

EXECUTIVE – 13th SEPTEMBER 2010 AT 6.00 P.M.

PRESENT: Councillor Simmons, Councillors Akbar, Ashraf, Bailey MBE, R. J. Davis, Harris, M. Hussain, Khan and Taylor.

APOLOGIES: Councillors Roden

IN ATTENDANCE: Councillors Franks and Rutstein

DECISIONS SHEET

Exemptions from the call-in process:

- (1) If the Council would be likely to suffer legal prejudice***
- (2) If the Council would be likely to suffer financial prejudice***
- (3) Where the calling-in of the decision would result in the decision not being capable of implementation at all***
- (4) Where the decision is to incur or forego expenditure of £5,000 or less except where the decision has been taken otherwise that in accordance with the Council's Policy Framework or any policies, practices, or procedures adopted by the Executive***
- (5) Where the decision results from a reference or report or recommendation from the Overview and Scrutiny Board or from a Task and Finish Group.***
- (6) Where the decision will be the subject of a recommendation to the Full Council***

| AGENDA ITEM/ WARD(S) AFFECTED | SUBJECT | DEC. NO. | DECISION AND REASONS FOR DECISION | OTHER OPTIONS CONSIDERED |
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| 2.1 | Published decisions of the Executive held on 23 rd August 2010. | EX/154/10 | That the published decisions of the meeting of the Executive held on 23 rd August 2010 be agreed as a correct | |

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| | | | <p>record of the meeting.</p> <p>Reason: Administrative</p> | |
| 4.1 | Membership of the Luton Joint Negotiation and Consultative Committee | EX/155/10 | <p>That Councillor Harris be replaced by Councillor Simmons on the Luton Joint Negotiation and Consultative Committee (LJNCC) for the forthcoming meeting only (15th September 2010)</p> <p>Reason: Administrative</p> <p>(Note: The above item was considered by the Executive in compliance with Regulation 16 of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 (Special Urgency)).</p> <p>EXEMPT FROM CALL IN – CATEGORY 3.</p> | To consider another Member as replacement for Councillor Harris. |
| 8 All | Luton Aquatics Centre Final Business Case | EX/156/10 | <p>(i) That the Luton Aquatics Centre Final Business case (FBC) as attached at Appendix A to the report of the Chief Executive/Head of Corporate Finance (Ref: 8) be approved.</p> <p>(ii) That the BSF Project Director be authorised along with another authorised</p> | To decide not to proceed with the development of the Aquatic Centre. |

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| | | | <p>signatory to sign all relevant contracts with the Luton Learning and Community Partnership (LLCP) in relation to contractual and financial close.</p> <p>(iii) That funding for amendment of the restrictive covenant affecting Title to the new Centre site and works removing the existing Centre structures be approved.</p> <p>Reason: To progress the Luton Aquatic Centre Development.</p> | |
| 9 All | Consultation on the Bedfordshire and Luton Compact | EX/157/10 | <p>(i) That the draft response attached as Appendix A to the report of the Director of Environment and Regeneration (Ref: 9) be approved.</p> <p>(ii) That the Local Strategic Partnership Manager be authorised, following consultation with the Executive Member with Portfolio Responsibility for Community Engagement (Councillor Bailey) and with partners through the Luton Forum, to finalise the Council's response to the Bedfordshire and Luton Compact.</p> <p>Reason: To enable effective partnership working between Government and the Third Sector.</p> | <p>(i) To make no response to the consultation paper;</p> <p>(ii) To amend the response to the consultation paper;</p> <p>(iii) To respond only as a member of the Luton Forum.</p> |

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| 10 South | Town Hall Square and Traffic Restrictions in George Street pedestrian Area. | EX/158/10 | <p>(i) That the implementation of the Town Hall Square street scene improvements outlined in the report of the Head of Engineering and Transportation (Ref: 10) be agreed.</p> <p>(ii) That the proposed amendments to Traffic Regulation Orders to further restrict vehicular access to George Street pedestrianised area as outlined on the Plan attached at Appendix A to the report of the Head of Engineering and Transportation(Ref: 10) be agreed.</p> <p>Reason: To improve the Town centre pedestrian environment and community safety.</p> | To make alternative recommendations or reject the proposals. |
| 11 All | Finance and Local Area Agreement Performance Quarter 1 2010/11 | EX/159/10 | <p>(i) That the actions currently underway to bring red LAA targets back on track summarised in the joint report of the Head of Corporate Finance and the Head of Strategic Planning, Policy and Performance (Ref: 11) be noted.</p> <p>(ii) That the budget monitoring position set out in the joint report (Ref: 11) be noted.</p> | To decide to refer any specific issues to the Portfolio Holders' performance meetings or the partnership Theme Boards. |

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| | | | <p>(iii) That the proposed transfers to the Reorganisation Reserve as detailed in paragraphs 12 and 16 of the report (Ref: 11) be approved.</p> <p>(iv) That release and spend approval be given to the capital schemes set out below:</p> <p>a) C&L61 Devolved Formula Capital 09/10 - £1.862m. Increased cost funded by 2009/10 Revenues Contribution to Capital Outlay (RCCO).</p> <p>b) E&R11 Luton Station Gateway - £175k – Increased cost funded by Government Grant.</p> <p>c) E&R18 Highways H&S 2010/11 - £13.5k – Increased cost funded by s106 agreements.</p> <p>d) E&R19 Quantock Rise Roundabout - £82.4k – Increased cost funded by Developer funding.</p> <p>e) E&R25 Provision of shelter at The Vale - £23.3k – Increased cost funded by RCCO.</p> | |
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| | | | Reason: To be updated on the Council's performance and financial position. | |
| 12 | Budget Guidelines Planning and Issues | EX/160/10 | <p>(i) That the 2011/12 estimate guidelines as set out in Appendix A to the joint report of the Head of Corporate Finance and Head of Capital and Asset Management (Ref: 12), be approved as the basis for the preparation of a budget for 2011-12, and a medium term financial plan and strategy for submission to Budget Council in February 2011.</p> <p>(ii) That it be noted that some budget related decisions may need to be taken in advance of the Budget Executive, in order to maximize the savings made in 2011/12.</p> <p>(iii) That the approach to the capital programme as set out at paragraphs 15 to 21 in the report (Ref: 12) be approved.</p> <p>Reason: To facilitate the budget preparation process.</p> | <p>(i) To determine alternative budget guidelines.</p> <p>(ii) To determine an alternative approach to budget consultation.</p> <p>(iii) Not to agree the budget protocol.</p> <p>(iv) To request further information or propose an alternative approach.</p> |
| 13 Farley Hill | Pedestrian Only right of Way at 133 Whipperley | EX/161/10 | (i) That the grant of an annual Licence for a pedestrian only Right of Way to the | Do nothing. Not to approve the right of way would |

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| | Way | | <p>rear of 133 Whipperley Way be approved.</p> <p>(ii) That the Head of Capital and Asset Management be authorised to negotiate and agree the detailed terms of this Licence.</p> <p>Reason: To allow the tenant to have access to the rear of the property.</p> | prevent the tenant from accessing the rear of her property. |
| 14 All | Private Sector Renewal Strategy | EX/162/10 | <p>(i) That the Private Sector Renewal Strategy set out at Appendix A to the report of the Head of Housing (Strategy and Private Sector) (Ref: 14) and its supporting Action Plan set out at Appendix B to that report be endorsed.</p> <p>(ii) That the Head of Housing (Strategy and Private Sector) be instructed to proceed with the introduction of the Luton Landlord Accreditation Scheme set out at Appendix C to the report. (Ref: 14)</p> <p>(iii) That the Head of Housing (Strategy and Private Sector) be instructed to proceed with the proposed changes to the Decent Homes Assistance.</p> | To reject the proposals and instruct the Head of Housing (Strategy and Private Sector) to prepare alternative options. |

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| | | | <p>(iv) That the Director of Housing and Community Living, following consultation with the Executive Member with Portfolio Holder Responsibility for Housing (Councillor Akbar) be authorised to make any final amendments to the Strategy.</p> <p>Reason: To help to improve public health and housing standards across the private sector housing stock.</p> | |
| 15 | Local Government Act 1972, Part VA | EX/163/10 | <p>A resolution was passed under Regulation 21(1)(b) of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and the public were excluded from the remainder of the meeting as it was likely that if members of the public were present during consideration of the item remaining there would be disclosure to them of exempt information falling within those Paragraphs of Part 1 of Schedule 12A to the Local Government Act 1972 indicated in respect of each item.</p> <p>Reason: Statutory</p> | |
| 16 | Estate Services Review - | EX/164/10 | REPORT WITHDRAWN | |

| All | Revisions | | | |
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| 17 All | Cancellation of Part of Luton Borough Council's BSF Project | EX/165/10 | <p>That resolutions (i) and (ii) of the joint report of the Corporate Director of Children and Learning and the BSF Project Director (Ref: 17) be agreed.</p> <p>Reason: To progress Luton's involvement in the BSF Programme.</p> <p>(Note: (i) The above item was considered by the Executive in compliance with Regulation 16 of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 (Special Urgency)</p> <p>(ii) The above item was considered in private by virtue of Paragraphs 3 and 5 of Part 1 of Schedule 12A to the Local Government Act 1972, Part VA.)</p> <p>EXEMPT FROM CALL IN – CATEGORIES 1 AND 2</p> | To take no action |
| 18 Northwell | Thricknells Close Garage Site – CPO Action | EX/166/10 | <p>That resolutions 1 (a) – (c) of the report of the Head of Housing Strategy and Private Sector (Ref: 18) be agreed.</p> <p>Reason: To improve the site</p> | Not to follow the legal advice given. |

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| | | | <p>(Note: (i) The above item was considered by the Executive in compliance with Regulation 16 of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 (Special Urgency)</p> <p>(ii) The above item was considered in private by virtue of Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972, Part VA.)</p> | |
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The meeting ended at 6.40p.m.

DATE OF PUBLICATION: 15th September 2010

CALL IN DEADLINE: 22nd September 2010