

**DECISIONS SHOULD NOT BE IMPLEMENTED BEFORE  
MONDAY 18 JUNE 2018**

**CABINET**  
5 June 2018

**PRESENT** – Councillor Dixon (in the Chair); Councillors Harker, C.L.B. Hughes, McEwan, S Richmond, A.J. Scott and Wallis (7)

**INVITEES** – Councillors Curry and H. Scott (2)

**ALSO IN ATTENDANCE** – Councillors Caron, Coultas, Johnson and Lyonette (4)

**C1. REPRESENTATIONS** – No representations were made by Members or members of the public in attendance at the meeting.

**C2. DECLARATIONS OF INTEREST** – Councillors Dixon and C.L.B. Hughes declared non-pecuniary interests in Minute C10 below. There were no other declarations of interest reported at the meeting.

**C3. DEATH IN SERVICE – DOUG SINCLAIR** - The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) informing Members of the Death in Service of Doug Sinclair, a Street Lighting Operative who was a valued member of the Civil Engineering team within Economic Growth.

It was reported that a letter of sympathy had been sent to Doug's family and that the Human Resource Division were ensuring that the family received the appropriate support and advice.

**RESOLVED** – (a) It is with great sadness that Cabinet notes the recent death in service of Doug Sinclair, a respected employee of the Council.

(b) That the actions of the Council in conveying sympathy to Doug's family and the support offered by the Human Resources Division be noted.

**REASON** - To make Members aware of the recent death in service.

**C4. TIMES OF MEETINGS – RESOLVED** – That meetings of this Cabinet be held at 5.00 p.m. for the remainder of the 2018/19 Municipal Year.

**C5. MINUTES** - Submitted - The Minutes (previously circulated) of the meeting of this Cabinet held on 3 April 2018.

**RESOLVED** - That the Minutes be confirmed as a correct record.

**REASON** – They represent an accurate record of the meeting.

**C6. MATTERS REFERRED TO CABINET** - There were no matters referred back for re-consideration to this meeting.

**C7. ISSUES ARISING FROM SCRUTINY** - There were no issues arising from Scrutiny considered at this meeting.

**C8. UPDATE ON CHILDREN'S SERVICES IMPROVEMENTS AND OUTCOMES OF SINGLE INSPECTION FRAMEWORK RE-INSPECTION** - The Cabinet Member with the Children and Young People Portfolio introduced the report of the Director of Children and Adults Services (previously circulated) updating Cabinet on the outcome of the Single Inspection Framework (SIF) re-inspection conducted during February and March 2018.

The submitted report set out the inspection findings, published on 21 May 2018, which had cited considerable improvements and concluded that, overall, Children's Services in Darlington had improved considerably from a position of inadequate in 2015 to now requiring improvement to be good.

It was reported that the progress was a considerable achievement, pivotal to which was dynamic leadership, effective political and corporate support and significant resourcing of the improvement journey.

**RESOLVED** – (a) That the findings of the SIF re-inspection of Children's Services be noted.

(b) That the revised inspection regulation framework that the Council is now subject to be noted.

(c) That it be noted that an improvement plan will now be developed in response to the recommendations.

**REASON** - Cabinet agreed they should receive regular update reports on improvement progress.

**C9. KEY DECISIONS - DARLINGTON BOROUGH LOCAL PLAN 2016/36 - DRAFT LOCAL PLAN CONSULTATION** - The Cabinet Member with Economy and Regeneration Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) seeking Cabinet's approval to undertake a consultation exercise on the draft Local Plan 2016/36 (also previously circulated) and requesting that delegated powers be given to the Director of Economic Growth and Neighbourhood Services, in consultation with the Economy and Regeneration Portfolio holder, to make minor editorial amendments to the draft prior to its publication.

**RESOLVED** – (a) That approval be given to the commencement of a six-week period of consultation on the draft Local Plan 2016/36.

(b) That the Director of Economic Growth and Neighbourhood Services, in consultation with the Economy and Regeneration Portfolio holder, be given delegated power to make any minor changes to the documents before they are finally published.

**REASON** - Local Planning Authorities must prepare a Local Plan that sets out the local planning policies for their local planning authority area. Government guidance requires that Local Plans must be positively prepared, justified, effective and be consistent with national policy, in accordance with Section 20 of the Planning and Compulsory Purchase Act 2004 (as amended) and the National Planning Policy Framework (NPPF).

**C10. FUTURES FUND: NEIGHBOURHOOD RENEWAL** - The Leader introduced the report of the Managing Director (previously circulated) seeking approval to allocate resources from the Futures Fund to further assist the Darlington Credit Union in its work to improve the financial wellbeing of the community.

**RESOLVED** – (a) That a one-off payment of £50,000 be made to the Darlington Credit Union in return for a deferred shareholding to strengthen capital balances.

(b) That the Managing Director, in consultation with the Cabinet Member for Housing, Health and Partnerships, be given delegated power to draw up a funding agreement to secure the objectives and protect the interests of the Council.

**REASONS** – (a) Cabinet is a signatory to the goals of One Darlington, Perfectly Placed, as a statement of intent to narrow inequalities and protect the most vulnerable in our community.

(b) The financial hardship faced by many people in Darlington is rising and there was public support for the Council in taking steps to alleviate the problems households face.

**C11. TOWN CENTRE CAR PARKING** - The Cabinet Member with Leisure and Local Environment Portfolio introduced the report of the Managing Director and the Director of Economic Growth and Neighbourhood Services (previously circulated) requesting that consideration be given to reviewing car parking charges in the Town Centre in response to feedback and views from the public and traders.

It was reported that, to assist Town Centre trading, it was proposed to offer two hours free car parking in a number of car parks on the outside of the ring road, with East Street car park having an offer of all day parking for £2.00.

**RESOLVED** - That the charges for car parking as set out in paragraph 16 of the submitted report be approved.

**REASONS** – (a) To approve new charges in response to requests by traders and the public.

(b) To enhance the attractiveness of the Town Centre to visitors and residents.

**C12. REVENUE OUTTURN 2017-18** - The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Managing Director (previously circulated) presenting the revenue outturn 2017/18 (subject to Audit), to allow Members to consider the results in light of the Council's Medium Term Financial Plan (MTFP) and also to consider the Collection Fund and Housing Revenue Account outturn.

The submitted report stated that the draft year-end position showed an improvement of £0.530 million from the opening balance projections reported in the 2018/19 to 2021/22

MTFP.

**RESOLVED** - (a) That the revenue outturn for 2017/18, as detailed in the submitted report, be noted.

(b) That the additional carry forward requests of £1.189M, referred to in paragraphs 14 to 18 of the submitted report, be approved and carried forward into 2018/19.

(c) That the Earmarked Reserves, requested in paragraphs 25 and 26 of the submitted report, be approved.

**REASON** - In order to maintain appropriate management arrangements for the Council's finances and make effective use of the Council's resources.

**C13. PROJECT POSITION STATEMENT AND CAPITAL PROGRAMME MONITORING OUTTURN 2017/18** - The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Managing Director and the Director of Economic Growth and Neighbourhood Services (previously circulated) updating Members on the delivery of the Council's Capital Programme, the financial outturn position as at 31st March 2018; the proposed financing of the 2017/18 Capital expenditure; providing an update on the current status of all construction projects currently being undertaken by the Council; and seeking approval for a number of changes to the programme.

**RESOLVED** – (a) That the delivery and financial outturn of the 2017/18 Capital Programme, as detailed in the submitted report be noted.

(b) That the status position on construction projects, as detailed in the appendix to the submitted report, be noted.

(c) That the adjustments to resources, as detailed in paragraph 21 of the submitted report, be approved.

**REASONS** – (a) To enable Members to note the progress of the 2017/18 Capital Programme and to allow the capital spend to be fully financed.

(b) To inform Cabinet of the current status of construction projects.

(c) To maintain effective management of resources.

**C14. DISABLED FACILITIES GRANT 2018/19** - The Cabinet Member with Adult Social Care Portfolio introduced the report of the Director of Children and Adults Services (previously circulated) requesting the release of capital funding allocated for Disabled Facilities Grants (DFG's) and to utilise that funding in accordance with the Council's DFG policy.

**RESOLVED** - That the Disabled Facilities Grant for 2018/19 be noted and the capital funding be released.

**REASON** - To enable the adaptations for those individuals who are eligible to receive a Disabled Facilities Grant for 2018/19 to proceed.

**C15. (URGENT DECISION) TEES VALLEY COMBINED AUTHORITY DEVOLUTION OF ADULT EDUCATION BUDGET** - The Leader introduced the report of the Managing Director (previously circulated) seeking Cabinet's approval to enable legislation to be made to transfer responsibility for the Adult Education Budget to the Tees Valley Combined Authority.

**RESOLVED** – (a) That agreement be given to the making, by Parliament, of a statutory instrument to enable responsibility for the Adult Education Budget to transfer to the Tees Valley Combined Authority.

(b) That, subject to this being agreed, authority be delegated to the Managing Director, in consultation with the Leader of the Council, to give the Council's consent to the final Order being made when requested by the Secretary of State.

**REASONS** – (a) To enable the Tees Valley Combined Authority to have responsibility for the Adult Education Budget.

(b) Consent from the constituent councils of the Tees Valley Combined Authority is required by Government before legislation to enable this can be laid before Parliament.

**C16. REPRESENTATION ON OTHER BODIES 2018/19** - The Leader introduced the report of the Managing Director (previously circulated) requesting that consideration be given to this Council's representation on other bodies for the 2018/19 Municipal Year, to which Cabinet appoints.

**RESOLVED** - That the appointments to the other bodies, as detailed below, for the 2018/19 Municipal Year, be approved.

**Name of Body or Organisation      Nomination(s)**

Association of Rail North  
Partnership Authorities

Rail North Ltd.                      Leader of the Council (Councillor Dixon)

Transport for the North              Leader of the Council (Councillor Dixon)

North East Rail  
Management Unit              Leader of the Council (Councillor Dixon)

Charitable Organisations for the  
Blind (COB)                      Councillor Newall

Community Library (Cockerton)  
Limited                      Councillor Baldwin (Cockerton Ward Member)

County Durham and Darlington  
Foundation Trust – Board of  
Governors                      Councillor A J Scott (Councillor S Richmond as  
named substitute)

<b>Name of Body or Organisation</b>	<b>Nomination(s)</b>
Creative Darlington	Councillor Wallis (Cabinet Member with Leisure and Local Environment Portfolio) and Councillor Carson (Chair of Place Scrutiny Committee) as named substitute
Darlington and District Youth and Community Association (2002)	Councillor Baldwin and Councillor Curry
Darlington Cares	Councillor McEwan (Cabinet Member with Economy and Regeneration Portfolio)
Darlington Partnership Board	Leader of the Council (Councillor Dixon); Cabinet Member with Housing, Health and Partnerships Portfolio (Councillor A J Scott); and Cabinet Member with Children and Young People Portfolio (Councillor C L B Hughes) and Councillor Mrs Scott (Leader of the Opposition)
Darlington Railway Museum Trust	Cabinet Member with Leisure and Local Environment Portfolio (Councillor Wallis)
Durham County Pension Fund Committee	Cabinet Member with Efficiency and Resources Portfolio (Councillor Harker) and Chair of Efficiency and Resources Scrutiny Committee (Councillor Haszeldine)
Durham Tees Valley Airport Limited - Board	Councillor McEwan (Director) (Councillor Carson as substitute Council Director)
Durham Tees Valley Airport Limited - Consultative Committee	Cabinet Member with Leisure and Local Environment Portfolio (Councillor Wallis)
Family Help Organisation	Councillors J Taylor, Newall and Curry
Family Placement Panel	Councillor Crumbie
Maidendale Nature and Fishing Reserve (Associate Member)	Councillor Dixon (Ward Member)
North East Ambulance Service	Chair of Health and Well Being Board (Councillor A J Scott)
North East Child Poverty Commission	Cabinet Member with Children and Young People Portfolio (Councillor C L B Hughes)
North East Regional Employers Organisation	Cabinet Member with Efficiency and Resources Portfolio (Councillor Harker), Chair of Efficiency and Resources Scrutiny Committee (Councillor Haszeldine) and Vice Chair of Efficiency and Resources Scrutiny Committee (Councillor Crumbie)

<b>Name of Body or Organisation</b>	<b>Nomination(s)</b>
Executive Committee	Cabinet Member with Efficiency and Resources Portfolio (Councillor Harker)
North East Strategic Migration Partnership	Cabinet Member with the Children and Young People Portfolio (Councillor C L B Hughes) (Leader of the Council (Councillor Dixon) as named substitute)
Northern Housing Consortium	Cabinet Member with Housing, Health and Partnerships Portfolio (Councillor A J Scott)
Northumbrian Regional Flood and Coastal Committee	Councillor Carson (Councillor McEwan as named substitute)
Poor Moor Fund	Cabinet Member with Economy and Regeneration Portfolio (Councillor McEwan)
RELATE North East	Councillor Cartwright and one vacancy
Tees Valley Local Access Forum	Councillor Carson (Chair of Place Scrutiny Committee)
Tidy North Regional Consultative Committee	Cabinet Member with Leisure and Local Environment Portfolio (Councillor Wallis)

**REASON** - To comply with the nominations received from the Political Groups.

**C17. PROPOSED RESIDENT'S PARKING - (1) Cleveland Avenue – Objection -**

The Cabinet Member with the Leisure and Local Environment Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) advising Members of an objection received to a resident parking proposal in Cleveland Avenue and seeking a decision on whether to proceed with the proposal.

**RESOLVED** – That, having considered the objection, it be set aside and Officers be authorised to proceed with the proposal to introduce residents' parking as advertised.

**REASON** - To improve the amenities of the area through which the road runs.

**(2) Proposed Resident's Parking Mowden Terrace, Westbrook Terrace and Mowden Street – Objections -**

The Cabinet Member with the Leisure and Local Environment Portfolio introduced the report of Director of Economic Growth and Neighbourhood Services (previously circulated) advising Members of two objections received to a resident's parking proposal in Mowden Terrace, Mowden Street and Westbrook Terrace and seeking a decision on whether to proceed with the proposal.

**RESOLVED** – That, having considered the objections, they be set aside and Officers be authorised to proceed with the proposal to introduce resident's parking and no waiting at any time as advertised.

**REASON** - To improve the amenities of the area through which the road runs.

**C18. MEMBERSHIP CHANGES** – There were no membership changes reported at the meeting.

**C19. EXCLUSION OF THE PUBLIC - RESOLVED** - That, pursuant to Sections 100A(4) and (5) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the ensuing item on the grounds that it involves the likely disclosure of exempt information as defined in exclusion paragraph 3 of Part I of Schedule 12A to the Act.

**C20. SCHEDULE OF TRANSACTIONS (EXCLUSION PARAGRAPH NO 3)** - The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) to consider the Schedule of Transactions and to seek approval of the terms negotiated.

**RESOLVED** - It is recommended that the schedule be approved and the transactions completed on the terms and conditions detailed therein.

**REASON** - Terms negotiated require approval by Cabinet before binding itself contractually to a transaction.

**DECISIONS DATED –  
FRIDAY 8 JUNE 2018**