

Decisions of the Executive held on 19 September 2006

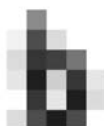
Published in accordance with Paragraph 6.1 of Part 3E of the Constitution

CALL IN PERIOD ENDS TUESDAY 26 September 2006 at 1700

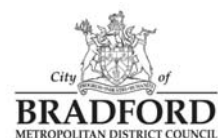
Notes:

- (a) *Decisions may be called in by the Chair of the Corporate Improvement Committee, or by the Chair of the Corporate Improvement Committee when requested to do so by two other members of the Committee or two members of an Improvement Committee.*
- (b) *The request to call in must be in writing and signed by two Members and sent to the Chair of the Corporate Improvement Committee, who will deliver the request to Committee Secretariat, Room 111, City Hall by the date and time specified.*
- (c) *Decisions which are subject to call in cannot be acted upon until the call in period expires.*
- (d) *Decisions marked ** may not be called in under Paragraph 6.7 of Part 3E of the Constitution.*

TO:



BRADFORD
one landscape many views



DECISIONS:

LEADER OF THE COUNCIL (<i>Councillor Hopkins</i>)
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1. PROGRESS REPORT ON THE ASSET MANAGEMENT PLAN (AMP) ACTION PLAN

Previous reference: Council, Minute 126 (2005/2006)

Resolved -

- (1) That progress on the implementation of the AMP Action Plan be noted and that the Chief Executive be instructed to ensure that the Plan is implemented in full within the timescales indicated.**
- (2) That the actions taken and progress made in responding to the recommendations of the Public Interest Report into the Asset Management Project be noted and a further progress report be received.**
- (3) That Document “V” be presented to the Corporate Improvement Committee in line with the resolution of Council on the 4 April 2006.**

(Corporate Improvement Committee)

(Tony Reeves – 01274 432001)

CORPORATE PORTFOLIO (<i>Councillor Sykes</i>)
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2. THE GAMBLING ACT 2005

Resolved -

- (1) That the contents of Document “W” be noted.**
- (2) That the Legal and Democratic Services Director report on the resource implications as a part of the priority led budget process for 2007-08.**
- (3) That Council is recommended not to pass a resolution under section 166 of the Gambling Act 2005 that no new casino premises licences will be granted in the District; but rather each such application should be determined on its own merits.**

(Corporate Improvement Committee /
Safer and Stronger Communities
Improvement Committee)

(Frank Suadwa – 01274 432183)

3. IMMUNITY, INDEMNITY AND INSURANCE ARRANGEMENTS FOR MEMBERS AND OFFICERS

Previous reference: Standards Committee, Minute 9 (2006/2007)

Resolved –

That the recommendations of the Standards Committee to adopt the Indemnity Arrangements set out in Appendix 1 to Document “X” be accepted.

(Corporate Improvement Committee)

(Gerry A Danby - 01274 432236)

4. PROPOSAL TO BUILD A FORENSIC SCIENCE CENTRE

Resolved –

That the proposal to develop a Forensic Science Centre at Burnham Avenue, Bradford be approved at a total capital cost of £5.2m subject to:

- i. The cost to the council of £3.9m being met from prudential borrowing**
- ii. Granting of full planning permission**
- iii. The running costs of the new facility being met from within the existing approved budget levels for the coroner’s service.**

(Corporate Improvement Committee)

(Salman Mather - 01274 432204)

(Mike Bell - 01274 432254)

5. PAY FREQUENCY

Resolved –

- (1) That (with the exception of school based employees and those other non school based employees who work term time only) all employees be given the option of being paid monthly after SAP goes live in January 2007.**
- (2) That, for practical purposes of making the change on the payroll system, the actual date for change be agreed with HR/Payroll and in consultation with the Interim Finance Director.**
- (3) That, when school payroll contracts are due for renewal, negotiations with schools are undertaken with a view to proposing to move school based employees onto monthly pay on the basis that such a change is adopted and agreed by the School’s Governing Body and the staff affected.**
- (4) That a clear expectation be communicated to HR/Payroll that the payroll service will achieve some efficiency savings each year as fewer staff are paid other than monthly and that targets for those efficiencies are developed and reflected as base budget reductions within HR/Payroll in the annual budget process.**
- (5) That all new starters (with the exceptions outlined in Recommendation 1 above) be paid monthly after SAP goes live in January 2007.**

(Corporate Improvement Committee)

(Vanda Rodgers – 01274 434557)

6. THE ESTABLISHMENT OF A CHARITABLE TRUST TO MANAGE ILKLEY MOOR, ITS BUILDINGS AND FACILITIES

Resolved –

- (1) That Ilkley Moor be retained by the Council and that the Transportation, Design and Planning Director be authorised to establish a “Restorers of Ilkley Moor” group to assist in the improvement of and investment in the moor and its facilities.**
- (2) That Silverwells Cottage be sold and the proceeds ring-fenced for reinvestment in the moor.**
- (3) That, following the recent fire, the Ilkley Moor Management Plan be reviewed to include a recovery plan.**

(Corporate Improvement Committee / (Alan Mainwaring/Mike Bell - 01274 433761/2254)
Environment and Waste Management
Improvement Committee)

REGENERATION & ECONOMY PORTFOLIO <i>(Councillor Mallinson)</i>
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7. MANNINGHAM MASTERPLAN IMPLEMENTATION PLAN

Resolved –

- (1) That the Manningham Masterplan Implementation Plan be supported as a basis for the physical regeneration of Manningham.**
- (2) That the Regeneration and Housing Director establish a Steering Group to advise on the development and implementation of the Manningham Masterplan, and a Programme Board and Programme Office to implement this plan once funding is in place.**
- (3) That the opportunity to participate in the Mixed Communities initiative be welcomed.**

(Regeneration and Economy Improvement Committee) (Tim Whitfield - 01274 433558)

8. BRADFORD FOOD TECHNOLOGY PARK

Resolved -

- (1) That the principal objectives and delivery mechanism of the Project as described in Document “AC” be approved.**
- (2) That the Regeneration and Housing Director and the Legal Services Director be authorised to complete a development agreement with Commercial**

Development Projects Ltd in accordance with the terms and conditions set out in Document “AC”.

(Regeneration and Economy Improvement Committee)

(Simon Woodhurst - 01274 433789)

9. BRADFORD CANAL AND THE CANAL ROAD MASTERPLAN

Resolved -

- (1) That officers complete investigations into the most suitable special purpose vehicle and bring back to Executive a proposal including full financial implications of the various options together with details of how the project would be funded.**
- (2) That the proposals included in the Canal Road Masterplan be made available for public comment and utilised as the basis for the relevant Local Development Documents for the area.**
- (3) That Document “AD” be referred to the Regulatory & Appeals Committee and the Bradford and Shipley Area Planning Panels with a request that they have regard to it when considering development proposals**
- (4) That the Council’s local planning authority be requested to negotiate with relevant proposed developers with a view to securing agreement to the alignment of the Canal and the Masterplan proposals and, wherever possible, securing contributions by way of agreements under Section 106 of the Town and Country Planning Act 1990 towards their implementation.**
- (5) That the current alignments of the canal (as shown in Appendix 1 to Document “AD”) and cycle route (shown in Appendix 3 to Document “AD”) be reviewed and amended.**
- (6) That a Public Path Creation Order be made for a realigned cycle route corresponding, where appropriate, with the anticipated canal tow path, together with appropriate connections to the highway network.**
- (7) That, if necessary, an application be made to the Secretary of State for Transport for an Order under the Transport and Works Act 1992 for the construction and operation of a Bradford Canal, including compulsory purchase powers, along the alignment shown in Appendix 1 to Document “AD” as amended by Recommendation 5 above.**
- (8) That the Transportation, Design and Planning Director be authorised to undertake the project management of the Bradford Canal re-instatement, the development of its design with appropriate support from external organisations and through early contractor involvement.**
- (9) That the Asset Management Director be authorised to acquire land, including where necessary to use the Council’s powers to acquire compulsorily land and interests, and in order to assemble sites required to deliver the Canal Road Masterplan and the canal project.**
- (10) That the Transportation, Design and Planning Director be authorised to enter into an Asset Protection Agreement and subsequent Works Agreement with Network Rail to obtain the necessary track possessions to survey, design and construct a canal crossing beneath the Leeds -Shipley railway.**
- (11) That the Asset Management Director establishes detailed terms and conditions for dealing with the Council owned land required for the construction of the canal and for canal side developments and brings a further report to the Executive.**

(Regeneration and Economy Improvement Committee) (Dave West - 01274 432132)

Note: the following item had not been included in the Forward Plan but was included on the agenda for this meeting in accordance with Paragraph 10 of Part 3D of the Constitution – Executive Procedure Rules.

10. SUPPORTING PEOPLE (SP) PROGRAMME RETRACTION PLAN

Resolved –

- (1) That the Retraction Plan be agreed.**
- (2) That further budget provision of up to £750,000 for Supporting People in 2006-7 and the identification of how this will be funded be considered as part of the Interim Finance Director's next report on financial monitoring to the Executive on 17 October 2006.**

(Social Care Improvement Committee)

(Sarah Possingham -01274 431319)

CHILDREN'S SERVICES AND EDUCATION PORTFOLIO <i>(Councillor Dale Smith)</i>

****11. BUILDING SCHOOLS FOR THE FUTURE –
LOCAL EDUCATION PARTNERSHIP**

Resolved –

That the following recommendations be endorsed and referred for the approval of Council at a special meeting (to be fixed) in early October 2006, namely:-

- (1) That the Chief Executive be authorised to conclude negotiations with Integrated Bradford and, subject to the approval of the Interim Finance Director and the Interim Head of Legal Services, enter into contractual agreements set out in schedule 3 with Integrated Bradford for the delivery of Phase 1 of Building Schools for the Future, including the establishment of the Local Education Partnership in which the Council will take a 10% equity stake.**
- (2) That the Chief Executive be authorised to appoint the Council's representative director on the Local Education Partnership.**
- (3) That the Monitoring Officer be authorised to provide any certificates required to be provided under the Local Government (Contracts) Act 1997 and shall be given an indemnity in respect of any personal liability that may arise as a consequence of providing any certificate.**
- (4) That the Assistant Chief Executive (Education, Community and Social Care) be authorised to fund any off site highways or planning related works to Phase 1 schools from the approved funding allocated to Special Schools Reorganisation and BSF in the capital programme.**
- (5) That the ongoing base revenue funding requirement of £500,000 pa to support the client function be considered as a part of the priority led budget process for 2007-08.**

- (6) That the Assistant Chief Executive (Education, Community and Social Care) report further to the Executive on Phase 2 when the outline business case has been prepared.
- (7) That the submission of the Final Business Case to the DfES be authorised in the interim, but subject to the final approval of Council.

(Young People and Education Improvement Committee)

(Matthew Cooper – 01274 437777)

ENVIRONMENT AND CULTURE PORTFOLIO <i>(Councillor Hawkesworth)</i>

12. ROAD SAFETY IN THE BRADFORD DISTRICT

Resolved –

- (1) That the progress being made in the reduction of fatal and serious road injury be welcomed.
- (2) That the integration of the West Yorkshire Casualty Reduction Partnership (Safety Camera Partnership) into the Local Transport Plan new road safety block be supported.

(Environment and Waste Management
Improvement Committee)

(Steve Thornton – 01274 437424)

13. AIREDALE TRANSPORT IMPROVEMENTS

Resolved –

- (1) That the Transportation, Design and Planning Director be given delegated authority to develop further the indicative alignments for Canal Road Improvement and Shipley Eastern Link Road shown on Drg No MH/23557-AA06/CR-3B, in conjunction with the design of the Bradford Canal and other components of the Canal Road Masterplan and Airedale Masterplan.
- (2) That until such time as proposals for Canal Road Improvement and Shipley Eastern Link Road are incorporated into Development Plans for the area, the intentions for those schemes be reported annually in the Local Transport Plan performance review, declared within all Local Authority Searches on property within 200 metres of their indicative alignments (and any subsequent development of them) and drawn to the attention of any proposed purchasers of land within these limits.
- (3) That the Council's local planning authority is requested, where appropriate, to negotiate with proposed Developers with a view to securing agreement to the proper alignment of highway infrastructure proposals and contributions under Section 106 of the Town and Country Planning from Act 1990 towards the cost of implementation.

- (4) That the Council seeks an urgent meeting with the Secretary of State for Transport to identify the opportunities for bringing forward a long term solution to traffic problems in Airedale given that no provision has been made in the 2006-2016 regional funding allocations
- (5) That the Transportation, Design and Planning Director carries out a reevaluation of previous proposals with a view to identifying a preferred option.
- (6) That the Transportation, Design and Planning Director be authorised to involve a contractor in the development of the proposals.
- (7) That a progress report on this scheme be reported to the Saltaire Project Team and the Shipley Area Committee, and that the proposals be published for public consultation through Neighbourhood Forum meetings.
- (8) That the Transportation, Design and Planning Director promotes any Traffic Regulation Order required for the delivery of the Local Transport Improvements (referred to in Appendix C to Document "AH") and that any objections to these be submitted to the relevant Area Committee for consideration, other than those in connection with Canal Road Improvement and Shipley Eastern Link Road, shall be referred for consideration to an appropriate meeting of this Executive.
- (9) That the decision to maintain or withdraw the current objection to de-trunking the A650 be delegated to the Transportation, Design and Planning Director acting in consultation with the Executive member for Environment and Culture, such decision to be taken once the outcome of resolution (4) above is known.

(Environment and Waste Management
Improvement Committee)

(Steve Barton -01274 437615)

13. OBJECTION RECEIVED TO THE CITY OF BRADFORD METROPOLITAN COUNCIL TRAFFIC REGULATION (NO.62) (EXPERIMENTAL) ORDER 2005 WEST END AREA

Resolved –

That the objection received in respect of the City of Bradford Metropolitan District Council Traffic Regulation (No.62) (Experimental) Order 2005 be overruled and the Order be sealed and implemented accordingly.

(Environment and Waste Management
Improvement Committee)

(Guy Barford - 01274 437645)

14. ESTABLISHING A PROCEDURE FOR TRADING IN THE LANDFILL ALLOWANCE TRADING SCHEME (LATS)

Resolved –

- (1) That the proposed processes as outlined in Document “AJ” be agreed.**
- (2) That officers be delegated the power to trade in the Landfill Allowance Trading Scheme as required.**

(Environment and Waste Management Improvement Committee)

(Richard Wixey/Sue Mawson - 01274 434748/4257)

SOCIAL CARE PORTFOLIO <i>(Councillor Martin Smith)</i>

15. BRADFORD DISTRICT CARE TRUST - REVIEW OF THE SECTION 31 PARTNERSHIP AGREEMENT

Previous Reference: Minute 20 (2006/2007)

Resolved –

- (1) That having undertaken the review, and subject to the support of the PCT being confirmed, it be agreed that the Council continue with the Partnership with the Care Trust to provide an integrated Health and Social Care service to Adult users of mental health and learning disabilities services in Bradford.**
- (2) That officers to continue negotiations with the Department of Health, the Strategic Health Authority and PCT to secure the additional funding and savings identified in this report.**
- (3) That, subject to the successful outcome of the negotiations at 2 above, the Director of Social Services be instructed to renegotiate the current Section 31 Partnership Agreement, taking into account the issues highlighted in Document “AK”, particularly in section 6.2 of the report.**
- (4) That, in order to maintain current levels of services in the short term, further additional funding to the Care Trust to a maximum value of £188,000 per month for the period October 1st 2006 to March 31st 2007 be approved.**
- (5) That it be agreed that officers prepare a submission to be considered as part of the Councils Priority Led Budget Process to take account of the future on-going financial requirements of the Partnership.**

(Health Improvement Committee)

(David Preston – 01274 432901)

21. FAIR ACCESS TO CARE SERVICES (FACS) – RAISING THE THRESHOLD

Previous Reference: Minute 19 (2006/2007)

Resolved –

- (1) That the views of Council as expressed in the resolution of 12 September 2006 be noted.**
- (2) That the Fair Access to Care (FACS) threshold be set from the 2nd October 2006 as to only meet those social care needs assessed as critical and/or substantial.**
- (3) That the Social Services Director ensures that the actions arising from the consultation period are completed specifically**
 - (i) To inform users of their current eligibility status**
 - (ii) To undertake reviews to clarify current status**
 - (iii) To ensure that any assessments and re-assessments are holistic and take into account needs of carers**
- (4) That the Social Services Director provide a report to come to the Executive in October 2006 on proposals for the process, timetable and priorities for the Councils' commissioning from the Voluntary Sector for the period April 2007-March 2010.**

(Social Care Improvement Committee)

(Peter Kay – 01274 432903)

22. CHARGING POLICY FOR HOME CARE AND OTHER NON-RESIDENTIAL SOCIAL CARE SERVICES

Previous Reference: Minute 18 (2006/2007)

Resolved –

- (1) That the proposals in paragraph 4.3 of Document “AM” for increases to charges to apply from the 2nd October 2006 and for the further increases to apply from the 1st April 2007 be endorsed.**
- (2) That the Director of Social Services be instructed to make arrangements to carry out a further consultation exercise in relation to how the additional income or cost savings could be generated by policy changes in relation to transport charges/provision. A further report following on from such consultation should come back to the Executive in December 2006 with a view to any proposed policy changes operating from the 1st January 2007.**
- (3) That the shortfall on Adult Services budget in 2007/08 be considered as part of the Council's Priority led Budget Process.**

(Social Care Improvement Committee)

(Peter Kay – 01274 432903)

FROM: G A Danby
Legal and Democratic Services Director
City of Bradford Metropolitan District Council

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