

# NOTICE OF MEETING

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## CABINET

**TUESDAY, 9 MARCH 2021 AT 12.00 PM**

## VIRTUAL REMOTE MEETING

Telephone enquiries to Anna Martyn - Tel 023 9283 4870

Email: [Democratic@portsmouthcc.gov.uk](mailto:Democratic@portsmouthcc.gov.uk)

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## Membership

Councillor Gerald Vernon-Jackson CBE (Chair)

Councillor Steve Pitt (Vice-Chair)

Councillor Chris Attwell

Councillor Dave Ashmore

Councillor Suzy Horton

Councillor Lee Hunt

Councillor Darren Sanders

Councillor Lynne Stagg

Councillor Matthew Winnington

Councillor Hugh Mason

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(NB This Agenda should be retained for future reference with the minutes of this meeting.)

Please note that the agenda, minutes and non-exempt reports are available to view online on the Portsmouth City Council website: [www.portsmouth.gov.uk](http://www.portsmouth.gov.uk)

**Deputations by members of the public may be made on any item where a decision is going to be taken. The request should be made in writing to the contact officer (above) by 12 noon two working days before the meeting, and must include the purpose of the deputation (for example, for or against the recommendations). Email requests are accepted.**

## A G E N D A

- 1 Apologies for Absence**
- 2 Declarations of Interests**
- 3 Record of Previous Decision Meeting - 2 February 2021 (Pages 11 - 16)**

A copy of the record of the previous decisions taken at Cabinet on 2 February 2021 are attached.

- 4 Annual Capital Strategy (Pages 17 - 50)**

### Purpose

1. To enable the City Council to adopt a long term Capital Strategy from

2021/22 onwards.

2. To inform members and the wider community of the Council's Capital Strategy.
3. To ensure that Members are aware of the overall strategy, governance procedures and risk appetite.
4. To highlight the inter-relationship between business planning the Capital Strategy, Capital Programme, the Revenue budget, the Medium Term Financial Strategy and Treasury Management.
5. To ensure the council has sufficient liquidity to meet the cashflow arising from the capital programme.

**RECOMMENDED (for Council)**

1. That Part I of the Capital Strategy (Capital Expenditure and Aspirations) be approved including:
  - a) The Short / Medium / Long-term Aspirations set out in Appendix 1.
2. That Part II of the Capital Strategy (Borrowing and Investing) be approved including:
  - a) The Minimum Revenue Provision (MRP) for Debt Repayment Policy (Part II, (paragraph 1.5)
  - b) The investment indicators in Part II - Appendix 2 (Part II, paragraph 2.5)
  - c) That the Director of Finance and Resources (Section 151 Officer) will bring a report to the next Cabinet and City Council if (Part II, paragraph 2.5):
    - (i) The Council's gross General Fund (GF) debt exceeds 450% of GF net service expenditure or;
    - (ii) Overall investment income from investment properties and long term treasury management investments exceeds 9.0% of GF net service expenditure.

**5 Treasury Management 2021 / 2022 (Pages 51 - 88)**

**Purpose**

To obtain the Council's approval of the updated Treasury Management Policy Statement (attached) which includes the Annual Investment Strategy.

**RECOMMENDED (for Council)**

1. That the upper limit for principal sums invested for longer than 365 days contained in paragraph 4.7 of the attached Treasury Management Policy Statement be approved;
2. That the upper and lower limits on the maturity structure of borrowing contained in appendix 5.1 of the attached Treasury

**Management Policy Statement be approved;**

- 3. That the attached Treasury Management Policy Statement including the Treasury Management Strategy and Annual Investment Strategy for 2021/22 be approved;**
- 4. That the following change compared to the previous Annual Investment Strategy be noted:**
  - i. that a second loans pool be established in 2020/21 consisting of the three £20m loans that were taken from the Public Works Loans Board (PWLB) at the Housing Revenue Account (HRA) Certainly Rate, and that the borrowing costs on these loans be charged to the HRA in their entirety.**
- 5. As set out in paragraph 1.4 of the Treasury Management Policy Statement, the Director of Finance and Resources (Section 151 Officer) and officers nominated by him have delegated authority to:**
  - i. invest surplus funds in accordance with the approved Annual Investment Strategy;**
  - ii. borrow to finance short term cash deficits and capital payments from any reputable source within the authorised limit for external debt of £963m approved by the City Council on 9 February 2021;**
  - iii. reschedule debt in order to even the maturity profile or to achieve revenue savings;**
  - iv. to buy and sell foreign currency, and to purchase hedging instruments including forward purchases, forward options and foreign exchange rate swaps to mitigate the foreign exchange risks associated with some contracts that are either priced in foreign currencies or where the price is indexed against foreign currency exchange rates;**
- 6. That the Director of Finance and Resources (Section 151 Officer) has the power to delegate treasury management operations to relevant staff;**
- 7. That the Chief Executive, the Leader of the City Council and the Chair of the Governance and Audit and Standards Committee be informed of any variances from the Treasury Management Policy when they become apparent, and that the Leader of the City Council be consulted on remedial action (paragraph 1.2.2 of Treasury Management Policy Statement).**

## **6 Review of the Hampshire Minerals and Waste Plan (Pages 89 - 302)**

Purpose

To consider the report on the 2020 review of the Hampshire Minerals and Waste Plan (HMWP) (2013) and endorse the decision update the Plan in partnership with the other Hampshire authorities, as per the Council's statutory responsibilities as the minerals and waste planning authority for Portsmouth.

**RECOMMENDED (for Council)**

- 1. Endorses the decision to update the Hampshire Minerals and Waste Plan, as per the recommendations of 2020 Review of the Hampshire Minerals and Waste Plan report (attached in Appendix 1 and summarised in this report).**
- 2. Recommends that this decision is reported for future consideration by Full Council, in accordance with the requirements of sections 15(8) and 16 of the *Planning and Compulsory Purchase Act 2004* and *National Planning Practice Guidance* on plan making and in-line with Reg 4(1) & Sh 3 of the *Local Authorities Functions and Responsibility Regulation 2000* (as amended).**

**7 CIL Money for Eastney & Craneswater (Pages 303 - 312)**

**Purpose**

To consider whether to approve the expenditure of Community Infrastructure Levy - Neighbourhood (CILN) funding in respect of proposed art work enhancement to the current mural located on the wall of No. 1 Waverley Road, Southsea. The consideration has been escalated to Cabinet as a result of differing views between the ward members of Eastney & Craneswater.

**RECOMMENDED that the Cabinet**

**Considers approving the allocation of funding from the relevant CILN fund as supported by Cllr Winnington; or alternatively refusing the allocation as supported by Cllr Stubbs and Cllr Symes.**

**8 Community Infrastructure Levy - Crowdfunding Platform (Pages 313 - 364)**

**Purpose**

To seek Cabinet agreement to the commissioning of a Portsmouth wide crowdfunding platform to create a Community Infrastructure Transformation Fund (CTF).

**RECOMMENDED the Cabinet**

- 1. Agrees the commissioning of a city wide CIL Neighbourhood crowdfunding scheme at a cost of £4,800 for three years which will be funded through the Community Infrastructure Levy Administration Provision and that funding be made available (estimated £750) for the effective marketing launch for the Platform.**
- 2. Agrees the creation of an earmarked reserve of £50,000 transferred from the available CIL Neighbourhood Funds to provide funding support to projects that comply with the requirements of [CIL](#)**

**Regulations 59F** to deliver outcome in support of the provision, improvement, replacement, operation or maintenance of infrastructure within the city.

3. **Agrees the allocation of funding to projects be delegated to the Assistant Director Planning & Economic Growth, Regeneration in conjunction with the Portfolio holder for Planning Policy & City Development.**

**9 Supporting People in Financial Hardship (Pages 365 - 372)**

Purpose

1. To outline steps taken by the council since the start of the coronavirus pandemic to support Portsmouth residents experiencing financial hardship.
2. To note the contribution of teams across the council, and the collaboration with voluntary sector partners (through for example the HIVE and Tackling Poverty Steering Group) to tackle poverty in the city.

**10 Cabbagefield Row, Havant - Update on progress (Pages 373 - 376)**

Purpose

1. To update the Cabinet on progress with the Cabbagefield Row Site.
2. To explain the benefits to social housing and Portsmouth of developing the site.

**11 Clean Air Fund Eligibility Criteria (Pages 377 - 448)**

Purpose

1. Central Government has imposed a Ministerial Direction on the City Council to deliver a Class B Clean Air Zone (CAZ) (and other measures) to reduce levels of nitrogen dioxide to comply with at least the legal limit value in the shortest possible time.
2. The Clean Air Fund (CAF) measures are intended to support the CAZ by ensuring that particular groups of stakeholders who own or depend on non-compliant vehicles for business operations are not disproportionately impacted by the proposed interventions.
3. The purpose of this report is to outline the eligibility criteria for applicants for the CAF, and set out how applications will be prioritised to ensure those most affected receive support first.

**RECOMMENDED that the Cabinet**

1. **Approve the proposed eligibility criteria and prioritisation lists for determining CAF application outcomes as detailed in the paragraphs below.**
2. **Private Hire and Hackney Carriage applicants may be eligible for the financial incentive where they meet all of the following criteria:**
  - a) **Are the registered keeper and/or owner of a Private Hire or Hackney Carriage taxi/s that is/are non-compliant**
  - b) **The vehicle/s must have been licensed with Portsmouth City Council at**

a time between May 2020 and application.

c) Use reasonable endeavours to continually licence the compliant vehicle/s with Portsmouth City Council for the next 3 years.

d) Have not been in receipt of, are not in the process of applying for, and will not apply for, CAF incentives from another authority.

**3. Bus and Coach, and HGV CAF applications may be eligible for the financial**

**incentive where they meet all of the following criteria:**

**a) Are a business that owns/leases and uses non-compliant vehicles**

**a. Bus and Coach: M3 - GVW over 5000kg and more than 8 seats in addition to the driver**

**b. HGV: N2 - GVW over 3500kg, N3 - GVW over 5000kg**

**b) Must have owned or leased the vehicle/s for at least 12 months prior to**

**application\***

**c) Must have been actively trading for more than 12 months and up to February 2020**

**d) Must be able to evidence frequency of entry to the proposed Clean Air Zone boundary by the existing non-compliant vehicle/s to be upgraded (average 2 or more days per week), and frequency of entry to the Clean Air Zone by the upgraded compliant vehicle/s**

**e) Must evidence the sale of any non-compliant vehicle/s that is/are being**

**replaced through this fund**

**f) Have not been in receipt of, are not in the process of applying for, and will not apply for, CAF incentives from another authority.**

***\*Exceptions may be considered for applicants who propose to replace an***

***existing non-compliant vehicle model that cannot be retrofit with a noncompliant vehicle model that can be retrofit, as part of the CAF application.***

**4. Applications for financial support for upgrading Buses and Coaches through the CAF will be prioritised based on how well they score in meeting the following criteria, which is listed in order of importance to achieving the grant's objective:**

**1. You will be prioritised if you are a small or medium size (0-249 employees), ahead of applicants representing large businesses (250+ employees)**

**2. You will be prioritised if you trade from either Portsmouth or on the Isle of Wight and your commercial operations would be detrimentally impacted or not possible without access to the Clean Air Zone, ahead of applicants who are registered and located outside of Portsmouth and Isle of Wight and/or have the ability to re-route commercial operations to avoid the CAZ.**

**3. You will be prioritised if the proportion of non-compliant vehicles in your total fleet limits the ability to rotate your fleet so that only your compliant vehicles use the CAZ, ahead of applicants who have a sufficient number/proportion of compliant vehicles in their fleet to make it possible to use them for CAZ use instead.**

4. You will be prioritised if you can demonstrate that your business is not in administration, insolvent or has a striking-off notice being made
5. You will be prioritised based on your frequency of use of the CAZ, with higher frequency users be prioritised over those who infrequently use the CAZ, and especially whose use is less than 2 days per week on average.
6. You will be prioritised if not receiving funding would result in an impact on local young people, local older people, and local tourism, ahead of those who in not receiving funding would have no impact on these groups.
7. You will be prioritised if you have not been in receipt of other Government funding; ahead of those who have may have received Covid-19 Bus Service Support Grant for example.
8. You will be prioritised where financial and business need can be proven, ahead of those who cannot demonstrate a financial or business need.
9. You will be prioritised if you are able to demonstrate a good maintenance record of vehicle can be evidenced, ahead of those who cannot demonstrate a good maintenance record.

5. Applications for financial support for upgrading HGVs through the CAF will be prioritised based on how well they score in meeting the following criteria, which is listed in order of importance to achieving the grant's objective:

1. You will be prioritised if you are a small or medium size (0-249 employees), ahead of applicants representing large businesses (250+ employees).
2. You will be prioritised if you trade/operate from an address in either Portsmouth or on the Isle of Wight and your commercial operations would be detrimentally impacted or not possible without access to the Clean Air Zone, ahead of applicants who are registered and located outside of Portsmouth and Isle of Wight and/or have the ability to re-route commercial operations to avoid the CAZ.
3. You will be prioritised if the proportion of non-compliant vehicles in your total fleet limits the ability to rotate your fleet so that only your compliant vehicles use the CAZ, ahead of applicants who have a sufficient number/proportion of compliant vehicles in their fleet to make it possible to use them for CAZ use instead.
4. You will be prioritised if you can demonstrate that your business is not in administration, insolvent or has a striking-off notice being made.
5. You will be prioritised if you regularly conduct commercial operations within the Clean Air Zone (two or more times per week).
6. You will be prioritised if you are a businesses who would be most adversely affected by the CAZ charge as a proportion of your business turnover (i.e. due to transportation costs as proportion of turnover, or dependence on deliveries as part of core business).

7. You will be prioritised if you are a businesses that provide hire or reward services to local SMEs, whose Portsmouth based client can support the application by demonstrating the need and business case for funding for that particular supplier.
8. You will be prioritised where financial and business need can be proven, ahead of those who cannot demonstrate a financial or business need.
9. You will be prioritised if you are able to demonstrate a good maintenance record of vehicle can be evidenced, ahead of those who cannot demonstrate a good maintenance record.

6. Grants cannot be awarded retrospectively to vehicle upgrades being completed as part of the CAF scheme.

7. Non-compliant vehicles that are eligible for an exemption from the CAZ charge cannot also apply to the CAF scheme.

8. Delegated Authority is granted to the Cabinet Members for Environment & Climate Change and Traffic & Transport, to review and amend the eligibility criteria and prioritisation criteria following each round of funding, if uptake of the grant is low.

## 12 **Social Value Policy** (Pages 449 - 484)

### Purpose

To set out the Council's formal position in response to several drivers: restorative opportunities to build back better, and greener; to complement the City Vision and its objectives; unlocking greater value in the supply chain through commissioning, procurement, and contract management; strengthen the 'Portsmouth Pound' through greater support of the local economy and generating inward investment; develop and grow new and existing partnerships, embedding value at the heart of them.

### **RECOMMENDED (for Council)**

- **Formally adopt the social value policy that reinforces a strategic position relating to social value as described in Appendix 1**
- **Adopt the roadmap principles, direction and confirm the key actions required to get to social value maturity within the timeline set out as described in Appendix 2.**

## 13 **Community Safety Plan 2021 / 2022** (Pages 485 - 556)

### Purpose

This community safety plan is a statutory requirement for all local authority areas. In Portsmouth this plan will inform the development of the Health and Wellbeing Strategy and consideration of the priorities set out in the plan will enable the Council to discharge its duty under Section 17 of the Crime and Disorder Act to:

*'....exercise its various functions with due regard to the likely effect of the*



*exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area"*<sup>1</sup>

**RECOMMENDED (for Council)**

- 1. Recommends to Full Council it endorses the strategic priorities contained in the Safer Portsmouth Partnership Plan 2021-22 (appendix 1) and**
- 2. The council aligns the relevant budgets to support activity in line with section 17 Crime and Disorder Act 1998 (as amended).**

**14 Replacement for Capita ONE IT system (Pages 557 - 560)**

Purpose

To provide an update on the Capita ONE IT system used by Education.

**15 Creating additional specialist school provision and school places for growing numbers of children with SEND (Pages 561 - 562)**

Purpose

To provide an update on additional specialist school provision and school places for growing numbers of children with special educational needs and disabilities (SEND)

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<sup>1</sup> <https://www.legislation.gov.uk/ukpga/1998/37/section/17>