

**TRAFFORD BOROUGH COUNCIL**

**STATEMENT OF EXECUTIVE DECISION**

<b><u>DATE OF DECISION</u></b>	Monday, 28 January 2019	<b><u>DECISION MAKER</u></b>
<b><u>DECISION REFERENCE</u></b>	E/28.1.19/5a	<b>Executive</b> (Councillors A. Western, Adshead, Cordingley, Hynes, Freeman, Harding, Hynes, Lloyd, Procter and Wright)
<b><u>RECORD OF THE DECISION</u></b>		
Overview and Scrutiny Review of the Executive's Draft Budget Proposals for 2019-20		
1. That the report be received and noted. 2. That a response be made to Scrutiny in due course.		
<b><u>REASONS FOR THE DECISION</u></b>		
To provide for a formal response to be made to recommendations arising from the Budget Scrutiny exercise.		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
None: the Executive is required to respond to formal recommendations from Scrutiny.		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
None.		

**Scrutiny Call in Deadline**

**Not applicable. This decision is purposely to provide for a response to be made by the Executive to Scrutiny; so call-in is not applicable.**

**PUBLICATION DATE**

4/2/19

**RECORDED BY:**

Corporate Director of Governance and Community Strategy

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<b><u>RECORD OF THE DECISION</u></b>		
<b><u>ADULT SOCIAL CARE (ASC) CHARGING AND DEBT RECOVERY POLICIES AND REGULATORY REFORM ORDER (DISABILITY FACILITIES GRANTS) - PROPOSED CHANGES FOLLOWING CONSULTATION</u></b>		
<p>1. That with effect from 1 April 2019 the amalgamation be approved of the Adult Social Care Charging Policy, the Debt Recovery policy and the Disabled Facilities Grant Policy to create a single policy.</p> <p>2. That the proposal be approved to incorporate clear guidance regarding Disability Related Expenditure.</p> <p>3. That the amendments be approved to the existing Disabled Facilities Grant Regulatory Reform Order, as detailed in the report.</p> <p>4. That the introduction be approved of legal charges to clients in respect of the administration of funding arrangements and associated legal documents as detailed in the report.</p>		
<b><u>REASONS FOR THE DECISION</u></b>		
To enable the Council to develop and implement a more coherent single policy and to enable the facilitation of increased financial relief options to clients and their families.		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
Not to implement the changes to the policies: however it is clear from the exercise completed that more comprehensive guidance is required and if the charges are not introduced there remains no clear pathway for residents with the funds to pay for their care to make informed choices in a timely manner. There would also remain a disparity between those clients entering in to a DPA compared to those receiving interim funding as well as the continued inflexibly for residents requiring adaptations to their properties.		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
None.		

**Scrutiny Call in Deadline**

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<b><u>RECORD OF THE DECISION</u></b>		
<b><u>S.75 BETTER CARE FUND AND IMPROVED BETTER CARE FUND AGREEMENT 2018-19 BETWEEN TRAFFORD CLINICAL COMMISSIONING GROUP AND TRAFFORD COUNCIL</u></b>		
<p>1. That approval be given to the s75 partnership agreement between Trafford CCG and the Council for the Better Care Fund and formalisation of the funding for 2018- 19.</p> <p>2. That it be noted that the Trafford Clinical Commissioning Group will continue to host the s75 agreement.</p> <p>3. That authority be delegated to the Corporate Director for Governance and Community Strategy to complete the Agreements on behalf of the Council.</p>		
<b><u>REASONS FOR THE DECISION</u></b>		
<p>The S. 75 agreement between the CCG and Council is a requirement of the Better Care Fund national guidance and progress is reported quarterly to NHS England. It has been noted by NHS England that the S75 Agreement is not currently in place.</p>		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
<p>It is a requirement of the Better Care Fund national guidance to enter into a Section 75 agreement between the Council and the CCG. The guidance sets out the expectations of the required agreement and a national template provided on which the Trafford agreement is based. Therefore no other options were considered.</p>		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
None		

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<b><u>RECORD OF THE DECISION</u></b>		
<b><u>BUSINESS RATES DISCRETIONARY RATE RELIEF POLICY 2019-20 - AMENDMENTS TO REFLECT THE AUTUMN BUDGET 2018 BUSINESS RATES MEASURES</u></b>		
That the amendments to the Council's Business Rates Discretionary Rate Relief policy as outlined in the report be approved to ensure it reflects the business rates measures announced at the 2018 Autumn Budget.		
<b><u>REASONS FOR THE DECISION</u></b>		
To provide within the Business Rates Discretionary Rate Relief policy from 2019/20 for the inclusion of new measures, set out in the Autumn Budget 2018, which will support retailers with a rateable value below £51,000 for two years as well as extend the discount for local newspapers' office space in 2019/20.		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
To maintain existing policies and not make the amendments; but that would mean local businesses would pay more rates, in effect not accepting the government funding available on behalf of eligible businesses.		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
None		

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<b><u>RECORD OF THE DECISION</u></b>		
<b><u>DETERMINATION OF THE 2020 ADMISSION ARRANGEMENTS FOR COMMUNITY AND VOLUNTARY CONTROLLED SCHOOLS AND APPROVAL OF ASSOCIATED DOCUMENTS</u></b>		
<p>1. That the 2020 admission arrangements be determined as proposed in Annexes 1,2,3 and 4 to the report:</p> <p>Annex 1 2020 Community School Published Admission Numbers (PAN). Annex 2 Trafford Primary/Infant/Junior Community and Voluntary Controlled Schools – 2020 Admission Arrangements (including priority for children who were previously in state care outside of England, and have ceased to be in state care as a result of being adopted) Annex 3 Proposal to Combine the Templemoor/Moorlands/Worthington catchment areas Annex 4 Lostock College – 2020 Admission Arrangements.</p> <p>2. That the Schemes be approved as proposed in Annexes 5 and 6:</p> <p>Annex 5 2020 Co-ordinated Admissions Scheme (Primary) Annex 6 2020 Co-ordinated Admissions Scheme (Secondary)</p>		
<b><u>REASONS FOR THE DECISION</u></b>		
<p>Failure to reach a determination on the 2020 admission arrangements by 28<sup>th</sup> February 2019 would be in contravention of the School Admissions Code and the School Admissions Regulations 2012. The decision will enable the admission authority, the Local Authority, to meet its duty to provide sufficient places and to allocate school places within a reasonable distance; and will meet the requirements of the School Admissions (Admission Arrangements and Co-ordination of Admission Arrangements) (England) Regulations 2012 and the School Admissions Code.</p>		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
<p>Not to include priority for children who were previously in state care outside of England, and have ceased to be in state care as a result of being adopted, at this time; determining not to combine the Templemoor / Moorlands / Worthington catchment area; and a further unstated option requested by the governing bodies of Templemoor Infant School and Moorlands Junior School that would protect the interests of a section of the current catchment area. Further detail and discussion of options considered are set out in Section 3 of the report.</p>		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
<p>Councillor Cordingley declared a Personal Interest in this item as a governor of Lostock College.</p>		

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<b><u>RECORD OF THE DECISION</u></b>		
<b><u>HIGHWAYS CAPITAL PROGRAMME 2018/19 - UPDATE ON PROGRAMME PROGRESS AND ADDITIONAL PROPOSALS FOR INVESTMENT</u></b>		
1. That the updated highways programme be approved, as set out in the appendices to the report. 2. That authority be delegated to the Corporate Director, Place to make subsequent minor changes to the agreed programme.		
<b><u>REASONS FOR THE DECISION</u></b>		
Ongoing capital investment ensures the protection and improvement of the Council's highway infrastructure to meet the expectations and needs of Trafford residents, visitors and businesses and ensure the Council delivers on its objectives and priorities for inward investment, regeneration and good network movement in the Borough and for the benefit of Greater Manchester.		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
Maintaining the existing programme and declaring the funding as not required or deferring these proposals to future years will result in the highway infrastructure continuing to decline, stakeholder complaints rising and the Council not being able to resolve or mitigate the effect. It will cause reputational damage and be the subject of external scrutiny at a time when the Council has previously committed to a significant investment in the highway in order to improve its condition.		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
None		

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<b><u>RECORD OF THE DECISION</u></b>		
<b><u>COUNCIL DEVELOPMENT SCHEMES</u></b>		
<p>1. That the current position and potential opportunity for each site be noted.</p> <p>2. That the proposals, delivery route and tender process as set out in paragraph 2.0 of the report to select a development partner for each site be approved.</p> <p>3. That the proposal to establish a development team be noted.</p> <p>4. That it be noted that the appropriate community engagement will be undertaken for each site as part of the process.</p>		
<b><u>REASONS FOR THE DECISION</u></b>		
<p>To enable the procurement of development partners for the three identified sites. Appointment of partners will not commit the Council to proceed with development on any of the sites, and will be subject to community engagement and business case approval. Any development proposals will also be subject to planning permission.</p>		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
<p>Not to seek development partners for each site and either hold the sites with their current use or dispose on the open market. Holding the sites would not generate a financial return from either the Jubilee Centre or Stokoe Avenue, and would not maximise the regeneration benefits for Altrincham, as well as a financial return, from the redevelopment of the Grafton Centre. Disposing of the sites on the market would potentially provide a speedier financial return to the Council, but this would be less than the return from direct development. The specific development options for each site will be explored as part of the development process.</p>		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
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<b><u>RECORD OF THE DECISION</u></b>		
<b><u>STRATEGIC INVESTMENT OPPORTUNITY</u></b>		
<p>1. That the proposed arrangements be noted to provide investment by way of purchase of equity in the Manchester Airport Group alongside the other nine district councils to provide additional car parking provision, to ensure future growth, details of which are set out in the body of the report.</p> <p>2. That Council be recommended to approve a capital budget increase of £5.6m (£3.7m in 2019/20 and £1.9m in 2020/21) funded by prudential borrowing to be reported to Council in February 2019 as part of the overall budget proposals.</p> <p>3. That the proposed equity investment be approved of £5.6m in Manchester Airport Group the details of which are set out in the report, subject to Council approving the increase in capital budget and expenditure of £5.6m funded by prudential borrowing.</p> <p>4. That authority be delegated to the Corporate Director of Governance and Community Strategy and Corporate Director of Finance and Systems in consultation with the Executive Member for Finance, to negotiate and finalise the detailed contractual and commercial arrangements in respect of the above proposed investment.</p> <p>5. That the Corporate Director of Governance and Community Strategy be authorised to enter into any necessary agreements or documents to give effect to the above recommendations.</p>		
<b><u>REASONS FOR THE DECISION</u></b>		
To provide an increased income stream for the Council.		
<b><u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u></b>		
Not to undertake and invest in this scheme; but this would mean the Council forgoes a potential income stream.		
<b><u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u></b>		
None.		

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