

Decision No: CAB99 – 11/06/2009

Forward Plan No: N/A

This record relates to Agenda Item 26 on the agenda for the Decision-Making

RECORD OF CABINET DECISION

DECISION-MAKER: CABINET

PORTFOLIO AREA: STRATEGY & GOVERNANCE

SUBJECT: CORPORATE PLAN: PROGRESS REPORT

AUTHOR: BARBARA GREEN

THE DECISION

- (1) That Cabinet notes progress against the Corporate Plan outcomes is generally good and that close monitoring of actions is integrated into the organisations' business plans.
- (2) That Cabinet notes that Cabinet Members will review any areas of poor performance in greater detail at future Cabinet Member Meetings.

REASON FOR THE DECISION

1. The report provides information on progress against the council's priorities ensuring close monitoring for continuous improvement and provides Cabinet with progress against the council's Corporate Plan.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. The monitoring of the Corporate Plan is part of the performance management framework. This framework is a corporately defined process, as such no alternative options are appropriate.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision


Date:

11 June 2009

Decision Maker:

Councillor Mary Mears
Leader of the Council

Signed:



Proper Officer:

11 June 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

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Or: This decision is urgent and not subject to call-in (date of CE's agreement to urgency of decision).

Call-In Period

12-18 June 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB100 – 11/06/2009

Forward Plan No: CAB5892

This record relates to Agenda Item 27 on the agenda for the Decision-Making

RECORD OF CABINET KEY DECISION

DECISION-MAKER: CABINET

PORTFOLIO AREA: CULTURE & ENTERPRISE

SUBJECT: CULTURAL STRATEGY

AUTHOR: PAULA MURRAY

THE DECISION

- (1) That Cabinet agrees the Cultural Strategy set out in the appendix to this report.
- (2) That Cabinet agrees that the strategy be reviewed in 12 months time and as part of that review further detailed consultation with partners and a full Equalities Impact Assessment be undertaken.

REASON FOR THE DECISION

1. The actions resulting from the Cultural Strategy are not controversial and universally seek to improve the social and economic circumstances in the city.
2. Culture is a unique strength of Brighton and Hove, this strategy seeks to exploit that in many directions in order to achieve improvement at a time when it is most needed.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. The production of a Cultural Strategy is not a statutory requirement and as an authority Brighton and Hove has not had a Cultural Strategy at this level of detail before. The impact of the previous very short and headline document was not widely felt, partners were not aware of it and nor were Members or senior officers in the council. Additionally, it did not draw together different cultural service areas, but kept them very separate.
2. Brighton and Hove as an authority has, in effect, been operating an 'alternative option' over the last few years; embedding cultural strategy in other policy documents and working directly from more detailed sub-sectoral documents. Whilst these are both necessary and useful, they do not universally provide an overarching and outward facing document that can be used both as a position

statement and framework for partners and stakeholders to join with.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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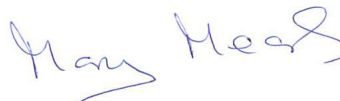
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Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB101 – 11/06/2009

Forward Plan No: CAB10255

This record relates to Agenda Item 28 on the agenda for the Decision-Making

RECORD OF CABINET KEY DECISION

DECISION-MAKER: CABINET

PORTFOLIO AREA: CULTURE & ENTERPRISE

SUBJECT: MUSEUM PLAN

AUTHOR: JANITA BAGSHAWE

THE DECISION

- (1) That Cabinet note the extract from the proceedings of the Culture, Recreation & Tourism Cabinet Member Meeting held on 9 June 2009.
- (2) That Cabinet agree the Royal Pavilion & Museums Strategic Forward Plan 2009-2012.

REASON FOR THE DECISION

1. A forward plan for museums is a key criterion for Museums Accreditation.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. None considered.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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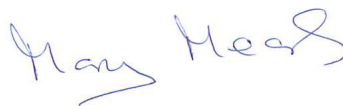
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Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB102 – 11/06/2009

Forward Plan No: CAB10453

This record relates to Agenda Item 29 on the agenda for the Decision-Making

RECORD OF CABINET KEY DECISION

| | |
|------------------------|--|
| DECISION-MAKER: | CABINET |
| PORTFOLIO AREA: | ENVIRONMENT |
| SUBJECT: | LOCAL DEVELOPMENT FRAMEWORK CORE STRATEGY - AMENDMENTS TO THE SPATIAL STRATEGY |
| AUTHOR: | LIZ HOBDEN, SANDRA ROGERS |

THE DECISION

- (1) That Cabinet agrees the Spatial Strategy, Urban Fringe and Housing Delivery policy options for consultation and inclusion in the Council's Core Strategy subject to any minor alterations being made by the Director of Environment in consultation with the Cabinet Member for Environment.

REASON FOR THE DECISION

1. Consideration of the urban fringe for housing development in the longer term (post 2020) is required now to allow the continued progress of the council's Core Strategy towards adoption and ensure soundness.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. Alternative options for approaches to growth in the city were considered in the Core Strategy – Issues and Options document published 2005.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB103 – 11/06/2009

Forward Plan No: CAB10181

This record relates to Agenda Item 30 on the agenda for the Decision-Making

RECORD OF CABINET KEY DECISION

DECISION-MAKER: CABINET

PORTFOLIO AREA: FINANCE & RESOURCES

SUBJECT: TARGETED BUDGET MANAGEMENT
(TBM) PROVISIONAL OUTTURN
2008/09

AUTHOR: NIGEL MANVELL

THE DECISION

- (1) That the Cabinet note the significantly improved provisional outturn position for General Fund, which is now forecasting an underspend of £2.441 million.
- (2) That the Cabinet note the provisional outturn for the Section 75 Partnerships Housing Revenue Account (HRA) for 2008/09.
- (3) That the Cabinet approve the budget changes and future commitments set out in paragraph 3.5.
- (4) That the Cabinet note the provisional outturn position on the capital programme.
- (5) That the Cabinet approve the following changes to the capital programme:
 - (i) The budget reprofiling as set out in Appendix 2;
 - (ii) The carry forward of slippage of £2.578 million into the 2009/10 capital programme, to meet on-going commitments on these schemes as set out in Appendix 3;
 - (iii) The new schemes as set out in Appendix 4.

REASON FOR THE DECISION

1. Budget monitoring is a key element of good financial management, which is necessary in order for the council to maintain financial stability and operate effectively.
2. The capital budget changes are necessary to maintain effective financial management.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. The forecast outturn position on council controlled budgets is an underspend of

£2.441 million, any underspend will be added to unallocated general reserves unless approval is given to allocate funds to specific reserves or contingencies.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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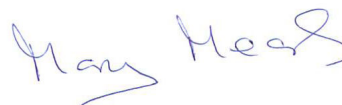
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Proper (

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Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB104 – 11/06/2009

Forward Plan No: CAB

This record relates to Agenda Item 31 on the agenda for the Decision-Making

RECORD OF CABINET KEY DECISION

| | |
|------------------------|--|
| DECISION-MAKER: | CABINET |
| PORTFOLIO AREA: | ADULT SOCIAL CARE & HOUSING FINANCE & RESOURCES |
| SUBJECT: | HOUSING REVENUE ACCOUNT BUDGET 2009/10 REDUCTION IN RENT INCREASES |
| AUTHOR: | SUE CHAPMAN |

THE DECISION

- (1) That Cabinet notes the extract from the proceedings of the Housing Cabinet Meeting held on 3 June 2009.
- (2) That Cabinet approves the amendments to individual rent increases and decreases in line with rent restructuring principles as determined by the latest Government Subsidy Determination issued in May 2009.

REASON FOR THE DECISION

1. The council's constitution requires that the council seeks approval for the setting of tenants' rents in line with the Local Government and Housing Act 1989.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. Rents are set in accordance with the Government's rent restructuring guidance and increases are in line with the Housing Subsidy Determination. The Housing Subsidy Determination controls rent setting by removing resources from local authorities through non compliance. The current 2009/10 Rents have been approved based on the original determination which calculated an average increase of 5.45% for Brighton and Hove tenants. This report recommends reducing the 2009/10 increase from 5.45% to 2.37% based on the revised subsidy determination received in May 2009. The alternative option would be to remain with increases at the current level, which would make rents less affordable to tenants in the current economic climate.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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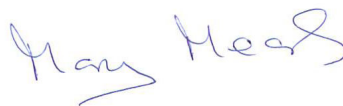
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Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB105 – 11/06/2009

Forward Plan No: CAB10426

This record relates to Agenda Item 32 on the agenda for the Decision-Making

RECORD OF CABINET DECISION

| | |
|------------------------|--|
| DECISION-MAKER: | CABINET |
| PORTFOLIO AREA: | ENVIRONMENT FINANCE & RESOURCES |
| SUBJECT: | KING ALFRED LEISURE CENTRE – UPDATE ON URGENT WORKS AND POTENTIAL IMPROVEMENTS |
| AUTHOR: | IAN SHURROCK |

THE DECISION

- (1) That Cabinet notes the progress on the urgent works undertaken from the allocation of £859,000 to the capital programme as agreed at the Cabinet meeting on 20 November 2008.
- (2) That Cabinet approves an allocation of £641,000 to the capital programme to complete the health and safety and planned maintenance works as identified in the report to Cabinet on 20 November 2008.
- (3) That Cabinet approves an allocation of £0.75 million to undertake improvement works to benefit the operation of the building in the medium term (3-5 years).
- (4) That Cabinet agree that the Director of Environment and Chief Finance Officer consult with the Cabinet Member for Culture, Recreation and Tourism and Cabinet Member for Finance, determine the priority of works referred to in 2.2 and 2.3.

REASON FOR THE DECISION

1. The underlying reason for the recommendations regarding expenditure is to ensure that the King Alfred Leisure Centre remains operational for at least a 3-5 year timescale and thereby maintain for the City the provision of much needed sport and leisure facilities.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. An alternative option would be to not commit any further expenditure. This would create a situation of considerable risk for the council and result in the potential loss of a key leisure facility for the City.
2. The proposals in this report are about maintaining and improving a service for

community and the continued provision of sport and leisure facilities in the City. In addition, improvements would help alleviate the pressure on income at the facility in the medium term.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB106 – 11/06/2009

Forward Plan No: CAB10323

This record relates to Agenda Item 33 on the agenda for the Decision-Making

RECORD OF CABINET KEY DECISION

| | |
|------------------------|--------------------------------------|
| DECISION-MAKER: | CABINET |
| PORTFOLIO AREA: | CHILDREN'S SERVICES |
| SUBJECT: | UPDATE ON THE FALMER ACADEMY PROJECT |
| AUTHOR: | LORRAINE O'REILLY, GIL SWEETENHAM |

THE DECISION

- (1) That the Cabinet note the progress since the Cabinet Meeting of 16 October 2008
- (2) That the Cabinet considers the outcome of the procurement process undertaken between mid November 2008 and mid May 2009 and endorses Kier as the Council preferred bidder to enter into the next stage of tendering.
- (3) That the Cabinet agrees that the preferred bidder undertakes the demolition of central block and removal of trees as required during the school summer holidays period.
- (4) That the Cabinet note the requirement for approval of the Final Business Case in September 2009.

REASON FOR THE DECISION

1. Given the opportunity afforded both to pupils and the local community, the substantial capital investment that will be made by the DCSF together with the sponsor's endowment and the exciting design and overall approach of the preferred developer and in the light of the outcomes of the formal consultation on school closure and the Government's directives on BSF, Members are asked to approve the recommendations of this report.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. Officers and the Lead Member of the CYPT have considered the alternatives to the Academy to improve not only the outcome for pupils (which have improved considerably over the last few years but which fall short of the 30% benchmark

GCSEs when including English and Maths) and the possibility of rebuilding the current school.

2. When work on the proposed Falmer Academy began the Council was expecting to enter the Building Schools for the Future (BSF) Programme in 2015. The Council now submitted a revised Expression of Interest for entry into the BSF programme expects to be invited to join the programme before the end of the financial year 2009/10. As part of the BSF programme The Office of the Schools Commissioner expects local authorities to widen parental choice which includes the development of Academies. In this context officers continue to consider the Academy at Falmer offering the best option for the pupils and the local community, and the site.
3. Of the two options presented by the shortlisted bidders that of the preferred bidder scored consistently higher than the other's.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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Date of Call-in (*if applicable*) (*this suspends implementation*)

Call-in Procedure completed (*if applicable*)

Call-in heard by (*if applicable*)

Results of Call-in (*if applicable*)

Decision No: CAB107 – 11/06/2009

Forward Plan No: N/A

This record relates to Agenda Item 34 on the agenda for the Decision-Making

RECORD OF CABINET DECISION

DECISION-MAKER: CABINET

PORTFOLIO AREA: FINANCE & RESOURCES

SUBJECT: FALMER COMMUNITY STADIUM -
SPREADING OF EXCAVATED CHALK
ON LAND SOUTH OF VILLAGE WAY

AUTHOR: ANGELA DYMOTT, JESSICA HAMILTON

THE DECISION

- (1) That Cabinet approves granting the Club a 7 year licence to deposit chalk on Land and carry out a programme to restore the Land to agricultural use substantially the terms set out in the confidential report elsewhere on this agenda and that authority to enter into the licence is granted to the Director of Environment and the Director of Finance and Resources in consultation with the Leader and Cabinet Member for Central Services.
- (2) That Cabinet notes the urgency decisions taken by the Director of Finance and Resources in consultation with the Leader and Deputy Leader in respect of a surrender agreement with the tenant farmer and the grant of a temporary licence to allow works on site to continue.

REASON FOR THE DECISION

1. The recommendations will result in the council being able to deliver the Land on a timely basis to the Club. In taking these steps and reaching successful agreement with both the council's tenant and the Club, the council has avoided the need for a significant number of lorry movements on public roads during the early construction phase of the Community Stadium.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. To facilitate the Club's request to deposit chalk on the Land legal advice was taken to establish whether any formal process could be followed to recover possession of the land from the tenant. Having established that no formal process was available to the council that would meet the required timeframe, the only option available was to seek a surrender by negotiation. Given these restrictions and the desire on the council's part to facilitate the Club's proposal as

part of its overall role in facilitating the delivery of the Stadium, agents were instructed to negotiate and agree the best terms possible for the surrender of the tenancy.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CAB108 – 11/06/2009

Forward Plan No: N/A

This record relates to Agenda Item 36 on the agenda for the Decision-Making

RECORD OF CABINET DECISION

| | |
|------------------------|--|
| DECISION-MAKER: | CABINET |
| PORTFOLIO AREA: | FINANCE & RESOURCES |
| SUBJECT: | FALMER COMMUNITY STADIUM - SPREADING OF EXCAVATED CHALK ON LAND SOUTH OF VILLAGE WAY |
| AUTHOR: | ANGELA DYMOTT, JESSICA HAMILTON |

THE DECISION

As detailed in the Part Two confidential report.

REASON FOR THE DECISION

As detailed in the Part Two confidential report.

DETAILS OF ANY ALTERNATIVE OPTIONS

As detailed in the Part Two confidential report.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

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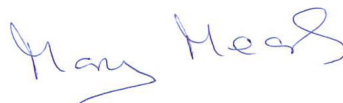
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