

Executive

Statement of Decisions

Set out below is a summary of the decisions taken at the meeting of the Executive held on Tuesday 10 July 2018. Decisions made by the Executive will be subject to call-in. Recommendations made to the Council are not subject to call-in. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

If you have any queries about any matters referred to in this decision sheet please contact Sarah Selway, Democratic Services Manager (Committees) on 01392 265275 or email sarah.selway@exeter.gov.uk

Overview of Revenue Budget

Agreed	<p>that it is recommended that Council approve;-</p> <ol style="list-style-type: none"> (1) approves the net transfer of £2,419,076 from Earmarked Reserves as detailed in paragraph 8.3.6; (2) approves supplementary budgets of £1,880,480 as detailed in paragraph 8.3.8; (3) notes Earmarked Reserves at 31 March 2018; (4) notes the Council Tax account and collection rate; (5) notes the outstanding sundry debt, aged debt analysis and debt write-off figures; (6) notes the creditor payments performance; (7) taking into account the overall financial position of the Council approves the General Fund working balance at 31 March 2018 at £4,692,404;and (8) approves the Housing Revenue Account working balance at 31 March 2018 at £10,212,244 and approves the Council Own Build working balance at £256,943.
Reason for Decision:	As set out in the report.

Capital Monitoring 2017/18 and Revised Capital Programme for 2018/19 and Future Years

Agreed	that it is recommended that Council approve;- (1) overall financial position for the 2017/18 Annual Capital Programme; and (2) amendments and further funding request to the Council's annual capital programme for 2018/19.
Reason for Decision:	As set out in the report.

Treasury Management 2017/18

Agreed	That Council notes the content of this report.
Reason for Decision:	As set out in the report.

Exeter City Group Ltd Business Case (August 2018 to March 2019)

Agreed	That it is recommended that Council:-- (1) approves the establishment of Exeter City Group Ltd and Exeter City Living Ltd; (2) notes that whilst Exeter City Homes Ltd and Exeter City Living Property Ltd have already been registered at Companies House, no approval was being sought for the Companies' activities as their financial impact on the Council had not yet been assessed; (3) the Year One Business Case at Appendix A to be implemented by Exeter City Living Ltd for the period August 2018 to the end of March 2019; (4) develop a Registered Provider of Social Housing (RP) to take ownership of any social housing created as a result of Exeter City Living Ltd works, subject to a satisfactory business case demonstrating the RP's viability being approved by the Council. The Registered Provider would be established and functional in advance of the availability of the social housing. The two work streams to be linked to ensure appropriate staging would coincide; (5) approves a loan of £4.35 million pounds to Exeter City Living Ltd in order to implement and complete the year one Business Case set out in Appendix A; (6) approves the Management Agreement set out in Appendix B;
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	<p>(7) delegate authority be to the Director (David Bartram) to agree any necessary amendments to the Management Agreement in consultation with the Leader of the Council, the Chief Finance Officer and the appropriate three Portfolio Holders (currently the Portfolio Holder for Place and Commercialisation; the Portfolio Holder for People and in addition the Portfolio Holder Housing Revenue Account) and three Members of Scrutiny as appropriate – this to be clarified with the Chair and Deputy Chair of Corporate Services Scrutiny;</p> <p>(8) approve the Articles of Association for Exeter City Group Ltd and its subsidiary companies as set out in Appendix C;</p> <p>(9) delegate authority be given to the City Solicitor and Head of Human Resources in consultation with the City Surveyor to sell at open market value any council owned land identified in the Year One Business Case; and</p> <p>(10) delegated authority be given to the appropriate Director (currently David Bartram) to act in the role of Shareholder Representative and to undertake the activities and decisions as identified in the Shareholder Representative Delegated Powers Document (Appendix D), including the ability to financially commit up to £499,999 funding for use by Exeter City Living Ltd for matters not in the Year One Business Case (August 2018 – end March 2019); and</p> <p>(11) agree that the Vaughan Road development identified for year two of the Development Company's operation will go forward, subject to the remaining assurance work. This is in order to ensure that the Housing Revenue Account is not disadvantaged and that the Development Company is able to deliver on Members' expectations on Affordable Housing.</p>
Reason for Decision:	As set out in the report.

Updating the Council's Procurement and Contract Procedures

Agreed	<p>That it is recommended that Council:-</p> <p>(1) approves substituting the current "Contracts and Procedures Regulations – May 2017" with the new "Procurement and Contract Procedures (July 2018)" and supporting Procedural Notes;</p> <p>(2) agrees that, whilst the Procedures (July 2018) as set out be adopted with immediate effect, where necessary, the current "Regulations" (May 2017) may where necessary apply until 1 June 2019 to afford the necessary time to fully transition to the new Procedures; and</p> <p>(3) the Section 151 Officer be granted delegated authority to sign off any final amendments (e.g. Procedural Note for</p>
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	Evaluation) in conjunction with the Portfolio Holder for Support Services. Any updates to be reported back to Members as part of the wider update on progress.
Reason for Decision:	As set out in the report.

Review of Environmental Health and Licensing Statutory Service Plan 2018/19

Agreed	That it is recommended that Council approves; (1) the Statutory Service Plan 2018/19; and the Environmental Health and Licensing Manager be authorised to change the Statutory Service Plan in the light of centrally issued guidance and/or to meet operational needs.
Reason for Decision:	As set out in the report.

Exeter City Clear Streets Charter

Agreed	That Clear Streets Charter be supported.
Reason for Decision:	As set out in the report.

Parking Back Office Agency Agreement

Agreed	That Exeter City Council enter into a five year agency agreement with Devon County Council to provide Parking back office function be approved.
Reason for Decision:	As set out in the report.

Managing Harbour Authority Responsibilities

<p>Agreed</p>	<p>that it is recommended that Council approve;-</p> <p>RECOMMENDED to Council that:-</p> <p>(1) a new Harbourmaster post be created within the Waterways establishment and recruit a suitably experienced and qualified candidate to the role;</p> <p>(2) two new Harbour Patroller posts be created within the Waterways establishment and recruit suitably experienced and qualified candidates to the roles;</p> <p>(3) the Duty Holder role be delegated to the Service Manager with responsibility for waterways and the Principal Health and Safety Manager in consultation with the relevant Portfolio Holder for waterways and the Constitution be amended accordingly; and</p> <p>(4) the options for a Harbour Revision Order be explored with the Port User Group.</p>
<p>Reason for Decision:</p>	<p>As set out in the report.</p>

Sustainable Financing Model for Exeter Infrastructure

<p>Agreed</p>	<p>That:-</p> <p>(1) officers commit support, time and energy into exploring the benefits, risks and mechanics of a collaboration in a City Development Fund as a means of financing and delivering future developments in the Greater Exeter region and within the city. Developments will embrace innovative solutions and a fresh approach to the procurement process to successfully compete with the scale and agility of private sector development funds;</p> <p>(2) the City Council encourage other public sector institutions within the city to commit resources to exploring the proposal for a City Development Fund; and</p> <p>(3) the fund would operate and be governed under the following four key principles: -</p> <ul style="list-style-type: none"> • Publicly owned: The Fund is owned and controlled by Exeter’s public-sector institutions; • Impact driven: The Fund has place-making as its ultimate goal. All developments are measured for success on the basis of long term impact, outcomes and social benefit; • Professionally run: Experienced, world class team of fund and asset directors; and • Locally retained profits: All excess profits from developments are kept within the Fund and recycled
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	back into Exeter developments.
Reason for Decision:	As set out in the report.

Equality and Diversity Policy

Agreed	That it is recommended that Council approve the updated Equality and Diversity Policy.
Reason for Decision:	As set out in the report.

The Council's Health and Safety at Work Policy

Agreed	That it is recommended that Council approve the Corporate Health and Safety Policy.
Reason for Decision:	As set out in the report.

The Council's Annual Health and Safety Report for 2017

Agreed	the content of the Annual Report be noted.
Reason for Decision:	As set out in the report.

Local Development Scheme

Agreed	the Local Development Scheme attached at Appendix A be approved, with effect from 20 June 2018.
Reason for Decision:	As set out in the report.

Honorary Alderman

Agreed	That it in accordance with Section 249 of the Local Government Act 1972, the Right Worshipful the Lord Mayor be requested to convene an Extraordinary Meeting of the Council, on the rising of the Ordinary Meeting of the Council on 24 July 2018, to consider granting the position of Honorary Alderman of the City to Mrs Margaret Anne Baldwin.
Reason for Decision:	As set out in the report.

Appointment of Outside Bodies

Agreed	That is recommended to Council:- (1) appointments be made to those outside bodies set out in the Appendix; and (2) the Corporate Manager Democratic and Civic Support be granted delegated powers, in consultation with the Group Leaders, to appoint, when necessary representatives to outside bodies during the course of the Municipal Year.
Reason for Decision:	As set out in the report.

Local Government (Access to Information) Act 1985 - Exclusion of Press and Public

Agreed	That under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following item on the grounds that it involved the likely disclosure of exempt information as defined in paragraphs 1,2, 3 and 4 of Part 1, Schedule 12A of the Act.
Reason for Decision:	As set out in the report.

Creation of the new post of Litigation Lawyer

Agreed	That it is recommended to Council that:- (1) the creation of a new part-time post of Litigation Lawyer (four days per week) be approved; and (2) an additional budget of £23,500 per annum be agreed to cover the cost of this part time post.
Reason for Decision:	As set out in the report.

St Loyes Extra Care Scheme

Agreed	That it is recommended that Council:- (1) approve additional capital budget of £3.15 million; (2) agree to enter into the build contract for the construction of the extra care scheme with the preferred contractor on the condition that the total development costs do not exceed £14 million; and (3) agree to part-fund the project using retained Right to Buy receipts to save relinquishing them to central government.
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Reason for Decision:	As set out in the report.
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The decisions indicated will normally come into force 5 working days after publication of the Statement of Decisions unless called in by a Scrutiny Committee. Where the matter in question is urgent, the decision will come into force immediately. Decisions regarding the policy framework or corporate objectives or otherwise outside the remit of the Executive will be considered by Council on 24 July 2018.