

Lancashire County Council

Cabinet

Minutes of the Meeting held on Thursday, 3rd March, 2022 at 2.00 pm in Committee Room 'C' - The Duke of Lancaster Room, County Hall, Preston

Present:

County Councillor Phillippa Williamson Leader of the Council
(in the Chair)

Cabinet Members

County Councillor Alan Vincent
County Councillor Peter Buckley
County Councillor Charles Edwards
County Councillor Graham Gooch
County Councillor Michael Green
County Councillor Jayne Rear
County Councillor Aidy Riggott
County Councillor Cosima Towneley
County Councillor Shaun Turner

County Councillor Lorraine Beavers was also in attendance under the provisions of Standing Order No. C14(2).

1. **Apologies for Absence**

Apologies were received from CC Azhar Ali OBE.

2. **Disclosure of Pecuniary and Non-Pecuniary Interests**

None

3. **Minutes of the Meeting held on 3 February 2022**

Resolved: That the minutes of the meeting held on 3 February 2022 be confirmed as a correct record and signed by the Chair.

4. **Questions for Cabinet**

There were no questions received.

5. **Procurement Report**

Cabinet considered a report seeking approval to commence the following procurement exercises in accordance with the county council's procurement rules:

- i. Flat Roofing Works Framework;
- ii. Cold recycled bound materials;
- iii. Provision of earthworks (Zone C) at Samlesbury Enterprise Zone;
- iv. Roving Nights; and
- v. Supported Accommodation for Young People.

In presenting the report, members expressed thanks to all the officers involved on the Cold recycled bound materials initiative.

Resolved: That, the commencement of procurement exercises for the following be approved:

- i. Flat Roofing Works Framework;
- ii. Cold recycled bound materials;
- iii. Provision of earthworks (Zone C) at Samlesbury Enterprise Zone;
- iv. Roving Nights; and
- v. Supported Accommodation for Young People.

6. Music Service - Music Hub Vehicle

Cabinet considered a report on the purchase of a music service vehicle, to act as an opportunity to inspire thousands of pupils to re-ignite their passion for music, to start learning a musical instrument and to support not only their academic achievement but also to contribute significantly to their mental health and wellbeing.

In presenting the report, it was noted that Appendix 'A' of this report was in Part II and appeared at item number 21 on the agenda.

It was further noted that there was a typographical error on page 22 of the agenda pack, in the second paragraph under the heading, 'Detail', where it should read 'vulnerable' instead of 'venerable'.

Resolved: That, a waiver of the county council's procurement rules as set out in paragraph 14.2 of the procurement rules of Appendix R to the county council's Constitution, to allow for a direct award of a contract to be made to Torton Bodies Limited, in respect of the supply of a 6.2m body Iveco Daily 72C18 chassis cab, requiring bespoke adaptations and a range of equipment including; wireless sound system and interactive whiteboard to support the requirements of usage, be approved.

7. Palette of Materials

Cabinet considered a report on the Palette of Materials, which, it was noted, provided the requirements on the choice and use of materials for new developments including housing, industrial and other third party works such as public realm.

The proposed palette of acceptable materials sought to address the issue of the increasing use of unsustainable and difficult to maintain materials in developer and third party works on the highway or proposed highway network.

Resolved: That;

- i. The approach in development of the Palette of Materials - Code of Practice for Developer and Third-Party Works as outlined in the report be approved;
- ii. The Director of Strategy and Performance be authorised to approve and publish the Palette of Materials Code of Practice in consultation with the Cabinet Member for Highways and Transport.
- iii. The Head of Service - Asset Management be authorised to permit exemptions from Palette of Materials in appropriate circumstances.

8. Proposed 2022/23 Highways New Start Capital Programme

Cabinet considered a report which recommended the approval of the additional Department for Transport's 2022/23 grant funding allocation for Highway Maintenance to the highway block of the capital programme, as well as recommending the proposed apportionment of the assumed level of funding, as set out at Appendices 'A' and 'B' of the report, and requested approval for a number of detailed programmes of work relating to the funding as set out at Appendices 'C' to 'H' of the report.

In presenting the report, members expressed thanks to all the teams involved in producing the report and programme, and for facilitating the District Highway briefings that all members were invited to attend. Specific thanks were extended to Phil Durnell, John Davies, Mel Ormesher, Paul Binks, Stuart Bradshaw, Rebecca Makinson, Kiara Clarke and Janet Wilson.

Resolved: That;

- i. Approval be given for the Department for Transport 2022/23 Highway Maintenance funding grant, once confirmed, to be added to the Highway Block of the Capital Programme;
- ii. Approval be given for the proposed apportionment of the assumed 2022/23 Department for Transport Highway Maintenance funding as detailed in the report and at Appendices 'A' and 'B';
- iii. The proposed 2022/23 New Starts Highway Maintenance programmes set out as projects at Appendices 'C' to 'H' of the report be approved;
- iv. Any revisions required on receipt of the confirmed funding envelope be developed and presented for approval at a future date ; and
- v. The Carbon Statement detailed at Appendix 'I' of the report be noted.

9. Proposed Prohibition of Pedestrians, Equestrians, Cycles and Horses, B6601 Leapers Wood Road and B6601 Roundabout (M6 Junction 35), Over Kellett.

Cabinet considered a report setting out Traffic Regulation Order proposals to introduce a 40mph speed limit, prohibition of Stopping and Prohibition of Pedestrians, Equestrians, Cycles and Horse Drawn Vehicles, along the B6601 Leapers Wood Road and B6601 Roundabout (M6 Junction 35).

Resolved: That, the Traffic Regulation Orders as advertised be approved and the sealing of the associated Orders be confirmed.

10. Review of Lancashire County Council Foster Carer Fees

Cabinet considered a report proposing a revised payment structure for all approved Lancashire County Council Foster Carers. The proposals put forward were informed by detailed analysis of the financial support arrangements that exist in comparator Local Authorities and Independent Fostering Agencies.

Resolved: That, the payment structure to Lancashire County Council Foster Carers as set out in the report, be approved.

11. Proposed Closure of Wennington Hall School

Cabinet considered a report on the proposed closure of Wennington Hall School. It was noted that Cabinet, at its meeting on 2 December 2021, agreed to publish a statutory notice to begin a representation period on the proposed closure, which took place from 10 December 2021 to 7 February 2022.

It was also noted that as part of the statutory process, a decision would now have to be taken about the proposal outlined in the report.

Resolved: That, following consideration of the information in the report:

- i. The proposal as detailed in the statutory notice to close Wennington Hall School, with effect from 31 August 2022, be approved; and
- ii. Approval be given to send out an appropriate statutory decision letter, as specified under legal requirements, to give the reasons for the decision to those who are to be informed of them.

12. The Future of Maintained Nursery Provision at Edisford Primary School, Clitheroe

Cabinet considered a report on the future of the nursery provision currently delivered by Edisford Primary School in Clitheroe.

In presenting the report, it was noted that Appendix 'E' of this report was in Part II and appeared at item number 22 on the agenda.

Resolved: That, following consideration of the information in the report:

- i. The proposal as detailed in the statutory notice to discontinue the nursery provision at Edisford Primary School by permanently raising its age range from 3-11 years to 4-11 years, with effect from 1 April 2022, be approved; and
- ii. Approval be given to send out an appropriate statutory decision letter, as specified under legal requirements, to give the reasons for the decision to the parties that have been consulted.

13. The Future of Maintained Nursery Provision at Brunshaw Primary School, Burnley

Cabinet considered a report on the formal statutory process to consult on the proposal to cease the maintained nursery provision by permanently reducing the age range from 3-11-year-olds (Nursery 2 to Year 6) to 4-11 year olds (Reception to Year 6) with effect from 31 August 2022 at Brunshaw Primary School in Burnley.

In presenting the report, it was noted that Appendix 'B' of this report was in Part II and appeared at item number 23 on the agenda.

Resolved: That, approval be given to the authority publishing a Statutory Notice, to begin the consultation period on the future of the maintained nursery provision currently delivered by Brunshaw Primary School, Burnley.

14. The Future of Maintained Nursery Provision at The Roebuck Primary School, Preston

Cabinet considered a report on the formal statutory process, to consult on the proposal to cease the maintained nursery provision by permanently reducing the age range at the school from 3-11 year-olds (Nursery 2 to Year 6) to 4-11 year olds (Reception to Year 6) with effect from 31 August 2022 at the Roebuck Primary School in Preston.

In presenting the report, it was noted that Appendix 'B' of this report was in Part II and appeared at item number 24 on the agenda.

Resolved: That approval be given to the authority publishing a Statutory Notice, to begin the consultation period on the future of the maintained nursery provision currently delivered by The Roebuck Primary School, Preston.

15. An Update on the Lancashire Central/Cuerden Site

Cabinet considered a report providing a progress update on the Lancashire Central, Cuerden strategic employment site.

In presenting the report, it was noted that Appendix 'A' of this report was in Part II and appeared at item number 25 on the agenda.

Members expressed thanks to Stephen Young, Executive Director for Growth, Environment Transport and Community Services for all the work he had done for the county in his role, as he would be leaving the council from 31 March 2022.

Resolved: That;

- i. The Executive Director for Growth, Environment Transport and Community Services be authorised, in consultation with the Director of Finance, Director of Corporate Services, and the Cabinet Member for Economic Development and Growth, to submit a planning application, for the updated Lancashire Central scheme when completed in early April 2022; and

- ii. The additional steps and actions as set out in Appendix 'A' of the report, be approved.

16. Urgent Decisions taken by the Leader of the County Council and the relevant Cabinet Member(s)

Resolved: That the urgent decision taken by the Leader of the County Council and the relevant Cabinet Member, since the last meeting of Cabinet, be noted.

17. Urgent Business

There were no items of Urgent Business.

18. Date of Next Meeting

It was noted that the next meeting of Cabinet would be held at 2pm on Thursday 7 April 2022 at County Hall, Preston.

19. Notice of Intention to Conduct Business in Private

Cabinet noted the Notice of Intention to Conduct Business in Private and that no representations had been received.

20. Exclusion of Press and Public

Resolved: That under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following item of business on the grounds that there would be a likely disclosure of exempt information as defined in the appropriate paragraph of Part I of Schedule 12A to the Local Government Act 1972.

21. Appendix 'A' of Item 6 - Music Service - Music Hub Vehicle

Exempt information as defined in paragraph 3 of Part 1 of Schedule 12A in the Local Government Act 1972. Appendix 'A' contains information relating to the financial or business affairs of any particular person (including the authority holding the information). It is considered that in the circumstances of the case the public interest of maintaining the exemption outweighs the public interest in disclosing the information.

Resolved: That, Appendix 'A' of Item 6 - Music Service - Music Hub Vehicle, be noted.

22. Appendix 'E' of Item 12 - The Future of Maintained Nursery Provision at Edisford Primary School, Clitheroe

Exempt information as defined in paragraph 3 of Part 1 of Schedule 12A in the Local Government Act 1972. Appendix 'A' contains information relating to the financial or business affairs of any particular person (including the authority holding the information). It is considered that in the circumstances of the case the public interest of maintaining the exemption outweighs the public interest in disclosing the information.

Resolved: That, Appendix 'E' of Item 12 - The Future of Maintained Nursery Provision at Edisford Primary School, Clitheroe, be noted.

23. Appendix 'B' of Item 13 - The Future of Maintained Nursery Provision at Brunshaw Primary School, Burnley

Exempt information as defined in paragraph 3 of Part 1 of Schedule 12A in the Local Government Act 1972. Appendix 'A' contains information relating to the financial or business affairs of any particular person (including the authority holding the information). It is considered that in the circumstances of the case the public interest of maintaining the exemption outweighs the public interest in disclosing the information.

Resolved: That, Appendix 'B' of Item 13 - The Future of Maintained Nursery Provision at Brunshaw Primary School, Burnley, be noted.

24. Appendix 'B' of Item 14 - The Future of Maintained Nursery Provision at The Roebuck Primary School, Preston

Exempt information as defined in paragraph 3 of Part 1 of Schedule 12A in the Local Government Act 1972. Appendix 'A' contains information relating to the financial or business affairs of any particular person (including the authority holding the information). It is considered that in the circumstances of the case the public interest of maintaining the exemption outweighs the public interest in disclosing the information.

Resolved: That, Appendix 'B' of Item 14 - The Future of Maintained Nursery Provision at The Roebuck Primary School, Preston, be noted.

25. Appendix 'A' of Item 15 - An Update on the Lancashire Central/Cuerden Site

Exempt information as defined in paragraph 3 of Part 1 of Schedule 12A in the Local Government Act 1972. Appendix 'A' contains information relating to the financial or business affairs of any particular person (including the authority holding the information). It is considered that in the circumstances of the case the public interest of maintaining the exemption outweighs the public interest in disclosing the information.

Resolved: That, Appendix 'A' of Item 15 - An Update on the Lancashire Central/Cuerden Site, be noted.

Angie Ridgwell
Chief Executive and
Director of Resources

County Hall
Preston