

**Economy, communities and corporate**

Geoff Hughes - Director

**To: All members of the Council**

our ref: Council - 13 July 2018

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5 July 2018

Dear Councillor,

**You are hereby summoned** to attend the meeting of the Herefordshire Council to be held on **Friday 13 July 2018** at the The Council Chamber - The Shire Hall, St. Peter's Square, Hereford, HR1 2HX at **10.00 am** at which the business set out in the attached agenda is proposed to be transacted.

Yours sincerely

*C Ward*

**Claire Ward**

**Solicitor to the council**



# AGENDA

## Council

Date: **Friday 13 July 2018**

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Time: **10.00 am**

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Place: **The Council Chamber - The Shire Hall, St. Peter's Square, Hereford, HR1 2HX**

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Notes: Please note the time, date and venue of the meeting.

For any further information please contact:

**Matthew Evans, Democratic Services**

Tel: 01432 383690

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If you would like help to understand this document, or would like it in another format or language, please call Matthew Evans, Democratic Services on 01432 383690 or e-mail [matthew.evans@herefordshire.gov.uk](mailto:matthew.evans@herefordshire.gov.uk) in advance of the meeting.

# Agenda for the Meeting of the Council

## Membership

**Chairman**

**Vice-Chairman**

**Councillor DB Wilcox**

**Councillor PJ Edwards**

Councillor SP Anderson

Councillor BA Baker

Councillor WLS Bowen

Councillor H Bramer

Councillor ACR Chappell

Councillor MJK Cooper

Councillor PGH Cutter

Councillor CA Gandy

Councillor KS Guthrie

Councillor DG Harlow

Councillor EL Holton

Councillor TM James

Councillor AW Johnson

Councillor JLV Kenyon

Councillor MD Lloyd-Hayes

Councillor RI Matthews

Councillor MT McEvelly

Councillor PD Newman OBE

Councillor CA North

Councillor AJW Powers

Councillor P Rone

Councillor A Seldon

Councillor WC Skelton

Councillor D Summers

Councillor LC Tawn

Councillor SD Williams

Councillor PA Andrews

Councillor JM Bartlett

Councillor TL Bowes

Councillor CR Butler

Councillor EE Chowns

Councillor PE Crockett

Councillor BA Durkin

Councillor DW Greenow

Councillor J Hardwick

Councillor EPJ Harvey

Councillor JA Hyde

Councillor PC Jinman

Councillor JF Johnson

Councillor JG Lester

Councillor PP Marsh

Councillor RL Mayo

Councillor SM Michael

Councillor FM Norman

Councillor RJ Phillips

Councillor PD Price

Councillor AR Round

Councillor NE Shaw

Councillor J Stone

Councillor EJ Swinglehurst

Councillor A Warmington

## Agenda

### Pages

*(The meeting will be preceded by prayers.)*

- |            |  |         |
|------------|--|---------|
| <b>1.</b>  | <b>APOLOGIES FOR ABSENCE</b><br>To receive apologies for absence.  |         |
| <b>2.</b>  | <b>DECLARATIONS OF INTEREST</b><br>To receive any declarations of interest by Members in respect of items on the Agenda.   |         |
| <b>3.</b>  | <b>MINUTES</b><br>To approve and sign the Minutes of the meeting held on 25 May 2018.  | 9 - 18  |
| <b>4.</b>  | <b>CHAIRMAN AND CHIEF EXECUTIVE'S ANNOUNCEMENTS</b><br>To receive the Chairman and Chief Executive's announcements.  | 19 - 22 |
| <b>5.</b>  | <b>QUESTIONS FROM MEMBERS OF THE PUBLIC</b><br>To receive questions from members of the public.<br><i>Deadline for receipt of questions is 5:00pm on Monday 9 July.</i><br><i>Accepted questions and answers will be published as a supplement prior to the meeting.</i>               |         |
| <b>6.</b>  | <b>QUESTIONS FROM MEMBERS OF THE COUNCIL</b><br>To receive any written questions from members of the Council.<br><i>Deadline for receipt of questions is 5:00pm on Monday 9 July.</i><br><i>Accepted questions and answers will be published as a supplement prior to the meeting.</i> |         |
| <b>7.</b>  | <b>TREASURY MANAGEMENT - 2017/18 OUTTURN</b><br>To approve the treasury management outturn for 2017/18.  | 23 - 34 |
| <b>8.</b>  | <b>CAPITAL PROGRAMME UPDATE</b><br>To approve in year adjustments to the capital programme agreed by Council in January 2018.  | 35 - 46 |
| <b>9.</b>  | <b>LEADER'S REPORT TO COUNCIL</b><br>To receive a report from the leader on the activities of the executive (cabinet) since the meeting of Council on 9 March 2018 and an annual report on the priorities of the cabinet and progress made in meeting those priorities.                | 47 - 70 |
| <b>10.</b> | <b>NOTICES OF MOTION UNDER STANDING ORDERS</b><br>To consider Notices of Motion.   | 71 - 74 |
| <b>11.</b> | <b>MEETING DATES 2018/19</b><br>Council is asked to agree the rearrangement of the budget meeting of Council currently scheduled on 1 February 2019 to the new date of 15 February 2019.   |         |



## **The Public's Rights to Information and Attendance at Meetings**

### **YOU HAVE A RIGHT TO: -**

- Attend all Council, Cabinet, Committee and Sub-Committee meetings unless the business to be transacted would disclose 'confidential' or 'exempt' information.
- Inspect agenda and public reports at least five clear days before the date of the meeting.
- Inspect minutes of the Council and all Committees and Sub-Committees and written statements of decisions taken by the Cabinet or individual Cabinet Members for up to six years following a meeting.
- Inspect background papers used in the preparation of public reports for a period of up to four years from the date of the meeting. (A list of the background papers to a report is given at the end of each report). A background paper is a document on which the officer has relied in writing the report and which otherwise is not available to the public.
- Access to a public register stating the names, addresses and wards of all Councillors with details of the membership of Cabinet and of all Committees and Sub-Committees.
- Have a reasonable number of copies of agenda and reports (relating to items to be considered in public) made available to the public attending meetings of the Council, Cabinet, Committees and Sub-Committees.
- Have access to a list specifying those powers on which the Council have delegated decision making to their officers identifying the officers concerned by title.
- Copy any of the documents mentioned above to which you have a right of access, subject to a reasonable charge (20p per sheet subject to a maximum of £5.00 per agenda plus a nominal fee of £1.50 for postage).
- Access to this summary of your rights as members of the public to attend meetings of the Council, Cabinet, Committees and Sub-Committees and to inspect and copy documents.

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- Anyone filming a meeting is asked to focus only on those actively participating.
- If, as a member of the public, you do not wish to be filmed please make a member of the governance team aware.

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You should vacate the building in an orderly manner through the nearest available fire exit and make your way to the Fire Assembly Point in the Shire Hall car park.

Please do not allow any items of clothing, etc. to obstruct any of the exits.

Do not delay your vacation of the building by stopping or returning to collect coats or other personal belongings.

The Chairman or an attendee at the meeting must take the signing in sheet so it can be checked when everyone is at the assembly point.



HEREFORDSHIRE COUNCIL

**MINUTES of the meeting of Council held at The Council Chamber  
- The Shire Hall, St. Peter's Square, Hereford, HR1 2HX on Friday  
25 May 2018 at 10.30 am**

**Present:** Councillor DB Wilcox (Chairman)  
Councillor PJ Edwards (Vice Chairman)

**Councillors:** PA Andrews, BA Baker, JM Bartlett, WLS Bowen, TL Bowes, H Bramer, ACR Chappell, E Chowns, MJK Cooper, PE Crockett, PGH Cutter, BA Durkin, CA Gandy, DW Greenow, KS Guthrie, J Hardwick, DG Harlow, EPJ Harvey, EL Holton, JA Hyde, TM James, PC Jinman, AW Johnson, JF Johnson, JLV Kenyon, JG Lester, PP Marsh, RI Matthews, RL Mayo, MT McEvelly, SM Michael, PD Newman OBE, FM Norman, CA North, RJ Phillips, AJW Powers, PD Price, P Rone, A Seldon, NE Shaw, J Stone, D Summers, EJ Swinglehurst, A Warmington and SD Williams

**Officers:** Chris Baird, Annie Brookes, John Coleman, Geoff Hughes, Alistair Neill and Claire Ward

**1. ELECTION OF CHAIRMAN**

Councillor JG Lester proposed and Councillor TM James seconded the nomination of Councillor DB Wilcox.

*(Councillor DB Wilcox declared a pecuniary interest and left the meeting for the vote)*

**RESOLVED: That Councillor DB Wilcox is elected Chairman of the Council for the forthcoming municipal year.**

Councillor DB Wilcox made the statutory declaration of acceptance of office.

*(Councillor DB Wilcox as the chairman)*

**2. APPOINTMENT OF VICE CHAIRMAN**

Councillor A Seldon proposed and Councillor P Rone seconded the nomination of Councillor PJ Edwards.

**RESOLVED: That Councillor PJ Edwards is appointed Vice Chairman of the Council for the forthcoming municipal year.**

Councillor PJ Edwards made the statutory declaration of acceptance of office.

**3. APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors SP Anderson; CR Butler; MD Lloyd Hayes; AR Round; WL Skelton and LC Tawn.

#### 4. **DECLARATIONS OF INTEREST**

Councillor JG Lester declared a pecuniary interest in agenda item no. 5, election of leader of the council, as a likely candidate for the role.

There was one further declaration made during the course of the meeting, see paragraph 9 below.

#### 5. **MINUTES**

**RESOLVED: That the minutes of the meeting held on 9 March 2018 be confirmed as a correct record and signed by the Chairman.**

#### 6. **CHAIRMAN AND CHIEF EXECUTIVE'S ANNOUNCEMENTS**

Council noted the chairman and chief executive's announcements as printed in the agenda papers.

The chairman paid tribute to former councillor June French who had passed away recently. The chairman commented on the number of royal visits to Herefordshire during the course of the previous year, the community champions awards and the success of the weeping window at Hereford cathedral. The chairman asked for thanks to be conveyed to those officers involved in arrangements to bring the weeping window exhibition to Hereford.

The chief executive provided an update which included detail of the positive feedback in the LGA peer review regarding the safeguarding service and explained the launch of a campaign to recruit more care workers. A recent award to a member of staff was announced and the arrival of the new assistant director for safeguarding.

In response to questions about the Robert Owen Academy and pupils currently at the school it was explained that a statement would be forthcoming shortly.

#### 7. **ELECTION OF LEADER OF THE COUNCIL**

Councillor BA Baker proposed and Councillor AW Johnson seconded the nomination of Councillor JG Lester.

*(Councillor JG Lester declared a pecuniary interest and left the meeting for the vote)*

**RESOLVED: That Councillor JG Lester is elected Leader of the Council for the forthcoming municipal year.**

#### 8. **APPOINTMENTS TO COUNCIL COMMITTEES AND OUTSIDE BODIES** (Pages 11 - 22)

Council considered the report attached to the agenda relating to appointments to committees of the council and outside bodies in line with the rules of political proportionality. Council was informed of the supplement published following the agenda with a corrected version of the report.

The solicitor to the council explained that any members who had been nominated for positions which attracted a special responsibility allowance under the councillors' allowances scheme had a pecuniary interest in that item. Following a written request she had granted a dispensation and therefore those members who were affected could participate in the discussion, remain in the room and vote on all of the recommendations in item 8. She advised, however, that members should refrain from voting in respect of recommendation (g) where they were nominated for an individual appointment.

Councillor JG Lester proposed and Councillor NE Shaw seconded recommendations a-e which were carried unanimously. Recommendation f was put to the vote and carried unanimously.

Council moved to recommendation g and the appointment of chairmen and vice chairmen to council committees.

The consideration of each appointment was as follows:

#### **Chairman of the Adults and Wellbeing Scrutiny Committee**

Councillor JA Hyde proposed and Councillor MT McEvilly seconded the nomination of Councillor PA Andrews.

There were no other nominations.

Councillor Andrews was appointed.

#### **Vice Chairman of the Adults and Wellbeing Scrutiny Committee**

Councillor EJ Swinglehurst proposed and Councillor TM James seconded the nomination of Councillor J Stone.

There were no other nominations.

Councillor Stone was appointed.

#### **Chairman of the Audit and Governance Committee**

Councillor JF Johnson proposed and Councillor JG Lester seconded the nomination of Councillor PD Newman OBE.

There were no other nominations.

Councillor Newman OBE was appointed.

#### **Vice-Chairman of the Audit and Governance Committee**

Councillor RI Matthews proposed and Councillor NE Shaw seconded the nomination of Councillor ACR Chappell.

There were no other nominations.

Councillor Chappell was appointed.

#### **Chairman of the Children and Young People and Scrutiny Committee**

Councillor NE Shaw proposed and Councillor JF Johnson seconded the nomination of Councillor CA Gandy.

There were no other nominations.

Councillor Gandy was appointed.

#### **Vice-Chairman of the Children and Young People and Scrutiny Committee**

Councillor JA Hyde proposed and Councillor D Summers seconded the nomination of Councillor FM Norman.

There were no other nominations.

Councillor Norman was appointed.

#### **Chairman of the Employment Panel**

Councillor NE Shaw proposed and Councillor JF Johnson seconded the nomination of Councillor AW Johnson.

There were no other nominations.

Councillor AW Johnson was appointed.

#### **Vice-Chairman of the Employment Panel**

Councillor DG Harlow proposed and Councillor JA Hyde seconded the nomination of Councillor RJ Phillips.

There were no other nominations

Councillor Phillips was appointed.

#### **Chairman of the General Scrutiny Committee**

Councillor JG Lester proposed and Councillor A Warmington seconded the nomination of Councillor WLS Bowen.

There were no other nominations

Councillor Bowen was appointed.

#### **Vice-Chairman of the General Scrutiny Committee**

Councillor P Rone proposed and Councillor KS Guthrie seconded the nomination of Councillor Baker.

There were no other nominations.

Councillor Baker was appointed.

#### **Chairman of the Planning and Regulatory Committee**

Councillor JG Lester proposed and Councillor H Bramer seconded the nomination of Councillor PGH Cutter.

There were no other nominations.

Councillor Cutter was appointed.

### **Vice-Chairman of the Planning and Regulatory Committee**

Councillor RI Matthews proposed and Councillor EL Holton seconded the nomination of Councillor J Hardwick.

There were no other nominations.

Councillor Hardwick was appointed.

### **Chairman of the Licensing Sub-Committee**

Councillor PGH Cutter proposed and Councillor NE Shaw seconded the nomination of Councillor DW Greenow.

There were no other nominations.

Councillor Greenow was appointed.

### **RESOLVED - that:**

- (a) the list of ordinary committees listed at paragraph 7 is confirmed with their current terms of reference as set out in the council's constitution;**
- (b) the number of seats on each committee as set out at paragraph 8, and the allocation of those seats to political groups as set out at paragraph 9 is approved;**
- (c) the allocation of seats on outside bodies to political groups as set out at paragraph 10 is approved;**
- (d) it is noted that all other representation on outside bodies be decided by the chief executive, following consultation with the group leaders, in accordance with the provisions of the constitution;**
- (e) the Leader of the Council is delegated authority to annually appoint a chairman of the health and wellbeing board from those members of the executive appointed to the board, in accordance with the terms of reference agreed by Council;**
- (f) the suspension of the rules of proportionality in respect of the standards panel, the River Lugg Internal Drainage Board, and the Wye Valley AONB Joint Advisory Committee is approved; and**
- (g) the appointment of committee chairmen and vice chairmen of the committees as set out below is approved**

<b>Committee</b>	<b>Position</b>	
Adults and wellbeing scrutiny committee	Chairman	Councillor PA Andrews
	Vice-chairman	Councillor J Stone
Audit & governance committee	Chairman	Councillor PD Newman OBE
	Vice-chairman	Councillor ACR Chappell
Children and young people scrutiny	Chairman	Councillor CA Gandy

committee	Vice-chairman	Councillor FM Norman
Employment panel	Chairman	Councillor AW Johnson
	Vice-chairman	Councillor RJ Phillips
General scrutiny committee	Chairman	Councillor WLS Bowen
	Vice-chairman	Councillor BA Baker
Planning and regulatory committee	Chairman	Councillor PGH Cutter
	Vice-chairman	Councillor J Hardwick
Licensing sub-committee	Chairman	Councillor DW Greenow

## 9. 2018 CONSTITUTION REVIEW (Pages 23 - 28)

Council considered a report containing proposed changes to the constitution following the review undertaken by a member working group. Three proposed amendments were received prior to the meeting from the following members; Councillor NE Shaw, Councillor AJW Powers and Councillor EPJ Harvey. The proposed amendments were published as a supplement in advance of the meeting.

Councillor PD Newman OBE moved the report and explained that following the introduction of the current constitution in May 2017 a cross-party working group, of the audit and governance committee, had been established to undertake an overview of the constitution and make recommendations. The recommendations agreed by the working group were presented to the audit and governance committee in May 2018 and were approved in a split vote. Councillor J Stone seconded the report and its recommendations.

Council discussed the recommendations contained in the report and made the following points:

- The working group were thanked for their work on the constitution and it was positive that a change to the terms of reference of the scrutiny committees now included the ability to examine relevant budget and performance framework items;
- The new right of appeal for members against code of conduct judgements was welcomed; and
- There was concern that none of the proposed changes addressed issues of 'silo working', which had been identified as an issue in the recent peer review.

### Amendment 1

Councillor NE Shaw introduced his amendment and informed Council of the addition of the word *upheld* to his amendment which had been omitted in error from the published supplement. The amendment proposed the naming of councillors, in the annual code of conduct report to the audit and governance committee, against whom complaints had been upheld. Councillor Shaw explained that code of conduct complaints were mostly raised against parish councillors and only a small proportion were upheld. The proposal would only affect a small number of councillors and ensured that the electorate were aware when their local members were found to be in breach of the code of conduct. It

was proposed that parish councils should be consulted on any change in future constitution reviews.

Councillor JG Lester seconded the amendment.

Council made the points below in the debate which followed:

- Support was expressed for the amendment which would assist the audit and governance committee to complete its annual review of complaints and allow for councillors to be held to account by the electorate.
- There was concern that publishing the names of councillors in an annual report may not serve the public interest if breaches of the code were not known at times of election; and
- The amendment sought to ensure that the Council was open and transparent.

The amendment was put to the vote and approved unanimously.

**RESOLVED: That an amendment to section 3.5.14 (f) of the constitution is agreed as follows; *'To annually review overall figures and trends from code of conduct complaints which will include number of upheld complaints by reference to individual councillors within unitary, town and parish councils.'***

#### Amendment 2

Councillor AJW Powers introduced his amendment and explained that it added a clause to amendment 1 as carried by Council. The proposed amendment ensured that Council would be fully consistent with the Nolan principles and Herefordshire Council's core values including 'Openness'. The amendment would allow the electorate to know, after due process, when a breach of the code of conduct had occurred, the name of the councillor and the nature of the breach.

Councillor ACR Chappell seconded the amendment and explained that the amendment was intended to provide confidence to the electorate that councillors would be held to account effectively and the Council was open and transparent in its actions.

Council made the points below in the debate which followed:

- The use of the term 'promptly' in the amendment was questioned and whether this would pre-empt any appeal process;
- There was concern that if publication of the name and nature of the breach occurred before the conclusion of any appeal process this could unfairly malign councillors who successfully overturned a judgement on appeal. It was felt that the coverage of the initial breach would be extensive but any upheld appeal would only attract limited attention. There was a concern that this would deter parish councillors from serving as volunteers on local parish councils. A change to the proposed amendment was accepted by the proposer to ensure that disclosure of the name of the councillor and the nature of the breach would occur following the conclusion of any appeal process.
- The proposed amendment and the change relating to the conclusion of appeal processes was widely supported by members across the Council.

Councillor Jinman declared a non-pecuniary interest as chairman of Ewyas Harold Parish Council.

The debate continued as below:

- The proposed amendment and change were welcomed but it was suggested that the processes and procedures were still significantly behind those in other regulatory areas such as Parliament. It was hoped the next constitutional review would make further progress in realising improved regulatory process.

At least eight members of the Council requested a named vote.

The amendment was approved unanimously.

For (47): Councillors PA Andrews; BA Baker; JM Bartlett; WLS Bowen; TL Bowes; H Bramer; ACR Chappell; EE Chowns; MJK Copper; PE Crockett; PGH Cuter; BA Durkin; PJ Edwards; CA Gandy; DW Greenow; KS Guthrie; J Hardwick; DG Harlow; EPJ Harvey; EL Holton; JA Hyde; TM James; PC Jinman; AW Johnson; JF Johnson; JLV Kenyon; JG Lester; PP Marsh; RI Matthews; RL Mayo; MT McEvelly; SM Michael; PD Newman OBE; FM Norman; CA North; RJ Phillips; AJW Powers; PD Price; P Rone; A Seldon; NE Shaw; J Stone; D Summers; EJ Swinglehurst; A Warmington; DB Wilcox; and SD Williams.

**RESOLVED: That an amendment to section 3.5.14 (f) of the constitution is agreed as follows; *‘To annually review overall figures and trends from code of conduct complaints which will include number of upheld complaints by reference to individual councillors within unitary, town and parish councils and when a code of conduct complaint has been upheld by the Monitoring Officer or by the Standards Panel, after the option of any appeal has been concluded, promptly to publish the name of the councillor, the council, the nature of the breach and any recommendation or sanction applied.’***

### Amendment 3

Councillor EPJ Harvey introduced her amendment concerning a change to the code of conduct to require members to declare membership of closed or private organisations and societies. Officers were required to make such declarations therefore in the interests of consistency the code of conduct should obligate councillors to declare such memberships. The amendment would be consistent with the Nolan principles and elected members should accept that such declarations should be required. The proposal would have been in the recommendations put to council but had been narrowly lost in a split vote of the audit and governance committee.

Councillor Norman seconded the amendment and explained that the proposal was in the spirit of openness which had informed the previous two amendments approved at the meeting. It was important that there was consistency in required declarations between officers and councillors.

The points below were made in the debate that followed:

- There was already a requirement for councillors to declare interests where they impacted on decisions and actions in which members were involved. It was urged that Council wait until the parliamentary select committee currently looking into standards of public life reported its finding and then consider the issue again;
- It was explained that similar declarations were required in other sectors and it was not felt that there was any problem with councillors declaring memberships of closed or private organisations;
- The burden to volunteers of making such declarations of interests was raised and that this may act as a deterrent to people standing for public office;



- It was commented that potentially there were a number of organisations to which members belonged which would require declarations under this principle. The amendment would provide transparency and clarity to the public;
- Consistency between officers and councillors declarations of interest was imperative;

At least eight members of Council requested a named vote.

The amendment was approved 38 in favour 2 against and 7 abstentions.

For (38): Councillors PA Andrews; JM Bartlett; WLS Bowen; TL Bowes; ACR Chappell; EE Chowns; PE Crockett; BA Durkin; PJ Edwards; CA Gandy; DW Greenow; KS Guthrie; J Hardwick; DG Harlow; EPJ Harvey; EL Holton; JA Hyde; TM James; PC Jinman; JF Johnson; JLV Kenyon; JG Lester; PP Marsh; RI Matthews; RL Mayo; MT McEvelly; SM Michael; PD Newman OBE; FM Norman; CA North; RJ Phillips; AJW Powers; A Seldon; J Stone; D Summers; EJ Swinglehurst; A Warmington; and SD Williams.

Against (2): Councillors BA Baker; and AW Johnson.

Abstentions (7): Councillors H Bramer; MJK Cooper; PGH Cutter; PD Price; P Rone; NE Shaw; and DB Wilcox.

**RESOLVED:** that an amendment is agreed to replace the wording in section 5.2.14 of the constitution with the following: *‘Schedule 2 interests are **Membership of any body: a) exercising functions of a public nature; or b) directed to charitable purposes; or c) whose principle purposes include the influencing public opinion or policy (including any political party); or d) is not open to the public without formal membership. This does not include subscription or any body to which the member is appointed or nominated by the council.**’*

Councillor PD Newman OBE proposed and Councillor JG Lester seconded the substantive recommendation which was put to the vote and approved.

**RESOLVED; that:**

- a) Subject to amendments 1 - 3 resolved above, the revised constitution at appendices 2-9 is adopted and implemented with immediate effect; and**
- b) Authority is delegated to the solicitor to the council to make technical amendments (grammatical, formatting and consistency) necessary to finalise the revised constitution for publication.**

The meeting ended at 12.33 pm

**CHAIRMAN**



**Chairman's Announcements – Council Meeting – 13<sup>th</sup> July 2018**  
**Events attended by the Chairman since the last**  
**Council meeting on 25<sup>th</sup> May 2018**

- 4<sup>th</sup> June – Ross Mayor Making, Ross
- 11<sup>th</sup> June – Citizenship Ceremony
- 12<sup>th</sup> June – Service Commemorating the 1100<sup>th</sup> Anniversary of the Death of Lady of the Mercians, Tamworth
- 16<sup>th</sup> June – Hereford Police Choir Annual Concert, Shire Hall
- \*24<sup>th</sup> June – RNC 40<sup>th</sup> Birthday Celebration, Hereford Cathedral
- 25<sup>th</sup> June – Armed Forces Flag Raising Ceremony, High Town Hereford
- \*25<sup>th</sup> June – Armed Forces Flag Raising Ceremony, Leominster
- 30<sup>th</sup> June – Armed Forces Day, Leominster
- 4<sup>th</sup> July – Herefordshire School Games, Hereford Leisure Centre
- 5<sup>th</sup> July – High Sheriff's Garden Party
- 7<sup>th</sup> July – Hereford Cathedral Perpetual Trust Tea
- 8<sup>th</sup> July – Royal British Legion County Rally, St Peter's Church
- 9<sup>th</sup> July – Citizenship Ceremony

\*Attended by the Vice-Chairman, Councillor Phil Edwards



## Chief Executive's Announcements – 13 July 2018

- 16-19 SEN Free School project progressing well, with confirmation of Barrs Court Academy Trust as provider of this valuable new provision for young people with the most complex needs and disabilities, bringing significant investment into Herefordshire as part of the council's Schools Capital Investment Strategy.
- We are working with students currently at the Robert Owen Academy and their parents and carers, to ensure their education needs are met when they start their new school year in September 2018. The Academy is to close at the end of the summer.
- Our children's safeguarding service received positive feedback from the safeguarding LGA Peer Review which said "we saw good practice and solid signs of improvement in all three areas of focus.....Herefordshire is a better place to be". We also have some significant areas for improvement including ensuring practice is consistently of high quality, is recorded and that visits and assessments are taking place in a timely manner.
- Herefordshire has successfully converted all statements of special educational needs (SEN) into Education, Health and Care (EHC) Plans. We now have 884 EHC Plans of our own plus 40 EHC plans from other councils, where pupils attend Herefordshire schools. This has been a huge endeavour involving children, parents / carers, early years settings, schools, colleges and a range of council professionals.
- Following Cabinet's decision to extend Herefordshire's commitment to resettlement of refugees in December 2017, we will be welcoming the first such refugee families during June (4 families-18 people).
- One of the biggest issues in social care is the recruitment and retention of care workers - our Care Heroes campaign will be launched over the summer with the aim to raise the profile of care work and attract more people into the sector.
- A new apprenticeship programme has been established to grow our project management capability within the council. The training will be done in conjunction with Riverside Training (Hereford) with the final qualification being with the Association of Project Management (APM) – a highly regarded industry standard qualification.
- Over 196,000 people visited Poppies: Weeping Window, when it was displayed at Hereford Cathedral between 14 March and 29 April.
- Herefordshire Council's broadband delivery project, Fastershire, has been shortlisted for the Connected Britain Awards 2018 (recognizing innovation and achievement). According to the latest independent data, 85% of the county's homes and businesses now access superfast broadband speeds, (only 0.6% of properties in 2012). The county has four times higher than national average of new optimum fibre technology deployed in rural areas and this is set to continue with fibre deployment direct to the home as part of the new contract with Gigaclear. Awards will be made in mid-June.
- Congratulations to Rachel Jones, Economic Development Officer, presented with a Gold Award for 'outstanding contribution to the work of Young Enterprise' at the Herefordshire Young Enterprise finals.
- Our new children's wellbeing Assistant Director for Safeguarding, Liz Elgar, starts with us in June 2018.





<b>Meeting:</b>	<b>Council</b>
<b>Meeting date:</b>	<b>Friday, 13 July 2018</b>
<b>Title of report:</b>	<b>Treasury Management - 2017/18 Outturn</b>
<b>Report by:</b>	<b>Cabinet member corporate strategy and budget</b>

### **Classification**

Open

### **Decision type**

This is not an executive decision

### **Wards affected**

(All Wards);

### **Purpose and summary**

To approve the treasury management outturn for 2017/18.

The treasury management outturn underspent by £936k in 2017/18.

Cabinet reviewed the outturn at its meeting on 28 June and recommended it for approval. An annual report is presented to Council in line with the Treasury Management Strategy and Cipfa treasury management best practice.

### **Recommendation(s)**

**That:**

- (a) Council approve the treasury management outturn for 2017/18 at appendix 1.**

### **Alternative options**

1. There are no alternative options, financial reporting requirements state that the treasury management outturn be reported to full Council for approval.

## Key considerations

2. Treasury management is where the council manages the cashflow position through investments and borrowings with the security of funds being the paramount objective.
3. The treasury management budget underspent by £936k in 2017/18 due to interest charges on short term loans being lower than budgeted and utilised less than expected as a consequence of less capital expenditure, compared to the budget, being incurred during the year.
4. External borrowing is taken out to support the council's capital programme. Borrowing limits are set in accordance with the Prudential Code for Capital Finance in Local Authorities. In 2017/18 no new long-term borrowing was required and short term borrowing reduced.
5. Total borrowing at the year end, including short-term loans, was £148.1m (compared to £176.5m as at 31 March 2017). Net borrowing, after offsetting investments, was £133.9m as at 31 March 2018 (compared to £173.5m as at 31 March 2017). Total borrowing decreased by £28.4m due to repayments exceeding the need to borrow to fund capital spend in 2017/18.
6. Appendix 1 provides the detailed outturn report and includes an analysis in line with the CIPFA code of practice on treasury management. The council complied with its prudential indicators, Treasury Management Policy Statement and Treasury Management Practices for 2017/18 as detailed in Annex 1 of Appendix 1.

## Community impact

7. The effective management of resources enables the council to direct those resources to support corporate plan priorities.
8. In accordance with the code of corporate governance, Herefordshire Council must ensure that it has an effective performance management system that facilitates effective and efficient delivery of planned services. Effective financial management, risk management and internal control are important components of this performance management system. To support effective accountability the council is committed to reporting on actions completed and outcomes achieved, and ensuring stakeholders are able to understand and respond as the council plans and carries out its activities in a transparent manner. Providing a report on the performance of our treasury management activity ensures openness and transparency is maintained.

## Equality duty

9.

Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:

A public authority must, in the exercise of its functions, have due regard to the need to -

- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;

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Further information on the subject of this report is available from  
Josie Rushgrove, Tel: 01432 261867, email: jrushgrove@herefordshire.gov.uk



- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
- (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

10. The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services. As this is a factual report on performance, we do not believe that it will have an impact on our equality duty.

## **Resource implications**

11. None arising from the recommendations as the outturn report is a factual summary of performance in 2017/18.

## **Legal implications**

12. Financial reporting requirements contained in the council's finance procedure rules within the constitution stipulates that council receive this annual report.

## **Risk management**

13. Council approves the treasury management strategy for the year ahead as part of the annual budget setting process which details the risk mitigation processes. Council is then required to approve the treasury management outturn position under financial reporting requirements with monitoring reported to cabinet throughout the year.
14. The setting of a Treasury Management Strategy documents the counterparties and limits to mitigate risks in relation to the loss of funds.

## **Consultees**

15. None

## **Appendices**

Appendix 1 – Treasury Management Outturn 2017/18

## **Background papers**

None identified



## Annual Treasury Management Report 2017/18

### 1. Introduction

- 1.1. The council's treasury management activity is underpinned by CIPFA's Code of Practice on Treasury Management. Before the start of every year the Code requires local authorities to produce Prudential Indicators and a Treasury Management Strategy Statement detailing the policies and objectives of the council's treasury management activities for the forthcoming year. This outturn report compares actual activity to those policies and objectives.
- 1.2. The council borrows and invests substantial sums of money and is therefore exposed to financial risks including the loss of invested funds and the revenue effect of changing interest rates. The successful identification, monitoring and control of these risks are central to the treasury management strategy.

### 2. Economic Background

- 2.1. **Growth:** During the first half of 2017 growth was disappointingly weak. The main reason for this was the sharp increase in inflation caused by the devaluation of sterling after the EU referendum. However, growth did pick up modestly in the second half of 2017.
- 2.2. **UK Monetary Policy:** On 2 November the Monetary Policy Committee (MPC) raised the bank rate from 0.25% to 0.50%. The 8 February MPC meeting minutes warned for more imminent and faster paced increases in the bank rate.
- 2.3. **Inflation:** CPI inflation ended the year at 2.7% and was forecast to remain just over 2% within 2 years.

### 3. Borrowing

- 3.1. The council continues to access lower cost short-term loans from other local authorities rather than more expensive longer term debt due to the differential between short and longer-term interest rates. This policy is expected to continue in 2018/19 but should this differential decrease and short term borrowing costs increase, the council will begin securing additional fixed long term debt to fund its borrowing requirements.
- 3.2. In 2017/18 the weighted average interest rate paid on council borrowing was 3.48% (3.24% in 2016/17). The weighted average cost of long term borrowing was 3.88% compared to 0.70% for short-term borrowing (being the gross cost including brokers' commission of between 0.03% and 0.06%).
- 3.3. It is council strategy to maintain borrowing and investments below their underlying levels by using "internal borrowing", utilising usable reserves. This maintains borrowing and investment balances to a minimum.
- 3.4. During 2017/18 Public Works Loan Board (PWLB) have increased their lending rates correspondingly to the developments noted in the economic background section above, with shorter term rates increasing more sharply than longer term rates.
- 3.5. The premium charged by the PWLB for the early repayment of PWLB debt remained too expensive for existing loans in the council's portfolio to be repaid and rescheduled. No rescheduling activity was undertaken in 2017/18, this option will continue to be constantly considered.

## Annual Treasury Management Report 2017/18

3.6. Borrowing activity during the year is summarised below:

<b>Borrowing Activity in 2017/18</b>	<b>01/04/17 Balance £m</b>	<b>New Borrowing £m</b>	<b>Debt Maturing £m</b>	<b>31/03/18 Balance £m</b>
Short-term borrowing	28.00	10.00	(33.00)	5.00
Long-term borrowing	148.49	0.00	(5.44)	143.05
<b>TOTAL BORROWING</b>	<b>176.49</b>	<b>10.00</b>	<b>(38.44)</b>	<b>148.05</b>
Other long-term liabilities*	57.41	0.27	(2.24)	55.44
<b>TOTAL EXTERNAL DEBT</b>	<b>233.90</b>	<b>10.27</b>	<b>(40.68)</b>	<b>203.49</b>
<i>*Other long term liabilities represent existing commitments under PFI arrangements included in the medium term financial strategy</i>				

3.7. Total borrowing decreased by £28.4m due to repayments exceeding the need to borrow to fund capital programme spend in 2017/18.

3.8. The council's underlying need to borrow as measured by the Capital Financing Requirement (CFR). As at 31/03/2018 this totalled £314.6m. The difference of £111.1m between the CFR and total external debt represents internal borrowing from usable reserves, which totalled £112.1m, working capital balances and the outstanding loan balance with Mercia waste of £37.1m.

3.9. The council's capital financing costs in 2017/18 were as follows.

<b>Capital financing costs for 2017/18:</b>	<b>Budget</b>	<b>Outturn</b>	<b>Over / (under) spend</b>
	<b>£m</b>	<b>£m</b>	<b>£m</b>
<b>Minimum Revenue Provision</b> (provision for repayment of loan principal)	<b>11.1</b>	<b>6.0</b>	<b>(5.1)</b>
<b>Interest payable on all loans</b>	<b>6.8</b>	<b>5.8</b>	<b>(1.0)</b>
<b>TOTAL</b>	<b>17.9</b>	<b>11.8</b>	<b>(6.1)</b>

3.10. The variances to budget have arisen from:

- The change to the Council's Minimum Revenue Provision Policy (MRP) in the year. This decision means that the MRP is now calculated on an annuity basis, resulting in an in year saving. This saving has been added to the Council's usable revenue reserves.
- The underspend on interest payable rose to £978k on outturn due to interest charges on short term loans being lower than budgeted and utilised less than expected.

## Annual Treasury Management Report 2017/18

4. Investments

4.1. The council invests significant funds, representing income received in advance of expenditure plus balances and reserves. During 2017/18 the council's investment balances averaged at £22m and ranged from £3m in April 2017 to £45m in February 2018.

4.2. Security of capital remained the council's primary objective. Investment income remained low due to the continued low interest rate environment.

4.3. Investments held at the start and end of the year were as follows:

Investments	01/04/17 Balance £m	Investments Made £m	Maturities/ Withdrawals £m	31/03/18 Balance £m
Instant Access Accounts	2.97	319.13	(312.98)	9.12
Notice Accounts	-	5.00	(5.00)	-
Fixed Term Deposits	-	22.00	(17.00)	5.00
<b>Total</b>	<b>2.97</b>	<b>346.13</b>	<b>(334.98)</b>	<b>14.12</b>
<b>Increase in investments</b>				<b>11.15</b>

4.4. Interest received during the year was as follows:

Month	Average amount invested		Average rate of interest earned		Budget £000	Interest earned £000	(Surplus) /deficit £000
	Actual £m	Budget £m	Actual %	Budget %			
Apr-16	9.6	15	0.27	0.30	4	2	(2)
May-16	17.8	15	0.23	0.30	4	3	(1)
Jun-16	8.8	15	0.23	0.30	4	2	(2)
Jul-16	14.9	15	0.22	0.30	4	3	(1)
Aug-16	20.5	15	0.20	0.30	4	3	(1)
Sep-16	15.2	15	0.20	0.30	4	2	(2)
Oct-16	13.7	60	0.20	0.30	16	2	(14)
Nov-16	30.5	60	0.38	0.30	16	9	(7)
Dec-16	29.1	60	0.46	0.30	16	12	(4)
Jan-17	39.3	60	0.44	0.30	16	15	(1)
Feb-17	39.8	60	0.42	0.30	16	13	(3)
Mar-17	29.1	60	0.47	0.30	16	12	(4)
<b>Outturn</b>					<b>120</b>	<b>78</b>	<b>(42)</b>

**Annual Treasury Management Report 2017/18**

- 4.5. The interest received in the year was below budget due to lower balances being maintained, reducing the need to borrow.
- 4.6. The average interest rate achieved during 2017/18 was 0.31%, slightly higher than budgeted. This compares favourably with the generally accepted benchmark of the average 7-day London Inter-Bank Bid (LIBID) rate of 0.21%.
- 4.7. In addition to interest earned on balances interest has been accrued in relation to the energy from waste plant loan to Mercia waste. This totalled £2.0m, the net loan position is set aside to fund increased waste disposal costs in future years.

**5. Compliance with Prudential Indicators**

- 5.1. The Council complied with its Prudential Indicators, Treasury Management Policy Statement and Treasury Management Practices for 2017/18 as detailed in Annex 1. A prudent approach has been taken in relation to investment activity with priority being given to security and liquidity over yield.

## Annual Treasury Management Report 2017/18

## Annex 1

**Performance Indicators****1. Treasury Management Indicators**

The council measures and manages its exposures to treasury management risks using the following indicators.

**1.1 Interest Rate Exposures**

This indicator is set to control the council's exposure to interest rate risk. The indicator sets upper limits on fixed and variable rate interest rate exposures, expressed as the proportion of net principal borrowed.

	<b>2017/18 Approved Limit</b>	<b>2017/18 maximum exposure</b>
<b>Upper Limit for Fixed Rate Exposure</b>	100%	100%
<b>Upper Limit for Variable Rate Exposure</b>	50%	15%

The above indicator relates to net debt, if the council has variable rate investments at the same level as its variable rate debt it is deemed to have no variable rate exposure (all council investments are regarded as being at variable rate because no investments are for more than one year).

**1.2 Maturity Structure of Fixed Rate Borrowing**

This indicator is to limit large concentrations of fixed rate debt needing to be replaced at times of uncertainty over interest rates.

<b>Maturity Structure of Fixed Rate Borrowing</b>	<b>Lower Limit %</b>	<b>Upper Limit %</b>	<b>Actual Fixed Rate Borrowing 31/03/18 £m</b>	<b>% Fixed Rate Borrowing 31/03/18</b>
Under 12 months	0%	35%	<b>5.54</b>	<b>4%</b>
12 months and within 24 months	0%	30%	<b>7.23</b>	<b>5%</b>
24 months and within 5 years	0%	25%	<b>12.38</b>	<b>9%</b>
5 years and within 10 years	0%	25%	<b>26.17</b>	<b>18%</b>
10 years and within 20 years	0%	40%	<b>28.70</b>	<b>20%</b>
20 years and within 30 years	0%	40%	<b>20.86</b>	<b>15%</b>
30 years and within 40 years	0%	40%	<b>22.17</b>	<b>15%</b>
40 years and within 50 years	0%	40%	<b>20.00</b>	<b>14%</b>
<b>Total</b>			<b>143.05</b>	<b>100%</b>

Two LOBO ("Lenders Option then Borrowers Option") bank loans of £6m each are repayable in 2054 however if the lenders seek to increase the interest rate charged, currently 4.50%, the council has the opportunity to repay the loans.

**1.3 Upper Limit for Total Principal Sums Invested Over 364 Days**

The purpose of this limit is to contain exposure to the possibility of financial loss that may arise as a result of the council having to seek early repayment of the sums invested.

## Annual Treasury Management Report 2017/18

Upper Limit for Total Principal Sums Invested Over 364 Days	2017/18 Approved £m	2017/18 Actual £m	2018/19 Estimate £m	2019/20 Estimate £m
<b>Total</b>	<b>5</b>	<b>0</b>	<b>5</b>	<b>5</b>

During 2017/18 no long-term investments were made for a period exceeding 364 days.

## 2. Prudential Indicators

### 2.1 Estimates of Capital Expenditure

This indicator is set to ensure that the level of proposed capital expenditure remains within sustainable limits and, in particular, to consider the impact on council tax.

Capital Expenditure	2017/18		2018/19 Estimate £000	2019/20 Estimate £000
	Estimate £000	Actual £000		
<b>Total</b>	<b>73,272</b>	<b>49,154</b>	<b>92,148</b>	<b>47,910</b>

Capital expenditure has been and is expected to be financed or funded as follows:

Capital Financing	2017/18		2018/19 Estimate £000	2019/20 Estimate £000
	Estimate £000	Actual £000		
Capital grants	39,071	29,011	51,497	22,213
Capital receipts	9,745	4,184	12,495	150
Revenue funding	-	249	-	-
Prudential borrowing	24,456	15,710	28,156	25,547
<b>Total</b>	<b>73,272</b>	<b>49,154</b>	<b>92,148</b>	<b>47,910</b>

Generally prudential borrowing finance is provided where the return on the investment exceeds the debt financing cost.

## 3. Capital Financing Requirement (CFR)

Estimates of the council's cumulative maximum external borrowing requirement for 2017/18 to 2019/20 are shown in the table below:

Capital Financing Requirement	2017/18 Approved £000	2017/18 Actual £000	2018/19 Estimate £000	2019/20 Estimate £000
<b>Total CFR</b>	<b>290,123</b>	<b>314,628</b>	<b>307,307</b>	<b>328,395</b>

Total debt is expected to remain at or below the CFR during the forecast period.

## 4. Authorised Limit and Operational Boundary for External Debt

The Local Government Act 2003 requires the Council to set an Affordable Borrowing Limit or Authorised Limit. This is a statutory limit which should not be breached.



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The Operational Boundary is based on the same estimates as the Authorised Limit but reflects the most likely, prudent but not worst case scenario without the additional headroom included within the Authorised Limit. The limits for other long term liabilities have been increased to £60m in the 2018/19 Treasury Management Strategy approved by Council in January 2018 to reflect the loan arrangement agreed in relation to the waste PFI arrangement.

	<b>2017/18 Approved Operational Boundary £m</b>	<b>2017/18 Approved Authorised Limit £m</b>	<b>Actual External Debt as at 31/03/18 £m</b>
Borrowing	310.0	320.0	148.0
Other Long-term Liabilities	30.0	40.0	55.4
<b>Total</b>	<b>340.0</b>	<b>360.0</b>	<b>203.4</b>

#### 5. Ratio of Financing Costs to Net Revenue Stream

This is an indicator of affordability and highlights the revenue implications of existing and proposed capital expenditure by identifying the proportion of the revenue budget required to meet financing costs, net of investment income.

<b>Ratio of Financing Costs to Net Revenue Stream</b>	<b>2017/18 Approved %</b>	<b>2017/18 Actual %</b>
Net Revenue Stream	145,025	145,026
Financing Costs	17,859	14,113
<b>Percentage</b>	<b>12.3%</b>	<b>9.7%</b>

#### 6. Adoption of the CIPFA Treasury Management Code

This indicator demonstrates that the council has adopted the principles of best practice.

The council has incorporated the Chartered Institute of Public Finance and Accountancy's *Treasury Management in the Public Services: Code of Practice 2011 Edition* into its treasury policies, procedures and practices. In December 2017 CIPFA revised the Treasury Management Code of Practice with full implementation expected in 2019/20.





<b>Meeting:</b>	<b>Council</b>
<b>Meeting date:</b>	<b>Friday 13 July 2018</b>
<b>Title of report:</b>	<b>Capital Programme Update</b>
<b>Report by:</b>	<b>Cabinet member corporate strategy and budget</b>

## Classification

Open

## Decision type

This is not an executive decision

Notice has been served in accordance with Part 3, Section 9 (Publicity in Connection with Key Decisions) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

## Wards affected

(All Wards);

## Purpose and summary

To approve in year adjustments to the capital programme including proposed investment additions for 2018/19, 2019/20 and 2020/21. These items are in addition to the £92.418m for 2018/19, £48.078m 2019/20 and £8.484m 2020/21 capital funding approved by Council in January 2018

The report proposes some adjustments to reflect increased or unanticipated grant allocations and s106 funding secured and proposes some changes to reflect the way in which some individual projects are now anticipated to be funded. Additional provision is sought to enable development of the Shell Store; the additional provision arises as a result of construction costs inflation and an error in the programme approved by Council. In addition, two new schemes are proposed to be added:

- the Cyber Security Centre to support the development of specialist facilities including business space for small and medium enterprises (SME's), research and product testing lab space, and educational and training space at Rotherwas; and
- the redevelopment of the Hillside Rehabilitation Centre to provide additional residential nursing care provision in the county.

If approved the proposals will have an increase in the capital programme of £3.5m and £1.5m respectively and funded by £1.5m use of capital receipts, £2m borrowing for Cyber Security Centre and £1.5m borrowing for Hillside.

A delegation is sought to enable the Chief Finance Officer (as s151 officer) to approve in year amendments to the capital budget where the amendment arises as a result of securing external funding.

## Recommendation(s)

That:

- (a) the addition of £6.711m grant funding and s106 contributions to existing project budgets within the existing capital programme as detailed in the table below be approved

Scheme Name	2018/19 New Budget/ Grant £'000
<b>Economy, Communities and Corporate</b>	
Local Transport Plan (LTP)	3,198
Fastershire Broadband	1,674
ECC's S106	756
<b>Total ECC Capital Projects</b>	<b>5,629</b>
<b>Childrens wellbeing</b>	
Schools Capital Maintenance Grant	33
CYPD's S106	589
Special Provision Capital Fund	167
Healthy Pupils	99
Basic Needs Funding	48
<b>Total CWB Capital Projects</b>	<b>936</b>
<b>Adults and wellbeing</b>	
Disabled facilities grant	147
<b>Total AWB Capital Projects</b>	<b>147</b>
<b>Total</b>	<b>6,711</b>

- (b) the special provision capital fund be increased by £167k in each of 2019/20 and 2020/21 capital budgets for the new grant allocation;
- (c) additional provision of £1.116m be made to support development of the Hereford Enterprise Zone Shell Store making the total provision for this project £7.316m;
- (d) provision of £1.5m be made to support conversion of the Hillside Rehabilitation Centre to provide a nursing home facility;
- (e) provision of £3.5m be made to support delivery of a Cyber Security Centre at Rotherwas;

- (f) the changes set out at paragraphs 35 and 36 to funding streams for Ross Enterprise Park and Childrens Wellbeing projects and adjustments across directorate projects with an overall reduction of £476,000 be approved;
- (g) the revised 2018/19 capital budget of £145.315m detailed in appendix 1 be adopted, which consists of £40.816m 2017/18 brought forward balances and previous approved budgets of £92.148m, along with the above items be approved; and
- (h) the chief finance officer be authorised, following consultation with the Cabinet Member Finance and Corporate Services, to make in year amendments to the capital programme to reflect additional external funding secured in year.

## Alternative options

1. Not approve the proposed amendments and additions. This is not recommended as this would lead to a loss of £6.711m additional income or the inability to deliver projects brought forward in order to further achievement of the corporate plan priorities and outcomes
2. Not to seek a delegation to make in year amendments to the capital budget to reflect external funding secured. This is not recommended as the addition of external funding to the budget does not adversely impact on the council's financial position and any drawing down of that funding would be subject to separate governance.

## Key considerations

3. The capital programme reflects capital investment generating benefit to the county for a period in excess of one year.
4. The programme was approved by Council in January 2018 having followed budget and policy framework rules; this report now proposes in year changes to the approved programme.
5. The programme adjustments reflect a total carry forward from 2017/18 of £40.816m, as detailed in appendix 1 and reflects the budget balance remaining of previously approved capital project budgets which have either not yet started or have not spent to profile; the project leads have confirmed that the funding allocations remain necessary to deliver the projects.
6. Additional capital budgets of £12.827m (detailed in appendix 1) are now being proposed in 2018/19. Of this, £6.711m arises from increased or unanticipated grants or s106 receipts and need to be reflected to ensure the grants can be spent in line with any grant guidelines for the financial year. These additional grants include £931,455 government pothole funding which now provides a total allocation of £1.253m in 2018/19 within the Local Transport Plan budget.
7. The remaining £6.116m proposed capital investment is to support additional provision for the development of Hereford Enterprise Zone Shell Store and two new projects: the redevelopment of Hillside to provide additional residential nursing care capacity in the county, and the Cyber Security Centre. More detail about these three projects is provided below.

## The Shell Store

8. The Shell Store – Hereford’s Technology Incubation and Development Application Centre is a unique opportunity to create a business incubation centre for start-up and scale-up businesses that will be a catalyst to innovation and productivity driven growth in the county. Herefordshire is one of the only places in England without a dedicated incubation facility. The project will be a generator of jobs and support business growth with current projections for support to over 250 businesses, creating over 425 jobs by 2031
9. The technology and application aspect of the centre is now a vital component of the NMiTE University and it will provide space for students to interface with businesses and solve real world engineering challenges that businesses have.
10. The project will repurpose a gradually decaying building of significant heritage value. It is currently an eyesore and not conducive to the imminent high-tech business park development proposed on this high-value part of the Enterprise Zone marketed to international investors by HM Government.
11. An increase to the Hereford Enterprise Zone Shell Store budget is proposed of £1.116m funded from £822k borrowing and £294k external contributions. This is required to correct an error that occurred resulting in a difference between the existing capital programme entry and the amount requested in the cabinet member decision, and to reflect the construction inflation experienced whilst the full funding package was being assembled.
12. In 2016 the council commissioned a RIBA Stage 3 Cost Plan which costed the project at just under £6.5m. The council has secured a £2m grant contribution towards the project from the Marches European Structural and Investment Funds (ESIF) allocation. The council has also secured a zero interest loan from the Marches LEP “Marches Investment Fund” of £2.498m. The council are required to fund the remaining cost.
13. The process to complete the funding package has taken almost two years. A review of inflation based on the latest BCIS industry data indicates that the 2016 estimate should be uplifted by 14-17%. Following a process of value engineering and cost review the revised project estimate now stands at £7.316m, which includes an increase in the contingency budget. As a consequence there is a need to increase the council contribution by £822,000 to take the council contribution to a maximum of £2.822m.
14. It is proposed that this increase in the capital contribution would be funded via an increase in the prudential borrowing requirement, the repayment of this borrowing will be funded from within the project income.

### **Hillside Rehabilitation Centre**

15. The addition of £1.5m is proposed for the Hillside property redesign project as detailed in the feasibility business case included as a background paper to this report. The council owns the freehold building currently known as Hillside Rehabilitation Centre situated on Pentwyn Avenue, Hereford HR2 7LB, approximately one mile from the city centre between the Ross Road and Belmont Road. Until recently the centre has been operated by Wye Valley Trust as a community hospital and currently has 22 ensuite bedrooms with three day rooms, courtyards and onsite parking, however WVT have issued the council with notice to cease delivering the service within Hillside.
16. The council is scoping a feasibility study to develop a nursing home provision at Hillside that meets the need of an ageing population particularly those with complex Elderly Mental Illness needs that delivers quality care and is financially sustainable. The feasibility work will include clarification of the risks associated with legal charges relating to investment made by NHS bodies in the property. The intention is to increase the capacity

from the current 22 beds to 28 which will require internal refurbishment and alternations and to have a technically advanced service that supports independence, the expected refurbishment cost is £1.5m however a detailed feasibility study with comprehensive architectural designs will be commissioned to develop the specification of the building redesign. In the event that this demonstrates an increase in refurbishment costs, further provision will be sought by cabinet subject to the business case justification being maintained.

17. The demand for nursing beds to support complex needs in Herefordshire is high and the projected demand will increase by 90% by 2039. The council finds it increasingly difficult to source quality placements at the agreed usual rate in Herefordshire due to the limited capacity available. New providers are not entering the market and a recent Competition and Market Authority report suggested the market would not build purely for council funded clients therefore the council needs to consider innovative alternative options to provide the resilience and support quality improvements across the market.
18. A model whereby a provider leases an existing facility from the council would be attractive to the provider market as it obviates the costs of borrowing significant funds to build a new care home. The expectation is that the nursing home will deliver high quality care within a high specified service and is technologically advanced to increase individual's independence as much as possible. In Herefordshire 25% of the nursing homes are below the expected level of quality of care reported by the care quality commission. The proposed nursing home can support the improvement of the quality of care within the homes by offering mentorship, advice and guidance to other homes in Herefordshire and by delivering a centre of excellence.
19. The home will also be designed to provide a training facility for care, support and nursing staff. Herefordshire has the same workforce issues as the rest of the country with sourcing and retaining care, support and nursing staff. Therefore, the nursing home will be developed into a training facility to support the development and growth of the workforce in Herefordshire.
20. Hillside is situated within a developed community with sheltered accommodation next door and approximately 40% of the local community aged 65 or over. The redesigned home will be integrated into the community and with the intention to support the local residents with nursing or care needs to remain within their own home if needed, the home will also be accessible to the residents with community activities within the home

### **Cyber Security Centre**

21. The cyber security sector is an important and fast growing part of the UK economy. The UK is one of the world leaders in the sector. Herefordshire is home to a growing cluster of cyber security businesses. But currently lacks facilities and a focus for research, developing and testing new products and services and education and training. The costs of laboratories and associated facilities are inhibitory for Small and Medium Enterprises (SME) and smaller institutions.
22. The University of Wolverhampton has undertaken extensive market testing and discussions and are proposing the development of a centre which will provide a unique range of facilities including business space for SMEs research and product testing laboratory space and educational and training space.
23. The centre would act as a key asset to help catalyse the local cyber business community grow a wider cyber network of businesses and institutions and act as a draw for national

and international business investment, in support of the council's Economic Vision for the county.

24. The University has strengthened its cyber research capabilities and developed a detailed design and cost plan for the centre and secured planning permission on the Rotherwas Enterprise Zone. It has also conducted business planning which shows the centre being viable as the services and facilities get fully utilised and Intellectual property gets properly exploited.
25. The University has secured Marches LEP and ESIF grant funding of £4.1m for the project which has a total cost of £9m, and is seeking £3.5m financial support from the council through a mixture of a short term loan of £2m and an investment of £1.5 m. The University is ready to go out to tender for a contractor which would see development of the centre start by January and opening by spring 2020.

#### Other Changes

26. It is proposed to reallocate some of the Children's Wellbeing capital project budgets as detailed in the table below to ensure budgets are utilised in the most beneficial way. This also has an overall effect of reducing the capital budget requirement by £476,000, once the movements between each of the projects has been made.

Scheme Name	2018/19 £'000 Adjustments
<b>Childrens wellbeing</b>	
Colwall Primary School	250
Schools Capital Maintenance Grant	45
Expansion for Marlbrook school	(670)
Brookfield School Improvements	(466)
Individual Pupil Needs	271
Hereford Academy	(62)
Blackmarston SEN	31
Basic Needs Funding	262
Lady Hawkins Sports Hall	(78)
Preliminary works to inform key investment need throughout the county	(59)
<b>Total CWB Capital Projects</b>	<b>(476)</b>

27. The special provision capital fund referenced in both the table above and in recommendation b) is a £500k grant to be given to the council equally over the three financial years 2018/19 to 2020/21. Special provision funding is central government grant funding to councils to support the creation of additional places for pupils with special educational needs and disabilities (SEND), or to improve facilities for them in mainstream and special schools, nurseries, colleges and other education providers.
28. Previously some Adults and wellbeing capital budgets were incorrectly reported under the affordable housing grant, the adjustment column shows £205,000 being reallocated correctly against other projects.
29. Approval of provision in the capital programme is not an approval to proceed. Each project will be subject to its own governance and business case before any spend may be incurred.



30. Cabinet considered the proposals on 28 June and approved their recommendation to Council.

## **Community impact**

31. The capital programme budget supports the overall corporate plan and service delivery strategies in place. The overall aim of capital expenditure is to benefit the community through improved facilities and by promoting economic growth. A specific community impact assessment, including any health and safety implications or corporate parenting responsibilities, will be included in any decision report required prior to any new capital scheme commencing and incurring spend. Further details will be provided in the following decision reports ahead of incurring spend.
32. The new project proposed in relation to Hillside would support achievement of the council's corporate plan priorities to enable residents to live safe, healthy and independent lives and to secure better services, quality of life and value for money by enhancing the range and quality of provision locally.
33. The additional funding proposed for the Shell Store and for the Cyber centre support achievement of the council's corporate plan priority to support the growth of our economy by providing high quality facilities within which businesses may establish and grow, in accordance with the council's Economic Vision for the county.

## **Equality duty**

34. Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:

A public authority must, in the exercise of its functions, have due regard to the need to -

- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
  - (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
  - (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
35. The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services. Our providers will be made aware of their contractual requirements in regards to equality legislation. An equalities impact assessment will be carried out prior to any new scheme commencing and will form part of the approval process required ahead of incurring capital spend.

## **Resource implications**

36. The proposed increased allocations of £12.827m are funded by £6.711m grants and s106 payments and therefore if these were not approved it would mean a loss of income to the Council. The balance is supported by borrowing.

37. A number of Children’s Wellbeing projects were initially approved to be funded by grant, this has not been possible and therefore these schemes will need to be funded from borrowing. The team proactively seek any funding possibilities and will continue to where possible in the future. The increase in borrowing of £4.705m detailed in the below table was previously mainly offset last year by the £3.190m grant that was received for Colwall, when the overall budget had been approved from borrowing. The additional £1.515m will be funded from borrowing which will be reflected in the next treasury management report.

<b>Scheme</b>	<b>Amendment to grant funding allocation £’000</b>
Preliminary Works	2,074
Peterchurch Primary School	988
SEN & DDA School Improvements	710
Marlbrook School	1,409
Overall reduction in budget	(476)
Total change in funding requirement	4,705

38. Ross Enterprise Business Park had been approved with a budget split equally between grant and borrowing. We now know that there will be no grant available to bid for to fund this project and therefore have amended this to be funded by capital receipts, with possible future receipts from the site likely to replenish the receipts used to fund the scheme.
39. Hereford Enterprise Zone Shell Store project is requesting an additional £1.116m which is to be funded from £822,000 borrowing and £294,000 contribution, future borrowing costs will be funded from within future project income.
40. Cyber Security Centre is requesting investment of £3.5m which will be funded from £1.5m capital receipts and £2m borrowing that will be repaid as a loan from the University and therefore any borrowing costs would be recovered.
41. An initial estimate puts the Hillside refurbishment costs at no more than £1.5m; this would be a capital investment. Funding is not currently identified in the Capital Plan.
42. The capital investment could be funded by prudential borrowing, the cost of borrowing £1.5m over 25 years useful economic life would be c£720k. Alternatively the capital cost could be funded from capital receipts incurring no cost of borrowing.

## **Legal implications**

43. In year changes to the capital programme must be approved by Council unless certain circumstances in the constitution apply, which do not apply in these cases.
44. A delegation to the s 151 officer from council when additional external funds are received is permissible.

45. Section 106 of the Local Government Finance Act 1992 precludes a councillor from voting on the council's budget if he or she has an outstanding council tax debt of over two months. If a councillor is present at any meeting at which relevant matters are discussed, he or she must disclose that section 106 applies and may not vote. Failure to comply is a criminal offence,

## **Risk management**

46. For all capital projects monthly budget control meetings give assurance on the robustness of budget control and monitoring, to highlight key risks and to identify any mitigation to reduce the impact of pressures on the council's overall position for example through phasing of spend, identifying and securing scheme changes or alternative funding sources.
47. Capital projects inherently give rise to risks in their delivery, both in time and budget. Individual scheme reporting and associated project boards exist to mitigate these risks. A review of capital policies and processes is underway and will lead to cascading clarity on governance and mitigating scheme risks.
48. The individual scheme detail of the risks will be provided as individual schemes progress to approval to deliver.

## **Consultees**

49. Preliminary soft market testing has been undertaken with the care home market, providers have registered an interest in delivering the service and provided modelling information. The providers have visited the building and expressed a view that it lends itself to a nursing home and with the increase in bedded provision is a viable business.
50. Hillside is situated in the Redhill Ward with Councillor Rone as the elected ward member, Councillor Rone is supportive of the proposed redesign and future model.
51. All political groups have been consulted on the proposed changes there was no feedback on individual schemes within the paper.

## **Appendices**

Appendix 1 – Detailed capital project budgets 2018/19

## **Background papers**

None identified



**Total proposed capital programme 2018/19**

Scheme Name	Spend in 2018/19		2018/19 New Budget/ Grant	2018/19 Adjustment s	2018/19 Council Approved Budget £000	2019/20 budget £000	2020/21 budget £000	2021/22 budget £000	Total scheme budget £000	Capital receipts £000	Grant & Prudential		Total £000	Prior Years £000	Grand Total £000
	Prior Years £000	Brought Forward £000									funding contributions £000	borrowing £000			
<b>Economy, Communities and Corporate</b>															
Hereford City Centre Transport Package	32,321	3,060			4,000	1,270			40,651			8,330	8,330	32,321	40,651
Local Transport Plan (LTP)			3,198		10,341	10,341			23,880		23,880		23,880		23,880
Fastershire Broadband	21,320	4,035	1,674		7,248				34,277		4,798	8,159	12,957	21,320	34,277
Hereford Enterprise Zone	8,318	7,682							16,000	7,682			7,682	8,318	16,000
Leisure Centres	9,639	413							10,052			413	413	9,639	10,052
Solar Photovoltaic Panels	503	1,631							2,134			1,631	1,631	503	2,134
Corporate Accommodation	2,362	509							2,871			509	509	2,362	2,871
ECC's S106			756						756		756		756		756
South Wye Transport Package	4,978	1,505			14,000	6,200	8,317		35,000		30,022		30,022	4,978	35,000
Marches business improvement grants	833	833			834				2,500		1,667		1,667	833	2,500
IT Network Upgrade	209	291							500			291	291	209	500
Property Estate Enhancement Works	826	174			1,240	500			2,740			1,914	1,914	826	2,740
LED street lighting	5,478	177							5,655			177	177	5,478	5,655
Herefordshire Enterprise Zone Shell Store		2,500	1,116		3,200	500			7,316		4,494	2,822	7,316		7,316
Cyber Security Centre Project			3,500						3,500	1,500		2,000	3,500		3,500
Development Partnership activities	300	300			20,000	20,000			40,600	10,000		30,300	40,300	300	40,600
Highway asset management					12,835	7,000			19,835		16,590	3,245	19,835		19,835
Hereford Transport Package		510			2,450				2,960			2,960	2,960		2,960
Ross Enterprise Business Park (Model Farm)		2,520			4,250	300			7,070	3,535		3,535	7,070		7,070
PC Replacement	70	160			130				360			290	290	70	360
Three Elms Trading Estate	(8)	358			125				475			483	483	8	475
Stretton Sugwas Closed Landfill	93	2							95			2	2	93	95
Customer Services and Library	10	123							133			123	123	10	133
Energy Efficiency		100							100			100	100		100
Strangford closed landfill site	20	(20)			31				31			11	11	20	31
Gypsy & Traveller Pitch development	29	(29)			360				360			331	331	29	360
Leominster cemetery extension	21	(21)			193				193			172	172	21	193
Tarsmill Court, Rotherwas					400				400			400	400		400
Children centre changes					370				370	370			370		370
Car Parking Strategy	58	188							246			188	188	58	246
Car Park Re-Surfacing		116							116			116	116		116
Office and Car Park Lighting Replacement		300							300			300	300		300
Data Centre Consolidation	124	106							230			106	106	124	230
Hereford Library	(6)	351							345			351	351	(6)	345
<b>Total ECC Capital Projects</b>	<b>87,498</b>	<b>27,875</b>	<b>10,245</b>	<b>0</b>	<b>82,007</b>	<b>46,111</b>	<b>8,317</b>	<b>0</b>	<b>262,052</b>	<b>23,087</b>	<b>82,208</b>	<b>69,259</b>	<b>174,554</b>	<b>87,498</b>	<b>262,052</b>
<b>Childrens wellbeing</b>															
Colwall Primary School	6,430	70		250					6,750	70		250	320	6,430	6,750
Schools Capital Maintenance Grant	797	439	33	45	1,200				2,513		1,665	52	1,716	797	2,513
Peterchurch Primary School	7	5,493							5,500	305		5,188	5,493	7	5,500
Expansion for Marlbrook school	153	1,847		(670)	3,811	1,000			6,141		1,000	4,988	5,988	153	6,141
SEN & DDA school improvements		710							710			710	710		710
Brookfield School Improvements	6	1,364		(466)	400				1,304		113	1,185	1,298	6	1,304
CYPD's S106	314	407	589						1,310		996		996	314	1,310
Special Provision Capital Fund			167			167	167		500		500		500		500
Healthy Pupils			99						99		99		99		99
Individual Pupil Needs				271					271			271	271		271
Short Breaks Capital		118							118		118		118		118
Hereford Academy		62		(62)					0				-		-
Blackmarston SEN	30	23		31					84			54	54	30	84
Replacement Leominster Primary	3	39							42			39	39	3	42
Basic Needs Funding			48	262					310		48	262	310		310
2 Year Old Capital Funding	5	101							106		101		101	5	106
Lady Hawkins Sports Hall		78		(78)					0				-		-
Preliminary works to inform key investment need throughout the county		300		(59)	1,774				2,015			2,015	2,015		2,015

Temporary school accommodation replacement					450				450					450				450
<b>Total CWB Capital Projects</b>	<b>7,743</b>	<b>11,053</b>	<b>936</b>	<b>(476)</b>	<b>7,635</b>	<b>1,167</b>	<b>167</b>	<b>0</b>	<b>28,224</b>	<b>375</b>	<b>4,640</b>	<b>15,464</b>	<b>20,479</b>	<b>7,744</b>	<b>28,224</b>			
<b>Adults and wellbeing</b>																		
Disabled facilities grant			147		1,706				1,853		1,853				1,853			1,853
Affordable Housing Grant		1,005		(205)	800	800			2,400	800	1,600	2,400			2,400			2,400
Community Housing Fund Hillside			1,500	150					150	150		150			150			150
Single Capital Pot	19	596							615		596	596	19		615			615
Revolving Loans	99	101							200	101		101	99		200			200
Private sector housing improvements	14	187		55					256	242		242	14		256			256
<b>Total AWB Capital Projects</b>	<b>132</b>	<b>1,889</b>	<b>1,647</b>	<b>0</b>	<b>2,506</b>	<b>800</b>	<b>0</b>	<b>0</b>	<b>6,974</b>	<b>1,293</b>	<b>2,449</b>	<b>3,100</b>	<b>6,842</b>	<b>132</b>	<b>6,974</b>			
<b>Total</b>	<b>95,374</b>	<b>40,816</b>	<b>12,827</b>	<b>-</b>	<b>476</b>	<b>92,148</b>	<b>48,078</b>	<b>8,484</b>	<b>-</b>	<b>297,250</b>	<b>24,755</b>	<b>89,297</b>	<b>87,823</b>	<b>201,875</b>	<b>95,375</b>	<b>297,250</b>		

Total 18/19 Budget 145,315

Total Approved Capital Programme (92,148) (56,228) (148,376)

**Increase in Capital Programme** **12,827 - 476 - 333 12,684**

**Financed By**

	£000	£000	£000	£000	£000
Prudential Borrowing	4,322	4,705			9,027
Grant and funding contributions	7,005	-	5,181	333	2,157
Capital receipts	1,500				1,500
	<b>12,827</b>	<b>-</b>	<b>476</b>	<b>-</b>	<b>333</b>
	<b>12,827</b>	<b>-</b>	<b>476</b>	<b>-</b>	<b>12,684</b>

**Note 1**

The forecast carry forward represents:

	£000
Carried forward budget	40,816
Additional 18/19 Budget	12,827
Budget for 2018/19	92,148
2018/19 Adjustments	- 476
Forecast spend in 2018/19	0
Forecast carry forward	<u>145,315</u>



<b>Meeting:</b>	<b>Council</b>
<b>Meeting date:</b>	<b>Friday 13 July 2018</b>
<b>Title of report:</b>	<b>Leader's report to Council</b>
<b>Report by:</b>	<b>Leader of the Council</b>

## Classification

Open

## Decision type

This is not an executive decision

## Wards affected

(All Wards);

## Purpose and summary

To provide an update on the work of the Cabinet since the previous meeting of the Council and an annual report on the priorities of the Cabinet and progress made in meeting those priorities.

A brief summary of decisions taken by the executive is provided at appendix 1 and all decision reports and notices are available on the council's [website](#) .

The report provides a summary of progress made against the areas of focus identified in the last annual report. More detail about the council's performance and how that is reported is available on the [performance management](#) page of the council's website.

## Recommendation(s)

That:

- (a) **the report be noted.**

## Alternative options

1. There are no alternative options; the constitution requires the Leader to provide Council with reports on the activities of the executive.

## Key considerations

- 1 I am pleased to provide to Council my first report as Leader of this council. It is not merely a constitutional requirement, it is an important route by which all members can be reminded of the many positive achievements of this council, and of the challenges we must work together to meet in the interests of Herefordshire.
- 2 A list of the decisions taken by cabinet and cabinet members since the last report to Council (covering the period between 26 February and 27 June 2018) is provided at appendix 1. Details of all these decisions, and of those taken by officers under delegated authority, are published on the councillors and democracy pages of the council's website. One key decision was taken under the general exception provisions (giving more than five but less than 28 days' notice) as identified in appendix 1. None were taken under the urgency provisions (less than five days' notice) or were subject to call in.
- 3 To ensure that progress towards achieving our corporate plan priorities is reported transparently we will again be publishing an annual report on the council website. The report will set out our areas of focus for the coming year and greater detail is provided in the [corporate delivery plan](#) agreed by cabinet in April.
- 4 The following table provides a brief summary of the council's progress against the areas of focus identified in last year's annual report.

We said we would...	We have...
Further develop the Wellbeing Information and Signposting for Herefordshire (WISH) website to offer a broad range of local wellbeing support and care options to help people find activities and services in their area	Redesigned and developed the <a href="#">WISH</a> website and seen a positive improvement in the quality of information, advice and guidance at the adult social care 'front door'.  This is an excellent resource, and I would encourage any organisation offering services or activities to sign up – it's free and a very easy way to ensure that people can find out what is available.
Continue to develop our short term care pathways in adult social care to ensure appropriate support is put in place at the right time and people are enabled to regain independence quickly. This will include utilising community support where available and practical.	Redesigned the short term and other adult social care pathways and developed the model of community brokers. Our improvement work in adult social care has resulted in improved outcomes and customer satisfaction, reduced the rate of older people needing permanent placement in residential and nursing care homes and significantly reduced the number of people waiting for an occupational therapy assessment.  We need to maintain this focus and in particular improve the effectiveness of our rehabilitation and reablement services to prevent readmissions.
Work with providers to understand and seek new ways to address the	Implemented a Care Workforce Development Project which looks to support our providers

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Further information on the subject of this report is available from  
Annie Brookes, Tel: 01432 260605, email: [ab1@herefordshire.gov.uk](mailto:ab1@herefordshire.gov.uk)



challenge of recruitment and retention within the social care workforce	and the caring workforce. This includes the development of a new website providing information for providers, reducing their administrative burdens around recruitment and hosting the 'Care Heroes Rewards scheme'.
Implement our assistive technology programme to support people with learning disabilities to live in the community rather than in residential care.	Used £85k grant funding to provide adaptations and assistive technology in 14 properties across the county supporting 81 people with learning disabilities to live more independently and improve the quality of their lives
Publish a new carers strategy and plan which will be jointly developed with carers and partners	Approved a new carers strategy, co-produced with carers, and focussing on access to universal services, information and advice, and mutual support and networking. We have developed and implemented an in-house service for young carers and are working with local provider organisations to ensure their services are able to support achievement of the outcomes anticipated by the new strategy.
Ensure children and their families get the right help at the right time	<p>Strengthened our approach to early help by being clearer about what is available, how to access (including using WISH), and how we work together with partners. Our early help approach was complimented by the LGA peer review but we also know that it is a service that is at full stretch and we need to see what more can be done.</p> <p>Maintained our strong performance for applications to the local family justice system which continue to conclude within the statutory timescale of 26 weeks meaning that children are not kept waiting for decisions on their future.</p> <p>Significant challenges remain, particularly in the number of children and young people who become looked after, as well as the caseloads of some of our social workers. We will focus on these in the coming year informed by the findings of the recent Local Government Association Peer Review and Ofsted inspection.</p>
Improve education outcomes so that we are in the top 25% nationally	Improved outcomes so that the county now ranks in the top or second quartile of council area performance for a number of key assessment indicators, from the early years to the end of the secondary phase. We have raised standards for vulnerable groups, particularly disadvantaged children and young people and those eligible for free school meals,

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	<p>and we continue to focus on delivering further improvement in outcomes for these groups.</p> <p>We have invested in improvements to our school buildings including the opening of a new building for Colwall Primary school and approved funding for the expansion of Marlbrook school – the right educational environment is an important element of supporting improvements in educational outcomes.</p>
Ensure that children looked after by the council thrive	<p>Continued to provide stable placements for our looked after children. Progress and attainment of our looked after children taking GCSEs was above the national average for looked after children and all remain in education, employment or training, some of them in apprenticeships provided by the Council – we should be very proud of their achievements.</p> <p>When I was elected as Leader I undertook to look at what assistance we could provide to reduce the costs of council tax for our looked after children and I am pleased to advise that a decision on this issue being taken this month.</p>
Ensure that we support families to care for their own children, so that we only care for children who cannot stay with their own family	<p>Focussed work on this area so that the numbers of children subject to a child protection plan are now moving back down towards more expected numbers compared to our statistical neighbours. This area continues to be one of priority focus for sustained improvement and consistent application of thresholds to ensure the right children receive the right service at the right time. It is important to ensure we do not intervene unnecessarily in children and families lives but do offer support through Early Help if appropriate.</p>
Launch the Invest Herefordshire Economic Vision and engage key stakeholders and partners across the county and commence working on delivery of shared priorities	<p>Launched the Economic Vision at Eastnor Castle and worked with key stakeholders to establish a Herefordshire Investment Partnership to oversee the delivery of the vision. The vision and its investment pitchbook were promoted at MIPIM, an international property and investment conference, raising the profile of the county. A number of projects are being progressed and will come forward for approval in the coming year.</p> <p>Our successful Enterprise Zone at Rotherwas continues to thrive and we have worked with the Marches Local Enterprise Partnership, NMiTE team and University of Wolverhampton</p>

Further information on the subject of this report is available from  
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	to bring forward further development schemes on this site.
Deliver the Local Transport Plan programme providing an enhanced, accessible, safe and integrated transport network supporting economic growth and minimise the numbers of people killed or seriously injured on our roads	<p>Supported economic growth in the region by investing in transport routes leading to Herefordshire's Skylon Park Enterprise Zone. The road maintenance works included a specific focus on the Midlands Connect strategic economic corridors which comprise the A4103 Hereford to Worcester road, (works completed this year), the A465 Hereford to Abergavenny road, and the A438 Hereford to Brecon road (works planned).</p> <p>Numbers of people killed and seriously injured on our roads decreased, but not by as much as we would like; this will continue to be an area of focus for us.</p>
Support the City of Culture bid	Been proud to be able to provide support for Herefordshire's bid. Although not selected the process of developing the bid has generated a strong focus on the value of culture to both wellbeing of residents and the economy of the county. We continue to work with partners on the development of a cultural strategy for the county.
Develop housing sites across the county	<p>Been proactive both as the planning authority and as a landowner.</p> <p>Planning approval has been given for sustainable urban extensions in Hereford, Ross, and Ledbury.</p> <p>The council has entered into long term development partnership arrangements to progress both housing and regeneration development. Sites in the council's ownership are being progressed including the old depot site at Bromyard and Station Approach in Hereford.</p>
Support the New Model in Technology and Engineering (NMiTE) university	<p>Helped NMiTE to secure £23m of public funding and we continue to support this exciting development by acting as accountable body for this public funding.</p> <p>Our partners at NMiTE are fully engaged in the development of the Hereford Area Plan and we work closely with them to ensure that, where there is a business case to do so, our property assets can further the development of the university.</p>

Further information on the subject of this report is available from  
Annie Brookes, Tel: 01432 260605, email: ab1@herefordshire.gov.uk

<p>Run a series of training, seminars and one to one advice sessions for businesses on making the most of the fast broadband speeds (Fasterbusiness)</p>	<p>Run business support programmes with 224 attendees. The project also supported 225 people with digital inclusion training. An addition 73 one to one business advice sessions were provided.</p> <p>Overall the very successful Fastershire programme has ensured that to date just over 85% of homes and businesses are able to access superfast broadband speeds, compared to only 0.6% of properties in 2012. Additionally 13% of premises have full fibre (fibre direct to the premise), compared to a national average of 3%.</p>
<p>Develop a number of transport packages including South Wye (the southern link road), Hereford (the Hereford bypass) and Hereford city centre (the city link road) and public realm improvements</p>	<p>Progressed all these vital infrastructure developments and during the year opened the new city link road on time and in budget. The road unlocks previously unseen and under-utilised inner city land for development, and plans can now be taken forward for the site to build new homes, a transport hub at the Hereford Railway Station, new public services buildings and university accommodation.</p> <p>Key stages in the development of the South Wye Transport Package, which includes the Southern Link Road, have been achieved. Compulsory Purchase Orders (CPOs) and Side Road Orders (SROs) were made in March 2018 and work on securing the land and procurement processes to appoint a contractor are being progressed.</p> <p>Significant progress has been made with taking forward the Hereford Transport Package which includes the Hereford Bypass. Technical work over the year progressed well and we approved a short list of routes for consultation in January this year; we will shortly be taking a decision to select a preferred route.</p>
<p>Manage our finances effectively to secure value for money and deliver a balanced budget, delivering agreed savings plans</p>	<p>Delivered the budget for 2017/18 with a minimal overspend of £10k – a significant achievement given the funding and service pressures that were to be overcome.</p> <p>The corporate peer challenge team’s report provided assurance that the council’s relatively secure financial position over the medium term provides a platform to realise the county’s ambitions and provided some helpful recommendations to ensure that there is more focus given to challenging and monitoring delivery of savings plans which we will be</p>

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	taking forward.
Continue to dispose of our underperforming capital assets	Successfully completed the disposal of the majority of our smallholding estate with sales values achieved exceeding the guide price. We continue to review our assets to ensure that they may be used to best effect and, if no longer providing a suitable return on investment, are disposed of to enable the value they hold to be reinvested more effectively. Our capital programme includes essential investment to support schools improvement,
Lead the 'One Herefordshire' public sector reform, and work with partners to make best use of public sector land assets.	<p>Worked with our partners to ensure that public sector land assets are used to best effect. This has included, leasing of Franklin House to Wye Valley Trust to assist with their accommodation pressures, made available land at Station approach to deliver a new city GP hub; leasing office accommodation at Union Street to NMiTE, and progressing discussions with Hereford City Council regarding the Town Hall in the city.</p> <p>Our customer service hub at Blueschool House has been very successfully established as a co-located facility with the Department for Work and Pensions as the county's key Job Centre Plus, and our review of use of children's centre buildings has seen sites shared with schools, nurseries and other council services.</p> <p>These developments not only deliver greater financial efficiency but improved accessibility for our customers.</p>

- 5 We have launched our consultation on future budget priorities, details of which are available on the council's website. The support of all members in encouraging those in their wards to respond to the consultation would be appreciated.
- 6 In line with the framework for assessment agreed by the employment panel, the annual personal performance and development programme for the chief executive has been undertaken and a summary of the agreed objectives is attached at appendix 3 for information

## Community impact

- 7 The community impact of any decisions of the executive have been set out within the relevant decision report and taken into consideration at the time the decision was taken. Reporting to Council the activities of the executive demonstrates the council's commitment to the code of corporate governance principle of implementing good practices in transparency, reporting and audit to deliver effective accountability.

## Equality duty

8 Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:

A public authority must, in the exercise of its functions, have due regard to the need to -

- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
  - (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
  - (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
- 9 The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services. As this report provides a summary of activity undertaken, we do not believe that it will have an impact on our equality duty. However these considerations are set out in each of the relevant reports informing the decisions listed at appendix 1, and will inform any future decision making.

## Resource implications

10 There are no financial implications arising from the recommendations of this report. The financial implications of any decisions of the executive listed at appendix 1 have been set out within the relevant decision report and taken into consideration at the time the decision was taken and will inform any future decision making.

## Legal implications

11 The council and committee, and cabinet rules within the constitution require the Leader to provide a report to Council on the work of the Cabinet since the last meeting of Council and, at the first meeting to follow the annual meeting of Council, on the priorities of the cabinet and (except in a year when there are ordinary elections) progress made in meeting those priorities. Appointment of cabinet members and allocation of portfolio responsibilities are responsibilities of the Leader of the Council, and the constitution requires that any changes are subsequently reported to Council. This report ensures these requirements are met.

12 There are no legal implications arising from the recommendations of this report. The legal implications of any decisions of the executive listed at appendix 1 have been set out within the relevant decision report and taken into consideration at the time the decision was taken

## Risk management

13 There are no risks arising from the recommendations of this report. The risks of any decisions of the executive listed at appendix 1 have been set out within the relevant decision report and taken into consideration at the time the decision was taken and will inform future decision making.

## **Consultees**

14 None.

## **Appendices**

Appendix 1: Executive decisions taken

Appendix 2: Cabinet member portfolios

Appendix 3: Chief executive's objectives 2018/19.

## **Background papers**

None identified.





**Executive decisions taken between 26 February 2018 and 27 June 2018**

	<b>Decision and purpose</b>	<b>Decision date</b>	<b>Taken by</b>
<b>1</b>	<p><b>Response to motion at full council 13 October 2017 - Street Cleaning and Litter</b></p> <p>To agree the executive's response to a motion passed by Council calling on the executive to lobby central government and consider whether further steps could be taken to support parish councils, local community groups and individuals who wish to deal with this problem in their area, and to encourage local business to engage with this challenge to reduce waste and litter in Herefordshire.</p>	22.2.18	Cabinet member transport and regulatory services
<b>2</b>	<p><b>Civica application maintenance license provision</b></p> <p>To extend the existing Civica contract for a further 3 years to provide licensing and maintenance support for the IT systems used by the planning, building control, conservation, waste, environmental health, licensing and private sector housing services.</p>	2.3.18	Cabinet member finance, housing and corporate services
<b>3</b>	<p><b>Allocation of 2 year Nursery Education Fund spend</b></p> <p>To agree that a two year underspend in the dedicated school grant (early years pot) of £890k funding will be used to fund Solihull training, speech and language and training for early years professionals and parents.</p>	6.3.18	Cabinet member young people children's wellbeing
<b>4</b>	<p><b>Blue Badge Scheme</b></p> <p>To agree a response to the motion passed by full Council on 26 January 2018 calling for the executive to consider changes to the blue Badge Scheme to both offer greater support to armed forces veterans in receipt of disability pensions and reduce the administrative process to improve ease of customer access to the scheme.</p>	7.3.18	Cabinet member finance, housing and corporate services
<b>5</b>	<p><b>Review of service model in line with required efficiencies – Public Health – Substance Misuse</b></p> <p>To review the revised substance misuse service model in line with efficiencies to be made and approve the proposed contract extension.</p>	8.3.18	Cabinet member health and wellbeing

	<b>Decision and purpose</b>	Decision date	Taken by
<b>6</b>	<b>Review of service model in line with required efficiencies – Public Health – Sexual health</b>  To review the revised sexual health service model in line with efficiencies to be made and approve the proposed contract extension.	15.03.18	Cabinet member health and wellbeing
<b>7</b>	<b>River Wye and Lugg Natural Flood Management Project</b>  To approve the establishment of a county-wide Natural Flood Management project which will run until 2020/21.	15.03.18	Cabinet member infrastructure
<b>8</b>	<b>Bromyard Children's Centre Services</b>  To approve a six-month extension of children's Centre services provided under contract by the Hope Centre.	21.03.18	Cabinet member young people and children's services
<b>9</b>	<b>Special provision capital fund for children and young people with special educational needs and disabilities</b> <i>Decision taken under general exception provisions.</i> To determine the council's three year plan for allocation of the fund	21.3.18	Cabinet member young people and children's wellbeing
<b>10</b>	<b>On Street Parking - Hereford City Centre Order 2018</b>  To seek authorisation to publish proposals to amend the operation of On-Street Parking (OSP) in Hereford City Centre to allow a maximum stay period of 2 hours (with an extended tariff structure) and an extension of the scheme to include St Ethelbert Street and a number of parking places in Castle Street, (with a standardised operating period)	22.3.18	Cabinet member transport and regulatory services
<b>11</b>	<b>Childrens social care emergency duty arrangements</b>  To approve the children's social care out of hours emergency duty arrangements for the period up to 31st March 2020	6.4.18	Cabinet member young people and children's wellbeing

	<b>Decision and purpose</b>	<b>Decision date</b>	<b>Taken by</b>
<b>12</b>	<b>High Needs Budget 2018/19</b>  Approval of the Dedicated Schools Grant High Needs Budget for 2018/19 as recommended by School Forum	10.4.18	Cabinet member young people and children's wellbeing
<b>13</b>	<b>Construction and Facilities Management Services to Herefordshire Council</b>  To approve amalgamation of the council building maintenance and cleansing services into a single contract, to be procured through an open market tender exercise for one year from 1 September 2018 to 31 August 2019	12.4.18	Cabinet
<b>14</b>	<b>Proposed redesign of the Allocations arrangements for Herefordshire</b>  To approve the proposed redesign of the housing allocations arrangements for Herefordshire.	12.4.18	Cabinet
<b>15</b>	<b>Revision of the Allocations Policy for Herefordshire</b>  To approve the revised Housing Allocations Policy for Herefordshire	12.4.18	Cabinet
<b>16</b>	<b>Corporate delivery plan 2018/19</b>  To agree the activities and measures within the corporate delivery plan 2018/19	12.4.18	Cabinet
<b>17</b>	<b>Adoption on the Abbeydore, Bacton, Ewyas Harold, Dulas, Llancillo, Rowlestone and Kentchurch parishes neighbourhood development plan and consequential updates to the countryside policies map</b>  To adopt the Abbeydore, Bacton, Ewyas Harold, Dulas, Llancillo, Rowlestone and Kentchurch parishes neighbourhood development plan as part of the statutory development plan for Herefordshire and approve the consequential updates to the countywide policies maps..	13.4.18	Cabinet member Infrastructure
<b>18</b>	<b>Adoption of the Bishops Frome neighbourhood development plan and consequential updates to the countywide policies map</b>	13.4.18	Cabinet member Infrastructure

	<b>Decision and purpose</b>	<b>Decision date</b>	<b>Taken by</b>
	To adopt the Bishops Frome neighbourhood development plan as part of the statutory development plan for Herefordshire and approve the consequential updates to the countywide policies maps.		
<b>19</b>	<p><b>Adoption of the Middleton on the Hill and Leysters neighbourhood development plan and consequential updates to the countywide policies map</b></p> <p>To adopt the Middleton on the Hill and Leysters neighbourhood development plan as part of the statutory development plan for Herefordshire and approve the consequential updates to the countywide policies maps.</p>	13.4.18	Cabinet member Infrastructure
<b>20</b>	<p><b>To review, redesign and remodel provision to realign services relating to nursing care, provided through the Shaw contract, with commissioning requirements.</b></p> <p>To approve the internal remodelling of Waverley House, Leominster at a cost of up to £400,000 to allow for an 11 additional nursing beds to expand capacity to support vulnerable adults in Herefordshire.</p>	23/04/18	Cabinet member health and wellbeing
<b>21</b>	<p><b>Highways Maintenance Challenge Fund - Timescale and Methods for Completion of Phase 2</b></p> <p>To decide upon the method and timescale for the works that are required to complete the Local Highways Maintenance Challenge Fund project.</p>	4.5.18	Cabinet member transport and regulatory services
<b>22</b>	<p><b>Sale of land adjacent to Hereford Railway Station to facilities development of a new GP surgery</b></p> <p>To approve the disposal of land by way of a 125 year lease adjacent to Hereford railway station to facilitate the development of a new healthcare centre. The disposal of land will:</p> <ul style="list-style-type: none"> <li>• Enable the delivery of new city centre healthcare hub</li> <li>• Provide a new prominent building adjacent to the city link road and station</li> <li>• Help deliver improved healthcare services in the city</li> <li>• Provide a capital receipt</li> </ul>	8.05.18	Cabinet member contracts and assets

	<b>Decision and purpose</b>	<b>Decision date</b>	<b>Taken by</b>
<b>23</b>	<b>Day Opportunities</b> To approve a competitive tender for the day service provision for adults with a learning disability delivered at St Owen's Centre, with new service specifications and terms and conditions to commence from 1 December 2018 for a five year period.	8.05.18	Cabinet member health and wellbeing
<b>24</b>	<b>Herefordshire's co-ordinated admissions arrangements for 2019/20</b> To approve Herefordshire Council's proposed schools admissions arrangements for the academic year 2018/19 for those schools in Herefordshire for whom the council is the admissions authority.	9.5.18	Cabinet member young people and children's wellbeing
<b>25</b>	<b>Marlbrook Primary School: new permanent accommodation and additional on-site car parking</b> To approve the business case for a new permanent building at Marlbrook Primary School to accommodate the additional pupils admitted from 2014 in response to rising numbers in Hereford South and to meet parental preference, and to agree the procurement approach to deliver the required works.	10.5.18	Cabinet
<b>26</b>	<b>Community asset Transfer of Kerne Bridge car park &amp; associated works</b> To approve the transfer of Kerne Bridge car park and picnic site to Walford Parish Council and undertake works to enable the long term sustainable management of this property.	11.5.18	Cabinet member contracts and assets
<b>27</b>	<b>Funding contribution towards the Midlands Engine</b> To approve Herefordshire Council's annual membership fee to the Midlands Engine.	17.5.18	Cabinet member economy and communications
<b>28</b>	<b>To approve the contractual arrangements for the development and regeneration programme</b> To approve the final contractual arrangements for implementing the development and regeneration programme (DRP). While the finally agreed arrangements have been tailored to reflect organisational changes made by the preferred bidder, they are not materially different from those discussed during the procurement.	24.052018	Cabinet member contracts and assets

	<b>Decision and purpose</b>	<b>Decision date</b>	<b>Taken by</b>
<b>29</b>	<b>Termination of the contract in respect of pupil referral services for Herefordshire</b>  Following a review of key issues, including an external review of social emotional and mental health (SEMH) provision.	4.6.18	Cabinet member Young people and children's wellbeing
<b>30</b>	<b>Learning Disability Strategy</b>  To approve a new learning disability strategy	7.6.18	Cabinet
<b>31</b>	<b>Adoption of the Yarpole Group neighbourhood development plan and consequential updates to the countywide policies map</b>  To adopt the Yarpole Group neighbourhood development plan as part of the statutory development plan for Herefordshire and approve the consequential updates to the countywide policies maps.	08.06.18	Cabinet member infrastructure
<b>32</b>	<b>Adoption of the Kimbolton neighbourhood development plan and consequential updates to the countywide policies map</b>  To adopt the Kimbolton neighbourhood development plan as part of the statutory development plan for Herefordshire and approve the consequential updates to the countywide policies maps.	08.06.18	Cabinet member infrastructure
<b>33</b>	<b>Rights of Way Improvement Plan 2018 – 2028</b>  To adopt the revised statutory Rights of Way Improvement Plan 2018-2028	14.06.2018	Cabinet member transport and regulatory services
<b>34</b>	<b>Property services planned, reactive and capital maintenance programme 2018/19.</b>  To authorise the delivered planned capital maintenance programme for 2018/19	15.6.18	Cabinet member contracts and assets
<b>35</b>	<b>Enterprise Zone Capital interventions phase 4</b>  To approve for the next phase of capital interventions to make enterprise zone land ready for investment.	15.6.18	Cabinet member corporate strategy and budget

	<b>Decision and purpose</b>	<b>Decision date</b>	<b>Taken by</b>
<b>36</b>	<p><b>Herefordshire Destination Business Improvement District</b></p> <p>To approve grant funding to Herefordshire Sustainable Food and Tourism Partnership to undertake a feasibility study on the possibility of creating a Herefordshire Destination Business Improvement District.</p>	18.6.18	Cabinet member economy and communications
<b>37</b>	<p><b>On Street Parking – Hereford City Centre Order</b></p> <p>To consider and decide upon objections to Council proposals to amend the operation of On-Street Parking (OSP) in Hereford City Centre to allow a maximum stay period of 2 hours (with a £3.00 tariff), together with an extension of the scheme to include St Ethelbert Street and a number of parking places in Castle Street, with a standardised operating period. Also to consider and decide upon objections to a new Zone 2 identifier for the Castle Street, St Ethelbert Street and Cantilupe Street permit parking scheme.</p>	20.06.18	Cabinet member transport and regulatory services





## Section1 - Cabinet member portfolios

**Leader (corporate strategy and budget): Councillor Jonathan Lester**

**National external liaison support: Councillor Roger Phillips**

**Regional external liaison support: Councillor Tony Johnson**

- Corporate policy and strategy
  - External liaison and relationships
    - LGA/CCN
    - European and national matters
    - Regional matters
  - Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
  - Any initiative not specifically allocated to any other portfolio
- } Supported by Cllr Phillips
- } Supported by Cllr T Johnson

**Contracts and assets: Councillor Harry Bramer**

- Major contract negotiation
- Commissioning (strategic)
- Shared services
- Contract management policy
- Council assets/property
- Development partnership
- Waste
- Common land
- Community services
  - Parks and countryside
  - Cultural services
  - Heritage Services
  - Public conveniences
  - Leisure Services
  - Libraries
  - Archives
- Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
- Any other specific responsibilities as allocated by the leader

**Economy and communications: Councillor David Harlow****Support member: Councillor Jon Johnson**

- Economic development & regeneration
- Enterprise zone
- Broadband
- Communications
- Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
- Any other specific responsibilities as allocated by the leader

**Finance and corporate services: Councillor Nigel Shaw (Deputy Leader)**

- Deputise for the leader of the council in his absence
- Agreeing and leading the process for developing the revenue and capital budgets, medium term financial strategy, council tax and NNDR
- Financial policy, income generation, financial control and reporting
- Council tax benefits
- ICT
- Information governance and modern records
- Customer services
- Equalities and human rights
- Emergency planning and business continuity
- Performance, risk management and improvement framework
- Research and intelligence
- Legal & democratic services including member development and training
- Land charges
- Registration services
- Coroner services
- HR
- Health and safety
- Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
- Any other specific responsibilities as allocated by the leader

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**Health and wellbeing: Councillor Paul Rone**

- To provide leadership and ensure coordination across the range of council adult social care services, and through engagement with partners
- Services for vulnerable adults
- Adults' safeguarding
- Public health
- Leadership of health & wellbeing board, and partnership working with the health services
- Lead member for health and social care in accordance with the Health & Social Care Act 2012
- Community safety
- Community engagement & development
- Strategic housing, homelessness, housing allocation and condition
- Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
- Any other specific responsibilities as allocated by the leader

**Infrastructure: Councillor Philip Price**

- Transport and highways (policy and strategy)
- Core strategy
- Land drainage, flood alleviation, rivers and waterways
- Planning, conservation and land use strategy
- Environmental promotion, protection & sustainability
- Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
- Any other specific responsibilities as allocated by the leader

**Transport and regulatory services: Councillor Barry Durkin**

- Transport and highways (operations)
- Public rights of way
- Streetscene design, policy and delivery
- Traffic management
- Car parking policy and services
- Bereavement services
- Gypsies and travellers
- Animal health & welfare
- Licensing
- Environmental health
- Trading standards
- Market and fairs
- Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
- Any other specific responsibilities as allocated by the leader

**Young people and children's wellbeing: Councillor Elissa Swinglehurst****Support team member (looked after children): Councillor Jenny Hyde**

- To provide leadership and ensure coordination across the range of council children's services, and through engagement with partners, with a particular focus on children and young people's health & wellbeing, safeguarding, education and attainment
- Services for vulnerable young people/children/families
- Children's safeguarding
- Youth offending services
- Lead member for children's services in accordance with the Children's Act 2004
- Leadership and support for schools across the authority
- Post 16 education and training
- Corporate parenting
- Policy development, quality assurance, external liaison, localities development, performance improvement and risk assurance relevant to the portfolio
- Any other specific responsibilities as allocated by the leader

## Objectives for the Chief Executive 2018/19

1. Maintain the council's focus on strong financial control and project planning.
2. Lead the development of strategic planning to ensure the council has the most sustainable course for local key service delivery.
3. Following the Corporate Peer Challenge, take necessary steps to ensure continued improvement, including strengthening the council's corporate approach and communications.
4. Lead the development of plans and approaches to continue to improve outcomes and the performance of children's safeguarding.
5. Work closely with adults and wellbeing, to embed change and seek to manage within the demands and constraint of changing national policies.
6. Progress effective development of the economic master-plan, as a key tool to communicate with residents and encourage inward investment.
7. Develop specific approaches that will assist delivery of the new university, considering the economic benefits alongside the impact on council resources and its reputation.
8. Develop the relationship with health where this may lead to better joint-working and improved use of resources in social care.
9. Showcase the council as a great place to work, measured through an improvement in recruitment and retention.
10. Lead and develop relationships within and outside the council, to enhance the council's reputation and its ability to achieve its goals.





<b>Meeting:</b>	<b>Council</b>
<b>Meeting date:</b>	<b>13 July 2018</b>
<b>Title of report:</b>	<b>Motions on notice</b>
<b>Report by:</b>	<b>Solicitor to the Council</b>

## Classification

Open

## Key decision

This is not an executive decision.

## Wards affected

Countywide

## Purpose

To consider motions received on notice.

## Recommendation

**THAT: the motions listed at paragraph 7 are debated and determined by Council.**

## Alternative options

- 1 There are no alternative options to the recommendation; the constitution makes provision for motions on notice to be debated and decided by Council.

## Reasons for recommendations

- 2 To comply with the provisions of the constitution.

## Key considerations

- 3 The constitution provides that members of Council may submit written notice of motions for debate at Council. A motion must be signed by the proposer and seconder and submitted not later than midday on the seventh working day before the date of the meeting. A member cannot propose more than one motion on notice per meeting and a maximum of three motions will be debated at meetings of full Council.
- 4 Motions must be about matters for which the council has a responsibility or which affect the area.
- 5 Motions for which notice has been given will be listed on the agenda in the order in which notice was received unless the member giving notice states, in writing, that they propose to move it to a later meeting or withdraw it.

- 6 Up to one and a half hours will be allocated for debate on notices of motion but that time may be varied at the discretion of the chairman.
- 7 Three notices of motion will be debated at the meeting. The motion concerning verge parking was deferred from the previous ordinary meeting of full council on 9 March. Those motions for discussion are set out below:

### **Motion – Verge Parking**

(Proposed by Councillor BA Baker, Seconded by Councillor SP Anderson )

**The damage caused by vehicles being parked carelessly on grass verges is not only unsightly but can add to the costs of maintaining the verges and highways at a time when council resources are already stretched. In light of this largely unregulated activity I move that the executive be asked to consider putting in place suitable controls to restrict parking on grass verges, including the introduction of by-laws.**

### **Motion – Development Partnership**

(Proposed by Councillor EE Chowns, Seconded by Councillor tbc. )

**Noting that Herefordshire Council has recently mobilised a large amount of capital from the sale of its farm estate, and plans to invest this in a ‘Development Partnership’ which will significantly shape the growth and development of the county, we call on the council to resolve:**

**That the Development Partnership should be designed to be a Sustainable Development Partnership, with equal consideration given to social, environmental, and economic dimensions of planned development.**

**That all housing built through the Development Partnership should be:**

- **planned to maximise residents’ health and wellbeing, including through shared green space and opportunities for outdoor exercise and social interaction;**
- **built to the highest possible standards of energy and water efficiency in order to ensure affordability for residents and low environmental impact;**
- **sourced using local procurement wherever possible, in order to maximise local economic benefit and employment opportunities;**
- **designed to support and enhance wildlife habitats, in line with Herefordshire’s identity as a beautiful rural county.**

### **Motion – Hereford Justice Centre**

(Proposed by Councillor ACR Chappell, Seconded by Councillor CA Gandy)

**Earlier this year, the judicial system was changed so that remand cases throughout West Mercia are automatically sent to Kidderminster Justice Centre, thus removing local justice from the county, and locating hearings for all remand cases to a court in a town some 35 miles from Hereford's Justice Centre. Local justice should be administered locally, by magistrates who know the area, and local factors, and defence solicitors who are aware of the circumstances and some of the background issues.**

**That Herefordshire Council deplores the transfer of remand cases from Hereford to Kidderminster and calls on the Lord Chancellor and Secretary of State for Justice, to**



**right a wrong and return such cases to the 'Hereford Justice Centre', (Magistrates Court) to be dealt with by Herefordshire Justices dealing with Herefordshire cases.**

## **Community impact**

- 8 None arising from the recommendation; if any motion results in a request that the executive (cabinet) take some action the implications of such action will inform any decision by cabinet.

## **Equality duty**

- 9 None arising from the recommendation; if any motion results in a request that the executive (cabinet) take some action the implications of such action will inform any decision by cabinet

## **Financial implications**

- 10 None arising from the recommendation; if any motion results in a request that the executive (cabinet) take some action the implications of such action will inform any decision by cabinet.

## **Legal implications**

- 11 None arising from the recommendation; if any motion results in a request that the executive (cabinet) take some action the implications of such action will inform any decision by cabinet.

## **Risk management**

- 12 None arising from the recommendation; if any motion results in a request that the executive (cabinet) take some action the risks associated with such action will inform any decision by cabinet.

## **Consultees**

- 13 None.

## **Appendices – none**

## **Background papers – none identified**

