

MINUTES

CABINET MEETING: 21 MARCH 2019

Cabinet Members Present: Councillor Huw Thomas (Leader)
Councillor Peter Bradbury
Councillor Susan Elsmore
Councillor Russell Goodway
Councillor Graham Hinchey
Councillor Sarah Merry
Councillor Michael Michael
Councillor Lynda Thorne
Councillor Chris Weaver
Councillor Caro Wild

Observers: Councillor Joe Boyle
Councillor Keith Parry
Councillor Adrian Robson

Also: Councillor Henshaw (Min no 95)

Officers: Paul Orders, Chief Executive
Chris Lee, Section 151 Officer
Davina Fiore, Monitoring Officer
Joanne Watkins, Cabinet Office

94 MINUTES OF CABINET MEETING HELD ON 21 FEBRUARY 2019

RESOLVED: that the minutes of the meeting held on 21 February be approved

95 TO RECEIVE THE REPORT OF THE ECONOMY & CULTURE SCRUTINY COMMITTEE ENTITLED 'EVENTS IN CARDIFF'

On behalf of the Economy and Culture Scrutiny Committee, Councillor Henshaw presented the Scrutiny report entitled 'Events in Cardiff'. The report contained 27 key findings and 12 recommendations for the Cabinet to consider.

RESOLVED: that the report of Economy and Culture Scrutiny Committee entitled 'Events in Cardiff' be received and a response be provided by June 2019

96 PUBLIC SPACE PROTECTION ORDERS - DOG CONTROL

The Cabinet considered a report outlining proposals for the introduction of a Public Space Protection Order for Dog controls following a six week consultation in Autumn 2018. It was proposed that a balanced set of controls be introduced that would permit dog owners to enjoy Cardiff's open spaces along with those whose enjoyment of the same spaces could be detrimentally affected by the actions of irresponsible dog owners. The introduction of such controls would allow Enforcement Officers to serve Fixed Penalty Notices for specified antisocial behaviour.

RESOLVED: that

1. the introduction of a Public Space Protection Order for Dog Controls under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 be approved to include:

- The prohibition of dog fouling in all public spaces owned and/or maintained by the Council
- The requirement for a dog owner to have a means of clearing dog fouling.
- The exclusion of dogs in all enclosed playgrounds and schools, which are owned and / or maintained by Cardiff Council
- The requirement that dogs are kept on a lead within all cemeteries owned and / or maintained by Cardiff Council
- A requirement allowing authorised officers to give a direction that a dog (s) be put and kept on a lead if necessary
- The fixed penalty notice charge for a breach of a Public Spaces Protection Order for dog controls, as set out above, is set at £100.
- The dog controls will be exempt for persons who have a disability that affects the person's mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by a registered charity and upon which the person relies for assistance

2. the new policy for Public Space Protection Orders be approved

97 SCHOOL ADMISSION ARRANGEMENTS 2020/21

A report outlining the proposed School Admission arrangements for 2019/20 was received. The proposed arrangements had been subject to a consultation process and the three responses received were outlined within the Cabinet report.

RESOLVED: that the Council's draft School Admission Arrangements 2019/2020 as set out in the Admission Policy 2019/2020 be agreed.

98 **SCHOOL ORGANISATION PLANNING: THE PROVISION OF ENGLISH-MEDIUM PRIMARY SCHOOL PLACES IN THE LLANRUMNEY AREA**

The Cabinet considered a report outlining a potential solution to reduce the supply of surplus places in the Llanrumney area and improve outcomes for pupils. It was proposed that Glan Yr Afon Primary school be reconfigured to be a one form of entry primary school and seek a federation with another Cardiff primary school. It was noted that the report and option proposed needed to take account of proposals regarding the St Ederyns's development in the Old St Mellons and Pontprennau ward.

RESOLVED: that

1. It be noted that the process of federation is to be pursued by Glan Yr Afon Primary School with another Cardiff primary school (to be determined) as part of a wider strategic solution to both reduce surplus places in Llanrumney and to improve pupil outcomes at Glan Yr Afon Primary School.
2. Agreement be given to Officers exploring appropriate capital investment sources routes to consolidate and co-locate Early Years services delivered in the Llanrumney area onto the Glan Yr Afon site

99 **NEW SCHOOL PROVISION TO SERVE PARTS OF PONTPRENNAU AND OLD ST MELLONS**

The Cabinet received a report outlining proposals for the St Mellons Church in Wales Primary School to transfer to the new school site on the new housing development at St Edeyrn's (Local Development Plan Strategic Site G) and expand to 210 places and extend its age range from 4-11 to 3-11 by incorporating a nursery for 48 part time places.

RESOLVED: that

1. the proposal for St Mellons Church in Wales Primary School to transfer to the new school site on the new housing development at St Edeyrn's (Local Development Plan Strategic Site G), expand from 105 places to 210 places and extend its age range from 4-11 to 3-11 by incorporating a nursery for 48 part time places be noted
2. it be noted that the statutory consultation process is to be undertaken by the school governing body, and instruct officers to provide all reasonable assistance in this regard.
3. agreement, in principle, be given to the provision of the new school site on the new housing development at St Edeyrn's, subject to appropriate terms being agreed, with advice from the Section 151 Officer and Director of Governance and Legal Services; and

4. the Director of Education & Lifelong Learning be authorised to formally respond on behalf of the Council to the public consultation issued by the school governing body in due course.

100 **21ST CENTURY SCHOOLS BAND B FUNDING**

Cabinet considered a report outlining a proposal to enter into discussions with the Welsh Government regarding participation in the Mutual Investment Model (MIM) funding route for two schemes within Cardiff's 21st Century Schools Band B programme. It was reported that the two schemes that would meet the criteria for inclusion as a MIM schemes were Cathays High School and Willows High School.

RESOLVED: that a dual funding model strategy be pursued to fund the 21st Century Schools Programme to include the MIM route for the delivery of our proposed Band B schemes at Cathays and Willows (including 3FE primary).

101 **PAY POLICY STATEMENT 2019/20**

Senior Officers (Chief Executive, Monitoring Officer and Section 151 Officer) declared personal interests in this matter and left the meeting during consideration of the item.

The Council had a statutory requirement under the Localism Act 2011 to prepare a pay policy statement annually. Cabinet therefore considered the Pay Policy for 2019/20 prior to consideration at Council. The policy statement provided a framework to ensure that employees are rewarded fairly and objectively without discrimination. In line with the Council's commitment to fairness and transparency the pay policy statement also contained the Council's gender pay gap report. An amendment to appendix 1 was circulated at the Cabinet meeting.

RESOLVED: that the attached Pay Policy Statement (2019/20) be approved for consideration by Council

102 **CARDIFF COUNCIL ENERGY (ELECTRICITY AND GAS) PROCUREMENT - PURCHASING STRATEGY FOR 2020-2021**

Cabinet considered approving a minor change to the way in which the Council purchases energy (electricity and gas) supply for the period 2020/21 which would allow a continuation of the supply through the Crown Commercial Services (CCS) framework agreement, which is managed by the National Procurement Services. The contracted value is £9million per annum

RESOLVED: that

1. an extension of the Council's energy (electricity and gas) supply arrangements with Crown Commercial Services and the National Procurement Services until March 2021 be approved

2. the Council opt into the ten month advance purchasing arrangements for the 2020/21 supply arrangements,

103 **OLDER PERSONS HOUSING STRATEGY 2018 - 2023**

The Older Person's Housing Strategy for 2019-2023 was considered by Cabinet. The strategy set out steps required to achieve a suitable supply of different accommodation types to enable older people to live independently. It also set out the services and support that are currently in place and the changes that will be needed to meet the needs of the aging population and address wider health and social care priorities.

It was also proposed that amendments be made to the Cardiff Housing Allocation Scheme as this would help to ensure that the needs of older people were met.

RESOLVED: that

1. the Cardiff Older Persons' Housing Strategy 2019-2023 as set out at Appendix 1 to the report be agreed
2. the proposed changes to the Cardiff Housing Allocation Scheme as set out at paragraph 28 of the report be agreed.

104 **HOUSING REVENUE ACCOUNT (HRA) BUSINESS PLAN 2019/20**

Cabinet considered the Housing Revenue Account Business Plan for 2019-20. The plan outlined Cardiff's purpose, vision and objectives as a social landlord and set out how these objectives would be achieved together with the plan resource and financial requirements.

RESOLVED: that the HRA Business Plan 2019-2020 be approved.

105 **CIVIL PARKING ENFORCEMENT AND MOVING TRAFFIC OFFENCES - CHALLENGES, REPRESENTATIONS AND APPEALS POLICY**

Cabinet considered a policy for challenges, representation and appeals policy associated with civil parking enforcement and moving traffic offences. The policy would ensure that the Council's processes for pursuing outstanding penalties were efficient, effective and easy to understand.

RESOLVED: that

1. the new policy (attached as Appendix A to the report) for considering Challenges, Representations and Appeals associated with Civil Parking enforcement and Moving Traffic Offences be approved.
2. Authority be delegated to the Assistant Director Street Scene in consultation with the Cabinet Member for Strategic Planning & Transport to update the policy, from time to time, relating to any changes in legislation, related case law and good practice .

106 **IMPROVING PUBLIC TRANSPORT - RESPONSE TO WELSH GOVERNMENT WHITE PAPER CONSULTATION**

The Cabinet considered the draft response to the Welsh Government White Paper 'Improving Public Transport'. The Welsh Government White Paper set out proposals to legislate for reforming the planning and delivery of local bus services and licencing of taxis and private hire vehicles and Appendix A to the Cabinet report set out the Council's response.

RESOLVED: that

1. the content of the Welsh Government's White Paper-Improving Public Transport be noted
2. the response to Welsh Government's White Paper-Improving Public Transport (attached as Appendix A to the report) be approved for submission to the Welsh Government by 27th March 2019.

107 **AIR QUALITY FEASIBILITY STUDY OUTLINE BUSINESS CASE- WELSH GOVERNMENT DIRECTION**

The Cabinet received the Clean Air Feasibility Study Outline Business Case which set out the preferred option to demonstrate the steps the Council would undertake to ensure compliance with the legal direction to achieve compliance with the NO₂ legal limits in the shortest possible time.

An addendum to the report was circulated at the Cabinet meeting which related to the consultation on the plan together with an amended recommendation 2.

RESOLVED: that

1. the Clean Air Feasibility Study Outline Business Case Report produced by the Council which recommends that the Council's preferred option to achieve compliance in the shortest possible time, **is a package of measures, rather than a Charging Clean Air Zone** be approved.
2. public consultation be undertaken to inform key stakeholders, businesses and the wider public on the Council's preferred option being a package of measures which will be developed into a Full Business Case, and authority be delegated to the Director of Planning Transport and Environment, in consultation with the Cabinet Member for Strategic Planning & Transport, to approve the required consultation documentation.
3. It be noted that the package of measures will be further assessed and developed into a Full Business Case which will be brought to Cabinet for approval prior to submitting to Welsh Government no later than the **30th June 2019**, to comply with the requirements of a Final Plan as per the legal direction