

TRAFFORD BOROUGH COUNCIL

STATEMENT OF EXECUTIVE DECISION

<u>DATE OF DECISION</u>	Monday, 27 January 2020	<u>DECISION MAKER</u>
<u>DECISION REFERENCE</u>	E/27.01.20/5a	Executive (Councillors Adshead, Freeman, Harding, Hynes, Patel, Ross, Slater, Whitham and Wright)
<u>RECORD OF THE DECISION</u>		
<u>OVERVIEW AND SCRUTINY REVIEW OF THE EXECUTIVE'S DRAFT BUDGET PROPOSALS FOR 2020-2021</u>		
That the report and the proposed action plan be received, noted, and responded to in due course.		
<u>REASONS FOR THE DECISION</u>		
To provide for a formal response to be made to the Scrutiny review of Budget proposals for 2020-21.		
<u>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS</u>		
None – the Executive is required to respond to Scrutiny recommendations.		
<u>CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION</u>		
None.		

<u>Scrutiny Call in Deadline</u>
Not applicable. The purpose of this decision is to respond to a Scrutiny report, and so call-in is not appropriate.

<u>PUBLICATION DATE</u>
29 January 2020

<u>RECORDED BY:</u>
Corporate Director, Governance & Community Strategy

TRAFFORD BOROUGH COUNCIL

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<u>DATE OF DECISION</u>	Monday, 27 January 2020	<u>DECISION MAKER</u>
<u>DECISION REFERENCE</u>	E/27.01.20/6&13	Executive (Councillors Adshead, Freeman, Harding, Hynes, Patel, Ross, Slater, Whitham and Wright)

RECORD OF THE DECISION

CIVIC QUARTER AAP AND COMPULSORY PURCHASE ORDER (CPO)

1. That the Consultation Draft Civic Quarter Area Action Plan (CQ AAP) be approved for Regulation 18 public consultation for a period of no less than six weeks and that the Corporate Director of Place be authorised to carry out all necessary steps in relation to such consultation.
2. That it be resolved that the consultation draft Civic Quarter SPD dated October 2018 be withdrawn (and treated as cancelled) and is superseded by the draft CQ AAP with immediate effect.
3. That in principle support be provided for the making of a compulsory purchase order under section 226 of the Town and Country Planning Act 1990 and section 13 of the Local Government (Miscellaneous Provisions) Act 1976 to enable the redevelopment and regeneration of the site shown edged red on the plan in Appendix Two to the report.
4. That authority be delegated to the Corporate Director for Place in consultation with the Corporate Director of Governance and Community Strategy to take all steps necessary to enable a compulsory purchase order to be made including but not limited to:
 - (a) the carrying out of land referencing including without limitation the service of notices under section 16 of the Local Government (Miscellaneous Provisions) Act 1976 and/or section 5A of the Acquisition of Land Act 1981;
 - (b) the authorisation of entry onto the Land and other land for the purpose of carrying out surveys pursuant to section 172 of the Housing and Planning Act 2016;
 - (c) the preparation of a draft statement of reasons;
 - (d) the preparation of a draft Order and Order Schedule; and
 - (e) the preparation of notices to owners, lessees and occupiers, site notices and any other notices required to be served and/or advertised in accordance with the Acquisition of Land Act 1981 should the Executive authorise the making of a compulsory purchase order.
5. That authority be delegated to the Corporate Director for Place to negotiate for the voluntary acquisition of land and rights over land needed to enable the Scheme to be delivered in advance of confirmation of a CPO, as if such CPO had been confirmed.
6. That authority be delegated to the Corporate Director for Place in consultation with the Corporate Director of Governance and Community Strategy to consider alternatives to the use of compulsory purchase powers.
7. That it be noted that before a compulsory purchase order is made a further detailed report will be brought back to Executive in line with all relevant procedures.
8. That the social, economic and environmental benefits be noted that are associated with the redevelopment and regeneration of the site shown edged red on the plan in Appendix Two to the report.
9. That it be noted that there may be other sites within the AAP area where a compulsory purchase order is required, including those which are identified as being long term vacant or in need of redevelopment and where CPO may assist in realising the full socio-economic benefits of the AAP.

REASONS FOR THE DECISION

To enable the scale of development and change proposed for the area to be positively managed and guided by a robust planning framework. The Executive is also asked to approve in principle the use of

the Council's CPO powers to enable the redevelopment and regeneration of the former B&Q site as identified in the CQ AAP if land cannot be acquired through agreement.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS

To continue to progress the proposals for the Civic Quarter area as an SPD. However legal advice received has outlined that this may be open to challenge and the scope and content proposed for the area is more appropriate as an AAP. Or not to progress the CQ AAP or to prepare a different strategy. The continued absence of an overarching framework for the delivery of development in the Civic Quarter area will not provide the Council with a strategic context within which to make decisions on future development in support of its priorities for economic growth and development. The adoption of the CQ AAP will enable the Local Planning Authority to use the CQ AAP as the statutory starting point for planning decision making and to give it significant weight in any potential CPO process, which will mean the document can meaningfully influence and shape development activity in the area. The CQ AAP will become part of the existing Trafford Local Plan. To incorporate it into the emerging Local Plan would have too much risk of delay as this document is reliant on the production of the Greater Manchester Spatial Framework. The Council could choose not to use CPO powers to deliver the regeneration of the B&Q site, requiring the site to be acquired through agreement. This could significantly delay the redevelopment of the site if it is not been possible to reach agreement through negotiation. Furthermore the site remains vacant with no indication of alternative deliverable proposals compliant with planning policy at the present time.

CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION

None.

Scrutiny Call in Deadline

Wednesday, 5 February 2020
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RECORD OF THE DECISION

SAFETY AROUND SCHOOL GATES

1. That the current activity and progress to date to improve safety and air quality around schools be

noted.

2. That the expected outcomes as set out in the report be noted.
3. That the initiatives and next steps in order to further improve safety and air quality be approved.

REASONS FOR THE DECISION

To inform and seek approval from Members on the range of initiatives being undertaken relating to this priority.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS

A range of initiatives and options are being explored as detailed in the report. The options are being developed in partnership with colleagues and schools affected by the proposals.

CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION

None

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RECORD OF THE DECISION

INVESTING IN CHILDREN

That the investment outlined in the report and summarised in the Cost Benefit Analysis be agreed.

REASONS FOR THE DECISION

To enable the Council to achieve the step change in culture and deliver a system focused on early identification of need and appropriate intervention/support at the earliest point to ensure that it is able to deliver the help that children and families need and to prevent the growth in the number of children coming into the care system.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS

Given the findings of the Ofsted review, doing nothing is not an option and changes have already been made and funded as an immediate response to the needs identified in the Ofsted report. The option proposed is supported by a full cost benefit analysis.

CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION

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RECORD OF THE DECISION

FAIR PRICE FOR CARE: HOMECARE 2020-21

That the following be approved for consultation, and further consideration in the light of consultation: an inflationary uplift of 4.86% to the hourly rate for standard homecare which will be an increase from £15.25 per hour to £15.99 per hour.

REASONS FOR THE DECISION

In the opinion of officers, subject to consideration of consultation responses and further consideration of equalities issues, but having already engaged to a considerable extent with local providers, the proposed uplift supports providers to commit to the National Living Wage and to pay travel time, travel costs, training time and other work related expenses. The proposed uplift allows the Council to offer a competitive rate to providers and care workers, who might otherwise choose to work in neighbouring authorities such as Manchester or Salford and this helps Trafford to meet growing demand for homecare. The Council has already consulted with the homecare market with regard to its intentions during the course of the Homecare transformation programme regarding the differential rates, and further

consultation is required on the standard homecare rate.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS

Not apply an annual uplift, or to apply a lower uplift or apply a higher uplift. Further discussion of these options is set out at section 5 of the report.

CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION

None.

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RECORD OF THE DECISION

FAIR PRICE FOR CARE FOR OLDER PEOPLES' RESIDENTIAL AND NURSING HOMES 2020 -21

That the following be approved for consultation, and further consideration in the light of consultation:

1. an inflationary uplift for purchased Residential and Nursing Home beds of 3.83% for 2020/21.
2. new bed rates for new spot placements from the 1st April 2020.
 - £560 for a spot purchased residential bed
 - £626 for a spot purchased nursing bed

REASONS FOR THE DECISION

In the opinion of officers, subject to consideration of consultation responses and further consideration of equalities issues, but having already engaged to a considerable extent with local providers, approval of Option 3 will enable providers to meet the requirements of both the National Living Wage, and additional inflationary pressures together with embedding the Ethical Care Charter, whilst still remaining within the approved budget. It will give Trafford a bed rate that is acceptable to providers and enables residents to have more choice. The FPFC approach together with all the other components, including block contract arrangements, will enable more choice locally for Trafford residents.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED AT THE MEETING/BY MEMBERS

Do nothing; or apply an inflationary uplift of 3.83% to all beds. Further details of these options are set out at section 6 of the report.

CONFLICTS OF INTEREST DECLARED AND ANY ASSOCIATED DISPENSATION

None.

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