

Portfolio Holder Decisions /Leader Decision

Monday 18 March 2024

Minutes

Attendance

Committee Members

Councillor Isobel Seccombe OBE

Councillor Margaret Bell

Councillor Peter Butlin

Councillor Andy Crump

1. Developer Funded S278 A425 Banbury Road Myton Road Highway Scheme

Resolved that the Portfolio Holder for Finance and Property gives approval to the addition of the following s278 fully developer-funded highway improvement schemes to the Capital Programme for 2023/24:

A425 Banbury Road/Myton Road Junction Mitigation Scheme - of approximate value £1.5m.

2. Addition to the Education Capital Programme

Resolved that the Portfolio Holder for Finance and Property (Deputy Leader)

- 1) approves the addition to the Capital Programme of the scheme to create additional space in Year 2 and Year 4 at Weddington Primary School at an estimated cost of £0.026 million (£26,000) to be funded from S106 receipts; and
- 2) approves the addition to the Capital Programme of the scheme to improve ICT infrastructure at Aylesford School at an estimated cost of £0.320 million (£320,000) to be funded from S106 receipts.

3. Irrecoverable Debts

Resolved that the Portfolio Holder for Adult Social Care & Health writes-off as irrecoverable the debts as detailed in this report.

4. Irrecoverable Debt Write Off

Resolved that the Portfolio Holder for Finance and Property approves the writing off by the County Council of the debts detailed and for the reasons set out in the report.

5. 0-5 Public Health Nursing Service: Urgent 18-month extension


Resolved that the Leader approves an 18-month extension for the 0-5 Public Health Nursing Service (Health Visiting) contract under Regulation 14 of the Health Care Services (Provider Selection Regime) Regulations 2023.

6. Portfolio Holder Report for Trading Standards Fees and Charges for 2024/25

Resolved that the Portfolio Holder for Fire & Rescue and Community Safety approves the level of the Trading Standards and Calibration Fees and Charges for 2024/25 as set out in the report and Appendix 1.

Portfolio Holder Decision

Developer Funded S278 A425 Banbury Road Myton Road Highway Scheme

Portfolio Holder	Portfolio Holder for Finance and Property
Date of decision	18 March 2024
	Signed 

1. Decision taken

That the Portfolio Holder for Finance and Property gives approval to the addition of the following s278 fully developer-funded highway improvement schemes to the Capital Programme for 2023/24:

A425 Banbury Road/Myton Road Junction Mitigation Scheme - of approximate value £1.5m.

2. Reasons for decisions

- 2.1 On 16th May 2023 Council reconfirmed the delegated power, as set out in the Constitution, to the Leader, or body nominated by them, to approve the addition to the capital programme of projects costing less than £2 million, which are fully funded from external grants, developer contributions or from revenue.
- 2.2 Under Part 2(4) of the Constitution, the power is delegated onwards to the Portfolio Holder for Finance and Property.

3. Background information

- 3.1 A joint planning application was submitted to Warwick District Council by Taylor Wimpey Midlands and Bloor Homes Midlands in respect of land at Asps Farm, Warwick. Planning consent was granted on appeal on 14 January 2016 (ref W/14/0300) and APP/T3725/A/14/2221613) for a large residential development including the erection of up to 900 dwellings, a primary school, a local centre and a Park and Ride facility for up to 500 spaces with vehicular access from Europa Way and Banbury Road.
- 3.2 Subsequent permission was granted for variation of conditions (ref W/20/1642) on

25 February 2021 which stipulates that the developers are required to enter into a Section 278 agreement with Warwickshire County Council for works to be carried out in the limits of the public highway to implement the Banbury Road/Myton Road Junction Mitigation Scheme.

- 3.3 The section 278 works will introduce a signalised junction to replace the existing roundabout at the junction between Banbury Road and Myton Road. The localised carriageway will be widened to introduce a dual lane exit onto Banbury Road south. Banbury Road and Myton Road will remain as two-lane entries into the signalised junction. Bridge End to be changed to entry only with a raised table. A general plan of the s278 works is included in this report.
- 3.4 The principle of the works has been agreed with the Council's signals and development control teams prior to the section 278 agreement being prepared.

4. Financial Implications

- 4.1 As the new highway assets which are being created through these schemes will come on to the Council's balance sheet once complete, the costs incurred by the Council need to be treated as capital expenditure.
- 4.2 Section 278 schemes are fully funded by developer contributions which are ring-fenced for the scheme described above. There are no alternative uses for the contributions and the addition of these schemes will not affect the overall level of available capital resources.
- 4.3 The respective Developers have already committed to funding the technical review work by accepting the Council's fee estimates. The Council's fees for technical review are always collected in advance of the section 278 agreement being completed.
- 4.4 Procurement and subsequent award of construction contracts will only take place once the section 278 agreement has been completed, which will provide 100% of the funding. The section 278 agreement will also require the Developer to provide a bond or cash security of at least 150% of the costs of the works to mitigate any financial risk to the Council. The commencement of the works is dependent on the completion of the technical review, procurement, and contractor mobilisation processes. Any slippage or increase in costs due to changes in the scope of the works will be reported in the normal quarterly monitoring process.

5. Environmental Implications

- 5.1 The environmental impacts of developer-funded highway schemes are considered through the planning approval process.
- 5.2 The contractors on the Council's Framework Contract for the Provision of Engineering and Construction Works have all demonstrated that they hold a certificate of compliance with BS EN ISO 140001 (or equivalent) or have otherwise

satisfactorily demonstrated their policies and arrangements for the management of construction-related environmental issues.

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Director	
Executive Director	Executive Director for Communities, Mark Ryder markryder@warwickshire.gov.uk
Portfolio Holder	Portfolio Holder for Finance and Property, Councillor Peter Butlin peterbutlin@warwickshire.gov.uk

Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the budget and policy framework?	No

List of background papers

Planning consent letter from Warwick District Council. Application Reference: W/20/1642
TAYLOR WIMPEY / BLOOR HOMES General arrangement plan 332210634

Members and officers consulted and informed

Portfolio Holder – Councillor Peter Butlin

Corporate Board – Mark Ryder

Legal – Lucy Adams & Sioned Harper

Finance – Caroline Jones

Equality – n/a

Democratic Services – Helen Barnsley, Amy Bridgewater-Carnall

Councillors – Warwick, Singh Birdi, Boad, Feeney and W Roberts

Local Member: Councillor Parminder Singh Birdi – Warwick South

Councillor John Holland – Warwick West

Councillor Jan Matecki - Budbrooke & Bishop's Tachbrook

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Portfolio Holder Decision Addition to the Education Capital Programme

Portfolio Holder	Portfolio Holder for Finance and Property
Date of decision	18 March 2024
	Signed 

1. Decision taken

That the Portfolio Holder for Finance and Property (Deputy Leader)

- 1.1 approves the addition to the Capital Programme of the scheme to create additional space in Year 2 and Year 4 at Weddington Primary School at an estimated cost of £0.026 million (£26,000) to be funded from S106 receipts; and
- 1.2 approves the addition to the Capital Programme of the scheme to improve ICT infrastructure at Aylesford School at an estimated cost of £0.320 million (£320,000) to be funded from S106 receipts.

2. Reasons for decisions

- 2.1 The Portfolio Holder has delegated authority to add schemes to the Capital Programme where the value is less than £2,000,000 and the scheme is fully funded from external grants, developer contributions or from revenue. Funding from developer contributions can only be used for a limited range of purposes specified in the relevant agreement. The Infrastructure Team has confirmed the availability and use of the funding.

3. Background information

Weddington Primary School

- 3.1 Current pupil numbers suggest a shortfall of places is expected by the end of 2024/25 academic year in the Nuneaton Northeast planning area. Whilst there is a shortfall across a number of year groups, there is capacity in neighbouring planning areas to meet this localised pressure in places. The sufficiency team have identified that Year 2 and Year 4 in September 2024 are tight in available places across the rest of Nuneaton and therefore, further places in these year groups are needed to ensure sufficiency of places across the area.

3.2 In order to be able to accommodate the additional forms in years 2 and 4 from September 2024, the school will require furniture, ICT equipment and some refurbishment to make the spaces suitable for teaching. The school will also require some additional dining furniture.

3.3 The total cost of refurbishment, ICT and Furniture is 0.026 million (£26,000) and it is proposed to fund this from developer contributions from development in the area.

Aylesford School

3.4 The funds requested will enable the school to add new facilities and make further significant improvements to their ICT across all phases of the school.

3.5 The scope of work includes the following:

- Improvements to the teaching wall layout and provision in all classrooms
- Provision of touch screen display technology in all rooms to replace all projectors
- Switch infrastructure to support 10GB fibre installation to both open and closed buildings
- New whole school Aruba WIFI system that supports high bandwidth transmission and extension to primary school.
- Simplification of existing CABs and infrastructure to support more efficient operation and maintenance in closed building
- Additional AV improvements to main hall
- New core servers with associated software.

3.6 The school would like this work to be carried out in tandem with existing remedial works between February – June 2024.

4. Financial Implications

4.1 The capital works outlined in section 3 are estimated to cost £0.346 million (£346,000) and will be funded solely from developer contributions.

4.2 The specific obligation associated with the developer contributions to be utilised at Aylesford School limit use to that school only and therefore cannot be utilised towards meeting place pressures in any other area of the county or for works at any other school.

4.3 The obligation associated with the developer contributions to be utilised at Weddington Primary School does not limit use to this school but the funds have been obtained from a development local to the school.

5. Environmental Implications

- 5.1 The changes to Building Regulations in June 2022 have significantly strengthened sustainable construction methods and whilst not solely changed for environmental purpose, they ensure that future construction recognises environmental challenges.
- 5.2 The associated capital works are anticipated to be minimal with the additional accommodation requirements involving small scale internal alterations and refurbishment.
- 5.3 It is anticipated that there will be a positive impact on air quality and carbon emissions with the introduction of additional places at Weddington Primary School as this will provide more local education provision reducing travel distance and journey times for the learner.

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Portfolio Holder	Cllr Peter Butlin - Portfolio Holder for Finance and Property peterbutlin@warwickshire.gov.uk

Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the budget and policy framework?	No

List of background papers

None

Members and officers consulted and informed

Portfolio Holder – Councillor Peter Butlin

Corporate Board – Nigel Minns

Legal – Guy Darvill

Finance – Brian Smith

Equality – Delroy Madden

Democratic Services – Amy Bridgewater-Carnall

Councillors – Chair & Spokes of Resources OSC & Chair & Spokes of CYP OSC

Local Member(s): Councillor Robert Tromans (Weddington) & Councillor John Holland (Warwick West)

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