

MEETING OF THE CABINET – 16TH MARCH, 2011

NOTICE OF DECISIONS

NOTICE IS HEREBY GIVEN that the Cabinet, at its meeting held on the 16th March, 2011, made the decisions indicated in respect of the items listed:

<u>Item</u>	<u>Decision</u>
Annual Audit Letter 2010	That the Annual Audit Letter, together with the views expressed by the Auditor, be noted.
Dudley Borough Economic Assessment and Dudley Borough Economic Development Strategy 2011/12 – 2013/14	That the Dudley Borough Economic Assessment (March 2011) and the Dudley Borough Economic Development Strategy (2011/12 – 2013/14), be approved.
Capital Programme Monitoring	<p>(1) That the progress with the 2010/11 Capital Programme, as set out in Appendix A of the report submitted to the meeting, be noted.</p> <p>(2) That the Council be recommended:-</p> <p>(a) That the New Homes Bonus funding for 2011/12 be allocated to support private sector housing grants, and that the Capital Programme be amended accordingly, as set out in paragraph 6 of the report submitted to the meeting.</p> <p>(b) That the contribution of £94,000 to West Mercia Housing Group in respect of the affordable housing development at Middlepark Road, Russells Hall be approved and included in the Capital Programme, as set out in paragraph 7 of the report submitted to the meeting.</p> <p>(c) That the reduction in cost of the new Archive and Local History Centre be noted and the Capital Programme amended accordingly, as set out in paragraph 8 of the report submitted to the meeting.</p> <p>(d) That the Sedgley Hall Farm Park brook course stabilisation project be approved and included in the Capital Programme, as set out in paragraph 9 of the report submitted to the meeting.</p>

European Regional
Development Fund (ERDF)
Applications

- (1) That the position of the projects identified in paragraph 4 of the report submitted to the meeting, be noted.
- (2) That the Council act as the applicant and accountable body for those projects outlined in paragraph 5 of the report submitted to the meeting, where there is a realisable chargeable asset to mitigate the risk of potential repayment of European Regional Development Fund grant.
- (3) That the Director of Corporate Resources and the Director of the Urban Environment be authorised to undertake the necessary property valuations and legal work to ensure that the proposed charging of the assets is sufficient to protect the Council's position and the cost of this be met by the relevant third party organisation.
- (4) That the Cabinet Member for Regeneration and the Cabinet Member for Personnel, Legal and Property, in consultation with the Director of Corporate Resources and the Director of the Urban Environment, be authorised to:-
 - (a) Submit European Regional Development Fund applications, act as the accountable body and accept grant funding, for third party led projects where there is a realisable chargeable asset and where a risk assessment has been undertaken that identifies minimal risk to the Council.
 - (b) Enter into back to back legal agreements with third parties benefiting from European Regional Development Fund grant where the Council is the applicant and accountable body to ensure grant conditions and liabilities are passed on.
 - (c) Where appropriate, to require third parties at their own expense to secure independent expertise to confirm that the key areas of the European Regional Development Fund grant process such as procurement and defrayment of expenditure accord with European Union requirements.

West Midlands Local
Transport Plan 3, Transport
Settlement and Proposed
Transport Capital
Programme for 2011/12 –
2014/15

- (1) That the allocation of monies to the Council for the Transport Capital Programme for the four year period 2011/12 – 2014/15, be noted.
- (2) That the Director of the Urban Environment, in consultation with the Cabinet Member for Transportation, be authorised to identify, and where appropriate, implement any remedial works to Integrated Transport (IT) Block schemes of a minor nature, such as the introduction of antiskid material, the provision of variable message signs and other measures designed to improve road safety.
- (3) That any scheme within the Local Safety Schemes, Safer Routes to School or Pedestrians programmes of work, including reserve schemes, which cannot be implemented within the relevant timescale or financial resources available for that particular programme of works, be deferred and submitted for re-assessment for possible inclusion in a future programme of works.
- (4) That the Director of the Urban Environment, in consultation with the Cabinet Member for Transportation, be authorised to approve the maintenance block programmes for Bridges, Roads, Street Lighting and De-trunked Roads for 2011/12 – 2014/15.
- (5) That the Director of the Urban Environment, in consultation with the Cabinet Member for Transportation, be authorised to approve the local resource funded programmes for Carriageway Maintenance, Footway Maintenance and Street Lighting for 2011/12 – 2014/15.
- (6) That the Council be recommended:-
 - (a) To support the West Midlands Local Transport Plan 3.
 - (b) That the 2011/12 – 2014/15 block allocations be included in the Capital Programme, as set out in paragraph 19 – Table 4 of the report submitted to the meeting, and that for the IT Block

allocation, the Cabinet Member for Transportation in consultation with the Director of the Urban Environment be authorised to approve the distribution of block allocations to headings.

- (c) That the approval of schemes within the funding block headings of the IT Block for 2011/12 – 2014/15 be agreed by the Director of the Urban Environment in consultation with the Cabinet Member for Transportation.
- (d) That budget virements as required between block headings contained within block allocations for 2011/12 – 2014/15 be agreed by the Director of the Urban Environment, in consultation with the Cabinet Member for Transportation.
- (e) That a Dudley Metropolitan Borough Council bid and a joint Integrated Transport Authority/Metropolitan Local Authority bid for funding from the Local Sustainable Transport Fund, be endorsed.

Dudley Town Centre
Regeneration

- (1) That the existing Compulsory Purchase Order for the Dudley Town Centre Area Development Framework and for land at Castle Hill be extinguished, with the exception of those powers already in place for the land at Tower Street East as shown in Appendix 1 to the report submitted to the meeting.
- (2) That any surplus capital receipts generated by the disposal of Council owned land and property and all other income generated through or from the Dudley Town Centre (Area Development Framework) and Castle Hill portfolios of property be ring fenced and reinvested to support the delivery of the regeneration of Dudley Town Centre and Castle Hill.

- (3) That a cashflow facility of up to £3m to support the delivery of regeneration activity in Dudley Town Centre and Castle Hill be approved to cover any timing differences between expenditure and receipt of funding as set out in paragraph 26 of the report submitted to the meeting.

Draft Supplementary Planning Document – Access for All: Designing an Inclusive Built Environment. Approval for Public Consultation

That the draft Supplementary Planning Document “Access for All: Designing an Inclusive Built Environment” be approved for publication for a statutory public consultation period of six weeks starting on 8th April, 2011.

Draft Review of the “Planning Obligations Supplementary Planning Document” – Approval for Public Consultation.

That approval be given to the statutory six week public consultation on the draft review of the Planning Obligations Supplementary Planning Document starting on 8th April, 2011.

Black Country Collaborative Working

- (1) That the principles outlined in paragraph 5 of the report submitted to the meeting, be endorsed.
- (2) That the key criteria for driving the agenda outlined in paragraph 6 of the report submitted to the meeting, be endorsed.
- (3) That the initial phase of review activity be noted and the proposed process for taking forward the project as outlined in paragraphs 10 and 11 of the report submitted to the meeting, be endorsed.

Exclusion of the Public

That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Local Government Act, 1972, as specified below and, in all the circumstances, the public interest in disclosing the information is outweighed by the public interest in maintaining the exemption from disclosure.

<u>Description of Item</u>	<u>Relevant paragraph of Part 1 of Schedule 12A</u>
Staffing Issues – Directorate of Children's Services	1
Staffing Issues – Directorate of Children's Services	1
Staffing Issues – Directorate of Adult, Community and Housing Services	1
(a) PB (b) DG	
Staffing Issues – Directorate of Children's Services	That the termination of the contracts of employment of the officers referred to in the report submitted to the meeting be approved, on the grounds of redundancy if successful redeployment is not achieved by 31 st March, 2011, in accordance with the terms and conditions set out in the report.
Staffing Issues – Directorate of Children's Services	That the termination of the contracts of employment of the officers referred to in the report submitted to the meeting be approved, on the grounds of redundancy, with effect from 31 st March, 2011, in accordance with the terms and conditions set out in the report.
Staffing Issue (PB) – Directorate of Adult, Community and Housing Services	That the termination of the contract of employment of the officer referred to in the report submitted to the meeting be approved, on the grounds of redundancy, in accordance with the terms and conditions set out in the report.
Staffing Issue (DG) – Directorate of Adult, Community and Housing Services	That the termination of the contract of employment of the officer referred to in the report submitted to the meeting be approved, on the grounds of redundancy, in accordance with the terms and conditions set out in the report.

The details of each of the above items are set out in the reports submitted to the meeting of the Cabinet.

Copies of the public reports may be obtained from Democratic Services in the Directorate of Corporate Resources (contact 01384 815235 or e-mail steve.griffiths@dudley.gov.uk) or on the Committee Management Information System on the Council's Website www.dudley.gov.uk and follow the links to Meetings and Decisions.

Except where matters have been referred to the Council, the decisions will come into force, and may then be implemented, on the expiry of five working days of 17th March, 2011, unless a Select Committee objects to a decision and calls it in.

PHILIP TART

DIRECTOR OF CORPORATE RESOURCES

The Council House
Priory Road,
Dudley,
West Midlands

Dated: 17th March, 2011

(Display until: 25th March, 2011)