

**DECISIONS SHOULD NOT BE IMPLEMENTED BEFORE
MONDAY 24 JUNE 2019**

CABINET

Tuesday, 11 June 2019

PRESENT – Councillors Mrs H Scott (Chair), Crudass, Dulston, Howell, Johnson, Marshall, Mills and Tostevin

INVITEES – Councillors Curry, Harker, Snedker and Tait

APOLOGIES – Councillors K Nicholson

ALSO IN ATTENDANCE – The Mayor, Councillor Wallis and Councillor McCollom

C1 DECLARATIONS OF INTEREST.

There were no declarations of interest reported at the meeting.

C2 TO HEAR RELEVANT REPRESENTATION (FROM MEMBERS AND THE GENERAL PUBLIC) ON ITEMS ON THIS CABINET AGENDA.

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

C3 TO CONSIDER THE TIMING OF MEETINGS OF THIS CABINET FOR THE REMAINDER OF THE 2019/20 MUNICIPAL YEAR

RESOLVED – That meetings of this Cabinet be held at 5.00 p.m. for the remainder of the 2019/20 Municipal Year.

C4 TO APPROVE THE MINUTES OF THE MEETING OF THIS CABINET HELD ON 5 MARCH 2019.

Submitted - The Minutes (previously circulated) of the meeting of this Cabinet held on 5 March 2019.

RESOLVED – That the Minutes be confirmed as a correct record.

REASON – They represent an accurate record of the meeting.

C5 MATTERS REFERRED TO CABINET

There were no matters referred back for re-consideration to this meeting.

C6 ISSUES ARISING FROM SCRUTINY COMMITTEE

There were no issues arising from Scrutiny considered at this meeting.

C7 KEY DECISIONS

There were no key decisions considered at the meeting.

C8 RELEASE OF CAPITAL ALLOCATION IN THE MEDIUM TERM FINANCIAL PLAN

The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) requesting that consideration be given to the release of £200,000 of funding allocated in the Capital Medium Term Financial Plan 2019/20 to 2022/23 to undertake Capitalised Repairs in corporate buildings.

The submitted report stated that Pennington Choices were commissioned to undertake stock condition surveys in the Council's corporate properties and that the capitalised repairs allocation would be used to meet the urgent work identified.

RESOLVED - That the £200,000 allocated in the Capital Medium Term Financial Plan for Capitalised Repairs, be released.

REASON - To safeguard the condition of the Council's corporate buildings and to meet statutory and legal obligations.

C9 PROJECT POSITION STATEMENT AND CAPITAL PROGRAMME MONITORING OUTTURN 2018/19

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 31 March 2019; proposed financing of the 2018/19 Capital expenditure; the current status of all construction projects currently being undertaken by the Council; and requesting that consideration be given to a number of changes to the programme.

The submitted report stated significant enhancements had been made to the Council's assets in three major programme areas of schools, housing and transport; capital expenditure in 2018/19 totalled £36.791M; there were 29 live projects currently being managed by the Council with an overall value of £67.937M; the majority of those projects were running to time, cost and quality expectations with no foreseeable issues; and that the projects were managed either by the Council's in-house management team, a Framework Partner or by Consultants sourced via an open/OJEU tender process

RESOLVED – (a) That the delivery and financial outturn of the 2018/19 Capital Programme, as detailed in the submitted report, be noted.

(b) That the projected capital expenditure and resources, as detailed in 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 2018/19 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.

C10 REVENUE OUTTURN 2018/19

The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Managing Director (previously circulated) presenting the revenue outturn 2018/19 (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 £0.131M from the opening balance projections reported in the 2019/20 to 2022/23 MTFP; that a one off Futures Fund of £2.500M had been approved in the 2018/22 MTFP, covering the life of that MTFP, and that the balance would be carried forward into 2019/20; and requesting that consideration be given to additional carry forwards of £0.249M.

RESOLVED – (a) That the revenue outturn for 2018/19, as detailed in the submitted report, be noted.

(b) That the additional carry forward requests of £0.249M, as detailed in paragraphs 15 to 17 of the submitted report, be approved, and carried forward into 2019/20.

(c) That the earmarked reserves, requested in paragraphs 28 to 32 of the submitted report, be approved.

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

C11 REPRESENTATION ON OTHER BODIES 2019/20

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 2019/20 Municipal Year, to which Cabinet appoints.

RESOLVED – That the appointments to the other bodies, as detailed below, for the 2019/20 Municipal Year, be approved.

Name of Body or Organisation	Nomination(s)
Association of Rail North Partnership Authorities	
Rail North Ltd.	Councillor Mrs H Scott (Leader of the Council)
Transport for the North	Councillor Mrs H Scott (Leader of the Council)

North East Rail Management Unit	Councillor Mrs H Scott (Leader of the Council)
Charitable Organisations for the Blind (COB)	One Vacancy
Community Library (Cockerton) Limited	Cockerton Ward Member
County Durham and Darlington Foundation Trust – Board of Governors	Councillor Tostevin
Creative Darlington	Councillor Howell, Cabinet Member with Leisure and Local Environment Portfolio (Chair of Place Scrutiny Committee as named substitute)
Darlington Cares	Councillor K Nicholson
Darlington Partnership Board	Councillor Mrs H Scott (Leader of the Council), Councillor Tostevin (Cabinet Member with Housing, Health and Partnerships Portfolio), Councillor Crudass (Cabinet Member with Children and Young People Portfolio) and Councillor Harker (Leader of the Opposition)
Darlington Railway Museum Trust	Councillor Howell (Cabinet Member with Leisure and Local Environment Portfolio)
Durham County Pension Fund Committee	Councillor Johnson (Cabinet Member with Efficiency and Resources Portfolio) and Chair of Efficiency and Resources Scrutiny Committee
Durham Tees Valley Airport Limited - Board	Councillor Mrs D Jones (to be appointed as Director) (Councillor Culley as named substitute Director)
Durham Tees Valley Airport Limited - Consultative Committee	Councillor Howell (Cabinet Member with Leisure and Local Environment Portfolio)
Family Help Organisation	Councillor Curry Two Vacancies
Family Placement Panel	One Vacancy
Maidendale Nature and Fishing Reserve (Associate Member)	Councillor Tait

North East Ambulance Service	Chair of Health and Well Being Board
North East Child Poverty Commission	Councillor Crudass (Cabinet Member with Children and Young People Portfolio)
North East Regional Employers Organisation	Councillor Johnson (Cabinet Member with Efficiency and Resources Portfolio), Chair of Efficiency and Resources Scrutiny Committee and Vice Chair of Efficiency and Resources Scrutiny Committee
Executive Committee	Councillor Johnson (Cabinet Member with Efficiency and Resources Portfolio)
North East Strategic Migration Partnership	Councillor Crudass (Cabinet Member with the Children and Young People Portfolio) (Councillor Mrs H Scott (Leader of the Council as named substitute))
Northern Housing Consortium	Councillor Tostevin (Cabinet Member with Housing, Health and Partnerships Portfolio)
Northumbrian Regional Flood and Coastal Committee	Councillor Snedker
Poor Moor Fund	Councillor Marshall (Cabinet Member with Economy and Regeneration Portfolio)
RELATE North East	Councillor Curry One Vacancy
Tees Valley Local Access Forum	Chair of Place Scrutiny Committee
Tidy North Regional Consultative Committee	Councillor Howell (Cabinet Member with Leisure and Local Environment Portfolio)

REASONS – To comply with the nominations received from the Political Groups.

C12 MEMBERSHIP CHANGES - TO CONSIDER ANY MEMBERSHIP CHANGES TO OTHER BODIES TO WHICH CABINET APPOINTS.

There were no membership changes reported at the meeting.

C13 TO CONSIDER THE EXCLUSION OF THE PUBLIC AND PRESS :-

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 items on the grounds that they involve the likely disclosure of exempt information as defined in exclusion paragraph 3 of Part I of Schedule 12A to the Act.

C14 DISPOSAL OF GROUND LEASE - BLACKWELL TELECOMS MASTS

The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) requesting that consideration be given to the disposal of a long ground lease for two telecommunications masts on the former Blackwell Golf Club land at Carmel Road South, on the terms detailed in the submitted report.

RESOLVED – (a) That the grant of a long ground lease, be approved, on the terms as set out in the submitted report.

(b) That the Assistant Director - Law and Governance be authorised to complete all necessary documentation.

REASONS – (a) To maximise potential investment returns for the Council.

(b) To minimise management input in a specialised area and risks due to changing legislation.

C15 NO. 12 SKINNERGATE - ACQUISITION

The Cabinet Member with the Economy and Regeneration Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) requesting that consideration be given to the acquisition of No. 12 Skinnergate, a Grade II Listed Building, as shown hatched on the plan appended to the submitted report, on the terms detailed in the submitted report.

RESOLVED – (a) That the acquisition of No. 12 Skinnergate, a Grade II Listed Building, be approved, on the terms as set out in the submitted report.

(b) That authority be delegated to the Director of Economic Growth and Neighbourhood Services, in consultation with the relevant portfolio holders, to pursue and conclude negotiations with the owners of the wider potential development site, and the outcomes of those negotiations and future plans being presented to a future Cabinet meeting, for approval.

(c) That the Assistant Director – Law and Governance be authorised to complete all necessary documentation.

REASONS – (a) Development of this Grade II listed building will improve the general amenity of the Skinnergate area.

(b) The purchase will present future opportunities to further develop the adjacent properties into a residential site therefore increasing residential occupation and reducing poor retail units in low demand.

C16 SCHEDULE OF TRANSACTIONS

The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Director of Economic Growth and Neighbourhood Services (previously circulated) requesting that consideration be given to the Schedule of Transactions and to seek approval of the terms negotiated.

RESOLVED - That the schedule be approved and the transactions be 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 14 JUNE 2019**