

# Notice of Meeting

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# Executive

**Thursday 20th December 2018 at 5.00pm**

**in the Council Chamber Council Offices  
Market Street Newbury**

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Date of despatch of Agenda: Wednesday 12<sup>th</sup> December 2018

For further information about this Agenda, or to inspect any background documents referred to in Part I reports, please contact Democratic Services Team on (01635) 519462

e-mail: [executivecycle@westberks.gov.uk](mailto:executivecycle@westberks.gov.uk)

Further information and Minutes are also available on the Council's website at [www.westberks.gov.uk](http://www.westberks.gov.uk)



**WestBerkshire**  
C O U N C I L

To:	Councillors Dominic Boeck, Graham Bridgman, Anthony Chadley, Jeanette Clifford, Hilary Cole, Lynne Doherty, Marcus Franks, James Fredrickson, Graham Jones and Rick Jones
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# Agenda

## Part I

Page(s)

1. **Apologies for Absence**  
To receive apologies for inability to attend the meeting (if any).
2. **Minutes** 11 - 16  
To approve as a correct record the Minutes of the meeting of the Committee held on 18 October 2018.
3. **Declarations of Interest**  
To remind Members of the need to record the existence and nature of any personal, disclosable pecuniary or other registrable interests in items on the agenda, in accordance with the Members' [Code of Conduct](#).
4. **Public Questions**  
Members of the Executive to answer questions submitted by members of the public in accordance with the Executive Procedure Rules contained in the Council's Constitution.
  - (a) **Question submitted by Mr Steve Masters to the Portfolio Holder for Highways and Transport, Environment and Countryside**  
*"Do the Executive have a viable plan and target date to achieve net Zero Carbon status in West Berkshire?"*
  - (b) **Question submitted by Ms Susan Millington to the Portfolio Holder for Planning, Housing and Waste**  
*"In the light of the EU commitment to ban single-use plastics across the EU by 2021, can we ask West Berkshire Council to follow the lead of other councils around the country and bring forward a motion to confirm the phase out of their use as soon as possible (by 2021 at the latest), within WBC itself, to promote the banning of similar products in all businesses with which you work through procurement avenues and other networks, and to keeping residents informed of progress?"*
  - (c) **Question submitted by Ms Susan Millington to the Portfolio Holder for Planning, Housing and Waste**  
*"Now that so many people are concerned to reduce plastic pollution, and your*



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*neighbouring councils are collecting a wider range of plastics than in West Berkshire, can you please inform us about what efforts you are making to modify your present contract with Veolia so that a greater range of plastics can be collected and recycled?"*

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**(d) Question submitted by Ms Susan Millington to the Portfolio Holder for Planning, Housing and Waste**

*"When you are intending to provide recycling bins alongside the standard rubbish bins in public places in the local area?"*

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**(e) Question submitted by Mr David Marsh to the Portfolio Holder for Highways and Transport, Environment and Countryside**

*"The headteachers, governors and parents of Falkland and Park House schools believe that a reduction in the speed limit from 30mph to 20mph on Andover Road near the schools would greatly enhance their children's safety. Do you agree?"*

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**(f) Question submitted by Mr David Marsh to the Portfolio Holder for Highways and Transport, Environment and Countryside**

*"Will you consider improving safety for residents, pedestrians and road users by extending the 30mph speed limit zone along the A343 south in the direction of Wash Water so that it covers the whole residential area of Andover Road?"*

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**(g) Question submitted by Ms Moz Bulbeck Reynolds to the Portfolio Holder for Planning, Housing and Waste**

*"Which housing developers are the Council actively seeking out to encourage efficient, environmentally sound, and truly affordable home building on brown sites in the West Berkshire Council area?"*

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**(h) Question submitted by Ms Moz Bulbeck Reynolds to the Portfolio Holder for Corporate Services**

*"What additional support is the Council provisioning to give Council employees who are at the front line of managing the housing benefit roll over onto Universal Credit, to ensure they are fully supported to best assist clients affected?"*

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**(i) Question submitted by Mr John Stewart to the Portfolio Holder for Health and Wellbeing, Leisure and Culture**

*"Now that any redevelopment of the London Road Estate is not going to happen for some years, when will the council re-open the Faraday Road football stadium fit-for-purpose so that teams in the Newbury community can once again play their league matches?"*

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**(j) Question submitted by Dr Julie Wintrup to the Portfolio Holder for Corporate Services**

*"When will the Council disclose all relevant documents including but not limited*

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**Agenda - Executive to be held on Thursday, 20 December 2018 (continued)**

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*to the decisions of committees and individual members, fiscal and legal advice and recommendations, and risk assessments related to the regeneration of the London Road Industrial Estate project since 2010, as it is obliged to do under its Duty of Candour?”*

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**(k) Question submitted by Dr Julie Wintrup to the Portfolio Holder for Planning, Housing and Waste**

*“Will the council supply details of all public consultation events and outcomes specific to the redevelopment of the London Road Industrial Estate regeneration project for the period between 2008 and 2018?”*

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**(l) Question submitted by Mr Paul Morgan to the Portfolio Holder for Corporate Services**

*“Given that the football stand is an Asset of Community Value, will the Council provide the necessary legal documentation, such as a bill of transfer to a 3<sup>rd</sup> party, to show that it has complied with the ACV requirements?”*

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**(m) Question submitted by Mr Lee McDougall to the Portfolio Holder for Planning, Housing and Waste**

*“Given that there has not been a section 80 Notice of Demolition issued, despite Gary Rayner confirming in writing that one was required, will the Council be reinstating the stand until the necessary approvals are in place?”*

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**(n) Question submitted by Mr Lee McDougall to the Portfolio Holder for Planning, Housing and Waste**

*“Can Councillor Hilary Cole please advise on the amount of money the Council intends to spend on re-opening the football ground which the Chief Executive has promised the Council will do?”*

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**(o) Question submitted by Mr Jack Harkness to the Leader of the Council**

*“Does the Council’s failure to consult the Newbury Ladies football team about the closure of the Faraday Road Football Stadium demonstrate a sexist mindset within the Council?”*

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**(p) Question submitted by Mr Jack Harkness to the Portfolio Holder for Health and Wellbeing, Leisure and Culture**

*“Will the Council now permit the ladies teams to play cup matches at Faraday Road?”*

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**(q) Question submitted by Mr Lee McDougall to the Portfolio Holder for Corporate Services**

*“Could you provide a detailed itemised list of all costs associated with the LRIE redevelopment incurred since 2010 to the present day?”*

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**(r) Question submitted by MsCarolyn Culver to the Portfolio Holder for Planning, Housing and Waste**

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*“What happens to the contents of the green recycling bag if it is contaminated with plastics that cannot be recycled - e.g. bottle tops, margarine tubs etc?”*

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(s) **Question submitted by Mr Peter Norman to the Portfolio Holder for Corporate Services**

*“What actions are the Council taking in light of the Appeal Court ruling its development agreement with St Modwen being invalid due to not following the correct procurement process?”*

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(t) **Question submitted by Mr Peter Norman to the Portfolio Holder for Corporate Services**

*“Will the Council publish all minutes of the meetings it had with St Modwen prior to signing of the agreement along with any legal advice it received?”*

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(u) **Question submitted by Mr Peter Norman to the Portfolio Holder for Corporate Services**

*“What is the total amount spent on facilitating the St Modwen development agreement including the capital costs of the new road junction to the estate, the cost of officer’s time spent on the project and all legal fees spent in pursuing this development to date?”*

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**5. Petitions**

Councillors or Members of the public may present any petition which they have received. These will normally be referred to the appropriate Committee without discussion.

**Items as timetabled in the Forward Plan**

	<b>Page(s)</b>
<p>6. <b>Key Accountable Performance 2018/19: Quarter Two (EX3421)</b> (CSP: BEC, BEC1, BEC2, SLE, SLE1, SLE2, P&amp;S, P&amp;S1, HQL, HQL1, MEC, MEC1) Purpose: To report Q2 outturns for the Key Accountable Measures which monitor performance against the 2018/19 Council Performance Framework. To provide assurance that the objectives set out in the Council Strategy and other areas of significant activity are being managed effectively. To present, by exception, those measures that are predicted to be 'amber' or 'red' and provide information on any remedial action taken and the impact of that action. To recommend changes to measures/targets as requested by services.</p>	17 - 66
<p>7. <b>Capital Financial Performance Report - Q2 of 2018/19 (EX3592)</b> (CSP: MEC &amp; MEC1) Purpose: To inform Members of the progress with major capital schemes, particularly those considered to be high risk, and forecast spend against</p>	67 - 80

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the 2018/19 approved capital budget.

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8. **Revenue Financial Performance Report - Q2 of 2018/19 (EX3562)** 81 - 114  
(CSP: MEC & MEC1)  
Purpose: To inform Members of the latest revenue financial performance of the Council for 2018/19.
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9. **Funding arrangements for Newbury Railway Station Improvements (EX3673)** 115 - 146  
(CSP: SLE, SLE2, HQL)  
Purpose: To seek Executive approval for entering into a funding agreement with Great Western Railway (GWR) to facilitate the improvement works to Newbury Railway Station in accordance with the Thames Valley Berkshire Local Enterprise Partnership (TVB LEP) funding.
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10. **Devolution of Playgrounds to Thatcham Town Council (EX3649)** 147 - 158  
Purpose: To consider Thatcham Town Council's (TTC) devolution proposal for the freehold transfer, and all future maintenance, of the open space and associated playgrounds at Pound Lane and Mount Road, Thatcham. This report seeks approval to transfer the playgrounds and associated open space as a freehold from this Council to TTC.
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11. **Contract award (exception) for the Public Health Community Services Contract (EX3662)** 159 - 174  
(CSP: P&S, HQL & HQL1)  
Purpose: To seek approval from the Executive to an exception from the contract rules of procedure to award the Public Health Enhanced Services Contract to each of the 13 GP Practices across West Berkshire from 1<sup>st</sup> April 2019 to 31<sup>st</sup> March 2022. The exception will enable the Council to extend the current provision of the service fulfilling public health functions and mandatory directives guidance.
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12. **Supported Living Schemes and Floating Support for Adults with Learning Disabilities (EX3670)** 175 - 186  
(CSP: P&S, HQL & HQL1)  
Purpose: To inform Executive of the tender process and to seek delegated authority to award the contract.
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13. **Members' Questions**  
Members of the Executive to answer questions submitted by Councillors in accordance with the Executive Procedure Rules contained in the Council's Constitution.
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- (a) **Question submitted by Councillor Jeff Brooks to the Portfolio Holder for Corporate Services**





*“What is the estimated cost of officer time spent on the LRIE to date?”*

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**(b) Question submitted by Councillor Jeff Brooks to the Portfolio Holder for Corporate Services**

*“What are the estimated internal and external costs for re-procuring a London Road preferred partner?”*

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**(c) Question submitted by Councillor Lee Dillon to the Portfolio Holder for Health and Wellbeing, Leisure and Culture**

*“Why did the council not consult on closing the football ground which has seen men’s, women’s and children’s football displaced across the district?”*

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**(d) Question submitted by Councillor Lee Dillon to the Portfolio Holder for Finance, Transformation and Property**

*“How much income has the council forgone since it evicted its tenants from the football ground?”*

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**14. Exclusion of Press and Public**

RECOMMENDATION: That members of the press and public be excluded from the meeting during consideration of the following items as it is likely that there would be disclosure of exempt information of the description contained in the paragraphs of Schedule 12A of the Local Government Act 1972 specified in brackets in the heading of each item. [Rule 8.10.4 of the Constitution refers.](#)

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## **Part II**

**15. Contract award (exception) for the Public Health Enhanced Services Contract (EX3662) 187 - 204**

*(Paragraph 6 - information relating to proposed action to be taken by the Local Authority)*

(CSP: P&S, HQL & HQL1)

Purpose: To seek approval from the Executive to an exception from the contract rules of procedure to award the Public Health Enhanced Services Contract to each of the 13 GP Practices across West Berkshire from 1<sup>st</sup> April 2019 to 31<sup>st</sup> March 2022. The exception will enable the Council to extend the current provision of the service fulfilling public health functions and mandatory directives guidance.

**16. Supported Living Schemes and Floating Support for Adults with Learning Disabilities (EX3670) 205 - 218**

*(Paragraph 5 - information relating to legal privilege)*

(CSP: P&S, HQL & HQL1)

Purpose: To inform Executive of the tender process and to seek delegated authority to award the contract.

Andy Day



Head of Strategic Support

### West Berkshire Council Strategy Aims and Priorities

#### Council Strategy Aims:

- BEC** – Better educated communities
- SLE** – A stronger local economy
- P&S** – Protect and support those who need it
- HQL** – Maintain a high quality of life within our communities
- MEC** – Become an even more effective Council

#### Council Strategy Priorities:

- BEC1** – Improve educational attainment
- BEC2** – Close the educational attainment gap
- SLE1** – Enable the completion of more affordable housing
- SLE2** – Deliver or enable key infrastructure improvements in relation to roads, rail, flood prevention, regeneration and the digital economy
- P&S1** – Good at safeguarding children and vulnerable adults
- HQL1** – Support communities to do more to help themselves
- MEC1** – Become an even more effective Council

If you require this information in a different format or translation, please contact Moira Fraser on telephone (01635) 519045.

