

# Council

Agenda and Reports

For consideration on

# Tuesday, 27th January 2009

In the Council Chamber, Town Hall, Chorley At 6.30 pm



#### PROCEDURE FOR PUBLIC QUESTIONS/SPEAKING AT COUNCIL MEETINGS

- Questions should be submitted to the Democratic Services Section by midday, two working days prior to each Council meeting to allow time to prepare appropriate responses and investigate the issue if necessary (12 Noon on the Friday prior to the meeting).
- A maximum period of 3 minutes will be allowed for a question from a member of the public on an item on the agenda. A maximum period of 30 minutes to be allocated for public questions if necessary at each ordinary Council meeting, excluding the Annual Meeting.
- The question to be answered by the Executive Member with responsibility for the service area or whoever is most appropriate.
- On receiving a reply the member of the public will be allowed to ask one supplementary question.
- Members of the public will be able to stay for the rest of the meeting should they so wish but will not be able to speak on any other agenda item upon using their allocated 3 minutes.



Town Hall Market Street Chorley Lancashire PR7 1DP

16 January 2009

Dear Councillor

### **COUNCIL - TUESDAY, 27TH JANUARY 2009**

You are invited to attend a meeting of the Chorley Borough Council to be held in the Council Chamber, Town Hall, Chorley on <u>Tuesday, 27th January 2009</u> commencing at <u>6.30 pm</u> for the following purposes.

#### AGENDA

#### 1. Apologies for absence

#### 2. <u>Minutes</u> (Pages 1 - 6)

To confirm the minutes of the last Council meeting held on 2 December 2008 (enclosed)

#### 3. **Declarations of Any Interests**

Members are reminded of their responsibility to declare any personal interest in respect of matters contained in this agenda. If the interest arises **only** as result of your membership of another public body or one to which you have been appointed by the Council then you only need to declare it if you intend to speak.

If the personal interest is a prejudicial interest, you must withdraw from the meeting. Normally you should leave the room before the business starts to be discussed. You do, however, have the same right to speak as a member of the public and may remain in the room to enable you to exercise that right and then leave immediately. In either case you must not seek to improperly influence a decision on the matter.

#### 4. Mayoral Announcements

#### 5. **Public Questions**

Members of the public who have requested the opportunity to ask question(s) on any item(s) on the agenda will be asked to put their question(s) to the Council. Members of the public will be allowed to ask one supplementary question within their allocated 3 minutes.

#### 6. Executive Cabinet

#### a) <u>Capital Programme for 2008/09</u> (Pages 7 - 22)

To consider a report of the Executive Cabinet on the monitoring of the 2008/09 Capital Programme (enclosed). The Draft Capital Programme for 2009 to 2012 will be considered at the next meeting of the Council as part of the budget process.

b) <u>General Report from Executive Cabinet meetings on 11 December 2008 and 8</u> January 2009 (Pages 23 - 28)

To consider a general report of the Executive Cabinet (enclosed).

#### 7. Overview and Scrutiny Committee and Task and Finish Groups (Pages 29 - 30)

To consider a general report of the meeting held on 1 December 2008 (enclosed). A further report of the meeting of 19 January 2009 will follow.

#### 8. Audit Committee

To consider a general report of the meeting of the Committee held on 15 January 2009 (to follow).

#### 9. <u>Development Control Committee</u> (Pages 31 - 38)

To consider a report on Planning Application 08/00884/cb3 – Astley Hall, Astley Park, Park Road, Chorley (enclosed).

Members are invited to a drop in session at Astley Hall on Wednesday 21 January 2009 from 4.30 – 6.00pm to discuss the details of this project and view the plans.

#### 10. Calendar of Meetings 2009 - 2010

To consider the calendar of meetings for May 2009 to May 2010 (to follow).

#### 11. Questions Asked under Council Procedure Rule 7 (if any)

#### 12. <u>To consider the Notices of Motion (if any) given in accordance with Council</u> procedure Rule 8

#### 13. Any other item(s) the Mayor decides is/are urgent

Yours sincerely

onna Hall.

Donna Hall Chief Executive Carol Russell Head of Democratic Services E-mail: carol.russell@chorley.gov.uk Tel: (01257) 515196 Fax: (01257) 515150

### **Distribution**

To all Members of the Council and Directors.

### This information can be made available to you in larger print or on audio tape, or translated into your own language. Please telephone 01257 515118 to access this service.

આ માહિતીનો અનુવાદ આપની પોતાની ભાષામાં કરી શકાય છે. આ સેવા સરળતાથી મેળવવા માટે કૃપા કરી, આ નંબર પર ફોન કરો: 01257 515822

01257 515823

This page is intentionally left blank

Agenda Page 1 Agenda Item 2

### COUNCIL

### Tuesday, 2 December 2008

Present: Councillor Terry Brown (Mayor), Councillor Iris Smith (Deputy Mayor), Councillors Ken Ball, Nora Ball, Eric Bell, Julia Berry, Judith Boothman, Alistair Bradley, Alan Cain, Pat Case, Henry Caunce, Alan Cullens, Magda Cullens, Mike Devaney, David Dickinson, Doreen Dickinson, Dennis Edgerley, Anthony Gee, Peter Goldsworthy, Marie Gray, Pat Haughton, Harold Heaton, Catherine Hovle. Keith Iddon. Kevin Joyce, Hasina Khan. Roy Lees, Laura Lennox. Thomas McGowan, Peter Malpas, June Molyneaux, Greg Morgan, Simon Moulton, Mick Muncaster, Mark Perks, Debra Platt, Geoffrey Russell, Rosie Russell, Edward Smith, Joyce Snape, Ralph Snape, John Walker, Stella Walsh and Peter Wilson

#### 08.C.196 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillor Marion Lowe, Adrian Lowe and Shaun Smith.

#### 08.C.197 DECLARATIONS OF ANY INTERESTS

No Member declared an interest in relation to matters under consideration at the meeting.

#### 08.C.198 MAYORAL ANNOUNCEMENTS

The Mayor informed the Council of the recent death of Councillor Adrian Lowe's mother and requested that their sincere condolences be conveyed to Councillor Lowe and his family.

The Mayor informed Members that this would be the last Council meeting for the Democratic Services Officer Gordon Bankes as he would shortly be retiring from the authority and wished to place on record the Councils thanks and appreciation for his 21 years service with the authority.

#### **Christmas Raffle**

The Mayor invited Members to buy a ticket for his Christmas Raffle and that he would be drawing the wining ticket on Monday 15 December at 9.30am in the Committee Room 1.

#### **Christmas Cards**

The Mayor reminded Members that there was still time to make a donation to his Christmas charity appeal instead of sending Christmas cards to each other. Donations to be sent to his Secretary with the names of the Members who have donated to be displayed in the Members Room the following week.

#### Charity Ball

The Mayor informed Members that his Charity Ball would be taking place at Park Hall Hotel in Charnock Richard on Friday 13 February. Tickets would be £30.00 per person or for a table of 10 £300.00. The Mayor requested as many as possible to join him for what he was sure to be a great night and would hopefully raise lots of money for his chosen charities.

#### Forthcoming Charity Events

The Mayor informed Members that he was planning a few more charity events next year including a meal after full Council on 27 January, another Quiz Night in February and a Sportsman's Dinner on Friday 13 March. More details would be available next year.

Changes to Key Dates in 2009

The Mayor announced that owing to the issuing of a double postal votes for the County Council and European Elections on Thursday 4 June 2009 a number of key dates in 2009 would be changed.

The new dates would be:

Annual Council Wednesday 13 May 2009

**Civic Dinner** Friday 15 May 2009

**Civic Sunday** Sunday 17 May 2009

Season Greetings

The Mayor wished everyone a very Happy Christmas and great 2009 and thanked all for the support given to him so far this year.

#### 08.C.199 PUBLIC QUESTIONS

There had been no questions from any member of the public to speak at the meeting on any of the agenda items.

#### 08.C.200 MINUTES

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** that the minutes of the Special Council held on 4 November 2008 be confirmed as a correct record for signature by the Mayor, subject to the deletion of the words "or project" in the third bullet point under Resolution 2 Minute 08.C.195 on page 4.

#### 08.C.201 THE COUNCIL'S CORPORATE STRATEGY 008/09 TO 2010/11

The Executive Member (Policy and Performance) presented a report confirming the Council's Corporate Strategy for 2008/09 to 2010/11 following the inclusion of revisions agreed at the Special council meeting held on 4 November 2008.

It was moved by the Executive Member (Policy and Performance), seconded by the Executive Leader and subsequently **RESOLVED** that the submitted Corporate Strategy for 2008/09 to 2010/11 be confirmed subject to the document being amended and take into consideration the deletion of the word 'project' and include as a long term outcome the "improvement and extension of the green corridor of Chorley".

#### 08.C.202 EXECUTIVE CABINET

#### Capital Programme 2008/2009 – Monitoring

The Executive Member for Resources presented a report recommending a number of changes to the 2008/09 Capital Programme and reviewing the availability of capital resources required for the financing of the programme.

The report proposed the reduction of the 2008/09 Capital Programme by £970,270 to £9,227,320 made up of the following amendments.

- slippage of £945,000 to 2009/2010 and other reduction of £20,870;
- a net increase of £45,800 in respect of the Covered Market; •
- an increase in the externally finance Clayton Brook Play Area budget to • £13,740;
- deletion of the £80.400 allocation for the Astley Park Woodland Management project and its transfer to the revenue budget.

The report explained that the majority of the slippage on the affordable housing budget related to the development of Council owned surplus sites, and the consequent dependence on partners' actions. The Council would endeavour to ensure the development of as many parcels of land as possible whenever appropriate funding sources become available.

It was moved by the Executive Member for Resources (Councillor A Cullens) seconded by the Executive Leader and subsequently **RESOLVED** that the revised Capital Programme for 2008/09 be approved at a total cost of £9,227,320 as set out in the Appendix to the submitted report.

#### 08.C.203 GENERAL REPORT FROM EXECUTIVE CABINET MEETINGS HELD ON 2 OCTOBER 2008 AND 13 NOVEMBER 2008

The Executive Leader presented a report, which summarised the principal matters considered at the meeting of the Executive Cabinet held on 2 October 2008 and 13 November 2008.

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** that the report be noted.

#### 08.C.204 OVERVIEW AND SCRUTINY COMMITTEE AND TASK AND FINISH GROUPS

The Chair of the Overview and Scrutiny Committee (Councillor Dennis Edgerley) presented a report, which summarised briefly the matters discussed at meetings of the Overview and Scrutiny Committee held on 29 September and 10 November 2008. The report also summarised the situation and issues discussed at meetings that had taken place of the Task and Finish Groups.

It was moved by the Chair of the Overview and Scrutiny Committee (Councillor Dennis Edgerley), seconded by the Vice-Chair of the Overview and Scrutiny committee (Councillor Alan Cain) and subsequently **RESOLVED** that the report be noted.

#### 08.C.205 STANDARDS COMMITTEE

The Council received a verbal update from the Vice-Chair of the Standards Committee (Councillor Keith Iddon) informing the Council that the person appointed as an Independent Member of the Standard Committee at the last meeting had been unable to take up the position.

The Members of the Standards Committee had agreed to recommend the alternate candidate.

### Agenda Page 4 Agenda Item 2

It was moved by the Vice-Chair of Standards Committee (Councillor Keith Iddon), seconded by Councillor Thomas McGowan and subsequently **RESOLVED** that Chris Sewell be appointed as the third Independent Member of the Standards Committee.

#### 08.C.206 PLANNING APPLICATION 08/00957/CB3

The Chair of the Development Control Committee (Councillor Greg Morgan) presented a report requesting the Council to approve an application for deemed planning permission for the change of use from public open space to residential curtilage and erection of 1.8 high fencing to delineate boundaries.

The Committee were minded to support the application, but as the Council's Constitution precluded the Development Control Committee determination of applications for deemed planning permission, the application was required to be submitted before the full Council for decision.

It was moved by the Chair of the Development Control Committee (Councillor Greg Morgan) and seconded by the Vice-Chair (Councillor Geoff Russell) that the planning permission be granted to applicant 08/00957/CB3.

**RESOLVED** - That planning permission be granted for planning application 08/00957/CB3 for the change of use from public open space to residential curtilage and erection of 1.8 high fencing to delineate boundaries on land 10 m east of 21 to 33 Buchanan Street, Chorley, subject to the following conditions:

- The fencing hereby permitted shall be erected in conformity with the approved 1. details within 3 months of the land being transferred into the residents' private ownership, unless otherwise agreed in writing by the Local Planning Authority. To ensure a visually satisfactory form of development, to provide Reason: reasonable standards of privacy to residents and in accordance with Policy No.GN5 of the Adopted Chorley Borough Local Plan Review.
- 2. The proposed development must be begun not later than three years from the date of this permission. Reason: Required to be imposed by Section 51 of the Planning and Compulsory Purchase Act 2004.

#### 08.C.207 FINANCIAL SHARED SERVICES JOINT COMMITTEE

Further to Minute 08.C167(2) (15 July 2008) it was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** that Councillor Alan Cullens and Councillor Alan Cain be appointed to serve on the Financial Shared Services Joint Committee with South Ribble Council

#### 08.C.208 LOCAL PENSION AND REDUNDANCY GOVERNMENT SCHEME **DISCRETIONARY PAYMENTS**

The Executive Member for Resources (Councillor Alan Cullens) presented a report requesting Members to approved recommendations as a result of changes to the Local Government (Early Termination of Employment) Regulations 2006, in particular those that relate to the discretions around early retirement and voluntary redundancy.

It was moved by the Executive Member for Resources (Councillor Alan Cullens), seconded by the Executive Leader and subsequently **RESOLVED** that the following recommendations be approved:

- 1. Not to introduce pensionable service augmentation for all employees.
- 2. To continue to offer statutory redundancy payment based on actual salary.
- 3. To note that enhanced severance payments are no longer paid to employees under the age of 50.
- 4. To approve the policy on late application into the pension fund.

## 08.C.209 PETITION RECEIVED FROM A GROUP OF YOUNG PEOPLE REGARDING IMPROVEMENTS TO THE SKATE PARK AT TATTON RECREATION PARK

The Executive Leader reported that a petition had been received from a group of young people regarding improvements to the skate park at Tatton Recreational Park.

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** to note the receipt of the petition.

#### 08.C.210 PETITION RECEIVED FROM RESIDENTS OF GILLIBRAND SOUTH ESTATE REGARDING THE PARK BEHIND REDWING DRIVE

The Executive Leader reported that a petition had been received from the residents of Gillibrand South Estate regarding the park behind Redwing Drive. The residents expressed concern about the way in which the park had been left which they believe was a danger to the children who use it.

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** to note the receipt of the petition.

Mayor

## Agenda Page 6

This page is intentionally left blank

#### **REPORT OF EXECUTIVE CABINET**

#### CAPITAL PROGRAMME, 2008/09 – MONITORING

The Executive Cabinet considered a report of the Assistant Chief Executive 1. (Business Transformation) proposing changes to the 2008/09 Capital Programme.

2. The report recommends the revision and reduction of the 2008/09 Capital Programme by £644,700 as a result of a £1,297,580 slippage to 2009/10 and 2010/11 and other net increases totalling £652,880. Appendix 2 to the submitted report details the slippages and all the changes that are proposed to be made to the current financial year's programme.

3 A copy of the report presented to the 8 January meeting of the Executive Cabinet is attached so that Councillors have the opportunity of assessing the full report before making a decision of the following recommendation. This attached report also updates the draft Capital Programmes for 2009/10 and 2010/11, with commitments continuing into 2011/12, and comments on the financing arrangements and borrowing requirements for the 4 year programme. These elements of the report have been approved by the Executive Cabinet to form part of the consultation process on the draft revenue budget for 2009/10.

#### Recommendation

4. The Executive Cabinet endorsed the projected changes to the 2008/09 Capital Programme and recommend the Council to approve the revised Capital Programme as set out in Appendix 1 to the attached report, in the total sum of £8, 582,620.

COUNCILLOR ALAN CULLENS Executive Member for Resources

There are no background papers to this report.

AU

## Agenda Page 8

This page is intentionally left blank

Agenda Page 9



Report of	Meeting	Date
Assistant Chief Executive (Business Transformation) (Introduced by the Executive Member for Resources, Councillor A. Cullens)	Executive Cabinet	8 January 2009

### CAPITAL PROGRAMME MONITORING 2008/09 AND DRAFT BUDGET 2009/10 TO 2011/12

#### PURPOSE OF REPORT

- 1. To report proposed changes to the 2008/09 capital programme and to review the availability of capital resources required for the financing of the programme.
- 2. To update the 2009/10 and 2010/11 draft budgets, and to indicate commitments continuing into 2011/12.

#### **RECOMMENDATION(S)**

- 3. That the revised Capital Programme for 2008/09, as set out in Appendix 1 at a total cost of £8,582,620, be approved.
- 4. That commitments totalling £1.175 million in 2011/12 be added to the programme and that the 2009/10 to 2011/12 capital programme be approved for consultation purposes.

#### **EXECUTIVE SUMMARY OF REPORT**

- 5. It is proposed that the 2008/09 capital programme be reduced by £644,700, made up of £1,297,580 slippage to 2009/10 and 2010/11, and other net increases totalling £652,880. These other changes include a provision of £530,000 to capitalise directorate restructuring costs (redundancy payments and pension fund contributions); a £200,000 increase in the cost of recycling bins for the new contract; the addition of the S106-funded contribution to the County Council's Euxton Library extension scheme; and an increase in the Big Wood project budget enabled by an external contribution. Budgets for Town Centre Investment (£125,000), Improvements to Sports Pitches (£25,000), and External Funding (small grants £9,650) should be transferred to the revenue budget. However, the effect on the revenue and capital programmes should be neutral. Further information about the other budget changes is presented in Appendix 2.
- 6. These changes require an increase in estimated borrowing in 2008/09 by £385,120 to £2.672m. However, proposed changes to the financing of capital expenditure in 2009/10 and 2010/11 should eliminate unbudgeted borrowing, bringing the total for the four year-



- 7. The most important changes to the financing of the programme are the introduction of additional VAT Shelter income, estimated to be £0.594m per year in 2009/10 and 2010/11; and adjusting the financing of the Town Centre Investment project to use developers' contributions instead of borrowing.
- 8. The amount and timing of the receipt of VAT Shelter income, external contributions, and the proceeds from the sale of surplus assets may vary from the figures presented in Appendix 1, which will affect the actual borrowing required in each year.

#### **REASONS FOR RECOMMENDATION(S)**

#### (If the recommendations are accepted)

- 9. To update the 2008/09 capital programme to take account of the slippage of expenditure to 2009/10 and 2010/11 identified by project managers.
- 10. To introduce new projects and to adjust the budgets for various projects, as identified in Appendix 2.
- 11. To indicate the continuation of commitments into 2011/12

#### ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

12. None.

#### **CORPORATE PRIORITIES**

13. This report relates to the following Strategic Objectives:

Put Chorley at the heart of regional economic development in the Central Lancashire sub-region	<b>√</b>	Develop local solutions to climate change.	<b>V</b>
Improving equality of opportunity and life chances		Develop the Character and feel of Chorley as a good place to live	1
Involving people in their communities	1	Ensure Chorley Borough Council is a performing organization	V

#### BACKGROUND

14. The Capital Programme for 2008/09 was updated to a total of £9,227,320 at Executive Cabinet 2 October 2008. This report proposes that the programme be reduced by £644,700, taking account of slippage to 2009/10 and other budget adjustments. The detailed programme is presented as Appendix 1; and further information about slippage and the other budget changes is included in Appendix 2.

#### SLIPPAGE TO 2009/10 AND LATER

- Project managers have identified slippage of expenditure in respect of a number of 15. schemes. Details are presented in Appendix 2. Slippage of expenditure from 2009/10 to 2010/11 is also indicated in Appendix 1.
- This slippage of £1,297,580 should mean that borrowing is £356,030 lower than it would 16. otherwise be in 2008/09. However, unless additional capital resources become available next year, borrowing will increase by the same amount in 2009/10.

#### **OTHER CHANGES**

- The most significant proposed increase in the programme for 2008/09 is the addition of 17. £530,000 for capitalising restructuring costs, which would avoid having to charge the expenditure to the revenue budget. Redundancy payments and pension fund contributions arising from the restructuring of directorates this year can only be capitalised with the permission of the DCLG. It will not be known whether such permission will be granted until January 2009. The DCLG considers each application on its merits and may approve or reject applications, or scale-down the sums that can be capitalised. If our applications are not approved, or not approved in full, there will be adverse implications for the revenue budget. The outcome of this Council's application for capitalisation directions will be reported at the earliest opportunity.
- In addition to applying to capitalise restructuring costs, I have submitted an application to 18. capitalise the estimated £386,000 increase in concessionary travel costs in 2008/09, on the grounds that this expenditure is extraordinary and of a stautory nature I will report the outcome of this application at the earliest opportunity. This expenditure is not yet included in the revised capital programme.
- Due to rising cost of materials, it is necessary to increase the budget for new recycling 19. bins by £200,000. The potential need for this increase was referred to in the previous report.
- Two new budgets to be financed with developers' contributions are added to the 20. programme, though the exact amounts and timing of the payments are not certain. Firstly a contribution of around £60,000 would be payable towards the County Council's extension of Euxton Library, probably during 2008/09. Secondly a contribution of around £1 million would be payable in respect of the new Buckshaw primary school, probably durina 2009/10.
- Two budgets in respect of energy grants have been merged. A new budget for play 21. development at Eaves Green is introduced by transferring balances from two other S106funded play facilities schemes. The budget for the Big Wood project is increased following the offer of additional external funding. Further funding is being sought and progress will be reported at the earliest opportunity. Finally, it is considered more appropriate to transfer some projects to the revenue budget since this can be achieved by adjusting the use of VAT Shelter income.

#### **CHANGES TO FINANCING OF PROGRAMME**

Unbudgeted borrowing of approximately £1.074m indicated in the previous report can be 22. eliminated by increasing the use of VAT Shelter income in 2009/10 and 2010/11, and by replacing borrowing to finance Town Centre Investment with developers' contributions. Despite the budget increases required and proposed for 2008/09, it should be possible to get borrowing for the three years 2008/09 to 2010/11 back to the agreed target of £3.625m.

- To keep borrowing on target, it will be necessary to achieve all estimated external income, 23. in particular developers' contributions, capital receipts and VAT Shelter income. The level and timing of this income will be influenced by factors beyond our control, in particular the effect of the economy on the housing market and therefore the programme will need to be kept under constant review. The estimated capital receipts required to finance the capital programme assume the sale of the former Friday Street Depot, affordable housing land at Gillibrand, and the site of Douglas House.
- An allocation of £51,242 Housing and Planning Delivery Grant has been received during 24. 2008/09. This has not yet been taken into account in the 2008/09 capital programme but is likely to be used to finance Business directorate projects.
- Receipt and use of additional Section 106 contributions that should be receivable from 25. developments such as the former Lex site (Pilling Lane) and Buckshaw Village are not included in the programme until the timing and amounts receivable are more certain. The use of the contribution for provision of a railway station at Buckshaw Village is not shown until timing of the scheme is confirmed. Some expenditure has been incurred so far this year, leaving a balance of around £3.5 million available for this project. Use of S106 contributions in 2006/07 and 2007/08 to reduce the financing of capital expenditure by borrowing may mean that some additional borrowing is required in future years if expenditure is necessary to fulfil obligations in S106 agreements.

#### **DRAFT PROGRAMME 2011/12**

Committed expenditure continuing into 2011/12 totals £1.175 million. The details and 26. estimated financing are shown in the table below.

Draft
Programme
2011/12
£

#### **Committed budgets**

my the table second filling to an at-	000 000
Planned Maintenance of Fixed Assets	200,000
Project Management Support	40,000
Capitalisation	·
Disabled Facilities Grants	300,000
Housing Renewal	200,000
Regeneration Projects - Design Fees	70,000
	•
Replacement of recycling/litter bins & containers	85,000
Website Development (incl. ICT salary	30,000
capitalisation)	
Leisure Centres/Swimming Pool	250,000
-	,
Returnishment	
Refurbishment	
	4 419 9 9 9 9
Total expenditure	1,175,000
	1,175,000
Total expenditure	1,175,000
	1,175,000
Total expenditure Financing	<b>1,175,000</b> 575,000
Total expenditure <u>Financing</u> Prudential borrowing	575,000
Total expenditure <u>Financing</u> Prudential borrowing Preserved RTB Capital Receipts from	
Total expenditure Financing Prudential borrowing Preserved RTB Capital Receipts from CCH	575,000 100,000
Total expenditure <u>Financing</u> Prudential borrowing Preserved RTB Capital Receipts from	575,000

Agenda Page 13 Agenda Item 6a

Government Grants - Housing Capital Grant (or equivalent support)

320,000

**Total financing** 

#### 1,175,000

Should recharges from directorates' revenue budgets to the capital programme for project management, project design and ICT development not be made as indicated, there would be implications for the 2011/12 revenue budget.

#### IMPLICATIONS OF REPORT

This report has implications in the following areas and the relevant Corporate Directors' 27. comments are included:

Finance	$\checkmark$	Customer Services	
Human Resources		Equality and Diversity	
Legal		No significant implications in this	
		area	

#### GARY HALL ASSISTANT CHIEF EXECUTIVE (BUSINESS TRANSFORMATION)

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Michael L. Jackson	5490	19 December 2008	Capital Programme Monitoring Jan 2009.doc

Scheme Town Centre Investment Markets Action Plan (Phase I) Town Centre Investment	Current Estimate	, E o	Other Changes	zuuorus Revised Estimate	2009/10 Current Estimate	Slippage (to)/from 2008/09	Other Changes	zuusriu Revised Estimate	Current Estimate	Other Changes	Estimate	2008/09 to 2010/11
Town Centre Investment Markets Action Plan (Phase I) Town Centre Investment	£ (1)	ମ୍ ଜ	ب 3	(P)	њ (9)	٤ (9	E (J	Q 44	n) 44	() () ()	Êw	વેલા
Markets Action Plan (Phase I) Town Centre Investment												
	325,800 125,000		(125,000)	325,800	0 1,025,000		(1,025,000)	00	00	1,025,000	0 1,025,000	325,800 1,025,000
Town Centre Investment Total	450,800	0	(125,000)	325,800	1,025,000	0	(1,025,000)	10	0	1,025,000	1,025,000	1,350,800
Affordable Housing												
Homelessness Prevention Central Lancs Sanctuary Scheme Astronomics Hallinual Street Devices 2007-2010	28,500 79 000	(000-627)		28,500 0	28,500 0	29,000		28,500 79,000	00		00	57,000
Affordable Frussing frammer Succi r vjekt 2007/08 - 2008/09 Affordable HALS Project 2007/08 - 2008/09 Choice Based Lettings Affordable Housing New Development Project 2008/09 - 2010/11	880,000 20,000	(750,000)		130,000 20,000 0	0 0 910,900	750,000	(156,760)	750,000 0 754,140	0 0 377,000	156,760	0 533,760	880,000 20,000 1,287,900
Affordable Housing Total	1,007,500	(829,000)	0	178,500	939,400	829,000	(156,760)	1,611,640	377,000	156,760	533,760	2,323,900
Sustainability & Climate Change											****	
Climate Change Pot	120,000	(20'00)		70,000	60,000	50,000		110,000	O		O	180,000
Sustainability & Climate Change Total	120,000	(50,000)	0	70,000	60,000	50,000	0	110,000	0	0	0	180,000
Matched Funding Pot											<u>90. mu ti i di spi</u> ti di	
Matched Funding Pot / Invest To Save	0	50,000		50,000	200,000	(20'000)		150,000	100,000		100,000	300,000
Matched Funding Pot Totai	0	50,000	0	50,000	200,000	(50,000)	0	150,000	100,000	0	100,000	300,000
Performing Organisation - Investment in Infrastructure											9, an da an 1999 - Gan an Anna 2007	
Assistant Chief Executive (Business Transformation)				****								
Planned Maintenance of Fixed Assets Investment in Council Assets Capitalised restructuring costs	299,990 100,000 0		530,000	299,990 100,000 530,000	200,000 50,000		÷	200,000 50,000 0	200,000 0		200,000	699,990 150,000 530,000
Assistant Chief Executive (Business Transformation)	399,990	0	530,000	929,990	250,000	0	0	250,000	200,000	o	200,000	1,379,990
Assistant Chief Executive (Policy & Performance)									proposition 3 databa			
Project Management Support Capitalisation External Funding Pot Performance Manacement	40,000 9,650 10,000	(10,000)	(9,650)	40,000 0 0	40,000 0 0	10,000		40,000 0 10,000	40,000 0		40,000 0 0	120,000 0 10,000
d secietant Chief Eventive (Policy & Performance)	59.650	(10.000)	(3,650)	40,000	40,000	10,000	0	50,000	40,000	•	40,000	130,000

Agenda Page 14 Agenda Item 6a

Agenda Page 15 Agenda Item 6a

Appendix 1	2008/0S Stippage Current (to)/from Of Estimate 2009/10 Che (1) (2)	1 1 1 1		300,000 300,000 200,000 200,000 200,00	110 000 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0		0 0 0 70,000 70,000 70,000 70,00	699,450 0 0 0 0   575,530 0 0 0 0 0				31,750 0 0 0 0	31,750 0 0 31,750 0 0 0 0 0 0 0 0		87,710 50,000		41,030 30,00 200 000 4 200 000	0 25,000 25,000 0	1,309,260 (115,000) 200,000 1,394,260 80,000 115,000 35,000 230,000 80,000 35,000 115,000		30,000 30			(101,000) 51,20				
	Capital Programme - 2008/09 to 2010/11	Scheme	Corporate Director (Business)	Disabled Facilities Grants Homeing Renewal	- Home Repair Grants	- Energy Grants - Handvperson Scheme	EAGA Energy Efficiency Bonomiston Projects - Design Fees	regeneration rugeus - besign ees Eaves Green Link Rood - contribution to LCC scheme	Chorney Strategic Regional Size Contribution to LCC Euxton Library Extension (\$106 funded) Contribution to (CC Rurkshaw Villace Primary School (\$106)	Corporate Director (Business)	<u>Corporate Director (Governance)</u>	Legal Case Management System	Corporate Director (Governance)	Corporate Director (Neighbourhoods)	Replacement of recycling/litter bins & containers	Highway improvements - Gillibrand estate/Southlands Intelligent Management Information	Alleygates	Refuse and Recycling Contract Revenue Mitigation MATAC CCTV Infrastructure Upgrades	Corporate Director (Neighbourhoods)	Corporate Director (ICT)	Website Development (incl. ICT salary capitalisation)	Thin Client/Citrix (started 2007/08) Telephony	Data Storage Solution	Os Positional Accuracy improvement. Server Vitualisation	Web Accessibility	Corporate Director (ICT)	<u>Corporate Director (Human Resources &amp; Organisational</u>	Development)

Scheme Corporate Director (Human Resources) Total	2008/09 Current Estimate (1) £ 45,260	Slippage (to)/from 2009/10 (2) (27,850)	C Other (3) α (3) α (3) α (3) α (4)	2008/09 Revised (4) 7,410	2005/10 Current (5) 50,000	Siippage (to)/from 2008/09 (5) 27,850 27,850	Other Changes ε	2009/10 Revised (8) (8) (9) (7),850	2010/11 Current Estimate (9) (9) E	Other Changes (10) E E	2010/11 Revised (11) £	
				•								

Agenda Page 16 Agenda Item 6a

Agenda Page 17 Agenda Item 6a

Capital Programme - 2008/09 to 2010/11	2008/09 Current Estimate	Slippage (to)/from 2009/10	Other Changes	2008/09 Revised Estimate	2009/10 Current Estimate (5)	8 E g	Other Changes (7)	2009/10 Revised Estimate (8)	2010/11 Current Estimate (9)	Other Changes (10)	2010/11 Revised Estimate (11)	Total 2008/09 to 2010/11 (12)
Scheme	Ξu	રે ભ	() w	્લ	લા	41	લા	44		сц	61	4
Corporate Director (People)												
Leisure Centres/Swimming Pool Refurbishment	276,290	(66,110)	(10,180)	200,000	237,070	66,110	(5,940)	297,240	244,180 D		244,180	500,090
Duxbury Park Golf Course capital investment	470,090	(75.000)	(25,000)	470,090	30,000 100,000	75,000	(175,000)	0	100,000	175,000	275,000	275,000
Improvements to Sports Fixuries Astiev Park Improvements - Construction	1,518,130		7,680	1,525,810	50,000		24,000	74,000	56		0	34,000
Astiey Hall/Park CCTV	34,000			34,000				00	0		00	10,630
Ulnes Walton Play/Leisure Schemes (S106 funded) Commate Play Development Plan	50,000		(2,660)	47,340	0			00	00		50	25,000
Coppuli Playzone	25,000			25,000	0 0				00		0	23,57
Play/Recreation Facilities (S106 funded)	51,510 06.780		(121,940)	087.80	00			0	o		00	96,78 76,38
Clayton Brook Play Area (lottery tunded) i intrition at Coronation Recreation Ground	76,280			76,280	0	•	000 000	101 201	0 0		50	212,48
Eaves Green Play Development	0		30,600	30,600	00000			60 000			0	120,00
Village Hall & Community Centres Projects	60,000			00,000	000,000			0	0		0	13,25
Cemetery Development	13,280			28 460				0	o		0	28,46
Memorial Safety St Johns Churchyard	25,000	(25,000)		0	25,000	25,000		50,000	25,000		25,000	143.280
weniunal sately Common Bank - Big Wood Reservoir	118,250		25,030	143,280	0 (			50				25,250
Groundwork Projects CBM Brusses Ontimisation	25,250 108,620	(48,620)		25,250	0 35,000	48,620		83,620	0		0	143,620
						044 1200	OAO AC	776 740	369.180	175,000	544,180	4,191,290
Corporate Director (People)	3,087,570	(214,730)	(2,470)	2,870,370	0/0//20	£14,130	000-0-7					
jende∑ eneminentis	1 640 000	(A68 680)	777 880	7.958.320	1.653.120	468,580	1,059,940	3,181,640	1,448,530	210,000	1,658,530	12,798,490
Performing Organisation - Investment in muasu ucture 100	1,000,040	(applope)					1000 1021	1 000	4 026 620	1 201 760	3.317.290	16,953,190
Capital Programme <u>Total</u>	9,227,320	(1,297,580)	652,880	8,582,620	3,877,520	1,251,550	(120,121)	0,000,000				

Appendix 1

Agenda Page 18 Agenda Item 6a

<i>Ke</i> +	
lίχ	
Dere	
ĕ,	
2	

<u>Capital Programme - 2008/09 to 2010/11</u>	2008/09 Current	Slippage (to)/from	Other Changes	2008/09 Revised Estimate	2009/10 Current Estimate	Slippage (to)/from 2008/09	Other Changes	2009/10 Revised Estimate	드분월	Other Changes	2010/11 Revised Estimate	Total 2008/09 to 2010/11
	(E)	(2)	6	<b>(</b> 9)	છે લ		<del>ل</del> ه (ر)	£ (8)	ල ශ	(10) £	E 4	6
Scheme Scheme		a	1									
<u>Financing ore Lapital Programme</u> Prudential Borrowing - budgeted	2,287,260	(356,030)	741,150	2,672,380 0	882,380 674,210	356,030	(916,560) (674,210)	321,850	455,000 400,000	175,410 (400,000)	630,410 0	3,624,640
Unrestricted Capital Receipts Capital Receipt earmarked for Strategic Regional Site	1,243,840 576,530			1,243,840 576,530 100,000	601,920 0 100,000		(91,920)	510,000 0 100,000	413,530 0 100,000	(2,400)	411,130 0 100,000	2,164,970 576,530 300,000
Preserved KI B Capital Receipts from CCR Revenue Budget - Specific Revenue Reserves of Budgets Revenue Brudnet - VAT Shelfer income	118,490 590,000		5,530 (146,000)	124,020	00		16,750 594,000	16,750 594,000	00	593,750	0 593,750	140,770 1,631,750
CBC Resources	4,916,120	(356,030)	600,680	5,160,770	2,258,510	356,030	(1,071,940)	1,542,600	1,368,530	366,760	1,735,290	8,438,660
Ext. Contributions - Developers Ext. Contributions - Lottery Bodies	1,974,780 1,273,140 201,930	(060'068)	35,290 24,410	1,119,980 1,273,140 226,340	1,086,640 40,870 0	890,090	950,120	2,926,850 40,870 0	000	1,025,000	1,025,000 0 0	5,071,830 1,314,010 226,340
Government Grants - Disabled Facilities Grants Government Grants - Housing Capital Grant	180,000 681,350	(51,460)	(7,500)	180,000 622,390	180,000 311,500	51,460		180,000 362,960	180,000 377,000		180,000 377,000	540,000 1,362,350
External Funding	4,311,200	(941,550)	52,200	3,421,850	1,619,010	941,550	950,120	3,510,680	557,000	1,025,000	1,582,000	8,514,530
TOTAL CAPITAL FINANCING	9,227,320	(1,297,580)	652,880	8,582,620	3,877,520	1,297,580	(121,820)	5,053,280	1,925,530	1,391,760	3,317,290	16,953,150
				-								

-----

5

Capital Programme - 2008/09 - Slippage and Other Changes	Slippage (to)/from 2009/10 £	Other Changes £	Total Changes January 2009 £	Comments	eyenterrerrerrerrerrerrerrerrerrerrerrerrerr
Town Centre Investment					arour courses of the first state of the design of the d
Town Centre Investment		(125,000)		Budget for feasibility & design transferred to revenue. (125,000) To be financed with VAT Shelter income	
Town Centre Investment Total	0	(125,000)	(125,000)		teranimus de la comunicación de la
Affordable Housing					
Affordable Housing Halliwell Street Project 2007-2010 Affordable Housing HALS Project 2007/08 - 2008/09	(750,000) (750,000)	•	(750,000) (750,000)	Previous partner cannot participate so new partner (79,000) being sought. (750,000) Final negotiations to commence project are underway.	
Affordable Housing Total	(829,000)	0	(829,000)		<del>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</del>
Sustainability & Climate Change					
Climate Change Pot	(50,000)		(50,000)	Recipients of grants unlikely to be identified until (50,000) 2009/10.	
Sustainability & Climate Change Total	(20,000)	0	(50,000)		
Matched Funding Pot					
Matched Funding Pot / Invest To Save	50,000		50,000	Budget required for energy efficiency measures to 50,000 Council premises	
Matched Funding Pot Total	50,000		50,000		

Agenda Page 19 Agenda Item 6a

٨

<u>Capital Programme - 2008/09 - Slippage and Other</u> <u>Changes</u>	Slippage (to)/from 2009/10 £	Other Changes £	Total Changes January 2009 £	Comments
<u>Performing Organisation - Investment in</u> Infrastructure				
Assistant Chief Executive (Business Transformation)				
				Statutory redundancy costs & pension strain arising from restructuring of directorates. Can be capitalised
Capitalised restructuring costs		530,000		530,000 only with permission of DCLG.
Assistant Chief Executive (Business Transformation)	0	530,000	530,000	
Assistant Chief Executive (Policy & Performance)				
	-			Budget for small grants transferred to revenue. To be
External Funding Pot		(9,650)		(9,650) financed with earmarked reserve.  Budget slipped to meet requirements for a Project
Performance Management	(10,000)		(10,000)	(10,000) Management Collaborative Software package.
Assistant Chief Executive (Policy & Performance)	(10,000)	(9,650)	(19,650)	
Corporate Director (Business)				
Energy Grants EAGA Energy Efficiency		110,000 (110,000)		110,000 Transfer of EAGA Energy Efficiency budget. (110,000) Budget merged with Energy Efficiency Grants. Festimated contribution to LCC scheme. To be funded
Contribution to LCC Euxton Library Extension (S106 funded)		60,000		60,000 with S106 contribution.
Corporate Director (Business)	0	60,000	60,000	

Capital Programme - 2008/09 - Slippage and Other Changes	Slippage (to)/from 2009/10 £	Other Changes £	Total Changes January 2009 £	Comments
<u>Corporate Director (Human Resources &amp; Organisational Development)</u>				
Integrated HR, Payroll and Training System	(27,850)		(27,850)	(27,850) Scheme still in specification phase.
Corporate Director (Human Resources) Total	(27,850)	0	(27,850)	
Corporate Director (Neighbourhoods)	·			
Highway improvements - Gillibrand estate/Southlands	(000'06)		(000'06)	(90,000) LCC have not yet commenced works. Increased cost of recvoling bins. Borrowing to be
Refuse and Recycling Contract Revenue Mitigation MATAC CCTV Infrastructure Upgrades	(25,000)	200,000		200,000 amortised over 10 years. (25,000) Need for budget will be reviewed in 2009/10.
Corporate Director (Neighbourhoods)	(115,000)	200,000	1 85,000	
Corporate Director (ICT)				
Server Virtualisation	(101,000)		(101,000)	(101,000) Project slipped to assist with budget constraints.
Corporate Director (ICT)	(101,000)		0 (101,000)	

Agenda Page 21 Agenda Item 6a

Capital Programme - 2008/09 - Slippage and Other Changes	Slippage (to)/from 2009/10 £	Other Changes £	Total Changes January 2009 £	Comments
Corporate Director (People)				
Leisure Centres/Swimming Pool Refurbishment	(66,110)	(10,180)	(76,290)	Budget rephased to match CLS' expenditure profile and reduced because estimated index-linking was (76,290) overstated. Budget for feasibility & design transferred to revenue. To be financed with S106 recreation/public open space funds Works will not commence until external funding
Improvements to Sports Pitches	(75,000)	(25,000)	(100,000) secured Budget i	secured. Budget increase required to cover cost of project
Astley Park Improvements - Construction Corporate Play Development Plan Play/Recreation Facilities (S106 funded)		7,680 (2,660) (27,940)		7,680 management recharged by People directorate. (2,660) Transferred to Eaves Green Play Development. (27,940) Transferred to Eaves Green Play Development. New budget created by virement. To be financed with
Eaves Green Play Development Memorial Safety	(25,000)	30,600		30,600 S106 contributions. (25,000) Work unlikely to commence until 2009/10. Additional contribution from LCC (£25,000) plus small
Common Bank - Big Wood Reservoir CRM Process Optimisation	(48,620)	25,030	_	25,030 adjustment. (48,620) CRM project still in specification phase.
Corporate Director (People)	(214,730)	(2,470)	(217,200)	
Performing Organisation - Investment in Infrastructure Total	(468,580)	777,880	309,300	
<u>Capital Programme Total</u>	(1,297,580)	652,880	(644,700)	

Agenda Page 22 Agenda Item 6a

#### **REPORT OF EXECUTIVE CABINET**

#### **GENERAL REPORT**

1. The Executive Cabinet has met twice on 11 December 2008 and 8 January 2009 since the last Council meeting and this report summarises briefly the principal items debated and decisions reached at those meetings.

#### Meeting held on 11 December 2008

#### Sustainable Resources – Approval of Draft Supplementary Planning Document for Consultation Purposes

- 2. The Executive Cabinet approved for consultation purposes the revised draft Sustainable Resources Supplementary Planning Document.
- The purpose of the supplementary Planning Document (SPD) is to implement 3. the policies of the Sustainable Resources Development Plan Document adopted in September 2008 by providing practical advice and guidance to developers on how to incorporate the sustainable use of resources into new developments. The SPD sets out advice, sources of good practice and detailed information on the implementation of the Development Plan Document policies.
- 4. The Supplementary Planning Document, originally produced in March 2006 has been amended and updated to take account of the changes that were made to the Development Plan Document on the advice of the Government Inspector having conducted the Examination in Public into the Development Plan Document in May 2008.
- 5. The consultation period on the amended draft SPD commenced in December 2008, with a view to its ultimate adoption in March 2009.

#### Ellerbeck and Duxbury Collieries Site – Potential Extension of Green Corridor

- 6. Following consideration of a report of the Corporate Director (People), the Executive Cabinet accepted the offer of the Lancashire County Council to make available monies from the REMADE (Reclamation and Management of Derelict Land) fund to finance a site appraisal and investigation of the former Duxbury Collieries land known as Ellerbeck.
- 7. The derelict 28.45 hectares of land is currently allocated within the Local Plan for informal recreational use and nature conservation and has the scope for reclamation and linkage to the remainder of the Yarrow Valley Country Park and the West Pennine Moors.
- 8. Whilst it is intended that the Ellerbeck site will be identified as part of the Yarrow Valley Country Park, the land will retain a distinct and separate identity through its end use being tailored to partly self managing and financing outdoor pursuits. The initial survey and appraisal, to be project managed by Chorley Council, will inform the ultimate use of the site.

9. REMADE has assured us that acceptance of the offer of funding for the feasibility study does not commit the Council to any future work, and will not be liable to reimbursement if the Council decides not to proceed.

#### Strategic Housing Issues

- 10. The Executive Cabinet considered a report of the Corporate Director (Business) on a number of proposals intended to enhance the Strategic Housing Service and consequently approved the following proposals:
  - The termination of the agreement with the Citizens' Advice Bureau for the provision of a Homelessness and Housing Advice Service and the re-investment of the Homelessness Grant into the funding of a fulltime Specialist Housing Advisor post within the Council's Homelessness and Housing Advice Team. This will enable an extension of the hours of availability of the service and provide additional capacity for the Team to meet increasing demands for its services.
  - The approval and adoption of a Homelessness Prevention Fund Policy.
  - The variation of the Council's Energy Grants Scheme to effect the extension of the grants scheme in order to encompass a wider category of eligible groups. The extension of the scheme will assist the promotion of the Council's Corporate Strategy targets in energy efficiency and provide extra support and aid to householders in need.
  - The approval of a draft Allocations Policy for consultation purposes. The revised policy aims to simplify and make the allocations policy more transparent and add clarity to the introduction of a new needs based Banding system.
- 11. The Overview and Scrutiny Committee has requested the Chorley Community Housing Task Group to undertake a review of the new draft Allocations Policy, particularly in order to assess the impact of the proposed choice based lettings scheme.

#### Performance of Key Partnerships

- 12. The Executive Cabinet received and considered a confidential report of the Assistant Chief Executive (Business Transformation) reviewing the performance of the Council's key partnership arrangements up to September 2008 against the criteria laid down in the adopted Framework for Partnership Working.
- 13. We accepted the report and agreed the following proposals:
  - to update the Framework for Partnership Working, as outlined in the submitted report, in order to include the requirement to consider the requirements of the child and young person protection policy in all key partnership arrangements;

- the Corporate Director (People) to continue to monitor closely and manage the risks arising from the current trading position of Community Leisure Services;
- the Financial Services Section of the Business Transformation Directorate to monitor and reassess the financial strength of key partners as and when updated accounts are published and reports its findings in the year end report.

#### Meeting held on 8 January 2009

#### **Short Stay Car Parks**

- 14. The Executive Cabinet considered a report of the Corporate Director (Neighbourhoods) on the findings and recommendations of the Car Park Strategy Group, comprising Executive and other Members, officers and representatives from the Chamber of Trade and local retailers, which was set up to examine the issues raised in both the petition and subsequent Notice of Motion presented to the Council on 15 July and 23 September 2008 respectively.
- 15. The petition had objected to the 3 hours maximum limit allowed for parking on short stay car parks and the Notice of Motion suggested the introduction of an ability to park up to 4 hours at a premium rate, together with the redesignation of the Hollinshead Street staff car park to a long stay public car park.
- 16. We accepted the Group's conclusion that there is no evidence to support the practical viability of either changing the current tariff policy for short stay car parking provision in the Borough or re-designating the Hollinshead Street car park. The Executive Cabinet, therefore, rejected both the proposals to extend parking to 4 hours on short stay car parks at a premium rate and to redesignate the Hollinshead Street car park (currently used for staff parking) to a long stay car park. We did, however, agree to the re-designation of the Portland Street car park from a short stay park to a mixed stay tariff.
- 17. We also agreed to continue the facility for free car parking for up to 3 hours for Blue Badge holders, but have requested the issue of free parking provision be referred to the Lancashire County Council for discussion at the District Parking Forum.

#### **Overview and Scrutiny Inquiry reports**

- 18. The Executive Cabinet were presented with the findings and recommendations of two Overview and Scrutiny Task Groups that had been set up to examine issues around Chorley Community Housing and the Council's streetsence service.
- 19. We thanked the two Task Groups for this their respective reports, which we accepted for consideration, with a view to our decisions on the reports' recommendations being reported to a future meeting.

#### Application for Beacon Status in 2009

20. We received a report from the Assistant Chie Executive (Policy and Performance) and the Chief Executive gave a short presentation on the progress of the Council's application for Beacon Status around the theme of 'Better outcomes for People and Places' in the 2009 final Beacon round. The overarching theme is recognised as the 'gold standard to which all Councils should aspire'.

- 21. The Council has been short listed for the award along with four other authorities from 16 national applicants. An Assessment Team visited Chorley in November 2008 to examine how the Council has improved outcomes in Chorley, as a result of which the Council was awarded an overall 'excellent plus' 5.5 out of 6 rating.
- The final announcement on the prestigious Beacon award will be made at a 22. ceremony in March 2009, which, if granted, will be in addition to the authority's existing Beacon status for 'Transforming Services: Citizen Engagement and Empowerment', and will result in the generation of £80,000 for the Council to spend on the dissemination of good practice and the development of new initiatives to improve services.

#### Chorley Heritage and Conservation Strategy, 2009-2013

- 23. The Executive Cabinet approved and adopted a Heritage and Conservation Strategy, with an associated Action Plan, as a structure and programme for the Council's conservation and heritage work up to 2013.
- 24. The aim of the Strategy is to detail the precise procedures and action plan through which the Council will continue to preserve and enhance the Council's listed and other historic buildings, conservation areas and other elements of its historic environment, including ancient monuments and registered parks and gardens.

#### **Information Security Framework**

- 25. The Executive Cabinet approved and adopted a new Information Security Framework to replace the existing IT Security Policy.
- 26. The Council's increasing dependence on its information systems to deliver services requires policies and procedures to be put in place to protect those systems from unauthorised access, use, disclosure, disruption, modification or destruction. The new framework will ensure that security polices are put in place to address the three primary principles of information security (i.e. confidentiality, integrity and availability).
- 27. The new framework has been compiled to reflect recent changes in working practices (e.g. mobile and home working) and to mitigate resultant risks.

#### Draft Budget Proposals for 2009/10

- 28. The Executive Cabinet approved, for consultation purposes, the draft Capital Programme for the 3 year period 2009/10 to 20011/12, together with the draft General Fund revenue budget proposals for 2009/10. A separate report seeks the Council's approval to a revised Capital Programme for 2008/09.
- 29 The draft revenue budget has been compiled in the context of the difficult national financial situation, restricted levels of additional Government grant

and the need to make significant savings in order to maintain the current level of front line services.

- 30 The budget proposals envisage to transfer of £264,000 from working balances in 2009/10 to meet the anticipated budget deficit, on the assumption of a 3.5% Council Tax increase; a revision of the Council Tax base; significant expenditure savings; and additional income generation. The report also points to the likelihood of further savings in the region of £500,00 being required in both 2010/11 and 2011/12 in order to achieve a balanced budget over the medium term.
- 31. We have also approved for consultation purposes, as part of the Council's budget setting process for the next financial year, a draft Treasury Management Strategy for 2009/10. The draft strategy sets out financial management options for the Council to consider in terms of balancing investments against the likely rewards on the use of the Council's cash assets before final determination of the Strategy.

#### **Concessionary Travel – Pooling Arrangements across Lancashire**

- 32. I submitted a report to update the Executive Cabinet on the outcome of the Lancashire Leaders' discussion on the best means of mitigating the financial risks faced by the Lancashire Districts in relation to the costs of introducing concessionary travel across Lancashire.
- 33. The Lancashire Leaders agreed unanimously a pooling arrangement put forward by Pendle Council which is anticipated to reduce Chorley Council's expected budget shortfall by £81,000 over the two year period 2008/09 and 2009/10 on the assumption of an eventual outturn of costs for Chorley of £1.355m and £1.388m in 2008/09 and 2009/10 respectively.
- 34. Counsel's opinion on the legality of the pooling arrangement is being sought and a Task Group has been set up to oversee the implementation of the pooling arrangements. In addition the Lancashire Leaders are pursuing negotiations with the Government. to effect changes to the allocation system.
- 35. The Executive Cabinet endorsed the pooling arrangement approval by the Lancashire Leaders, subject to the identified caveats.

#### Cotswold House Transfer

- 36. The Corporate Director (Business) submitted a report updating the Executive Cabinet on the arrangements to effect the transfer back to the Council of the management of Cotswold House, which provides temporary accommodation for homeless persons.
  - 37. A draft heads of terms agreement has been negotiated with Chorley Community Housing, in anticipation of the transition of the management of the premises to the Business Directorate. In order to affect the transfer on 1 April, 2009, we approved the budget for 2009/10 and the staffing structure for Cotswold House, together with rented and service tariffs to be charged for accommodation at Cotswold House.

#### **Disposal of Surplus Land and Assets**

- The Executive Cabinet considered a joint confidential report of the Assistant 38. Chief Executive (Business Transformation) and the Corporate Director (Business) on the outcome of a review of the Council's non-operational land and building assets.
- 39. The first phase of the review has been undertaken with the aim of identifying:

(a) non-operational assets which are surplus to requirements or are not achieving an acceptable rate of return; and

(b) land assets that will be suitable for the development of affordable housing units.

- 40. The appendix to the report identifies several sites, including a number of garages colonies, having the potential for disposal for development by affordable housing units, provided the capital receipt generated from the sale equates to at least the current low cost valuation of the sites.
- 41. The report also identifies a number of other Council owned sites recommended for disposal at market value, currently estimated at £3.4m, the capital receipt from which with be used towards the funding of the 3 year Capital Programme.
- 42. The Executive Member for Resources also suggested the inclusion of the site of 16 garages at Queensway, Brinscall in the list of proposal sites for disposal. While the garage site was not suitable for redevelopment by affordable housing, other alternatives uses could be examined.
- 4.3 The Executive Cabinet approved the disposal of the surplus land and building assets identified in the submitted report, including the garage site at Queensway, Brinscall. We have also appointed Adactus as the Council's main development partner to develop housing scheme proposals for the potential housing sites.

#### Recommendation

44. The Council is recommended to note this report.

Councillor P Goldsworthy **Executive Leader** 

There are no background papers to this report

AU

#### **REPORT OF OVERVIEW AND SCRUTINY COMMITTEE**

#### **General Report**

1. This report summarises the work of the Overview and Scrutiny Committee meeting held on 1 December 2008.

#### Items from Executive Cabinet on 4 December 2008

- 2. We considered a number of reports, including Strategic Housing issues and Performance of Key Partnerships - 2008/09 Midterm Progress Report from the Executive Cabinet agenda.
- 3. We supported the introduction of a new housing allocations policy. The members of the Chorley Community Housing task and finish group were requested to consider the new allocation policy and feed their views into the ongoing consultation process.
- 4. The Assistant Chief Executive (Business Transformation) answered several queries from Members on the performance of key partnerships report.

#### **Overview and Scrutiny Inquiry - Streetscene**

- 5. The report of the Streetscene task and finish group was received. We welcomed Councilor Eric Bell, (Executive Member (Neighbourhoods)), and invited his comments on the report. We discussed the recommendations and certain points were clarified by the Corporate Director (Neighbourhoods).
- 6. We agreed to present the report to Executive Cabinet in January. The Executive Cabinet will respond to the issues raised in due course.

#### **Overview and Scrutiny Inquiry - Chorley Community Housing**

- 7. We considered a report and recommendations of the Chorley Community Housing task and finish group. The Chair reported that there were concerns regarding certain aspects of the relationship between the Council and Chorley Community Housing, including the detail and evidence behind performance information and the delivery of the affordable housing target.
- 8. We agreed to present the report be to Executive Cabinet in January. The Executive Cabinet will respond to the issues raised in due course.

## Local Government Pension Scheme and Redundancy Discretionary Payments

9. The report was presented to enable Members to raise any queries. It was noted that the Trade Unions had made a request relating to augmentation, but it was accepted that this would have a huge cost implication for the Council. The report was considered at the December Council meeting and Members approved several recommendations as a result of changes to the Local Government (Early Termination of Employment) Regulations 2006.

#### **Update from Task and Finish Groups**

- 10. The Joint Scrutiny of Affordable Housing with South Ribble and Preston task group would be meeting tomorrow. Various pieces of work have been assigned to be compiled by each of the participating authorities, the next ones being maximising the Housing Corporation Grant and social rented / shared ownership affordable housing tenure splits.
- 11. The Chorley Partnership task group had met last week and had finalised their scoping document which was approved by the Committee .

#### Recommendation

12. The Council is recommended to note this report.

COUNCILLOR DENNIS EDGERLEY Chair of Overview and Scrutiny Committee

RH

There are no background papers to this report.

#### REPORT OF DEVELOPMENT CONTROL COMMITTEE

## PLANNING APPLICATION 08/00884/CB3 – ASTLEY HALL, ASTLEY PARK, PARK ROAD, CHORLEY

- 1. The Development Control Committee, at its meeting on 9 December 2007, considered an application for deemed planning permission for the installation of a CCTV system including six cameras (located on Astley Hall, The Coach House, wall mounted and on poles in the grounds) and eight loudspeaker horns on the roof of Astley Hall and the Coach House.
- 2. The Committee were minded to support the application, but, as the Council's Constitution precludes the Development Control Committee's determination of Council applications for deemed planning permission, the application requires to be submitted before the full Council for decision.
- 3. A copy of the report of the Corporate Director (Business) on the proposals, which were considered by the Development Control Committee at the meeting, is attached to enable Members to be aware of all the pertinent factors.
- 4. An application for Listed Building Consent was to be submitted to the Government Office North West for approval.
- 5. Members requested that additional information be reported to full Council on the operational activity of the cameras, whilst not a material planning consideration in determining the application, Members felt that the system needed to adequately address the problems identified around the buildings to justify the positioning of the cameras in the required locations.
- 6. Since the Committee meeting took place, clarification regarding the operational activity of the cameras has been sought. The cameras will record 24hours a day. When the system is armed, for example when the Hall is closed, then if the sensors detect movement an operator will be alerted and would monitor the cameras. The operator could then speak via the speakerhorns and, if necessary, instigate a police response. The armed system could be set to come on automatically or, using intelligence, when instructed. There may of course be changes to the operational activity in the future.
- 7. Confirmation has also been obtained that the CCTV system is not dependant on a separate lighting scheme, as the cameras have infra red lighting.

#### Recommendation

8. The Development Control Committee recommends the Council to grant planning permission to planning application 08/00884/CB4 for the installation of a CCTV system including six cameras (located on Astley Hall, The Coach House, wall mounted and on poles in the grounds) and eight loudspeaker horns on the roof of Astley Hall and The Coach House, subject to the following conditions:

1. The proposed development must be begun not later than three years from the date of this permission.

Reason: Required to be imposed by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. Prior to commencement of the development, full details of the colour and finish for the poles, cameras and loudspeaker horns hereby permitted, shall be submitted to and agreed in writing by the Local Planning Authority. The poles, cameras and loudspeakers shall be retained in accordance with the agreed details at all times thereafter, unless details of an alternative colour scheme and finish have first been submitted to and agreed in writing by the Local Planning Authority.

Reason: To ensure a satisfactory form of development which would not detract from the character and appearance of the listed buildings and the historic park & garden, and in accordance with PPG15 and Policy Nos. LT7 and HT13 of the Chorley Borough Local Plan Review.

3. Prior to commencement of the development, full details of the positioning of any cable runs to support the CCTV system hereby permitted, shall be submitted to and agreed in writing by the Local Planning Authority. The cable runs shall be retained in accordance with the agreed details at all times thereafter, unless details of an alternative scheme have first been submitted to and agreed in writing by the Local Planning Authority.

Reason: To ensure a satisfactory form of development which would not detract from the character and appearance of the listed buildings and the historic park & garden, and in accordance with PPG15 and Policy Nos. LT7 and HT13 of the Chorley Borough Local Plan Review.

COUNCILLOR GREG MORGAN Chair of Development Control Committee

There are no background papers to this report.

DS

- Item B.1 08/00884/CB3 **Refer to Full Council for Decision Case Officer Miss Lyndsey Cookson** Ward **Chorley North West** Proposal Installation of a CCTV system including six cameras (located on Astley Hall, The Coach House, wall mounted and on poles in the grounds) and eight loudspeaker horns on the roof of Astley Hall and The Coach House Location Astley Hall Astley Park Park Road ChorleyLancashire Applicant **Chorley Borough Council Application No.** 08/00884/CB3 Statutory consultation expiry: 4<sup>th</sup> December 2008 Application expiry: 1<sup>st</sup> January 2008 One letter of objection has been received to date The application is made by the Council and must go to **Development Control Committee and Full Council** Proposal This application proposes the installation of a CCTV system including six cameras (located on Astley Hall, The Coach House, wall mounted and on poles in the grounds) and eight loudspeaker horns on the roof of Astley Hall and The Coach House.
- **Site Description** Astley Hall is a grade I listed building and dates from the 16<sup>th</sup> Century. Some 30m west of the Hall is the Coach House, which is a grade II listed building, and immediately north of this lies Astley Farm. The grounds associated with Astley Hall are a Registered Historic Park & Garden, situated on the north-west side of Chorley town surrounded by urban and residential areas.
- **Background** The application seeks to address an ongoing and worsening problem of vandalism at Astley Hall and to improve levels of personal security for staff based there. Public consultation was carried out prior to submitting the application. Information was displayed on three trees, the railings over the lake in the Park, on the front reception desk in the Hall, and was shown to Friends of Astley Hall. A meeting was held between the applicant, English Heritage, CBC Conservation Officer, CBC Assistant Crime & Disorder Manager and the CCTV company, where a schedule for the cameras was agreed.
- **Summary** The provision of the CCTV system would improve surveillance of the buildings and immediate surrounds, without being detrimental to the special character and appearance of the Grade I and Grade II listed buildings or the historic park/garden. There would be no adverse impact on residential amenity. It is considered the proposal complies with PPG15 and policies LT7, HT13 and EP20 of the Local Plan. The application is therefore recommended for approval.

Agenda Page 34 Agenda Item 9

Policy

PPG15, LT7, HT13, EP20

Planning History 06/00509/FULMAJ: Demolish existing extensions, buildings and structure and convert the existing Coach House into a new cafe, classroom and exhibition space and shop associated with Astley Hall and the conversion of part of the barn adjacent to the Farmhouse to provide toilet facilities and associated hard landscaping works. Construction of a 2.5m to 3.5m high wall to complete the enclosure of the walled garden, and bin stores. Engineering operations associated with the drainage and desilting of the lake and pond. The refurbishment and extension of the existing pavilion to provide a new kiosk to serve light refreshments. PERMITTED

> 07/00232/FUL: Proposed lighting of the main route through Astley Park (4.79m high lighting columns at 28m intervals). PERMITTED

> 07/00243/LBC: Construction of 2.7m to 2.1m high brick wall between lean to of boiler house and corner of the rear of Astley Hall. CONSENT

> 08/00060/LBC: Listed Building Consent for the installation of six CCTV cameras on Astley Hall and The Coach House. CONSENT

> 08/00361/LBC: Listed Building Consent for re-roofing of Coach House. CONSENT

Consultation **Crime Reduction Officer** – The proposal gives the best possible protection for the property at risk.

LCC Strategic Planning – No strategic significance.

**CBC Conversation** – The difficulty in protecting a Grade 1 listed building lies in the question of where to place cameras and detection systems so that the installation both protects the building and its occupants and at the same time does not ruin the special character of the building it is seeking to protect.

The proposal includes a number of sensitively placed cameras. most located on poles within Astley Park and Astley Hall walled garden, positioned in such a way as to not detract from the classic views of the building, or from the appearance of this Registered Park & Garden. Motion sensors, infra-red detection systems and loudspeakers have been positioned so as to be invisible from view at ground level and to thus not detrimentally affect the appearance of the building. The choice of location for equipment followed extensive consultation with officers from English Heritage and Chorley Council.

As a result of the considerable pre-application discussion, the proposal as now presented is in my opinion acceptable. A condition is recommended for details of the colour of the poles and cameras to be submitted. For those within Astley Park it is suggested a dark green, sometimes historically referred to as 'invisible green'. This colour when viewed against a backdrop of trees is, as the name suggests, almost invisible. Any other equipment should be of a colour which matches as closely as possible the colour of the background material against which it will be seen so as to be as discrete as possible. A second condition is recommended for details of the positioning of any cable runs to be

### Agenda Page 35

submitted, to ensure minimal impact to the listed building.

No comments have been received to date from the following:

- English Heritage
- Garden History Society
- Chorley & District Hist & Arch Society
- Friends of Astley Park
- Friends of Astley Hall
- Applicant's Case Rationale for proposal: Theft of a significant amount of lead off the roof of the Hall occurred in January, costing approximately £7000 to replace. Frequent acts of vandalism also occur. Police are often unaware of damage until it is too late. At present 5 members of staff work at the Hall and when leaving the building they must do so in the dark in winter and when working evenings and weekends. There have been numerous attacks in the Park, and staff do not currently feel safe leaving and entering the building unmonitored. The proposal would mean that staff safety will be greatly improved, as the CCTV operators will be aware of staff leaving times and can see them safely away from the building.

<u>How the system would work:</u> The system will be monitored on the main town centre CCTV system. The detectors would be set to work between 6pm and 7am, and if someone walks past and breaks the beam within this time, an alarm is raised and the operator can watch the images and take action accordingly. The loud speakers mean that if the buildings are attacked, in the first instance the operator can talk to the person(s) through the speakers. If they continue to be tracked and do not move away from the building, this will instigate a police response to the scene.

Choice of locations: The pole mounted cameras at the front of the Hall will cover the main entrance, windows, side entrance and down both sides of the building, and are an alternative to attaching the cameras onto the front of the building. The camera mounted on the garden wall will give a view of the walled garden and the rear of the Hall, as this area is vulnerable when the site is unoccupied. Rather than digging the surface of the garden up to place a pole in the ground, the wall mounted pole would be a less obtrusive solution. The camera mounted on the rear of the Hall would cover the courtyard area, which is not in full view of the Park and is the main entrance for staff. The courtyard is stone flagged so a pole-mounted camera is not possible, and this part of the building is not in full view of the public. This area has been vandalised in the past, and the courtyard also houses equipment which are vulnerable to attacks. Cameras mounted on the Coach House would cover the whole exterior of the building, including all entrances. There have been dummy cameras on the exterior of the building for a long time.

- **Representations** No objections to the cameras but the loudspeaker horns would present a significant noise disturbance, inappropriate for a stately home in quiet parkland and a quiet residential area.
- Assessment <u>Design & Appearance:</u> There would be two dome cameras each mounted on 6ft high poles of a slim-line design. Their appearance would be akin to a lighting column and they would be painted in an appropriate colour to match the landscape backdrop, as required by a condition. Both camera poles would be sited to the south of the Hall, on a grassed area in front of the building just beyond the

### Agenda Page 36

gravel driveway. There are no loudspeakers proposed on either pole, so they would not be cluttered. One dome camera and two loudspeaker horns would be mounted on the south-west corner of the Coach House, and one dome camera and one loudspeaker horn would be mounted on the north-east corner of the building. These would be approximately 5.5m above ground level. They would be painted in an appropriate colour to match the building, as required by a condition. One 'pan, tilt and rotation' camera would be mounted on the rear wall of the Hall approximately 5m above ground level. Five loudspeaker horns would be mounted on the roof of the Hall; three towards the front and two towards the rear of the building. Finally, one dome camera would be mounted on a slim-line pole attached to the garden wall to the north of the Hall. This would be appropriately painted to match the landscape backdrop.

Impact on Listed Buildings: The cameras and loudspeaker horns are small-scale and discretely sited, would not clutter either building, and would have a sympathetic colour finish. The poles would be seen against the soft landscape backdrop to the Hall, and would not appear overly prominent in the grounds or be detrimental to the setting of either building. Recommended conditions in connection with colour finish and cabling detail would minimise their impact. There would be no detrimental impact to the character and appearance of the Grade I and Grade II listed buildings, as confirmed by the Council's Conservation Officer.

<u>Impact on Historic Park & Garden:</u> The camera poles would be viewed against the backdrop of trees and other vegetation in the immediate vicinity, to minimise their prominence. An appropriate colour finish (likely to be dark green) to be agreed by condition would reduce their impact. There would be no detrimental impact to the historic character of the park.

Impact on Residential Amenity: The proposals would not be visually prominent from any of the neighbouring properties to the west or east, or result in adverse loss of privacy. The main impact would be sound from the loudspeaker horns when the operator is speaking to a possible intruder. The curtilage of the closest neighbouring property, No.1 Merefield, is sited approximately 50m to the west of the Coach House. The property itself is sited approximately 80m away. There are two loudspeaker horns located on the south-west corner of the Coach House, one of which would be directed towards this property. However, it is not considered there would be an unacceptable level of noise disturbance for occupiers of this property, and other properties on Merefield and Ravensthorpe, given that they would only be used in emergency situations and it is not anticipated this would be on a frequent basis, when they are used this would be at night when most occupiers would not be in their gardens but in their houses which are at least 80m away, and there are a large number of mature trees between. The properties to the north-east of the site are some 170m away from the closest loudspeaker on the rear of the Hall, with a wood in between, and would not be adversely affected. There are no properties to the south.

**Recommendation** Permit Full Planning Permission and Refer to Full Council for Decision.

#### Conditions

1. The proposed development must be begun not later than three years from the date of this permission.

Reason: Required to be imposed by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. Prior to commencement of the development, full details of the colour and finish for the poles, cameras and loudspeaker horns hereby permitted, shall be submitted to and agreed in writing by the Local Planning Authority. The poles, cameras and loudspeakers shall be retained in accordance with the agreed details at all times thereafter, unless details of an alternative colour scheme and finish have first been submitted to and agreed in writing by the Local Planning Authority.

Reason: To ensure a satisfactory form of development which would not detract from the character and appearance of the listed buildings and the historic park & garden, and in accordance with PPG15 and Policy Nos. LT7 and HT13 of the Chorley Borough Local Plan Review.

3. Prior to commencement of the development, full details of the positioning of any cable runs to support the CCTV system hereby permitted, shall be submitted to and agreed in writing by the Local Planning Authority. The cable runs shall be retained in accordance with the agreed details at all times thereafter, unless details of an alternative scheme have first been submitted to and agreed in writing by the Local Planning Authority. *Reason: To ensure a satisfactory form of development which would not detract from the character and appearance of the listed buildings and the historic park & garden, and in accordance with PPG15 and Policy Nos. LT7 and HT13 of the Chorley Borough Local Plan Review.* 

Agenda Page 38

This page is intentionally left blank