutual support for each other.</p> <p>10. Endorse the approach that the review team commences discussions with the Local Strategic Partnership and the NHS with a view to being best placed to act as a provider of choice for health commissioners locally for physiotherapy and activity based patient treatment pathways</p> <p>11. Endorse the proposal that an assessment of other alternative delivery arrangements for Leisure@ and Sport, Play and Healthy Lifestyles is an ambition for the future with the AG&M work taking a priority.</p> <p>12. Endorse the proposal that Leisure@ service providers continue to pursue additional savings/income opportunities so that operational subsidy will be reduced to a minimum over the medium term.</p> <p>13. Endorse the proposal that the review team, together with the Cabinet Member Working Group, starts the process of building knowledge and understanding of alternative delivery arrangements for leisure outcomes through visits and discussions with other providers and commissioners, with the objective to defining next steps by May 2012.</p>	
	Subject to call-in period - Yes	
Agenda item 9	Annual Performance Report	
	Resolved that the Performance Review for 2010/11 be approved.	
	Subject to call-in period - Yes	
Agenda item 10	Community Pride Scheme 2011 - Approval of bids	
	<p>RESOLVED that</p> <p>1. The list of projects to be funded from community pride funds as set out in appendix 1 be approved.</p>	

	2. Authority be delegated to the Policy and Partnerships Manager in consultation with the Leader to determine the allocation of any under spends from the allocated funds.	
	Subject to call-in period - Yes	
Agenda item 11	Commissioning support for VCS providers of youth activities	
	<p>RESOLVED that;</p> <ol style="list-style-type: none"> 1. The commissioning brief to allocate the county council's funding as set out in appendix 2 be approved. 2. The borough council's sum of £50k (subject to contract) be allocated to County Community Projects. 3. Authority be delegated to the Director of Commissioning to enter into any necessary documentation in consultation with the Borough Solicitor and Monitoring Officer. 	
	Subject to call-in period - Yes	
Agenda item 12	New Homes Bonus - Bidding criteria for economic development fund	
	<p>Resolved that:</p> <p>Approval for bidding and governance arrangements in relation to the two identified funds set up by Council, which are being resourced using the New Homes Bonus allocation for 2011-12 be delegated as follows:-</p> <ol style="list-style-type: none"> 1. The Environmental Improvements fund to be subject to a bidding process by internal Council departments only, with bids prioritised by a member panel drawn from the Cabinet and comprising the Council Leader and Cabinet Members for Built Environment and Sustainability; 2. Environment Overview and Scrutiny committee to be requested to look at the prioritised bids for the Environmental Improvements fund and provide feedback to Cabinet prior to allocations being agreed; 3. In respect of the Promoting Cheltenham fund, a panel, including external business and cross-party member representation and the appropriate Cabinet portfolio holders for Economic Development and Culture and Finance, will be established to sign off the bidding criteria (see draft at Appendix B) and advise Cabinet on allocations 	

	and appropriate performance monitoring arrangements.	
	Subject to call-in period - Yes	
Agenda item 13	Parking systems business case	
	<p>Resolved that:</p> <ol style="list-style-type: none"> 1. The business case attached at Appendix A (supported by financial details contained in exempt Appendix B) be approved 2. Authority be delegated to the Director Built Environment, in consultation with the Cabinet Member Built Environment and Chief Finance Officer, to procure the new parking system. 	
	Subject to call-in period - Yes	
Agenda item 14	Bath Terrace Toilets	
	<p>Resolved that:</p> <ol style="list-style-type: none"> 1. The building shown edged red on the attached plan be let to the Bath Road Traders Association 2. Authority be delegated to the Head of Property and Asset Management in consultation with the Head of Legal Services, to agree the terms of the lease and conclude the letting 	
	Subject to call-in period - Yes	
Agenda item 15	Stanton Rooms Charlton Kings Toilets	
	<p>Resolved that:</p> <ol style="list-style-type: none"> 1. The buildings shown edged red on the attached plan be let to Charlton Kings Parish Council 2. Authority be delegated to the Head of Property and Asset Management in consultation with the Head of Legal Services, to agree the terms of the lease, to undertake the proposed works, providing the Head of Property considers the costs to be reasonable, 	

	and subsequently conclude the letting.	
	Subject to call-in period - Yes	
Agenda item 16	Montpellier Lodge - proposed disposal	
	<p>Resolved that after considering all the relevant objections received:</p> <ol style="list-style-type: none"> 1 The freehold of Montpellier Lodge should be disposed to the preferred purchaser as identified in Appendix 2, (Exempt information not for publication by virtue of paragraph 3, part (1), schedule (12A) Local Government Act 1972), subject to that purchaser obtaining all necessary planning and licensing consents. 2 Authority be delegated to the Head of Property and Asset Management in consultation with the Head of Legal Services, to agree the terms of the disposal to the preferred purchaser and conclude the sale. 3 In the event of a sale not proceeding to the preferred purchaser, authority be delegated to the Head of Property and Asset Management in consultation with the head of Legal Services to negotiate with the under bidders and conclude a sale. 4 To repay to the Heritage Lottery Fund the grant funding attributable to monies spent on the subject premises in 2004, if requested to do so by the Trustees of the Fund 	
	Subject to call-in period - Yes	
Agenda item 17	Accommodation Strategy	
	<p>RESOLVED that:</p> <ol style="list-style-type: none"> 1. The Head of Property and Asset Management be provided with a remit: <ol style="list-style-type: none"> a. to engage in dialogue with owners or agents of suitable town centre office buildings b. to explore in more detail the feasibility of relocating to a suitable town centre alternative. c. To consider the option of reducing the space taken up by Cheltenham Borough Council (CBC) in the Municipal Offices by exploring vertical separation of the Municipal Offices. d. To explore the possibility of CBC building on the back of the 	

	<p>current Municipal Offices</p> <ol style="list-style-type: none"> 2. It be noted that all the details in the exempt appendix are purely indicative so can give no preferred option at this stage 3. Any future CBC offices will remain in the town centre 4. Any move out of the current offices will only happen if it saves money 5. CBC will not move out to its own purpose-built office 6. A report be brought back to Cabinet in 12 – 18 months upon the conclusion of the review. 	
	Subject to call-in period - Yes	
Agenda item 19	Local Government Act 1972 - Exempt Business	
	<p>Resolved that in accordance with Section 100A(4) Local Government Act 1972 the public be excluded from the meeting for the remaining items of business as it is likely that, in view of the nature of the business to be transacted or the nature of the proceedings, if members of the public are present there will be disclosed to them exempt information as defined in paragraph 3 and 7A, Part 1, Schedule 12A Local Government Act 1972, namely:</p> <p>Paragraph 3; Information relating to the financial or business affairs of any particular person (including the authority holding that information)</p>	
	Subject to call-in period - No	
Agenda item 20	Regent Arcade Lease re-gear	
	Exempt decision	
	Subject to call-in period - Yes	