

Notice of Cabinet

Date: Wednesday, 30 September 2020 at 10.00 am

Venue: Virtual Meeting



Membership:

Chairman:

Cllr V Slade

Vice Chairman:

Cllr M Howell

Cllr L Allison

Cllr D Brown

Cllr L Dedman

Cllr A Hadley

Cllr S Moore

Cllr M Phipps

Cllr Dr F Rice

Cllr K Wilson

All Members of the Cabinet are summoned to attend this meeting to consider the items of business set out on the agenda below.

The press and public are welcome to view the live stream of this meeting at the following link:

<https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?CId=285&MId=4255&Ver=4>

If you would like any further information on the items to be considered at the meeting please contact: Sarah Culwick (01202 795273) or email democratic.services@bcpCouncil.gov.uk

Press enquiries should be directed to the Press Office: Tel: 01202 454668 or email press.office@bcpCouncil.gov.uk

This notice and all the papers mentioned within it are available at democracy.bcpCouncil.gov.uk

GRAHAM FARRANT
CHIEF EXECUTIVE

22 September 2020



Available online and
on the Mod.gov app



Maintaining and promoting high standards of conduct

Declaring interests at meetings

Familiarise yourself with the Councillor Code of Conduct which can be found in Part 6 of the Council's Constitution.

Before the meeting, read the agenda and reports to see if the matters to be discussed at the meeting concern your interests

Do any matters being discussed at the meeting relate to your registered interests?

Disclosable Pecuniary Interest

Yes

Declare the nature of the interest

Do NOT participate in the item at the meeting. Do NOT speak or vote on the item EXCEPT where you hold a dispensation

You are advised to leave the room during the debate

Local Interest

Yes

Declare the nature of the interest

Applying the bias and pre-determination tests means you may need to refrain from speaking and voting

You may also need to leave the meeting. Please seek advice from the Monitoring Officer

No

Do you have a personal interest in the matter?

Yes

Consider the bias and pre-determination tests

You may need to refrain from speaking & voting

You may also need to leave the meeting. Please seek advice

No

You can take part in the meeting speak and vote

What are the principles of bias and pre-determination and how do they affect my participation in the meeting?

Bias and predetermination are common law concepts. If they affect you, your participation in the meeting may call into question the decision arrived at on the item.

Bias Test

In all the circumstances, would it lead a fair minded and informed observer to conclude that there was a real possibility or a real danger that the decision maker was biased?

Predetermination Test

At the time of making the decision, did the decision maker have a closed mind?

If a councillor appears to be biased or to have predetermined their decision, they must NOT participate in the meeting.

For more information or advice please contact the Monitoring Officer
(anne.brown@bcpcouncil.gov.uk)

Selflessness

Councillors should act solely in terms of the public interest

Integrity

Councillors must avoid placing themselves under any obligation to people or organisations that might try inappropriately to influence them in their work. They should not act or take decisions in order to gain financial or other material benefits for themselves, their family, or their friends. They must declare and resolve any interests and relationships

Objectivity

Councillors must act and take decisions impartially, fairly and on merit, using the best evidence and without discrimination or bias

Accountability

Councillors are accountable to the public for their decisions and actions and must submit themselves to the scrutiny necessary to ensure this

Openness

Councillors should act and take decisions in an open and transparent manner. Information should not be withheld from the public unless there are clear and lawful reasons for so doing

Honesty & Integrity

Councillors should act with honesty and integrity and should not place themselves in situations where their honesty and integrity may be questioned

Leadership

Councillors should exhibit these principles in their own behaviour. They should actively promote and robustly support the principles and be willing to challenge poor behaviour wherever it occurs

AGENDA

Items to be considered while the meeting is open to the public

1. Apologies

To receive any apologies for absence from Councillors.

2. Public Issues

To receive any public questions, statements or petitions submitted in accordance with the Constitution, which is available to view at the following link:

<https://democracy.bcpCouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>

The deadline for the submission of a public question is 4 clear working days before the meeting.

The deadline for the submission of a public statement is midday the working day before the meeting.

The deadline for the submission of a petition is 10 working days before the meeting.

3. Declarations of Interests

Councillors are requested to declare any interests on items included in this agenda. Please refer to the workflow on the preceding page for guidance.

Declarations received will be reported at the meeting.

4. Confirmation of Minutes

7 - 20

To confirm and sign as a correct record the minutes of the Meeting held on 9 September 2020.

5. Recommendations from the Overview and Scrutiny Board

To consider recommendations from the Overview and Scrutiny Board on items not otherwise included on the Cabinet Agenda.

6. Installation of Combined Heat and Power Unit, The Club at Meyrick Park

21 - 24

The club at Meyrick Park wish to install a Combined Heat and Power Unit (CHP) in order to deliver savings on electricity, heat and carbon generation.

7. Managing Unauthorised Encampments: Members Working Group Report

25 - 48

To advise Cabinet of the considerations undertaken and subsequent recommendations brought forward by the cross-party members working group for unauthorised encampments

The report contains items considered and options reviewed in reaching a

consolidated policy for the management of encampments and the future options for the control of unauthorised encampments across BCP Council. This includes the recommendations for:

1. Policies for the management of future encampments
2. Policies regarding target hardening of sites
3. The feasibility for pre-emptive injunctions
4. The feasibility of providing alternative stopping places

8. Highway Maintenance Funding 2020/21 report

49 - 64

This Cabinet report has been developed to:

1. Note the allocation of £2.864M of Dept for Transport (DfT) Pothole Funding and seek approval to add it into the 2020/21 LTP Capital Programme.
2. Seek recommended approval to deliver the proposed programme outlined in Appendix A to utilise the £2.864M Pothole Fund award.
3. Note the allocation of £4.184M of Dept for Transport (DfT) Challenge Funding and seek approval to add it into the 2020/21 LTP Capital Programme.
4. Seek recommended approval to deliver the proposed programme outlined in Appendix B to utilise the £4.184M Challenge Fund award
5. Outline funding shortfalls within Highway Delivery to fulfil Council statutory obligations as set out in Section 41 & 58 Highways Act 1980 and the Well Managed Highways Infrastructure code of practice 2016.
6. Seek to address the in-year (2020/21) funding gap for Highway Delivery Services approved spend - to support repairs, maintenance and asset replacement in order to enable the fulfilment of the Council's statutory duties.

9. Christchurch Bay and Harbour Flood and Coastal Erosion Risk Management Strategy

65 - 72

A new Flood and Coastal Erosion Risk Management (FCERM) Strategy covering Christchurch Bay and Harbour is needed to guide long term sustainable coastal and tidal flooding and erosion risk management. This Cabinet report is seeking approval to progress procurement of specialist consultancy services to develop the strategy using Flood Defence Grant in Aid (FDGiA) funding which is in the process of being secured by the Environment Agency. This work will ultimately lead to an FCERM Strategy approved by the Environment Agency against which subsequent studies, schemes and beach management plans can be developed, without the need to assess the strategic options on a site-by-site basis for each scheme. This will provide the basis for future FDGiA bids for schemes to mitigate the risk of flooding or erosion to the residents and businesses in the Christchurch Bay and harbour area. There will be zero net cost to BCP council in producing the Strategy.

10. Flood Defences - Poole Bridge to Hunger Hill

73 - 84

Poole town centre is at considerable flood risk which will increase over time with the effects of climate change. Recent schemes have been completed from Baiter to Poole Bridge, delivered by both the Environment Agency (EA) and Poole Harbour Commissioners (PHC). However, the area remains at risk due to the ageing infrastructure between Poole Bridge and Hunger Hill. BCP Council is leading on a proposal for tidal flood defences on the remaining frontage.

The current policy of flood defence delivery through regeneration and private development has not provided the required level of investment. Our proposal is to deliver via a single scheme, led by the council, working in liaison with the various landowners.

The costs to build the defences are estimated at circa £12m for delivery of all primary works in a single phase. The OBC confirms it is all eligible via Flood Defence Grant in Aid.

This is implementing the preferred option from the (2014) Poole Bay, Poole Harbour and Wareham, Flood and Coastal Erosion Risk Management Strategy (PWFRMS). This approved strategy identified that within Central Poole Cell there are 573 properties at flood risk in the present day 1% AEP event, rising to over 2,000 properties at flood risk by 2110.

The preferred option is for a new quay wall between the bridges and a crown wall in addition to the existing defences north of RNLI, along with some localised land raising and flood gates around the RNLI site. The most economic approach allows for adaptive phasing, with minor additional works (~£836k) planned for 2071 and 2105. The OBC currently states BCP will underwrite the cost of the future phases.

The scheme should be a catalyst for future development along West Quay Road, and public realm enhancement, identified in the Local Plan (2018), also providing continuous pedestrian and cycle access from the Town Quay to Holes Bay. New quay wall heights and public walkways will be consistent with any redevelopment of the power station site on the opposite side of Backwater Channel.

11. Complaints and 2019/20 LGSCO annual report

85 - 128

The Local Government and Social Care Ombudsman (LGSCO) provides an independent and impartial service to investigate complaints about Councils, or actions taken by another body on behalf of the Council.

The LGSCO provides a report annually which details the number of enquiries, investigations and resolved complaints for each authority in the past financial year. BCP Council's annual report is attached as Appendix A

The 2019/20 report shows that the number of enquiries to the LGSCO have risen slightly, as have the investigations, but there has been a fall in the number of investigations upheld by the Ombudsman to 50%. There are no major concerns relating to LGSCO findings.

This report includes some details on the number of complaints to BCP

Council in 2019/20 (970). However, inconsistencies within identification, recording and monitoring of complaints across the organisation mean that detailed analysis of this data is currently difficult.

Adults and Children's Social Care complaints follow a different statutory process and their reports are reviewed at Overview and Scrutiny committee. The Adults Social Care report is attached as Appendix B.

12. 2019/20 End of Year Performance Report

129 - 164

This report provides an overview of performance for the first year of BCP Council.

The report has been informed by the interim basket of measures used for the mid year report and progress with actions set out in the delivery plans that make up the Corporate Strategy.

The performance measures are sourced from data the Council provides as part of the statutory return process and some other local measures identified by Service Units during 2019/20.

Performance is presented across a range of interactive dashboards which include progress and updates for:

- The Corporate Strategy priorities
- UN Sustainability Goals
- Equality & Diversity

The basket of performance measures will be enhanced to include the outcome measures set out in the delivery plans, once supporting measurement systems are in place.

The table of measures at Appendix A shows progress for the whole year and includes benchmarking data where this is available.

The report identifies some key improvements and some performance issues. These are addressed in more detail in exception reports, attached as Appendix B to the report.

13. Cabinet Forward Plan

To consider the latest version of the Cabinet Forward Plan for approval.

No other items of business can be considered unless the Chairman decides the matter is urgent for reasons that must be specified and recorded in the Minutes.