

# Cabinet

Wednesday, 11th October, 2023, 6.00 pm

Shield Room, Civic Centre, West Paddock, Leyland, PR25 1DH

## Agenda

### 1 Apologies for Absence

### 2 Declarations of Interest

Members are requested to indicate at this stage in the proceedings any items on the agenda in which they intend to declare an interest. Members are reminded that if the interest is a Disclosable Pecuniary Interest (as defined in the Members' Code of Conduct) they must leave the room for the whole of that item. If the interest is not a Disclosable Pecuniary Interest, but is such that a member of the public could reasonably regard it as being so significant that it is likely that it would prejudice their judgment of the public interest (as explained in the Code of Conduct) then they may make representations, but then must leave the meeting for the remainder of the item.

### 3 Minutes of the Last Meeting

Minutes of the last meeting held on Wednesday, 13 September 2023 attached to be signed as a correct record.

(Pages 5 - 10)

### 4 Cabinet Forward Plan

The [Notice of Executive Decisions / Cabinet Forward Plan for October 2023](#) is available on the website.

### Item of the Deputy Leader and Cabinet Member (Property Assets, Commercial Services and Major Developments)

### 5 Award of Contract for replacement of Play area Equipment on Withy Grove Play area

Report of the Interim Chief Executive attached.

(Pages 11 - 14)

### 6 Exclusion of Press and Public

To consider the exclusion of the press and public for the following items of business on the ground that it involves the likely disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972.

By Virtue of Paragraph 3: Information relating to the financial or business affairs of any particular person (including the authority holding that information)

Condition:

Information is not exempt if it is required to be registered under-  
The Companies Act 1985

The Friendly Societies Act 1974

The Friendly Societies Act 1992

The Industrial and Provident Societies Acts 1965 to 1978

The Building Societies Act 1986 (recorded in the public file of any building society, within the meaning of the Act)

The Charities Act 1993

Information is exempt to the extent that, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

Information is not exempt if it relates to proposed development for which the local planning authority may grant itself planning permission pursuant to Regulation 3 of the Town & Country Planning General Regulations 1992(a).

### **Items of the Deputy Leader and Cabinet Member (Property Assets, Commercial Services and Major Developments)**

#### **7 Managed Utility Procurement**

(Pages 15 - 38)

Report of the Interim Deputy Chief Executive attached.

#### **8 Greens Dance School Refurbishment - Procurement Strategy (Contract Award)**

(Pages 39 - 42)

Report of the Interim Deputy Chief Executive attached.

Chris Sinnott  
Chief Executive

Electronic agendas sent to Members of the Cabinet Councillors Paul Foster (Chair), Aniela Bylinski Gelder (Vice-Chair), Jacky Alty, Deborah Ashton, James Flannery, Clare Hunter, Matthew Tomlinson and Ian Watkinson

The minutes of this meeting will be available on the internet at [www.southribble.gov.uk](http://www.southribble.gov.uk)

Forthcoming Meetings

6.00 pm Wednesday, 15 November 2023 - Shield Room, Civic Centre, West Paddock, Leyland, PR25 1DH

This page is intentionally left blank

<b>Minutes of</b>	<b>Cabinet</b>
<b>Meeting date</b>	<b>Wednesday, 13 September 2023</b>
<b>Committee members present:</b>	Councillors Paul Foster (Chair), Aniela Bylinski Gelder (Vice-Chair), Jacky Alty, Deborah Ashton, James Flannery, Clare Hunter, Matthew Tomlinson and Ian Watkinson
<b>Officers present:</b>	Chris Sinnott (Chief Executive), Jennifer Mullin (Director of Communities), Dave Whelan (Head of Legal and Procurement), Jean Waddington (Principal Financial Accountant) and Coral Astbury (Democratic and Member Services Officer)
<b>Other attendees:</b>	Councillors Will Adams, James Gleeson, Keith Martin, Pete Pillinger, Caleb Tomlinson and Kath Unsworth and (attending virtually) Jane Bell, Phil Smith, Emma Stevens, Karen Walton and Paul Wharton-Hardman
<b>Public:</b>	0

A video recording of the public session of this meeting is available to view on [YouTube here](#)

## **24 Apologies for Absence**

There were no apologies.

## **25 Declarations of Interest**

There were no declarations of interest.

## **26 Minutes of meeting Wednesday, 5 July 2023 of Cabinet**

### **Resolved: (Unanimously)**

The minutes of the last meeting held Wednesday; 5 July 2023 were agreed as a correct record for signing by the Chair.

## **27 Cabinet Forward Plan**

### **Resolved: (Unanimously)**

The Cabinet Forward Plan was noted.

# Agenda Item 3

2

## 28 South Ribble Quarter One Performance Monitoring Report 2023-24

The Leader of the Council, Councillor Paul Foster presented a report of the Chief Executive that provided Cabinet with a position statement for the Corporate Strategy for Quarter One (April - June) 2023-24.

Councillor Foster explained that overall performance was good with 86% of projects rated green or complete and 14% rated amber. Of the 22 indicators, 12 could be reported at the end of quarter one with eight indicators performing better than target and one indicator performing worse.

Leyland Town Deal was one of the amber projects and had experienced some challenging delivery milestones, however this project had been brought back on track and it was the Leader's view that it could be delivered within the government set time frames. The Leyland Town Board would be meeting on Thursday 14 September and a further report brought before a future Full Council meeting.

In relation to the recommendations received from the Corporate, Performance and Budget Scrutiny Committee, the Leader explained further clarification would be given on how tolerances are determined when reporting on performance monitoring.

### **Resolved: (Unanimously)**

1. Cabinet note the report.
2. Cabinet accepts the recommendations from the Corporate, Performance and Budget Scrutiny Committee.

### **Reasons for recommendations:**

The Council's performance framework sets out the process for reporting progress against the objectives of the Corporate Strategy. Robust monitoring ensures that the Council continues to deliver its priorities and achieves the best outcomes for residents.

### **Other options considered and rejected:**

No other options were considered and rejected.

## 29 Capital and Balance Sheet Monitoring Report Q1

The Cabinet Member (Finance and Public Protection), Councillor Matthew Tomlinson, presented a report of the Director of Finance that outlined the outturn financial position of the Council in respect of the capital programme at 31 July 2023. The report also highlighted key issues and explained key variances whilst providing an overview of various elements of the Council's balance sheet as at 31 July 2023.

Councillor Tomlinson explained that the council had taken a couple big decisions including providing funding for the new Tardy Gate play area. Councillor Tomlinson advised that as the authority was cash rich and interest rates high there had been a boost to the council's income through interest received and there was still no borrowing.

# Agenda Item 3

3

Councillor Tomlinson referred to a point raised at the Corporate, Performance and Budget Scrutiny and explained that although collection of council tax and business rates was lower when compared to last year, the authority has a good track record of collecting and it would be monitored.

## **Resolved: (Unanimously)**

1. To approve the revised capital programme as attached at Appendix A which includes approved amendments to the programme, as detailed at point 11 of this report, since the last Capital Monitoring report was approved by Cabinet in June 2023.
2. To note the variations to the programme, (which are detailed, by scheme, at Appendix B and referenced within the body of report. It is noted that work is underway with the Property Team to review the Jubilee Gardens, Town Deal and leisure schemes, and these will be updated in the Quarter 2 report.
3. To note the position in the Balance Sheet Monitoring section of the report in respect of cash, investment and loan balances and debtors as at 31st July 2023.
4. Cabinet accepts the recommendations from the Corporate, Performance and Budget Scrutiny Committee.

## **Reasons for recommendations:**

To ensure the Council's Capital programme is monitored effectively.

## **Other options considered and rejected:**

No other options were considered.

## **30 Revenue Budget Monitoring Report Q1**

The Cabinet Member (Finance and Public Protection) Councillor Matthew Tomlinson presented a report that set out the revenue and reserves forecast for 2023/24 for the Council, based on the position as at 31 July 2023.

Councillor Tomlinson explained the report considered day to day spending and that if business carried on as it is now throughout the year there was an anticipated overspend by £320,000. Councillor Tomlinson emphasised the report was a forecast and the quarterly monitoring reports gave an opportunity for issues to be flagged early.

Council had agreed to keep £4 million in general reserves and due to last years underspend the balance was currently standing at £4.5 million, should the overspend occur this year it would bring the general reserves down to £4.2 million.

Councillor Tomlinson highlighted an issue with spending in waste services and advised the Cabinet Member (Neighbourhoods and Waste) was looking into the service with the Director of Customer and Digital.

# Agenda Item 3

4

Another overspend was occurring in the Housing service due to a larger increase in presentations of homelessness. Housing benefit had not kept up with the recent rent increases and would no longer cover private renting in South Ribble. This was acknowledged to be a national problem. Councillor Tomlinson also provided that the social housing providers within the borough were not currently planning on building any new social housing.

Members on Cabinet agreed that the rising presentations in homelessness was a big problem across the country and discussed what more could be done to help those individuals within South Ribble.

The Cabinet Member (Planning, Business Support and Economic Development) expressed concern that no new social housing was being built by the housing providers and agreed to investigate it further.

## **Resolved: (Unanimously)**

1. To note the 2023/24 forecast outturn for revenue and the level of reserves based on the position as at 31 July 2023.
2. To note the virements made to and from the revenue budget during this year, as detailed in Appendix 2 of the report.
3. Cabinet accepts the recommendations from the Corporate, Performance and Budget Scrutiny Committee.

## **Reasons for recommendations:**

To ensure the Council's budgetary targets are achieved.

## **Other options considered and rejected:**

No other options were considered.

## **31 Credit Union - Progress Update**

The Cabinet Member (Wealth Building, Social Justice, Equality and Diversity) Councillor Jacky Alty, presented a report that sought to update Cabinet on the progress made by Unify Credit Union, following the provision of a grant to provide credit union facilities to those living and working within South Ribble.

Councillor Alty explained that the grant had been agreed to be paid back over a three-year period with Unify establishing a sustainable credit union branch within the borough. It was an alternative to high street lending and brought employment and development opportunities.

Unify were confident that when the contract ends in March 2024, they would be sustainable, with 613 loans issued in the first year of running. They had also employed an apprentice at national living wage with the apprenticeship now concluded, the individual had secured a full-time position with Unify.



# Agenda Item 3

5

Councillor Alty advised that Unify had met some of the Community Hub Chairs and were exploring how the union could be taken to satellite locations across the borough.

Members of the Cabinet congratulated the Cabinet Member (Wealth Building, Social Justice, Equality and Diversity) on the successes of the credit union and commended the work of the union in providing a valuable service to residents.

Members not on Cabinet explained that Unify had recently attended a meeting of the Chairs and Vice-Chairs of Community Hubs and had demonstrated the benefits of the Credit Union. Residents now had an option to borrow from a business that was ethical and putting money back into the community.

## **Resolved: (Unanimously)**

1. Cabinet are asked to note the report.

## **Reasons for recommendations:**

To update Cabinet on the progress made by Unify Credit Union, following the provision of grant funding to provide credit union facilities to residents and anyone who works within South Ribble.

## **Other options considered and rejected:**

No other options were considered.

Chair

Date

This page is intentionally left blank

# Agenda Item 5



Report of	Meeting	Date
Interim Deputy Chief Executive (Introduced by Deputy Leader and Cabinet Member (Property, Assets, Commercial Services and Major Developments))	Cabinet	Wednesday, 11 October 2023

## Award of Contract for the replacement of play area equipment on Withy Grove Play Area

Is this report confidential?	No
Is this decision key?	Yes
Savings or expenditure amounting to greater than £100,000	Significant impact on 2 or more council wards

### Purpose of the Report

1. This report is asking Cabinet to award the Contract to replace the central tower at Withy Grove Park Playground in Bamber Bridge for a fixed price of £110k

### Reasons for recommendations

2. A decision is required by Cabinet for contract award due to the project value. Award of the contract will allow the project to replace the playground equipment to be progressed.

### Recommendations to Cabinet

3. That Cabinet agree to award the Contract to Kompan Ltd to replace the tower slides at Withy Grove Park Playground for a fixed price of £110,000

### Other options considered and rejected

4. The option of not replacing the tower slide with a similar item of equipment was considered and rejected as the item formed the centrepiece of the play area and Withy Grove Park is one of the few parks in the borough where such an item can be installed due to the amount of space available.

### Corporate priorities

An exemplary council	Thriving communities
A fair local economy that works for everyone	<b>Good homes, green spaces, healthy places</b>

# Agenda Item 5

## Background to the report

5. During the Summer of 2022 (1<sup>st</sup> August and 10<sup>th</sup> August) two separate fires were started at Withy Grove Park Play Area which resulted in the loss of the Tower Slide unit in centre of the play area.
6. Following the incident, the area around the tower was closed for a short period whilst investigations took place into the integrity of the remaining structure and the Council had the chance to involve the insurance section and identify a way forward. Following consultation with the manufacturer of the equipment (Proludic) who installed the original play area in 2007 it was advised that the remaining parts of the tower were not recommended for retention due to distortion by the heat of the fire. It was also advised that a like for like replacement would not be possible as the company no longer manufactures many of the main component parts of the item.
7. However, Proludic were able to calculate a price for the supply and installation of the item in today's prices and working closely with the Council's insurance section and following extensive negotiations with the loss adjuster, an agreement was reached on a sum of £110K to replace the item.
8. Permission from the loss adjuster was given to remove the remains of the tower slide which was carried out on the 18<sup>th</sup> January 2023.
9. Discussions have been held with both the fire service and police around the incidents and how the resilience of the site can be developed with upgraded CCTV and other measures to deter damage and anti-social behaviour.
10. A full Procurement process has now been undertaken as shown below.

## The Proposal

10. It is proposed to replace the original 2007 tower slide with a new piece of equipment in the existing woodchip pit at Withy Grove Park playground.
11. A replacement item has been procured by a design and build process openly advertised on the Chest and Contracts Finder whereby bidders were given a maximum budget and invited to submit designs for a replacement item. The Contractor with the design that scored the most for equipment offered, play value and longevity is the one recommended for award of contract.
12. Table of Bids Received:

Bidder	Tender Complete & Within Budget	Quality Total	Social Value Total	Combined Total Score
<b>Kompan</b>	<b>PASS</b>	<b>82</b>	<b>7.20</b>	<b>89.20</b>
5	PASS	78	4.61	82.61
4	PASS	74	6.61	80.61
1	PASS	66	11.25	77.25
3	PASS	67	6.73	73.73

# Agenda Item 5

6	PASS	69	2.60	71.60
7	PASS	67	2.92	69.92

## Climate change and air quality

13. The work noted in this report impact on the following areas of climate change and sustainability targets of the Council's Green Agenda:

- Reducing waste production.

14. The following remediations have been undertaken to limit the environmental effect:

- Waste materials arising from the works including timber, metal and stone, will be reused on site where possible and recycled off site where needed minimising the amount of material disposed of at landfill.

## Equality and diversity

15. As part of preparing the 2023-24 Business Plan for Parks and Open Spaces an Equality Impact Assessment has been carried out on the whole service including play areas. As we instigate this project, we will sense check the overall EIA and apply it to this project.

## Risk

16. A Risk Register is in place for capital improvement works to play areas.

17. There is always a risk of misuse and vandalism of play areas and therefore design specifications seek to ensure equipment and other facilities are as robust as possible whilst remaining attractive and providing high levels of play value.

## Comments of the Statutory Finance Officer

18. This cost of this project are covered from within the existing, approved capital programme.

## Comments of the Monitoring Officer

19. A procurement process has been carried out that is compliant with our Contract Procedure rules. A formal contract will be entered into. There are no concerns from a Monitoring Officer perspective.

## Background documents

Cabinet Report 24/05/2023 – Requesting new budget in capital programme for the replacement of the tower slide (expenditure to be reimbursed by insurance claim).

## Appendices

There are no appendices to this report

# Agenda Item 5

Report Author:	Email:	Telephone:	Date:
Neil Anderson (Head of Parks and Open Spaces) and Greg Clark (Parks & Open Spaces Programme Manager)	neil.anderson@southribble.gov.uk, greg.clark@southribble.gov.uk		

This decision will come into force and may be implemented five working days after its publication date, subject to being called in in accordance with the Council's Constitution.

# Agenda Item 7

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank



Document is Restricted

This page is intentionally left blank

# Agenda Item 8

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank