

South Bucks District Council

Cabinet Decision

Notice is given that the following decisions have been taken by Cabinet on Wednesday, 27 June 2018

7 Cabinet Appointments

(a) DECISION:

The Cabinet received a list of Cabinet appointments to be confirmed by Cabinet.

RESOLVED that

- a) the following Cabinet appointments be confirmed:

Representation of Joint Committees and other bodies:

Chiltern and South Bucks Joint Committee ~

1. B. Gibbs
2. P. Hogan
3. N. Naylor
4. J. Read
5. D. Smith
6. L. Sullivan

(Plus CDC Members, see CDC appointments)

The Cabinet Leader of the Council hosting the meeting will chair the meeting

Joint Waste Collection Committee ~

1. (Cabinet Member) Luisa Sullivan
2. (Non-Cabinet Member) – Vacancy

(Plus CDC and WDC Members)

Chairman/Vice-Chairman to be elected at the first meeting of the Municipal Year, except where an appointment has been made for two years

Evreham Sports Centre Joint Management Committee ~

South Bucks representatives:

1. J. Jordan
2. P. Hogan (Portfolio Holder)
3. R. Sangster

Buckinghamshire County
Representatives:

1. Require confirmation from Bucks County Council
2. Require confirmation from Bucks County Council

Chairman/Vice-Chairman to be elected at the first meeting of the Municipal Year

The South Buckinghamshire Members Advisory Panel (8) ~

1. J. Read (Chairman)
2. R. Bagge
3. M. Bradford
4. T. Egleton
5. B. Gibbs
6. L. Hazell
7. P. Hogan
8. N. Naylor

OUTSIDE BODIES

Outside Body <i>Executive functions ~</i>	Representative[s]	Relevant Portfolio	Officer Contact
Buckinghamshire Advantage	Nick Naylor	Leader	Bob Smith
District Council's Network	Nick Naylor	Leader	Bob Smith
Buckinghamshire Thames Valley Local Enterprise Partnership	Nick Naylor	Leader	Bob Smith
Bucks Planning Group	John Read	Planning and Economic Development	Andrew Ashcroft (Interim)
Chiltern and South Bucks Strategic Partnership	Nick Naylor Paul Kelly Ralph Bagge John Read	Leader	Rachel Prance
Colne Valley Park Community Interest Company	Luisa Sullivan	Environment	Chris Marchant
Country Parks and Green Spaces Liaison Group	Luisa Sullivan	Environment	Chris Marchant
Groundwork South Trust Ltd	Luisa Sullivan	Environment	Simon Gray
Healthy Communities Partnership	Patrick Hogan	Healthy Communities	Martin Holt
Heathrow Airport Community Engagement Board	John Read	Planning and Economic Development	Tracy Farrell
Local Government Association	Nick Naylor John Read (Deputy)	Leader	Bob Smith
L & Q Shires Neighbourhood Committee	Patrick Hogan	Healthy Communities	Michael Veryard

Outside Body <i>Executive functions ~</i>	Representative[s]	Relevant Portfolio	Officer Contact
Natural Environment Partnership	Luisa Sullivan	Environment	Chris Marchant
New Denham Minerals Liaison Group	Luisa Sullivan	Environment	Tracy Farrell
Padstones	Patrick Hogan Wendy Matthews [Deputy]	Healthy Communities	Michael Veryard
Park Lodge Farm Liaison Committee	Luisa Sullivan	Environment	Tracy Farrell
Pinewood Community Liaison Group	Ralph Bagge Malcolm Bradford Wendy Matthews Luisa Sullivan	Leader	Bob Smith
South East England's Council	Ralph Bagge <i>on behalf of Leader</i>	Leader	Bob Smith

(b) REASON FOR DECISION:

To confirm Cabinet appointments.

(c) ALTERNATIVE OPTIONS CONSIDERED:

None.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

5 Recommendations of the Overview & Scrutiny Task & Finish Group - Medium Term Financial Strategy

(a) DECISION:

The Cabinet received a presentation which set out the recommendations of the Task and Finish Group established by the Overview and Scrutiny Committee following their review of the Financial Strategy.

The Task and Finish Group had considered the following elements and the basis of the assumptions underpinning them:-

- External Funding – Government Tariff payments, Business Rates, New Homes Grant

- Expenditure pressures
- Savings plans – a) Corporate b) Service specific

RESOLVED that

- 1) A written response to each of the recommendations made by the Task and Finish Group in the report be given by the beginning of September to allow the response to be considered at the October meeting of the Overview and Scrutiny Committee.
- 2) A challenge/scrutiny session with Portfolio holders be agreed. This could be achieved by the Portfolio Holders discussing with Overview and Scrutiny members their draft budgets that will be presented to the PAGs. Part of this process could include the extent to which they have taken on board the recommendations of the Task and Finish Group.
- 3) That the Joint Overview and Scrutiny Committee establish a Work Programme which could include a review of all Joint Service arrangements to clarify whether the project outcomes have been achieved and to monitor new joint working programmes e.g. Customer Experience Strategy and ICT Strategy.

(b) REASON FOR DECISION:

The Task and Finish Group put forward these recommendations as a result of their Inquiry.

(c) ALTERNATIVE OPTIONS CONSIDERED:

The Cabinet could have decided not to take forward the recommendations of the Task and Finish Group.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

8 Review of the Council's Constitution

(a) DECISION:

The Cabinet received a report asking for agreement to the rules and delegations in the revised Constitution that relate to executive (Cabinet) functions following Full Council approval on 27 February to the overall Constitution.

RESOLVED that the proposed revisions to the Constitution relating to Cabinet

functions as recommended by Governance and Electoral Arrangements Committee be agreed.

(b) REASON FOR DECISION:

To ensure the Council's Constitution remains up to date and user-friendly for members, staff and the public, to introduce harmonised procedures with Chiltern District Council where this will facilitate more effective running of shared services and to ensure that the Council meets its statutory duty of publishing a current Constitution.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Not applicable

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

9 **Refreshed Joint Business Plan 2018-19**

(a) DECISION:

The Cabinet received a report which sought approval for the refreshed Joint Business Plan 2018 – 2019 as set out in the Appendix to the report.

RECOMMENDED to Council that the refreshed Joint Business Plan be approved.

(b) REASON FOR DECISION:

The Joint Business Plan Aims, Priorities and Objectives replaced the former Chilterns Aims and Objectives document and the South Bucks Corporate Plan during 2014/15. The Joint Business Plan forms part of the Council's policy framework and is reviewed every year to reflect the changing needs of the locality and the communities that live and work within Chiltern and South Bucks, as well as the service planning process.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Failure to refresh the plan annually will soon render it out of date and out of touch with residents' priorities.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

10 **2017/18 End of Year Performance Report**

(a) DECISION:

Cabinet receive a report which outlines the annual performance of Council services against pre-agreed performance indicators and service objectives for Quarter 4 and end of year for 2017-18.

RESOLVED that Cabinet note the performance reports.

(b) REASON FOR DECISION:

Management Team, Cabinet and Overview & Scrutiny Committee receive regular updates detailing progress towards service plan objectives, performance targets and strategic risks, in line with our Performance and Improvement Framework

(c) ALTERNATIVE OPTIONS CONSIDERED:

Not applicable.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

Planning and Economic Development

(a) DECISION:

a) Western Rail Link to Heathrow (WRLtH) Consultation

The Cabinet received a report which provided additional technical comments in response to the WRLtH consultation. The PAG 11 June 2018 report attached at Appendix 1 to the report provides the necessary background to the consultation.

RESOLVED that

- 1 the proposed response to the WRLtH consultation outlined in the report and appendices together with any comments made by the Planning and Economic Development PAG be agreed.
- 2 the final wording of the response be delegated to the Director of Services in consultation with the Portfolio Holder for Planning and Economic Development based on the comments raised by the Cabinet and PAG.

(b) REASON FOR DECISION:

To enable the Council to respond to Network Rail's consultation on the proposed Western Rail Link to Heathrow (WRLtH) within the extended consultation deadline.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Not applicable.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

Customer Services and Business Support

a) South Bucks District Council Arrears Collection Project

Cabinet received a report to update Members on the progress of the project to recover arrears of Council Tax, Business Rates and Housing Benefit overpayments.

RESOLVED that

1. the progress of the South Bucks District Council Recovery Project be noted
2. the write off of specified non domestic rates debts with values over £10,000 where all previous recovery attempts have failed and there are no further routes of recovery as set out in the confidential appendix be authorised.

(b) REASON FOR DECISION:

At the commencement of the project it was agreed that progress would be reported to members. Throughout the project there will be debts that are to be written off as the Council is unable to recover, under the financial procedure rules write offs over £10,000 are to be authorised by cabinet.

(c) ALTERNATIVE OPTIONS CONSIDERED:

To continue with the recovery project in order to maximise the amount of income to South Bucks District Council and other precepting authorities in accordance with the recommendations above.

Write off of debts- There are no further options available other than to write off the debts listed due to the fact that the companies in question no longer exist and the debtors cannot be traced.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

b) Credit Card Payments for Council Tax and Business Rates

Cabinet received a report to ask Members to consider revising the current policy not to accept credit card payments in respect of Council Tax and Business Rates.

RESOLVED that credit card payments in respect of Council Tax and Business Rates be accepted.

(b) REASON FOR DECISION:

The acceptance of credit card payments meets customers' needs as identified by feedback from customers. This revision to the policy would mean that the available methods of payment are the same as those available for Chiltern District Council. The acceptance of credit cards supports the principles of the Customer Experience Programme as payment by credit card supports on line and automated payment mechanisms.

(c) ALTERNATIVE OPTIONS CONSIDERED:

The Council has the option to revise the policy and accept credit card payments or to continue with the current policy.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

Environment

a) Waste Contract - Joint Working

The Cabinet received a report which sought approval of the Cabinet for South Bucks District Council, Chiltern District Council and Wycombe District Council to work together to procure the delivery of waste collection, recycling and street cleansing services at the expiry of the current contracts with Serco and Biffa.

RESOLVED that

- (i) the report is noted;
- (ii) the longer term strategy to procure a three way single joint contract for South Bucks District Council, Chiltern District Council and Wycombe District Council be agreed;
- (iii) an Inter District Authority Agreement (IDAA) reflecting the Heads of Terms at Appendix 1 of the report be agreed;
- (iv) authority be delegated to the Head of Environment in consultation with the Head of Legal and Democratic Services and the relevant Portfolio Holder to approve the detailed terms of the IDAA.

(b) REASON FOR DECISION:

The councils have a duty to collect waste and to cleanse the highways under the Environmental Protection Act, 1990.

The recommended way forward of a single, three-way, joint contract seeks to manage risks and optimise opportunities for greater joint working while ensuring continuity of service provision.

The Chiltern, South Bucks & Wycombe Joint Waste Collection Committee considered this report on 23 April and supported the recommendation to procure a three-way joint contract.

(c) ALTERNATIVE OPTIONS CONSIDERED:

To undertake separate procurements for provision of the services, but that would not achieve the same benefits as the three authorities working together.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

Healthy Communities

- a) Designation of an Air Quality Management Area (AQMA) In Iver

In 2017, the Healthy Communities Policy Advisory Group received an update on air quality where it was noted that further additional monitoring in the Iver area was required to confirm the requirement for an Air Quality Management Area (AQMA).

Upon conclusion of the additional monitoring, the findings were debated at the PAG of 22nd February 2018 where 3 options for an AQMA were considered, with a recommendation for a parish wide AQMA being taken forward to formal consultation. This consultation ran from the 1st March to the 31st March 2018.

Over 90% of respondents agreed that the boundary should be aligned with the Parish Boundary, However, in light of two supplementary responses, the matter returned back to the PAG on the 12th June 2018 to allow the full range of consultation responses to be considered by Members. At this PAG after further careful consideration it was agreed that the parish wide AQMA remained the best option based on local circumstances to present to Cabinet for approval.

RESOLVED that an AQMA be declared based on the Iver Parish boundary as consulted upon under section 83 (1) of the Environment Act 1995 with the final wording of the necessary order be delegated to the Head of Legal & Democratic Services.

(b) REASON FOR DECISION:

Under Section 83 (1) of the Environment Act 1995, where it is identified that an objective will not be met, and members of the public are exposed to the elevated levels of pollutants, the local authority is required to declare an AQMA for the specific pollutants that are exceeding. The main source of the exceedances is motor vehicles, and associated congestion.

Monitoring data confirmed the requirement for an AQMA to be declared along the High Street in Iver. It also suggested that the boundary of the AQMA should be extended beyond the modelled area above 36µg/m³ to include properties located along the northern section of Thorney Lane North, to the junction with Delaford Close. This represented the smallest area that could be declared. If it is considered that a wider area would provide greater scope for making improvements to air quality then statutory guidance allows for a wider area to be declared.

With this in mind, PAG Members explained that a smaller boundary would not adequately address air quality issues caused by the wider road network and main routes to and from Iver High Street. The Group felt that the whole area of Iver and Richings Park should be included in the AQMA consultation as exceedances had been identified at various points within the Parish. A larger boundary would ensure that HGV issues were not shifted from one part of the Parish to another. In light of the cumulative impacts facing the area it would provide a sensible and manageable geographical area.

(c) ALTERNATIVE OPTIONS CONSIDERED:

SBDC has a statutory duty to declare an AQMA as and when nitrogen dioxide pollution exceeds the Government target of 40 micrograms per cubic metre annual mean.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

- b) Joint Food and Health and Safety Business Plan

The Cabinet received a report which sought approval for the adoption of the joint Food and Health and Safety Service Plan and Food and Health and Safety Enforcement Policies for the year 2018/2019.

RESOLVED that the joint Food and Health and Safety Service Plan and the Food and Health and Safety Enforcement Policies be approved.

(b) REASON FOR DECISION:

The Food Standards Agency's (FSA) Code of Practice and the Health and Safety Executive (HSE) require local authorities to produce and publish an annual service plan that demonstrates how the authorities are working to deliver its food safety and health and safety services. The Office for Product Safety and Standards also requires local authorities to produce and publish their enforcement policies and to ensure that they comply with The Regulator's Code.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Not applicable

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

- c) Unauthorised encampments

The Cabinet received a report which sought approval for the adoption of the Thames Valley police and Buckinghamshire County Council protocols for dealing with unauthorised encampments.

RESOLVED that

1. the final decision to adopt the Thames Valley Police (TVP) and Local Authority Joint Protocol and the Buckinghamshire Councils' and TVP Memorandum of Understanding on unauthorised encampments be delegated to the Head of Healthy Communities in consultation with the Portfolio Holder for Healthy Communities.

2 the Council works with all Bucks authorities to see if there is any scope to identify a tolerated temporary site(s) somewhere in Bucks to support the move on of unauthorised encampments

(b) REASON FOR DECISION:

To ensure a partnership approach to dealing with unauthorised encampments.

(c) ALTERNATIVE OPTIONS CONSIDERED:

- To agree to the unauthorised encampment protocols with BCC and TVP
- To suggest amendments to the protocols
- To consider the option of a transit site for travellers

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

d) Asylum Seekers

The Cabinet received a report which sought approval to adopting an agreement in principle with the Home Office to accommodate Asylum Seekers.

RESOLVED that the final decision to adopt an 'in principle agreement' with the Home Office to accommodate Asylum Seekers be delegated to the Head of Healthy Communities in consultation with the Portfolio Holder for Healthy Communities.

(b) REASON FOR DECISION:

In March 2016 the Chief Executive of every local authority in the UK received a letter from the Director General of UKVI requesting their participation in permitting people seeking asylum to live in their areas. The Home office has powers available to require the Councils to participate in a resettlement programme for asylum seekers and is seeking an in principle decision at this time.

(c) ALTERNATIVE OPTIONS CONSIDERED:

To agree to further discussions over an 'in principle agreement' with the Home Office.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

- e) 2017/18 Grant funding review and future proposals

The Cabinet received a report which provided information on the key outcomes of the 2017/18 grants programme and also sought approval to introduce Crowdfunder as an additional mechanism to increase funding to local community groups.

RESOLVED that

1. the 2018/19 grant funding through Heart of Bucks continue to be delivered with a contribution of £10,000 to be match funded
2. a project to deliver a crowd funding initiative in South Bucks in partnership with Heart of Bucks and Chiltern District Council be established to enable improved opportunities for the community, to be funded from resources within the existing community projects budget.

(b) REASON FOR DECISION:

Local voluntary groups play an ever increasing role in providing valuable services across South Bucks communities, often to vulnerable and isolated residents. Widening the availability of funding streams to support groups by;

- providing a joint SBDC and Heart of Bucks grant with matched funds,
- promoting the Chiltern and South Bucks Lottery,
- directing groups to Trust funding and
- exploring the potential to roll out crowd funding

will in an era of reduced public funding, provide additional opportunities for the local voluntary sector to remain viable.

(c) ALTERNATIVE OPTIONS CONSIDERED:

1. To continue to work with Heart of Bucks to deliver the joint South Bucks and Heart of Bucks grant programme and to work together to develop a Crowdfunding offer to the community
2. To continue to work with Heart of Bucks to deliver the joint South Bucks and Heart of Bucks grant programme but not progress to the crowd funding project

3. To cease working with Heart of Bucks and develop a separate grant process for South Bucks.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

- f) Leisure Centre Operator Contract Renewal

The Cabinet received a report informing Members of the requirement to commence with the process of retendering the leisure centre operator contract and advise the way forward in order to secure best value in appointing the next operator. If a joint procurement with Chiltern District Council is advised, a further recommendation to agree to a formal joint procurement would be required by both Councils.

RESOLVED to seek specialist advice on whether integrating the retendering of the next leisure centre operator contract with the Chiltern District Council procurement framework would secure best value for the Council.

(b) REASON FOR DECISION:

The existing leisure operator contract comes to end in 2021 and the process to re-tender the new contract should commence in order to secure best value in appointing the next operator. The proposal of joining South Bucks leisure operator procurement framework with Chiltern District Council will enable the Council to secure best value in the appointment of the next leisure operator.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Not applicable

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

- g) Dog and Pest Control Contract

The Cabinet received a report which sought approval to continue with the joint arrangements with the other Buckinghamshire authorities for dog control, stray dog collection and kennelling and pest control and to tender for a new Framework Agreement to commence in June 2019.

RESOLVED that

1. a new Service Level Agreement for services be called off under the existing terms and conditions comprising dog control, stray dog collection and pest control from the existing Framework Agreement between Chiltern DC, Aylesbury Vale DC, Wycombe DC and South Bucks DC.
2. the development of a new joint Buckinghamshire Framework Agreement between Chiltern DC, Aylesbury Vale DC, Wycombe DC and South Bucks DC for services comprising dog control, stray dog collection, kennelling and rehoming and pest control be approved to commence from 1st June 2019.
3. the Council agrees to enter into an Inter District Authority Agreement (IAA) reflecting the Heads of Terms to be agreed by the Head of Healthy Communities in consultation with the Head of Legal and Democratic Services and the relevant Portfolio Holder. To note the principles of the apportionment of procurement costs are within existing budgets and if additional funds are required then further approval is sought from Members.
4. delegated authority be given to the Head of Healthy Communities in consultation with the Head of Legal and Democratic Services and the relevant Portfolio Holder to approve the detailed terms of the IAA.
5. a four year Framework Agreement be tendered for to commence from 1st June 2019 with the ability to call off Service Level Agreements for dog control, stray dog collection, kennelling and rehoming and pest control services.
6. the Head of Healthy Communities be authorised to draw up tender documents for the agreed services to commence from 1st June 2019.
7. the Head of Healthy Communities, in consultation with the Portfolio Holder for Healthy Communities, be authorised to accept the tender that represents best value and to call off specific Service Level Agreements for dog control, stray dog collection, kennelling and rehoming and pest control services.
8. That the Head of Healthy Communities, in consultation with the Portfolio Holder for Healthy Communities be authorised to call off additional Service Level Agreements for dog control, stray dog collection, kennelling and rehoming and pest control services within the period of the Framework Agreement on receipt of good performance.

(b) REASON FOR DECISION:

The Council currently has a Service Level Agreement (SLA) under a joint Buckinghamshire Framework Agreement for the provision of services comprising dog control, stray dog collection, kennelling and rehoming and pest control. The present Framework Agreement ends on the 30th October 2018. Permission is being sought to call off a new Service Level Agreement for these services from the existing Framework Agreement between Chiltern DC, Aylesbury Vale DC, Wycombe DC and South Bucks DC until 31 May 2019 to allow for the tender process to take place and to pursue a new joint

Framework Agreement between the Buckinghamshire authorities to commence in June 2019. Tenders will be evaluated on the basis of price, technical ability to deliver the service specifications and quality of delivery and a Buckinghamshire Framework Agreement put in place from 1st June 2019 with individual Service Level Agreements called off for specific dog and pest services.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Although there is no statutory duty to provide a pest control service, failure to do so or residents failing to undertake rodent treatments themselves could result in increased enforcement costs to the Council and give rise to increased issues of public health significance. Similarly, to not provide a dog control service for responding to fouling and nuisance complaints or to deal effectively with stray dogs will put additional pressures on the existing environmental health service and give rise to increased public concerns.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

h) Affordable Housing Contributions Update

The Cabinet received a report which provided an update of the receipt and expenditure of section 106 Affordable Housing Contributions (AHCs), and to identify funds that are available for opportunities to deliver affordable housing, temporary or move-on accommodation.

RESOLVED that

1. the update on receipt and expenditure of Affordable Housing Contributions and the status of the existing schemes be noted
2. £358,248 of allocated funding be withdrawn as it is no longer required by existing schemes.
3. £462,636 be allocated to temporary or move-on accommodation initiatives subject to final decisions on schemes including the terms of any necessary funding agreements with Housing Associations being delegated to the Head of Healthy Communities in consultation with the Portfolio Holders for Healthy Communities and Resources.

(b) REASON FOR DECISION:

To focus the funding on reducing nightly accommodation costs for homeless households to reduce the 2018/19/20 expenditure on homeless accommodation to be within the £250k budget.

(c) ALTERNATIVE OPTIONS CONSIDERED:

- To allocate all available AHC funding to initiatives that will increase temporary or move-on accommodation as per the recommendations. This is the preferred option as set out in 2, Reasons for Recommendation.
- To delegate the final decision to use £360,000 of the £462,636 available AHCs for the proposal outlined in 3.24 – 3.30 of the report to the Head of Healthy Communities in consultation with the Healthy Communities Portfolio Holder.
- To allocate funding to existing or alternative projects to increase the supply of permanent affordable housing. This is not preferred as there are no current opportunities to which funding could be allocated. There is also significant number of affordable homes currently on-site. There are two new-build developments on-site which are scheduled to deliver 150 homes, 90 of which are scheduled for completion in December 2018.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

Resources

- a) Redevelopment of former Gerrards Cross Police Station site

The Cabinet received a report which updated Members on key matters of concern regarding construction cost reported to the SBDC joint Resource PAG 22 Mar 2018 and Cabinet 17 April 2018.

RESOLVED that

1. the current position be noted.
2. the draft business case for the project be noted.
3. the anticipated fixed cost of £7,831,569 is in line with the amount approved in the current Capital Programme.
4. the current approved pre-construction budget be increased from £800,000 to £950,000 to allow detail design to be developed. However, this does not reflect an increase in the total estimated project cost but is merely a timing issue to allow the works to proceed to programme.

(b) REASON FOR DECISION:

Due to the Council's projected financial position over the next few years, it is

clear that the Council needs to maximise income generating opportunities in order to counter reductions in Government grant. This development opportunity can deliver a financial return whilst also meeting housing need. As well as the financial return, one of the key drivers for the Council on this project is the provision of 40% affordable housing on site which has been consistently challenged by developers with limited affordable housing built on site for the past 10 years through the planning process.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Not applicable

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

b) Treasury Management Annual Report 2017/18

The Cabinet received a report on the Treasury Management performance of the Council for 2017/18 as required under the Code of Practice for Treasury Management.

RESOLVED that the Treasury Management performance for 2017/18 as required by the Code of Practice for Treasury Management be noted.

(b) REASON FOR DECISION:

The Council is required to comply with the CIPFA Code of Practice on Treasury Management.

(c) ALTERNATIVE OPTIONS CONSIDERED:

Not applicable

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

c) Farnham Park Playing Fields Strategy

The Cabinet received a report which set out the recommendations of the South Buckinghamshire Panel for the future of the Farnham Park Playing Fields. It seeks agreement for funding to undertake some initial work related to the recommendation.

RESOLVED that

1. the options considered by the Panel and their recommended course of action be noted.

RECOMMENDED to Council that

2. a budget of up to £50,000 funded from the General Reserve, to explore the feasibility of an enabling development be agreed.

(b) REASON FOR DECISION:

The recommendations follow from the view of the Panel that the Playing Fields are an important but underutilised community facility that is in need of significant investment to improve its usage and to be financially more sustainable. An enabling development on part of the site is seen as crucial to help finance improvements to the community facilities, but such a development would have to argue very special circumstances in planning terms. Funding is therefore requested to explore the feasibility of such an enabling development.

(c) ALTERNATIVE OPTIONS CONSIDERED:

The report to Cabinet demonstrated that do nothing is not an option. If enabling development is not considered an option the choices for the Council are to:

- Close the playing fields facilities with the exception of the facilities leased to Softball UK and Unity MA, or
- Finance the development by borrowing and accept this would be a cost to the council tax payer.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

18 **Waste Contract Options Appraisal**

(a) DECISION:

The Cabinet received a report on the options for procuring the delivery of waste collection, recycling and street cleansing services at the expiry of the current contracts with Serco and Biffa.

RESOLVED that:

1.
 - (i) Chiltern and Wycombe should negotiate a contract extension with Serco until the end of October 2021 to align the termination date with the South Bucks/Biffa contract, provided that such extension is compliant with the Public Contract Regulations 2015, and the three Councils should commence the procurement of a single joint three-way contract to commence in November 2021. However, if the said negotiations are unsuccessful, to commence the procurement of a single joint three-way contract with a staggered commencement of March 2020 in Chiltern and Wycombe and November 2021 in South Bucks.
 - (ii) authority be delegated to the Head of Environment, in consultation with the Head of Legal and Democratic Services, Head of Finance and the relevant Portfolio Holder, to take the steps necessary to progress the option selected under Recommendation (i) above.
 - (iii) authority be delegated to the Head of Environment in consultation with the Portfolio Holder to finalise the specification of the services to be delivered.
 - (iv) authority be delegated to the Head of Environment in consultation with the Head of Legal and Democratic Services and the relevant Portfolio Holder to determine the procurement method under the Public Contract Regulations 2015.
RECOMMENDED to Council
 - (v) that an initial budget of up to £300,000 be approved to fund the resources referred to in 2 (i) below, to be funded by the three Authorities in proportion to the number of households in each district (SBDC - 20.46%; CDC - 28.12%; WDC - 51.42%), with the release of funds to be delegated to the Head of Environment and Head of Finance in consultation with the relevant Portfolio Holder.
2. the decision of the Chiltern, South Bucks & Wycombe Joint Waste Collection Committee be noted and that:
 - (i) authority be delegated to the Head of Environment to procure sufficient professional and technical resources to enter into initial discussions and to prepare for and support the procurement project/s.

(b) REASON FOR DECISION:

- 1.1. The councils have a duty to collect waste and to cleanse the highways under the Environmental Protection Act, 1990.
- 1.2. The recommended way forward of a single, three-way, joint contract seeks to manage risks and optimise opportunities for greater joint working while ensuring continuity of service provision.
- 1.3. The Chiltern, South Bucks & Wycombe Joint Waste Collection Committee considered the report on 23 April and their recommendation is set out in Recommendation 1(i).

(c) ALTERNATIVE OPTIONS CONSIDERED:

The authorities have a range of future service delivery options available to them and these are detailed in the report.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

19 **Application for Discretionary Rate Relief (1)**

(a) DECISION:

The Cabinet received a report which sought approval for an application for rate relief on hardship grounds.

RESOLVED that relief should not be awarded in this instance.

(b) REASON FOR DECISION:

All businesses needed to make provision for their first year of operation and overheads and therefore it was considered that it was not reasonable to grant hardship relief in this instance.

(c) ALTERNATIVE OPTIONS CONSIDERED:

To award or not award discretionary rate relief

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

20 **Applications for Discretionary Rate Relief (2)**

(a) DECISION:

The Cabinet received a report to consider an application for Discretionary Rate Relief in respect of two premises occupied by the organisation.

RESOLVED

Reference 21108673

that an award of £19,763.38 be made under S49 LGFA 1989 in respect of periods prior to 1 April 2017

that 50% Discretionary Rate Relief be awarded under S47 LGFA 1989 from 1 April 2017

Reference 21108666

That an award of £21,968.78 be made under S49 LGFA 1989 in respect of periods prior to 1 April 2017 that 50% Discretionary Rate Relief be awarded under S47 LGFA 1989 from 1 April 2017

(b) REASON FOR DECISION:

As this was currently more of a commercial venture rather than a charity, allowing full discretionary rate relief to this organisation would give them an advantage over competitors and they needed to be equitable. However, this could be reviewed once they had obtained charitable status.

(c) ALTERNATIVE OPTIONS CONSIDERED:

To not give discretionary rate relief.

(d) CONFLICTS OF INTERESTS/DISPENSATIONS:

None

Date Published:	12 July 2018	Call in Deadline Midnight on	
		19 July 2018	
Date to be implemented 20 July 2018			
*recommendations to Full Council are not subject the call in procedure			