

Enquiries regarding this Agenda:
Steven Lincoln (01284) 757108

Cabinet

***Wednesday 23 June 2010 at 5.00 pm
in the Conference Room West (F1R09), West Suffolk House, Western Way,
Bury St Edmunds***

CONSTITUTION: *Leader of the Council: Councillor John Griffiths
Deputy Leader of the Council: Councillor Sara Mildmay-White*

<i>Councillors:</i>		<i>Portfolios:</i>
Lynsey Alexander	-	Culture and Sport
Terry Clements	-	Transport and Planning
Robert Everitt	-	Bury St Edmunds and Community
Paul Farmer	-	Resources and Efficiency
Anne Gower	-	Haverhill and Housing
John Griffiths	-	Rural Affairs and External Relationships
Sara Mildmay-White	-	Economy and Asset Management
David Ray	-	Performance and Organisational Development
Peter Stevens	-	Environment and Street Scene

QUORUM: *Three Members*

***Please switch off mobile phones during the
meeting, unless exceptional circumstances
require otherwise.***

Agenda

Procedural Matters

1. Apologies for Absence

2. Minutes

To confirm the minutes of the meeting held on 26 May 2010 (copy attached).

3. Declarations of Interests

Members are reminded of their responsibility to declare any personal or prejudicial interest which they have in any item of business on the Agenda ***no later than when that item is reached*** and, when appropriate, to leave the meeting prior to discussion and voting on the item.

Part 1 – Public

(Forward Plan reference (where applicable) shown in brackets)

Corporate Priority: Raising Corporate Standards and Efficiency

4. Report of the Overview and Scrutiny Committee: 2 June 2010

Chairman – David Lockwood;

Contact Officer – Adriana Stapleton

Telephone: 01284-757613

e-mail: adriana.stapleton@stedsbc.gov.uk

Report **B62** attached.

Summary and reasons for recommendation:

On 2 June 2010 the Overview and Scrutiny Committee considered the following items:-

- (1) Annual Report of the Cabinet 2009/2010;
- (2) Cabinet Forward Plan: June to September 2010;
- (3) Adoption of 2010/2011 Work Programme and Nominations to Working Groups and Suffolk Joint Scrutiny Committees;
- (4) Environmental Health and Licensing Services Peer Challenge and Self Assessment; and
- (5) Updates on Councillor Calls for Action considered to date.

Recommendation:

The Cabinet is requested to **NOTE** the report of the Overview and Scrutiny Committee.

5. Report of the Policy Development Committee: 9 June 2010

Chairman – Nigel Aitkens;

Contact Officer – Adriana Stapleton

Telephone: 01284-757613

e-mail: adriana.stapleton@stedsbc.gov.uk

Report **B63** attached.

Summary and reasons for recommendation:

- (1) Annual Report of the Cabinet 2009/2010;
- (2) Cabinet Forward Plan: June to September 2010; and
- (3) Adoption of 2010/2011 Work Programme and Appointment to Panels, Reviews and Working Groups.

Recommendation:

The Cabinet is requested to **NOTE** the report of the Policy Development Committee.

6. Report of the Policy Development Committee: Asset Management Plan and Capital Management Strategy – Performance Management and Implementation Plans (Jul10/02)

*Cabinet Member – Sara Mildmay-White; Contact Officer – Betty Albon
Telephone: 01284-757307
e-mail: betty.albon@stedsbc.gov.uk*

Report **B64** attached.

Summary and reasons for recommendation:

The Committee considered the annual report on performance of the Asset Management Plan (AMP) for 2009/2010 and proposals for implementation in 2010/2011.

The Asset Management Plan facilitates the Council to achieve its strategic aims by working towards an ideal and sustainable property portfolio to meet service delivery needs, and to help support major items of capital expenditure.

Recommendation:

The Implementation Programmes 2010/2011 and the Asset Management Plan Action Plan 2010, as set out in Report B30, be approved.

7. Report of the Policy Development Committee: Equality Action Plan (Jul10/04)

*Cabinet Member – David Ray; Contact Officer – Davina Howes
Telephone: 01284-757611
e-mail: davina.howes@stedsbc.gov.uk*

Report **B65** attached.

Summary and reasons for recommendation:

The Policy Development Committee is responsible for overseeing the work of the Diversity Group, and receives regular updates on the work of that Group, ensuring a Member lead on diversity across the organisation.

The Diversity Group meets on a regular basis to progress the Council's diversity and equality agenda, and the focus of the Group's work during 2009/2010 has been the implementation of the Equality Action Plan for 2008-2011.

The Committee received a progress report on the implementation of the Equality Action Plan over the past year. Additionally, Members were advised of the Equality Peer Review, which was undertaken in March 2010 to provide an independent analysis of the Council's progress. These findings were discussed by the Committee.

Recommendation:

The new Equality Action Plan for 2010/2011, as set out in Report B28, be approved and replace the existing Action Plan.

8. Report of the Policy Development Committee: Taking Vision 2025 Forward (Jul10/11)

*Cabinet Member – John Griffiths; Contact Officer – Patsy Dell
Telephone: 01284-757306
e-mail: patsy.dell@stedsb.gov.uk*

Report **B66** attached.

Summary and reasons for recommendation:

In December 2005, full Council approved the St Edmundsbury Vision 2025 document and action plans, and between 2007 and 2009 each of the document's six themes were monitored to assess progress against the actions.

The Committee received an overall review of Vision 2025, together with recommendations on a way forward that built upon the aims of the original document, but which also reflected recent policy developments.

As it was now five years since the original document was drawn up, it was not now solely appropriate to consider progress against the actions, but also to consider whether they were still the right actions. The Committee agreed that most of the aims identified as priorities under the original document, such as affordable housing, unemployment, tourism and resource efficiency, were still priorities now; they also felt that there were no important omissions.

Recommendation:

The Master Plans for Bury St Edmunds, Haverhill and the Rural Areas be used as the vehicle for taking forward the St Edmundsbury Vision 2025 document, as detailed in Report B29.

9. Cabinet Annual Report 2009/2010 and Corporate Plan 2010/2011 (Jul10/09)

*Cabinet Member – John Griffiths; Contact Officer – Geoff Rivers
Telephone: 01284-757009
e-mail: geoff.rivers@stedsb.gov.uk*

Report **B67** attached.

Summary and reasons for recommendation:

On 2 June and 9 June 2010 respectively, the Overview and Scrutiny and Policy Development Committees received the Cabinet's Annual Report, as required by the Constitution.

The report reviewed achievements in 2009/2010 and outlined the Cabinet's plans for 2010/2011. The Leader of the Council presented the report to both Committees. Subject to their own comments, both Committees expressed broad support for the document and revised priorities for 2010/2011.

Recommendation:

The Cabinet is **RECOMMENDED** to approve Report B67 as its Annual Report for 2009/2010 and priorities for 2010/2011.

10. Recommendations from Grant Panel: 8 June 2010 (Jul10/01)

*Cabinet Members – Robert Everitt;
Paul Farmer*

*Contact Officer – Cathy Manning
Telephone: 01284-757002
e-mail: cathy.manning@stedsbc.gov.uk*

Report **B68** attached.

Summary and reasons for recommendations:

On 8 June 2010 the Grant Panel considered the following items:-

- (1) Rural Areas Community Initiatives Fund: Application for Project Funding 2010/2011; and
- (2) Recreation, Village Halls and Play Scheme Grants: Applications for Project Funding 2010/2011.

Recommendations:

(a) Rural Areas Community Initiatives Fund: Application for Project Funding: 2010/2011

That no grant be awarded to Little Thurlow Parish Council towards the production of a new village book.

(b) Recreation, Village Halls and Play Scheme Grants: Applications for Project Funding: 2010/2011

- (1) A grant of £4,810 be awarded to Great Thurlow Parish Council towards the cost of the refurbishment of the Sports and Recreation Ground car park and the installation of the new swing;
- (2) a grant of £7,500 be awarded to Chedburgh Parish Council towards the cost of modernising the village play area; and
- (3) a grant of £8,000 be awarded to Whelnetham Community Centre Management Committee towards the cost of a new heating system and insulation to the Community Centre.

11. Recommendations from Joint Staff Consultative Panel: 15 June 2010 (Jul10/05)

Cabinet Member – David Ray;

*Contact Officer – Louise Hammond
Telephone: 01284-757008
e-mail: louise.hammond@stedsbc.gov.uk*

Report **B69 TO FOLLOW**.

Summary and reasons for recommendations:

On 15 June 2010 the Joint Staff Consultative Panel will consider the following items:-

- (1) UNITE Membership;
- (2) Partnership Working and Shared Services: Update;

- (3) Workforce Planning Update: 2009/2010; and
- (4) Mindful Employer.

Recommendations:

Recommendations emanating from this meeting of the Joint Staff Consultative Panel **will follow** as Report B69.

12. Asset Management Plan: Bury St Edmunds Rugby Club (Jul10/08)

*Cabinet Members – Sara Mildmay-White; Contact Officer – Betty Albon
Lynsey Alexander Telephone: 01284-757307
e-mail: betty.albon@stedsbcc.gov.uk*

Report **B70** attached.

Summary and reasons for recommendations:

This paper asks that the Cabinet considers the request from Bury St Edmunds Rugby Club for the freehold or a significantly longer lease of their facility at the Haberden, Bury St Edmunds. The sports ground is owned by the Borough Council and has been successfully leased to, and managed by Bury St Edmunds Rugby Club since the 1970s.

The club is recognised for its success by its Governing Body, the Rugby Football Union (RFU), and has received external funding from the RFU, Football Foundation and the Council for improvements to its facilities.

The request for the freehold interest enables additional funding applications to be submitted to further enhance the Club's development programme and further improve its well-used facilities. It also enables a further extension of community ownership of community assets in the Borough.

Recommendations:

- (1) The Council sell the freehold interest of the Haberden Sports Ground to Bury St Edmunds Rugby Club;
- (2) the freehold interest be sold under the provisions of community management and ownership of assets, based on a percentage of market value, at £27,000;
- (3) a covenant, which restricts the uses of the grounds to community and recreational only, be imposed on the sale;
- (4) the purchase price be deferred by up to 12 months after the date of sale; and
- (5) it be noted that no loan is required by the club from the Council to pay for the freehold interest.

13. Asset Management Plan: Corn Exchange, Bury St Edmunds Options for Use (Jun10/13)

*Cabinet Member – Sara Mildmay-White Contact Officer – Alex Wilson
Telephone: 01284-757695
e-mail: alex.wilson@stedsb.gov.uk*

Report **B71 TO FOLLOW**.

On 26 May 2010 the Cabinet agreed to short-list two bidders for the leasehold of the Corn Exchange to allow further negotiation and targeted consultation in advance of a decision by the Cabinet potentially at this meeting. A consultation event was held on 15 June 2010, which was the day of circulation for this agenda. Report B71 **will follow** so that it can reflect the outcome of that consultation.

Corporate Priority: Securing a Sustainable and Attractive Environment

14. Recommendations from Sustainable Development Panel: 14 June 2010 (Jul10/10)

*Cabinet Members – Terry Clements; Contact Officer – Patsy Dell
Peter Stevens Telephone: 01284-757306
e-mail: patsy.dell@stedsb.gov.uk*

Report **B72** attached.

Summary and reasons for recommendations:

On 14 June 2010 the Sustainable Development Panel considered the following items:-

- (1) Braintree Local Development Framework: Submission Draft Core Strategy;
- (2) St Edmundsbury Borough Replacement Plan 2016: Policy HAV3: Strategic Employment Site: Hanchett End, Haverhill – Draft Concept Statement; and
- (3) Local Development Framework Progress Report.

Recommendations:

(a) Braintree Local Development Framework: Submission Draft Core Strategy

That the content of Paragraph 3.2 of Report B48 form the basis of representations to be submitted to Braintree District Council in relation to the Braintree Local Development Framework Submission Core Strategy.

(b) Local Development Framework: Progress Report

Formal comments concerning the possible change to Wickhambrook in the Core Strategy, as noted in paragraph 2.4 of Report B49, be submitted to the Planning Inspector.

(c) St Edmundsbury Borough Replacement Plan 2016 Policy HAV3: Strategic Employment Site, Hanchett End, Haverhill – Draft Concept Statement

(This report was also considered by the Haverhill Area Working Party on 10 June 2010)

- (1) Subject to there being no over-riding adverse comments from the landowners and Ward Members, the draft Concept Statement for Hanchett End, Haverhill as detailed in Appendix 1 to Report B42, as amended to include the location plan annotated CS02 (Jan 2010), be approved for public consultation; and
- (2) the Head of Planning and Economic Development Services be authorised, in consultation with the Portfolio Holder for Transport and Planning, to make any minor factual, grammatical and typographical amendments to the Statement, as appropriate.

15. Recommendations from Haverhill Area Working Party: 10 June 2010 (Jul10/06)

Cabinet Member – Anne Gower;

Contact Officer – Geoff Rivers

Telephone: 01284-757009

e-mail: geoff.rivers@stedsb.gov.uk

Report **B73** attached.

Summary and reasons for recommendations:

On 10 June 2010 the Haverhill Area Working Party considered the following items:-

- (1) St Edmundsbury Borough Replacement Local Plan 2016: Policy HAV3 Strategic Employment Site: Hanchett End, Haverhill: Draft Concept Statement;
- (2) Haverhill Town Centre Management: Supplementary Report on Activities to Animate Queen Street, Haverhill Throughout the Summer 2010;
- (3) Evaluation of the Haverhill Locality Pilot Project and Summary of the Returns to the Haverhill Partnership Questionnaire; and
- (4) Haverhill Community Football Project: Update.

Recommendations:

(a) St Edmundsbury Borough Replacement Plan 2016 Policy HAV3: Strategic Employment Site, Hanchett End, Haverhill – Draft Concept Statement

(This report was also considered by the Sustainable Development Panel on 14 June 2010)

- (1) Subject to there being no over-riding adverse comments from the landowners and Ward Members, the draft Concept Statement for Hanchett End, Haverhill as detailed in Appendix 1 to Report B42, as amended to include the location plan annotated CS02 (Jan 2010), be approved for public consultation; and
- (2) the Head of Planning and Economic Development Services be authorised, in consultation with the Portfolio Holder for Transport and Planning, to make any minor factual, grammatical and typographical amendments to the Statement, as appropriate.

(b) Haverhill Town Centre Management: Supplementary Report on Activities to Animate Queen Street, Haverhill Throughout the Summer 2010

- (1) An additional £285 be allocated to provide a revised total budget of £2,985, to enable the remainder of programme between June and September 2010 to be delivered, as detailed in Section 2.5 of Report B43; and
- (2) this funding be allocated from the overall existing Haverhill Town Centre Management budget.

(c) Traffic Regulation Order: High Street, Haverhill

That the Head of Property Services and Engineering, in consultation with the Portfolio Holder for Haverhill and Housing, be given delegated authority to finalise a letter of support to Suffolk County Council (SCC) on behalf of the Borough Council, in respect of SCC's proposal to implement a Traffic Regulation Order restricting vehicle access at certain times of the day in the High Street, Haverhill.

EXEMPT INFORMATION – EXCLUSION OF PUBLIC TERMS OF FORMAL RESOLUTION

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12(A) of the Act.

Part 2 – Private

Corporate Priority: Improving the safety and well being of the community

16. Construction of the Public Venue (The Apex) Fit Out: Final Account (Jul10/12)

*Cabinet Member – Sara Mildmay-White Contact Officer – Mark Walsh
Telephone: 01284-757300
e-mail: mark.walsh@stedsbc.gov.uk*

Exempt Report **B74** attached.

Summary and reasons for recommendations:

Members of the Public Venue (The Apex) Working Party have been regularly advised of the cost status of The Apex. In December last year a settlement for the final account of the shell and core construction was agreed with Taylor Woodrow Construction (TWC) and approved by Members of Council. The fit-out of The Apex is the more substantive part of the construction project and this report sets-out the background to this element of the build as well as the financial status. The recommendations herein are, subject to Council approval, that the final cost for The Apex is approved.

Recommendations:

Subject to the approval of Council, that:-

- (1) the position regarding the background and current progress of the construction of The Apex are noted;
- (2) urgency powers exercised by the Chief Executive Officer on 28 May 2010 authorised £65,400 on fitting out the first floor area are noted in accordance with Rule 4 of the Budget and Procedure Policy Rules and Rule 2.2 (ii) of the Contracts Procedure Rules; and
- (3) the revised estimated cost for the construction of The Apex in Bury St Edmunds town centre has increased to £18,594,655.