

EXECUTIVE

MONDAY 8 FEBRUARY 2021 AT 4.00 PM

PRESENT:

Councillor J Mallinson (Leader / Chair)
Councillor Ellis (Deputy Leader, and Finance, Governance and Resources Portfolio Holder)
Councillor Christian (Environment and Transport Portfolio Holder)
Councillor Higgs (Culture, Heritage and Leisure Portfolio Holder)
Councillor Mrs Mallinson (Communities, Health and Wellbeing Portfolio Holder)
Councillor Nedved (Economy, Enterprise and Housing Portfolio Holder)

OFFICERS:

Town Clerk and Chief Executive
Deputy Chief Executive
Corporate Director of Economic Development
Corporate Director of Governance and Regulatory Services
Corporate Director of Finance and Resources

ALSO PRESENT:

Councillor Mrs Finlayson (Vice Chair of the Health and Wellbeing Scrutiny Panel)

DECLARATIONS OF INTEREST

There were no declarations of interest submitted.

APOLOGIES FOR ABSENCE

There were no apologies for absence submitted.

PUBLIC AND PRESS

RESOLVED – That the Agenda be agreed as circulated.

CALL-IN **

The Leader reported that The Mayor had, on 29 January 2021 and 2 February 2021, agreed that the following items should be exempt from call-in as call-in procedures would overlap the City Council meeting on 2 March 2021 when the matters were scheduled for consideration:

- A.1 Homelessness and Rough Sleeping Strategy
- A.4 Local Environment (Climate Change) Strategy
- A.10 – Revenue Budget Overview and Monitoring Report – April to December 2020
- A.11 – Capital Budget Overview and Monitoring Report – April to December 2020

The Mayor also agreed on 29 January 2021 that B.1 – Borderlands Inclusive Growth Deal – Final Agreement should be exempt from call in as call-in procedures would overlap the Special City Council meeting on 23 February 2021 when the Council was scheduled to consider the matter.

**EX.15/21 **HOMELESSNESS PREVENTION AND ROUGH SLEEPING STRATEGY
2021-26**

(Key Decision – KD.07/20)

(In accordance with Paragraph 15(i) of the Overview and Scrutiny Procedure Rules, The Mayor had agreed that call-in procedures should not be applied to this item)

Portfolio Economy, Enterprise and Housing

Relevant Scrutiny Panel Health and Wellbeing

Subject Matter

The Economy, Enterprise and Housing Portfolio Holder presented the Homelessness Prevention and Rough Sleeping Strategy 2021-2026 which had undergone a comprehensive review (GD.15/21) The Homelessness Strategy 2015-20 had shifted the Council's approach from dealing with the effects of homelessness to a preventative approach and the review determined identified strategic aims, priority objectives and actions targeting Homelessness Prevention and Rough Sleeping in Carlisle from 2021 to 2026. The report also contained a refreshed Action Plan.

The Health and Wellbeing Scrutiny Panel had scrutinised the matter at their special meeting held on 28 January 2021 (HWSP.16/21):

“RESOLVED 1) That the Panel supported the Homelessness Prevention and Rough Sleeping Strategy 2021 - 2026.

2) That a Prisoner Leavers Pathway be developed.

3) That a series of performance measures and timescales relating to the Action Plan be devised and form the basis of future performance reports on the Strategy to the Panel.

4) That an Executive Summary document be produced.”

The Economy, Enterprise and Housing Portfolio Holder thanked the Health and Wellbeing Scrutiny Panel for their thorough and comprehensive scrutiny and gave special thanks to the Homelessness Prevention and Accommodation Manager for her detailed report. In moving the recommendations the Portfolio Holder commented on each of the resolutions made by the Panel:

Resolution 2) – The Prisoner Leavers Pathway was included in the Action Plan, objective 2 number 1.6.

Resolution 3) – Key Performance Measures were included in the report and timescales would be included in the Action Plan when it was approved, the measures would be reported to the Executive annually.

Resolution 4) – An Executive Summary had been suggested in the Executive report and would be prepared by the Policy and Communications Team for publication in April.

The Vice Chair of the Health and Wellbeing Scrutiny Panel supported the Strategy which had been prepared with care and consideration. The Panel also supported the Domestic Abuse Bill which placed additional duties on Local Authorities and the work which had been undertaken with Probation Services to support prisoner leavers.

The Communities, Health and Wellbeing Portfolio Holder seconded the recommendations and highlighted the cross cutting work undertaken by Officers, Scrutiny and Portfolio Holders in preparing the document.

Summary of options rejected Not to recommend the Strategy for adoption

DECISION

That the Executive had considered the comments of the Health and Wellbeing Scrutiny Panel and referred the draft Homelessness Prevention and Rough Sleeping Strategy 2021 – 2026 and Action Plan to Council with a recommendation that the said Plan be adopted.

Reasons for Decision

To agree the Homelessness Prevention and Rough Sleeping Strategy 2021-2026.

EX.16/21 REVIEW OF PUBLIC SPACE PROTECTION ORDERS
(Key Decision – KD.27/20)

Portfolio Communities, Health and Wellbeing

Relevant Scrutiny Panel Health and Wellbeing

Subject Matter

The Communities, Health and Wellbeing Portfolio Holder provided an update on the outcome of the formal consultation on the Revised Public Space Protections orders for Carlisle. (CS.08/21)

The Health and Wellbeing Scrutiny Panel had scrutinised the matter at their meeting held on 14 January 2021 (HWSP.08/21).

The Communities, Health and Wellbeing Portfolio Holder moved the recommendations and thanked Officers and Partners, in particular Cumbria Constabulary, for their detailed work in preparing the Order.

The recommendation was seconded by the Environment and Transport Portfolio Holder.

Summary of options rejected not to approve the Public Space Protection Orders for Carlisle

DECISION

That the Public Space Protection Order for Carlisle be approved.

Reasons for Decision To focus the Council's commitment to work with partners to robustly target negative behaviour but reinforcing its commitment to support those who are vulnerable.

EX.17/21 AIR QUALITY ACTION PLAN CONSULTATION AND ADOPTION
(Key Decision – KD.31/20)

Portfolio Environment and Transport

Relevant Scrutiny Panel Health and Wellbeing

Subject Matter

The Environment and Transport Portfolio Holder submitted report GD.19/21, the purpose of which was to put forward a summary of the Local Authority's Air Quality Action Plan, whilst also undertaking consultation with key stakeholders.

The Health and Wellbeing Scrutiny Panel had scrutinised the matter at their meeting held on 14 January 2021 (HWSP.11/21).

In moving the recommendation the Environment and Transport Portfolio Holder highlighted the continuous improvement of air quality in Carlisle. The Action Plan was summarised in the report and set out the steps which would address the one area of the City with levels of NO₂ which exceeded the government objective levels.

The Vice Chair of the Health and Wellbeing Scrutiny Panel noted the achievements reached in air quality in Carlisle.

The Communities, Health and Wellbeing Portfolio Holder seconded the recommendation.

Summary of options rejected not to agree the measures recommended in the Air Quality Action Plan

DECISION

That the Executive approved the Air Quality Action Plan and noted that the recommended key measures had been identified in conjunction with the key partners, so the Council were able to deliver improvements to Nitrogen Dioxide concentrations in the Air Quality Management Areas. Government guidance required local authorities to have regard to the cost effectiveness and feasibility of measures in their Air Quality Action Plans.

Reasons for Decision

To ensure that the City Council met its statutory responsibilities in improving air quality.

EX.18/21 **LOCAL ENVIRONMENT (CLIMATE CHANGE) STRATEGY
(Key Decision – KD.35/20)

(In accordance with Paragraph 15(i) of the Overview and Scrutiny Procedure Rules, The Mayor had agreed that call-in procedures should not be applied to this item)

Portfolio Environment and Transport

Relevant Scrutiny Panel Health and Wellbeing; Economic Growth

Subject Matter

The Environment and Transport Portfolio Holder submitted a progress report on the adoption of the Local Environment (Climate Change) Strategy (PC.04/21). Further consultation on the Strategy had taken place, details of which had been set out in the report, and the Strategy and the draft action plan had been updated

The Health and Wellbeing Scrutiny Panel had scrutinised the matter at their meeting held on 14 January 2021 (HWSP.07/21) and recommended that the following be included in the Strategy:

1. Training for Officers and Members

2. The risk of doing nothing and the adverse impact of not doing anything
3. That an update report be submitted to the Panel every six months
4. Behaviour change to be done in partnership
5. Partnership with schools

The Environment and Transport Portfolio Holder moved the recommendations and reported that the resolutions from the Health and Wellbeing Scrutiny Panel had been incorporated into the Action Plan, in addition discussions had began with Northumbria University to prepare marketing for a behaviour change programme.

The Communities, Health and Wellbeing Portfolio Holder seconded the recommendations.

Summary of options rejected not to recommend the Strategy for adoption

DECISION

- 1) That the Executive referred the Strategy to Council with a recommendation for adoption as the evolution of Agenda 21, henceforth referring to it as the Local Environment (Climate Change) Strategy in Article 4 of the Constitution;
- 2) That the Executive recommend to Council that the net zero target date be amended from 2030 to 2037, in line with the Carbon Baseline for Cumbria recommendation adopted by the Zero Carbon Cumbria Partnership;
- 3) That the Executive noted that the action plan was a working document which would be reviewed and amended in consultation with the Portfolio Holder and Executive.

Reasons for Decision

That the Council's reputation would be damaged if it does not translate the resolution made in March 2019 into a working strategy and action plan.

EX.19/21 NOTICE OF EXECUTIVE KEY DECISIONS (Non Key Decision)

Portfolio Cross-Cutting

Relevant Scrutiny Panel Health and Wellbeing; Economic Growth; Business and Transformation

Subject Matter

The Notice of Executive Key Decisions dated 8 January 2021 was submitted for information. The Leader moved the paper.

Subsequent to publication of the Notice, it was determined that Key Decision (KD.01/21) – Carlisle Plan 2021-24 had been deferred pending further discussion.

The Leader moved and the Deputy Leader seconded the paper.

Summary of options rejected none

DECISION

That, subject to the above, the Notice of Executive Key Decisions dated 8 January 2021 be received.

Reasons for Decision Not applicable

EX.20/21 SCHEDULE OF DECISIONS TAKEN BY THE LEADER
(Non Key Decision)

Portfolio Cross-cutting

Relevant Scrutiny Panel Economic Growth; Business

Subject Matter

Details of decisions taken by the Leader under delegated powers were submitted.

The Leader moved and the Deputy Leader seconded the paper.

Summary of options rejected none

DECISION

That the decisions, attached as Appendix A, be noted.

Reasons for Decision Not applicable

EX.21/21 SCHEDULE OF DECISIONS TAKEN BY OFFICERS
(Non Key Decision)

Portfolio Cross-cutting

Relevant Scrutiny Panel Health and Wellbeing; Economic Growth; Business and Transformation

Subject Matter

Details of decisions taken by Officers under delegated powers were submitted.

The Leader moved and the Deputy Leader seconded the paper.

Summary of options rejected none

DECISION

That the decisions, attached as Appendix B, be noted.

Reasons for Decision Not applicable

EX.22/21 JOINT MANAGEMENT TEAM
(Non Key Decision)

Portfolio Cross-cutting

Relevant Scrutiny Panel Health and Wellbeing; Economic Growth; Business and Transformation

Subject Matter

The Minutes of the meeting of the Joint Management Team held on 13 January 2021 were submitted for information.

The Leader moved and the Deputy Leader seconded the paper.

Summary of options rejected none

DECISION

That the Minutes of the meeting of the Joint Management Team held on 13 January 2021, attached as Appendix C, be received.

Reasons for Decision Not applicable

EX.23/21 CUMBRIA COASTAL STRATEGY
(Non-Key Decision)

Portfolio Economy, Enterprise and Housing; Environment & Transport

Relevant Scrutiny Panel Economic Growth

Subject Matter

The Economy, Enterprise and Housing Portfolio Holder submitted the Cumbria Coastal Strategy for adoption (PC.06/21)

The Economy, Enterprise and Housing Portfolio Holder moved the recommendation, the Enterprise and Transport Portfolio Holder seconded the recommendation.

Summary of options rejected Not to adopt the Cumbria Coastal Strategy

DECISION

That the Executive adopt the Cumbria Coastal Strategy.

Reasons for Decision

Carlisle City Council was a 'maritime district' as defined in 1949 Coast Protection Act and therefore Coast Protection Authority. The Council had permissive powers under the terms of the 1949 Coast Protection Act to carry out routine and capital works, this was not however a legal obligation to protect the shoreline. The actions assigned to the Council were subject to resources and funding being available.

EX.24/21 **REVENUE BUDGET OVERVIEW AND MONITORING REPORT: APRIL TO DECEMBER 2020
(Non Key Decision)

(In accordance with Paragraph 15(i) of the Overview and Scrutiny Procedure Rules, The Mayor had agreed that call-in procedures should not be applied to this item)

Portfolio Finance, Governance and Resources

Relevant Scrutiny Panel

Business and Transformation

Subject Matter

The Deputy Leader submitted the Revenue Budget Overview and Monitoring Report for the period April to December 2020 (RD.56/20), which set out an overview of the overall budgetary position for revenue schemes only and provided details of the impact of Covid 19 on the revenue budget. The report also included details of balance sheet management issues, bad debts written off in the period and progress against the budget sayings.

The Deputy Leader concluded by moving the recommendations. The Leader seconded the recommendations.

Summary of options rejected

none

DECISION

That Executive:

1. Noted the budgetary performance position of the Council to December 2020;
2. Noted the action taken by the Corporate Director of Finance and Resources to write-off bad debts as detailed in paragraph 6;
3. Noted the release of reserves as set out in the table at paragraph 2.2, and noted the virements approved as detailed in Appendix A.
4. Made recommendations to Council to approve reprofiling of £750,400 as detailed in paragraph 3.2 from 2020/21 into 2021/22.

Reasons for Decision

To show that the Executive had been informed of the Council's actual financial position compared with the budgeted position, and to bring to their attention any areas of concern

EX.25/21 **CAPITAL BUDGET OVERVIEW AND MONITORING REPORT: APRIL TO DECEMBER 2020
(Non Key Decision)

(In accordance with Paragraph 15(i) of the Overview and Scrutiny Procedure Rules, The Mayor had agreed that call-in procedures should not be applied to this item)

Portfolio Finance, Governance and Resources

Relevant Scrutiny Panel

Business and Transformation

Subject Matter

The Deputy Leader submitted report RD.57/20 providing an overview of the budgetary position of the City Council's capital programme for the period April to December 2020.

The Deputy Leader moved, and the Leader seconded, the recommendations.

Summary of options rejected none

DECISION

That the Executive:

1. Noted and had commented on the budgetary position and performance aspects of the capital programme for the period April to December 2020;
2. Noted adjustments to the 2020/21 capital programme as detailed in paragraph 2.1;
3. Made recommendations to Council to approve reprofiling of £3,031,500 as detailed in para 3.8 and Appendix A from 2020/21 into 2021/22.

Reasons for Decision

To inform the Executive of the Council's actual financial position opposite its Capital Programme

EX.26/21 TREASURY MANAGEMENT OCTOBER – DECEMBER 2020
(Non Key Decision)

Portfolio Finance, Governance and Resources

Relevant Scrutiny Panel Business and Transformation

Subject Matter

The Deputy Leader submitted report RD.58/20 providing the regular quarterly report on Treasury Transactions, including the requirements of the Prudential Code.

The Deputy Leader moved, and the Leader seconded, the recommendation.

Summary of options rejected none

DECISION

That Report RD.58/20 be received, and the Prudential Indicators noted as at the end of December 2020.

Reasons for Decision

To ensure that the Council's investments are in line with the appropriate policies, including the Treasury Management Strategy Statement

EX.27/21 PUBLIC AND PRESS

RESOLVED – That in accordance with Section 100A(4) of the Local Government Act 1972 the Public and Press were excluded from the meeting during consideration of the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in the paragraph numbers (as indicated in brackets against the minutes) of Part 1 of Schedule 12A of the 1972 Local Government Act.

EX.28/21 **BORDERLANDS INCLUSIVE GROWTH DEAL – FINAL DEAL AGREEMENT
(Key Decision – KD.36/20)
(Public and Press excluded by virtue of Paragraph 3)

(In accordance with Paragraph 15(i) of the Overview and Scrutiny Procedure Rules, The Mayor had agreed that call-in procedures should not be applied to this item)

Portfolio Economy, Enterprise and Housing

Relevant Scrutiny Panel Economic Growth

Subject Matter

The Leader submitted private report ED.06/21 providing an overview of the Borderlands Inclusive Growth Deal and key components of the Full Deal proposal that was scheduled to be submitted to both the UK Government and the Scottish Government in February 2021.

The Economic Growth Scrutiny Panel had scrutinised the matter at their meeting held on 21 January 2021 (EGSP.11/21) resolving:

“RESOLVED - That the Economic Growth Scrutiny Panel:

- 1) Noted the strategy, strategic objectives and projects upon which the Deal had been developed.
- 2) Noted the governance and delivery arrangements for the Deal, including the establishment of the Borderlands Project Management Office.
- 3) Noted the financial revenue resources required to support the operation of the Borderlands Project Management Office.
- 4) Note that the delivery of key Borderlands projects in Carlisle was dependent on land and property owned by the City Council.”

The Leader highlighted the work of the partner Councils in the process and thanked the MPs of each of the five Council areas for their part in reaching the final agreement.

The Leader moved the recommendations which were duly seconded by the Economy Enterprise and Housing Portfolio Holder.

Summary of options rejected other options set out within the report.

DECISION

That the Executive

1. agreed and recommends to Council that Carlisle City Council enter the Borderlands Inclusive Growth Deal Agreement between UK and Scottish Governments and the Borderlands Partnership consisting of Carlisle City Council, Cumbria County Council, Dumfries and Galloway Council, Northumberland Council and Scottish Borders Council, subject to the terms of the agreement being finalised; and
2. delegated authority to the Corporate Director of Economic Development following consultation with the Leader of the Council, Economic Portfolio Holder, Corporate Director of Finance & Resources and Corporate Director of Governance & Regulatory Services to:
 - a. Agree the final terms of the Deal Agreement in line with the draft version attached at Appendix 1.

b. Approve the associated Deal documentation, specifically the Financial Plan and the Implementation Plan (Appendix 2 and 3 of ED.06/21 respectively).

Reasons for Decision

Progress towards a Borderlands Inclusive Growth Deal had continued at pace with submission of the Deal to Scottish and UK Governments planned for February 2021.

[The meeting ended at 4.33pm]