

**Meeting of the Full Council
Meeting to be held on Thursday, 16 July 2020**

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
(All Divisions);

Report of the Cabinet (Part B)

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Executive Summary

The report of the Cabinet from its meetings on 12 March 2020, 14 May 2020 and 11 June 2020.

This report also presents details of urgent key decisions taken since the last meeting of Full Council, in accordance with Standing Order C22.

Recommendation

That the report of the Cabinet, as now presented, be noted.

Background and Advice

The agenda and minutes of the meetings below may be viewed at:
<http://council.lancashire.gov.uk/ieListMeetings.aspx?Committeeld=122>.

Meeting – 12 March 2020

Part I (Open to Press and Public)

- **Proposed 2020/21 Highway Maintenance, Road Safety, Cycling Safety and Public Rights of Way New Starts Capital Programmes**

Resolved: That:

- i. The proposed apportionment of the anticipated 2020/21 Department for Transport Highway Maintenance funding as detailed at Appendices 'A' and 'B' be approved.
 - ii. The proposed apportionment of the anticipated 2020/21 Integrated Transport Programme at Appendix 'C' be approved.
 - iii. The proposed 2020/21 New Start Highway Maintenance programmes set out as projects at Appendices 'D' to 'I' be approved.
 - iv. The proposed 2020/21 New Start Road Safety, Cycling Safety and Public Rights of Way programmes as set out at Appendices 'J' to 'L' be approved.
- **Lancashire County Council (Various Roads, Burnley, Chorley, Fylde, Hyndburn, Pendle, Preston, Rossendale, South Ribble and Wyre) (Revocation, Amendment, And Various Parking Restrictions March (No1)) Order 201**

Resolved: That:

- i. The proposals for parking restrictions on the various lengths of road within the Burnley, Chorley, Fylde, Hyndburn, Pendle, Preston, Rossendale, South Ribble and Wyre districts, as detailed within this report and as set out in Appendices 'A' - 'K' including the draft proposed order , statement of reasons and plan be considered.
 - ii. The proposed Traffic Regulation Order for parking restrictions on various lengths of road within Burnley, Chorley, Fylde, Hyndburn, Pendle, Preston, Rossendale, South Ribble and Wyre districts at Appendix 'A-2' be approved.
- **Toucan Crossing and Shared Use Cycleway, A6 Bolton Road, Chorley**

Resolved: That the proposed removal of footway and construction of cycle tracks with right of way on foot and a Toucan Crossing facility as shown in Appendix 'A' be approved.

- **The Treatment of Residual Waste from 2025**

Resolved: That:

- i. The procurement of a contract for the treatment of residual waste in Lancashire from 2025 on the basis outlined in the report be approved.
- ii. The Head of Service for Waste, in liaison with Procurement and Legal services, be authorised to make any appropriate amendments to the proposed contract during the procurement process to ensure that the council achieves the best financial and environmental outcome from the procurement exercise insofar that the basic principles of what is to be procured as outlined in the report are not significantly changed.
- iii. The Chief Executive and Director of Resources be requested to arrange for county councillors to be provided with 'bite size' briefings on the subject matter as appropriate.

- **Implementation of the Lancashire and Blackpool Regional Adoption Agency**

Resolved: That the merger of Lancashire County Council and Blackpool Council's Adoption Services to form the Lancashire and Blackpool Regional Adoption Agency, with Lancashire acting as the Host Authority, be approved.

- **Review and Redesign of Lancashire's Short Break Offer for Children and Young People with Disabilities**

Resolved: That:

- i. The outcomes of the review of the full short breaks offer in Lancashire be noted.
- ii. The proposed changes to the model and arrangements for short breaks in Lancashire: Break-time, Day-time and Night-time (overnight) that are set out in the report, be agreed.
- iii. The proposed changes to the eligibility criteria for Lancashire: Break-time, Day-time and Night-time short breaks that are set out in the report, to approve funding of £765,000 from reserves in 2020/21 and to be built into the Medium Term Financial Strategy from 2021/22 be agreed.
- iv. Approve a consultation on the proposed changes which will be the subject of a further report to Cabinet in due course.

- **Consultation regarding the Future of Individual Service Funds in Lancashire**

Resolved: That approval be given to consultation taking place on the draft Individual Service Fund policy, set out at Appendix 'A', to inform the final Individual Service Fund policy and procedures which will be brought back to Cabinet for a final decision in due course.

Part II (Not Open to Press and Public)

- **Lancashire Urban Development Fund - Additional Resources**

Resolved: That the recommendations set out in the report be approved.

- **Capital Strategy for Schools – Condition Led Capital Investment Programme, 2020/21**

Resolved: That the recommendations set out in the report be approved.

- **Public Health - Health Care Services**

Resolved: That the recommendations set out in the report be approved.

Urgent Business – Part II (Not Open to Press and Public)

There was one item of urgent business.

- **M55 Heyhouses link Road**

Resolved: That the recommendations set out in the report be approved.

Meeting – 14 May 2020

Part I (Open to Press and Public)

- **Severe Weather Funding for Damage following Storms Ciara and Dennis**

Resolved: That

- £1,636,808 be allocated to the urgent works, as detailed at Appendix 'A', from the £5m additional capital funding approved by Full Council, as part of the county council's budget, for highway maintenance in February 2020.
- the decision be implemented immediately for the purposes of Standing Order C29 as any delay would have an adverse effect on the operations of the county council in delivering this urgent maintenance work.

- **Foster Care Allowances 2020/21**

Resolved: That

- the increase in the current scale of Foster Care Allowances, other than where specified, as set out at Appendix 'A'.
- The decision be implemented immediately for the purposes of Standing
- Order C29 as any delay would have an adverse effect on ensuring the council met its statutory requirements.

Urgent Business

There were two items of urgent business.

- **Request Approval to Extend Existing Contracts in Response to Covid-19 Outbreak**

This decision was taken as an item of urgent business to enable action to be taken in time on the contracts under consideration.

Resolved: That

- the extension of the contracts as set out in this report and detailed in the report be approved
- Directors and Heads of Service be authorised to determine the length and number of extensions within the maximum scope permitted by this report.
- The decision be implemented immediately for the purposes of Standing Order C29 as any delay would have an adverse effect on the ability of the Procurement Service to focus on essential COVID-19 related activities.

- **Academy Conversion - Marsden Heights Community College**

This decision was taken as an item of urgent business to enable the council to meet the target conversion date of 1 June 2020.

Resolved: That

- i. the Director of Corporate Services be authorised to finalise and approve any documents necessary to give effect to the academy conversion of Marsden Heights Community College from the conversion date (with a target conversion date of 1 June 2020 or as soon as reasonably practicable thereafter)
- ii. the Chief Executive and Director of Resources be authorised to issue all necessary certificate(s) within and for the purposes of the Local Government (Contracts) Act 1997 in respect of the Deed of Variation to the Project Agreement with Lancashire Schools SPC Phase 2A Limited (the contractor responsible for designing, building, financing and operating the school facilities) (and any other certified service contracts with a term exceeding five (5) years being put in place to implement the directed academy conversion)
- iii. Lancashire County Council give an indemnity to the Chief Executive and Director of Resources as follows:
- iv. "Lancashire County Council shall indemnify the Chief Executive and Director of Resources against any claims made against them (including costs incurred by and awarded against them) and will not itself make claims against them for any loss or damage occasioned by neglect and error or omission committed by the Chief Executive and Director of Resources in the course of or in connection with the signing of the certificate(s) referred to above."
- v. The decision be implemented immediately for the purposes of Standing Order C29 as any delay could adversely affect the execution of the county council's responsibilities in relation to the target conversion date as set out.

Part II (Not Open to Press and Public)

- **Migration to Oracle Cloud from the current E-Business Suite Oracle Platform**

Resolved: That

- i. the recommendations set out in the report be approved.
- ii. the decision be implemented immediately for the purposes of Standing Order C29 as any delay could adversely affect the execution of the county council's responsibilities.

- **The Case for a Further Bond Issue**

Resolved: That

- i. the recommendations set out in the report be approved.
- ii. the decision be implemented immediately for the purposes of Standing Order C29 as any delay could adversely affect the execution of the county council's responsibilities.

Meeting – 11 June 2020

Part I (Open to Press and Public)

- **Proposed Apportionment of Additional Capital Funding for Highway Maintenance**

Resolved: That:

- i. the proposed apportionment of the additional £5 million of capital funding approved by Full Council on 13th February 2020 for highway maintenance be approved.
- ii. the detailed programmes of work relating to the Footways, ABC and Urban unclassified programmes be approved, in conjunction with the Cabinet Member for Highways and Transport and that those schemes next in priority that did not make the 'draw the line' for inclusion in the 2020/21 Capital Programme that are deliverable in light of the Covid-19 pandemic restrictions be included.

- **Process for Commissioning a New School, Including Potential New Primary School for Clitheroe**

Resolved: That:

- i. the information contained within the report and appendices be noted.
- ii. the use of the updated Department for Education 'Establishing a New School: Free School Presumption' guidance and associated framework be approved.
- iii. the undertaking of a consultation on the establishment of a new primary school in Clitheroe be approved, in accordance with the process and framework contained within this report.

- **Promoting the Lancashire Economic Offer at MIPIM**

Resolved: That:

- i. the contents of the report be noted.
- ii. the funding proposals as set out be approved
- iii. Marketing Lancashire be commissioned to work with the Executive Director of Growth, Environment, Transport and Community Services to deliver the Lancashire at MIPIM event going forward.

- **Archive Service Accreditation: Service Policies**

Resolved: That the key policy documents necessary to retain the Archive Service Accreditation standard, as set out in the report, be approved.

- **United Kingdom Resettlement Scheme**

Resolved: That:

- i. The county council continues in its role of lead authority, and coordinates the delivery of the United Kingdom Resettlement Scheme in Lancashire.
- ii. The county council continues to work with the Home Office and regional partners in order to seek additional pledges from local authorities, so

- Lancashire can resettle a proportionate number of refugees within the Government's overall commitment to refugee resettlement.
- iii. The county council continues to commission projects and services, using central Government funding, that aim to develop a sustainable infrastructure for refugee integration into our communities.

Urgent Business - Part I (Open to Press and Public)

There were two items of urgent business.

- **Combined Authority for Lancashire with an Elected Mayor**

This decision was taken as an item of urgent business to enable Cabinet to make a recommendation to Full council and establish the council's position as soon as possible in order to proactively engage with other Lancashire Councils and government.

Resolved: That

- i. the principle of a Combined Authority and Elected Mayor for Lancashire be supported
- ii. Full Council be asked to support this option.

- **Lancashire Outbreak Control Plan**

This decision was taken as an item of urgent business to ensure Lancashire was able to put in place further appropriate outbreak control measures as soon as possible.

Resolved: That:

- i. the principles set out in the report for the development of the Lancashire Outbreak Control Plan be approved
- ii. the Director of Public Health be authorised to approve the final plan, in consultation with the Director of Corporate Services, the Leader of the Council and the Cabinet Member for Health and Wellbeing
- iii. expenditure required under the plan be approved by the relevant officers in accordance with the delegation provided by the Leader of the Council in relation to urgent Covid-19 related matters, following consultation with the Leader of the Council;
- iv. the requirement for a Local Outbreak Engagement Board be noted, and support given to the proposal that the Health and Wellbeing Board be empowered to make the necessary arrangements.
- v. the decision be implemented immediately for the purposes of Standing Order C29 as any delay could adversely affect the execution of the county council's responsibilities.

Part II (Not Open to Press and Public)

- **Former Skelmersdale College (Westbank Campus)/Skelmersdale Rail Link**

Resolved: That the recommendation set out in the report, as amended, be approved.

- **A New Fleet Management System for Fleet Services**

Resolved: That the recommendation set out in the report be approved.

Urgent Key Decisions

It is a requirement of Standing Order C22 that any urgent Key Decision taken under the provisions of Standing Order C21 must be reported to Full Council for information. The following urgent Key Decisions were taken since the last meeting of Full Council:

The following decision was taken by Cabinet on **12 March 2020**:

- [M55 Heyhouses link Road](#)

The following decision was taken by the Leader of the County Council and the Cabinet Member for Adult Services on **26 March 2020**:

- [Crisis Payment to Adult Social Care Suppliers](#)

The following decision was taken by the Executive Director of Growth, Environment and Transport on **2 April 2020**:

- [COVID-19 response, Emergency Temporary Facilities](#)

The following decisions were taken by the Leader of the County Council and Cabinet Member for Children, Young People and Schools on **9 April 2020**:

- [Proposed Closure of Thomas Whitham Sixth Form](#)
- [The Proposal to Close Hendon Brook Short Stay School](#)

The following decision was taken by the Leader of the County Council and the Cabinet Member for Community and Cultural Services on **20 April 2020**:

- [Equality Objectives](#)

The following decision was taken by Cabinet on **14 May 2020**:

- [Request Approval to Extend Existing Contracts in Response to Covid-19 Outbreak](#)

Local Government (Access to Information) Act 1985
List of Background Papers

Paper	Date	Contact/Tel
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None

Reason for inclusion in Part II, if appropriate

N/A