



CHEL TENHAM

BOROUGH COUNCIL

EXECUTIVE DECISIONS NOTICE

Committee: **Cabinet**
Date of meeting: **Tuesday, 16 September 2014**
Date of publication: **Thursday 18 September 2014**
Call-in period to expire on: **Midnight on 25 September 2014**

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	The Cheltenham Trust-Contract Award	
	<p>RESOLVED THAT</p> <p>1. Subject to The Cheltenham Trust being registered as a charity by the Charities Commission before 1 October 2014,</p> <p>1.1 It be agreed that the following services will be undertaken by The Cheltenham Trust, or where relevant its trading subsidiary, Cheltenham Leisure and Culture Limited:</p> <ul style="list-style-type: none">• Leisure@ Cheltenham• Prince of Wales Stadium• Town Hall• Pittville Pump Room• The Wilson (Cheltenham Art Gallery and Museum)• Tourism Services and Tourist Information Centre• Sport, Play and Healthy Lifestyles <p>1.2 the proposed management fee, and the arrangements for varying it, as set out in sections 8.1 and 8.2 of this report be approved.</p> <p>1.3 Authority be delegated to the Deputy Chief Executive, in consultation with the Cabinet Member for Healthy Lifestyles, S151 Officer and Borough Solicitor to finalise and complete the contract, leases, licences and all other relevant contracts and legal documentation as necessary to enable the Trust to commence business from 1 October 2014.</p> <p>1.4 Authority be delegated to the Deputy Chief Executive, in consultation with the Cabinet Member for Healthy Lifestyles, S151 Officer and Borough Solicitor for the Council to enter into a service</p>	

	<p>level contract with The Cheltenham Trust for the provision of property services as outlined in section 5.4.3 of this report.</p> <p>2. in the event of The Cheltenham Trust not being registered as a charity before 1 October 2014, or another critical issue preventing the transfer of services by that date that</p> <p>2.1 authority be delegated to the Deputy Chief Executive, in consultation with the Cabinet Member for Healthy Lifestyles, the Cabinet Member for Finance, S151 Officer and Borough Solicitor for the Council to complete the transfer, if all impediments are removed, at any date up to and including 1 November 2014.</p> <p>2.2 In the event that services are not transferred in accordance with recommendation 2.1 that a further report be brought to the Cabinet meeting on 11 November 2014.</p> <p>3 It be noted that The Cheltenham Trust has been granted Admitted Body status to the Local Government Pension Scheme and that, as previously advised to Cabinet in the June report, this Council will be liable for any pension deficit on former employees of the Council who transfer to the Trust.</p>	
	Subject to call-in period - Yes	
Agenda item 6	Asset Management Plan and Capital Strategy-update	
	<p>RESOLVED THAT</p> <p>Council be recommended to approve:</p> <p>1. The principles on which the new Asset Management Plan and Capital Strategy will be based and the methodology for prioritising capital projects, as outlined in sections 2 and 3 below.</p> <p>2. the funding of the projects outlined in paragraphs 4.2 to 4.4 below, totalling £891,700, to be funded from capital receipts.</p>	
	Subject to call-in period - No	
Agenda item 7	Update on CBC/CBH Consultation and Proposals to Update the CBH Articles of Association	
	RESOLVED THAT	

	<ol style="list-style-type: none"> 1. the outcome of the stakeholder consultation process be noted 2. the Leader be authorised to take a decision, by way of a written resolution, to make the necessary amendments to the CBH Articles of Association and any subsequent amendments required by the HCA following CBH's Board meeting on 24 September 2014. 3. A further report to agree the proposed variations to the CBH Management Agreement is brought back to Cabinet for approval in December.
	Subject to call-in period - Yes
Agenda item 8	Local Council Tax Support Scheme
	<p>RESOLVED THAT</p> <p>Council be recommended to keep the Local Council Tax Support scheme unchanged for 2015/16 and 2016/17, other than the annual uprating of premiums, allowances, non-dependant deductions and any changes to the national pension age scheme that need to be reflected in the local working age scheme.</p>
	Subject to call-in period - No
Agenda item 9	Policy on Sexual Entertainment Venues
	<p>RESOLVED THAT</p> <ol style="list-style-type: none"> 1. the consultation feedback be noted 2. the amendments to the policy as outlined in the draft policy attached at appendix 4 (and to include the redefinition of the central area as the central shopping area as shown in the map at appendix 4) be approved; and 3. Council be recommended to adopt the amended policy
	Subject to call-in period - Yes
Agenda item 10	Food Safety Delivery Plan

	<p>RESOLVED THAT</p> <p>the Food Safety service plan for 2014-15 be approved</p>	
	<p>Subject to call-in period - Yes</p>	
Agenda item 11	Health and Safety Delivery Plan	
	<p>RESOLVED THAT</p> <p>the Health and Safety Delivery plan for 2014-15 be approved</p>	
	<p>Subject to call-in period - Yes</p>	
Agenda item 12	Scrutiny Task Group Review - Cemetery and Crematorium	
	<p>RESOLVED THAT</p> <p>1. the officer response and comments in relation to the recommendations of the Cemetery & Crematorium Scrutiny Task Group, as set out within Appendix 2 be noted</p> <p>2. the creation of a Cabinet Member Steering Group to consider a longer term solution for the Cemetery and Crematorium service, including members of the Scrutiny Task Group, to help ensure effective implementation be approved.</p>	
	<p>Subject to call-in period - Yes</p>	
Agenda item 13	Mixed Plastics Bring Bank Recycling	
	<p>RESOLVED THAT</p> <p>the implementation of permanent mixed rigid plastic recycling at the 12 strategic bring sites used in the trial, as supported by the business case, listed in paragraph 1.5 of this report be approved and to approve the closure of the 4 smaller sites listed in paragraph 1.7 of this report.</p>	
	<p>Subject to call-in period - Yes</p>	

Agenda item 14	Ubico-Terms for new joiners and changes to governance arrangements
	<p>RESOLVED THAT</p> <ol style="list-style-type: none"> 1. the Leader be authorised to take a decision, by way of a written resolution, to amend the Ubico Articles of Association and the Shareholder Agreement, based on the terms outlined in section 2 of the report and detailed at Appendix 2. 2. authority be delegated to the Director of Resources, in consultation with the Leader, to finalise and complete the Ubico Articles of Association and Shareholder Agreement on terms approved by the Borough Solicitor. 3. the founder compensation payment of £45,333 to the founder councils for each new joiner to Ubico be approved, as set out in section 4 of the report. 4. A further review is undertaken by the Leader with regard to the informal member observer role at Ubico Board meetings
	<p>Subject to call-in period - Yes</p>