

Cabinet

23rd May, 2016

PRESENT:-

Councillor S. Brady (Chair), Councillor D. R. Hale (Deputy Chair), Councillor S. Bayes, Councillor J. Black, Councillor A. Clark, Councillor T. Geraghty, Councillor G. Lunn, Councillor M. C. Mancey, Councillor H. J. Spencer and Councillor P. J. Webster.

IN ATTENDANCE:-

M. Jukes (Chief Executive), T. Dalby (Deputy Chief Executive), M. Vasic (Director of Children's, Young People and Family Services), J. Weldon (Director of Public Health and Adult Services), B. Arnold (Director of Finance, Infrastructure and Transformation), I. Anderson (Town Clerk) and L. Scholes (Senior Democratic Services Officer).

A. Codd (Assistant City Manager, City Planning) – minutes 143-144, N. Daynes (Procurement Manager) – minutes 145-147, N. Howbridge (City Property and Assets Manager) – minute 145, D. Sharp (Assistant City Manager, Waste and Open Spaces) – minute 146 and K. Ryan (Senior Public Transport Officer) – minute 146.

APOLOGIES:-

None

Minute No.	Description/Decision	Action By/Deadline
PROCEDURAL ITEMS		
140	DECLARATIONS OF INTEREST Councillor Hale declared a personal and pecuniary interest in minute 147 insofar as he was appointed by the Council as a Director of Kingstown Works Limited.	Members Information Officer
141	MINUTES OF THE MEETING HELD ON MONDAY, 25th APRIL, 2016 Agreed – that the minutes of the meeting held on Monday, 25 th April, 2016, be taken as read and correctly recorded and be signed by the Chair.	
142	PUBLIC QUESTIONS No public questions were received.	

NON-EXEMPT ITEMS		
Key Decisions		
143	<p>HULL LOCAL PLAN: PUBLICATION VERSION</p> <p>The Assistant City Manager City Planning submitted a report which set out the Hull Local Plan Publication Consultation Document for approval, along with its supporting evidence base, for public consultation.</p> <p>The comments of the Planning Committee when this matter was considered, were submitted for consideration, and were detailed at minute 148.</p> <p>Members commented that the Council’s forthcoming Air Quality Strategy needed to be considered and included.</p> <p>Moved by Councillor Mancey and seconded by Councillor Brady –</p> <p>(a) That the Hull Local Plan Publication Consultation Document and its supporting evidence base, which should also include the Council’s forthcoming Air Quality Strategy, be approved for a minimum of 6 weeks public consultation starting in June 2016, and</p> <p>(b) That the Assistant City Manager City Planning, in consultation with the Portfolio Holder for Energy City, is authorised to make any minor drafting changes and layout amendments before the start of the consultation period.</p> <p>Motion carried.</p> <p><u>Reasons for recommendations</u></p> <ul style="list-style-type: none"> • The Ministerial Statement has made clear that Government will intervene where Local Plans have not been produced by early 2017. Although the Statement also makes clear that this would be in consultation with local people, it would remove a key power of the Council to influence where and how development should take place. • Having an up-to-date Local Plan means that the Council, as Local Planning Authority, is best placed to determine planning applications and guide development to the most appropriate locations in the best interests of the City. • This plan would replace the last Local Plan adopted in 2000 	(a-b) Assistant City Manager City Planning

	<p>and provide the delivery framework for the physical projects in the City Plan.</p>	
<p>144</p>	<p>HULL CITY COUNCIL’S STRATEGIC FLOOD RISK ASSESSMENT</p> <p>The Assistant City Manager City Planning submitted a report which sought approval of the updated Strategic Flood Risk Assessment as part of the evidence base for the Local Plan and used in the determination of planning applications.</p> <p>The officer reported that comments had been received from the Environment Agency which would need to be considered for inclusion.</p> <p>The comments of the Planning Committee and Riverside Area Committee when this matter was considered, were submitted for consideration, and were detailed at minute 148.</p> <p>Members discussed the aesthetics of the river frontage and the comments from the Environment Agency be circulated to all Cabinet members.</p> <p>Moved by Councillor Bayes and seconded by Councillor Clark –</p> <p>(a) That Cabinet approves, subject to any suggested amendments by the Environment Agency (deemed necessary by the Portfolio Holder for Neighbourhoods and Community in conjunction with the City Planning Manager) the Strategic Flood Risk Assessment attached in appendix A;</p> <p>(b) That Cabinet agrees to use the Strategic Flood Risk Assessment as part of the evidence base to inform development of the Local Plan and determine planning applications, and</p> <p>(c) That the comments from the Environment Agency be circulated to the Cabinet members.</p> <p>Motion carried.</p> <p><u>Reasons for recommendations</u></p> <p>The SFRA is required by the National Planning Policy Framework. It is an essential tool to inform the Local Plan and site specific applications to ensure that sustainable development can be delivered in relation to flood risk.</p>	<p>(a-c) Assistant City Manager City Planning</p>

145	<p>PROCUREMENT OF THE PROVISION OF POSTAL SERVICES</p> <p>The Procurement Manager submitted a report which sought approval from Cabinet to call-off from the regional framework for Postal Services once the regional procurement exercise has been concluded.</p> <p>The comments of the Finance and Value for Money Overview and Scrutiny Commission when this matter was considered, were submitted for consideration, and were detailed at minute 148.</p> <p>Agreed – That Cabinet agree to award a contract for the future delivery of Postal Services via a call-off of services from the newly let regional framework contract for Postal Services following expiry of the Councils current Postal Services contract and that delegated authority is given to the City Property & Assets Manager in consultation with the Town Clerk and the Portfolio Holder for Business Support & Change to enter into the new contract.</p> <p><u>Reasons for recommendations</u></p> <ul style="list-style-type: none"> • 23 authorities across the Yorkshire & Humber region and the Association of Greater Manchester Authorities (AGMA) are collaborating on this procurement exercise, to run a further competition from the existing Postal Goods & Services framework contract which was procured collaboratively by the Crown Commercial Service (CCS), Yorkshire Purchasing Organisation (YPO) and Eastern Shires Purchasing Organisation (ESPO). • By running a competitive tender exercise through an existing framework with the aggregated volumes involved across all of the authorities will ensure that Hull City Council achieves best value for its Postal Services. 	City Property & Assets Manager/ Town Clerk
146	<p>PROVISION OF SUPPORTED BUS SERVICES</p> <p>The City Streetscene Manager submitted a report which sought approval to commence a tender process for the provision of five Supported Bus Services. The officer reported that public consultation would be undertaken within the next two weeks and the information would be shared with ward councillors.</p> <p>The comments of the Finance and Value for Money Overview and Scrutiny Commission when this matter was considered, were submitted for consideration, and were detailed at minute 148.</p> <p>Members discussed the potential for this to generate petitions and</p>	

raised concerns over the appropriateness of the comment (b) from Finance and Value for Money Overview and Scrutiny Commission. The Town Clerk explained the right of Scrutiny to have sight of such documents and processes were in place to manage it. The Town Clerk also explained that the Competitive Procedure with Negotiation Procedure would be used for the tender to enable the opportunity for negotiation following the initial receipt of tenders if required. Members commented that they were scrutinising the recommendations officer's report which was not necessarily what Cabinet would agree.

Members also discussed the need to record those people who responded to the consultation as those who did not respond to the consultation but later signed petitions objecting to any reduction in service could undermine the process and queried whether the details of those people who responded were recorded. The officer explained that these details could be recorded.

Members were keen to see that any reduction in routes was applied fairly across the City. The officer confirmed this would be the case and where possible a reduction in frequency of a service would be considered first rather than removal of a service altogether.

Agreed –

- (a) That approval is given to tender for the provision of 5 Supported Bus Services for 3 years, commencing 30th October 2016 until 31st October 2019 (with the option to extend by up to 12 months);
- (b) That tenders are to be evaluated on 80% price and 20% quality (including Social Value),and
- (c) That the City Streetscene Manager in consultation with the Town Clerk be authorised to approve the award of the contracts to the most economically advantageous tenderer/s.

(a-c) City Streetscene Manager
(c)Town Clerk

Reasons for recommendations

- The results of the surveys undertaken of the subsidised routes indicated that there was a passenger demand for each of the subsidised routes currently provided, and that maintenance of the routes was socially desirable, however, the evidence also demonstrated that they are not commercially viable and the level of passenger usage does not justify a commercial service to be provided by a bus operator without a subsidy.
- The structure and evaluation criteria for the procurement is believed likely to ensure achievement of the £50k saving

	<p>which was identified in the 2016/17 Medium Term Financial Plan.</p>	
<p>147</p>	<p>HULL CITY COUNCIL PROCUREMENT STRATEGY</p> <p>(Councillor Hale declared a personal and pecuniary interest in this item insofar as he was appointed by the Council as a Director of Kingstown Works Limited.)</p> <p>The Town Clerk submitted a report which set out amendments to the draft Hull City Council Sustainable Strategic Commissioning and Procurement Strategy 2016</p> <p>The comments of the Finance and Value for Money Overview and Scrutiny Commission when this matter was considered, were submitted for consideration, and were detailed at minute 148.</p> <p>Members discussed the need to consider the Council's Air Quality Strategy during the procurement of Kingstown Works Limited's fleet vehicles, the vehicles should be low emission which could cause hire charges to be higher.</p> <p>Members commented on the long term strategy of partnerships and how this was covered in the strategy specifically around the relationship with Kingstown Works Limited and the procurement of capital construction works, they also felt there needed to be further guidance for officers in operating the principles. The Town Clerk responded that the previous decision of the Cabinet which covered this issue from minute 29, 22nd September 2014 based on establishing an effective relationship to deliver services, and the minute could be included with the Strategy if necessary. A guidance document could be created for officers, however, it was mostly covered within the Contract Procedure Rules in the Council's Constitution.</p> <p>Members also discussed the apparent exclusion of Kingstown Works Limited from tendering for works through the YORbuild framework, the Town Clerk explained that had Kingstown Works Limited bid for inclusion upon the framework they would have had the opportunity to tender for other local authorities work. The Town Clerk advised that £1/4billion of contracts across Yorkshire and the Humber had been awarded to Hull contractors through the YORbuild framework contract. Members commented that Kingstown Works Limited believed they had difficulties in joining the framework. Members requested a clear explanation from the Town Clerk and Kingstown Works Limited upon the issues.</p> <p>Members commented that there had been no previous discussion on</p>	

	<p>this as the Cabinet Working Group meeting had been cancelled due to a fire in the Guildhall and there were a number of issues, they requested that this item be deferred to the next Cabinet meeting. Members had further queries in relation to the Community Equipment and Voluntary and Community Sector contracts.</p> <p>Agreed – That the draft Hull City Council Procurement Strategy be deferred to the next meeting of Cabinet in June.</p> <p><u>Reasons for recommendations</u></p> <p>To enable Members to discuss a number of issues around the Sustainable Commissioning and Procurement Strategy prior to any decision being made.</p>	Town Clerk
NON-KEY DECISIONS		
148	<p>COMMENTS OF COMMITTEES AND COMMISSIONS</p> <p>The Democratic Services Officer submitted comments in relation to minutes 143-147 from the Council’s committees and scrutiny commissions that had considered the reports following the circulation of the agenda for this meeting.</p> <p>Agreed – That the comments be noted.</p>	

Start: 9.30 a.m.
Finish: 10.10 a.m.

The above Executive Decisions will come into force and may be implemented on expiry of five working days after the publication of the decisions i.e 6th June, 2016, unless called in by the Overview and Scrutiny Management Committee.

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