

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 4**

**REPORT OF:**                              **Chief Executive, Corporate Finance Manager**

**SUBJECT:**                                 **MEDIUM TERM FINANCIAL STRATEGY AND  
BUDGET 2023/24**

**RECOMMENDATIONS OF REPORT:**

- (1) To receive and note the additional budget requirement;
- (2) To agree the process and timeline for Member workshops;
- (3) To refer the cost pressures to the Overview and Scrutiny Committees in the Autumn; and
- (4) To note the solutions available to meet these cost pressures and re-set the funding strategy for 2023/24.

**DECISION:**                                 As detailed in the recommendations.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                The Forecast for 2023/24 – 2025/26 will be considered by Overview and Scrutiny Committees during September and October.

**RESOURCE IMPLICATIONS:**                As set out in the report.

**DECLARATIONS OF INTEREST:**                None.

**DISPENSATIONS**                                None.

**DATE PUBLISHED:**                         13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**

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**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                    **12 JULY 2022**                    **AGENDA ITEM NO. 5**

**REPORT OF:**                            **Chief Executive**

**SUBJECT:**                                **COUNCIL PLAN 2021/22 END OF YEAR  
PERFORMANCE REPORT**

- RECOMMENDATIONS OF REPORT:**
- (1) To endorse and support levels of progress and confidence in the achievement of priorities within 2021/22 Council Plan;
  - (2) To endorse and support overall performance against 2021/22 Council Plan performance indicators; and
  - (3) To be assured by explanations given for those areas of underperformance.

**DECISION:**                                As detailed in the recommendations.

**REASON FOR DECISION:**            As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**            The reporting measures are monitored by the respective Overview and Scrutiny Committees according to the priority area of interest.

Chief Officers and Senior Managers have contributed towards reporting of relevant information.


**RESOURCE IMPLICATIONS:**            None.

**DECLARATIONS OF INTEREST:**        None.

**DISPENSATIONS**                            None.

**DATE PUBLISHED:**                    13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**

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**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:** **12 JULY 2022** **AGENDA ITEM NO. 6**

**REPORT OF:** **Chief Executive**

**SUBJECT:** **COUNCIL PLAN 2022/23**

**RECOMMENDATIONS OF REPORT:** To approve the Council Plan 2022-23 Part 1 and to recommend to Council for adoption.

**DECISION:** As detailed in the recommendation.

**REASON FOR DECISION:** As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:** All Members have had the opportunity to consider and review the content of the draft Plan themes and priorities. Overview and Scrutiny Committees have reviewed and discussed the overall content of the Plan throughout January and February 2022..

**RESOURCE IMPLICATIONS:** Resource implications have been considered during preparation of the Medium-Term Financial Strategy and Capital Programme and will continue to be monitored during the regular budget monitoring and financial review arrangements.

**DECLARATIONS OF INTEREST:** None.

**DISPENSATIONS** None.

**DATE PUBLISHED:** 13<sup>th</sup> July 2022

**SIGNED**

**Democratic Services Manager**



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**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 7**

**REPORT OF:**                              **Chief Officer (Governance)**

**SUBJECT:**                                 **RESULTS OF THE CONSULTATION ON THE  
DIGITAL STRATEGY**

**RECOMMENDATIONS OF REPORT:**

- (1) That the consultation results are welcomed;
- (2) That the refreshed Digital Strategy for 2021-2026 is approved with the additional amendments suggested in the report; and
- (3) That the Chief Officer (Governance) has authority to finalise the policy in consultation with the Cabinet Member for Governance and Corporate Services including Health and Safety and Human Resources.

**DECISION:**                                 As detailed in the recommendations.

**REASON FOR DECISION:**                 As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                 A Member briefing took place on 28<sup>th</sup> June 2021. The strategy has been considered by the Corporate Resources Overview and Scrutiny Committee. As described within the body of the report there has been public consultation as well.

**RESOURCE IMPLICATIONS:**                 Work is continually ongoing to ensure that the projects and ambitions within the strategy have accurate costings assigned with the Digital Project Plan. This will feed in to the Medium Term Financial Strategy and ensure that any potential funding gaps are identified as early as possible.

It is already clear that the level of ambition within the Council and expectation from residents outstrips the available funding and capacity of the IT Service to support new projects alongside day-to-day delivery and necessary renewals of software/hardware (so called “keeping the lights on”). Only those projects which are a clear priority can be taken forward and portfolios will assist in prioritising and managing conflicting priorities.

The revised strategy contains the digital standards which ensure that only those projects which advance our strategic aims are progressed. Also, part of the role of the Digital Strategy Board is to assess the priority to be allocated to projects within available finance and IT capacity.

Digital projects are also very demanding of transformation capacity within the services themselves so that existing work practices are amended to maximise the benefit that can be derived from any new software. Such projects need to be carefully dovetailed into the existing commitments of services to ensure that sufficient capacity exists and to minimise disruption to service users.

An action plan showing the start and end dates for projects is included within the revised strategy. This is a live document and is constantly adjusted in light of changing demands (such as emergencies or the previously unannounced termination of a piece of software). Portfolios are closely involved in ranking the importance of projects to help develop that sequencing plan.

**DECLARATIONS OF INTEREST:**

None.


**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**





The Council will also consult on the draft priorities as they are ready to be submitted regionally.

**RESOURCE IMPLICATIONS:**

Four percent of the value of the programme can be drawn down by the regional lead body for programme governance, administration and monitoring and evaluation. Funds can be allocated from this sum to each local authority to cover programme management costs so the programme should not present an additional burden to Council finances.

UK Government does not require local government to provide match funding for the programme, although it is encouraged. The Council may, in order to maximise the availability of limited funding or to comply with subsidy control legislation, require organisations applying for funding from the programme to provide an element of match funding.

Managing and delivering the programme will require the Council to recruit temporary staff which may create the risk of redundancy cost liabilities at programme closure in 2025/26.

**DECLARATIONS OF INTEREST:**

None.

**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**

**Democratic Services Manager**

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**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 9**

**REPORT OF:**                              **Chief Officer (Streetscene and Transportation)**

**SUBJECT:**                                 **WELSH GOVERNMENT'S CONSULTATION ON PROPOSALS FOR NEW BUS LEGISLATION**

**RECOMMENDATIONS OF REPORT:**

- (1) That Cabinet welcomes the proposals to introduce new legislation for bus services in Wales, but notes some of the risks and challenges highlighted in this report; and
- (2) That Cabinet supports the proposed response put forward by Flintshire to the White Paper Consultation.

**DECISION:**                                 As detailed in the recommendations.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS REQUIRED/CARRIED OUT:**                Cabinet Member for Streetscene and Transportation.

**RESOURCE IMPLICATIONS:**

Staff resources may be impacted if specific duties transfer to the proposed CJs and/or TfW; however, without full details, the full impact of this cannot be evaluated at this stage.

The revenue support funding provided by Flintshire for the local bus core network could be impacted in the future, but again, without further details, the full impact of this cannot be assessed at this stage. Similarly, the impact on school transport services and budgets is not known, but there may be unintended risks and consequences attached to the proposals as a result of the franchising model.

The proposals around allowing local authorities to create new municipal bus companies would require significant funding and investment, and carries with it its own operational and strategic risks.

**DECLARATIONS OF INTEREST:**

None.

**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 10**

**REPORT OF:**                              **Corporate Finance Manager**

**SUBJECT:**                                **REVENUE BUDGET MONITORING REPORT 2021/22**  
**(OUTTURN)**

**RECOMMENDATIONS OF REPORT:**

- (1) To note the overall report and the Council Fund contingency sum as at 31st March 2022;
- (2) To note the final level of balances of the Housing Revenue Account; and
- (3) To approve the carry forward requests.

**DECISION:**                                As detailed in the recommendations.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS**  
**REQUIRED/CARRIED OUT:**                None.

**RESOURCE IMPLICATIONS:**            As in the report.

**DECLARATIONS OF INTEREST:**        None.

**DISPENSATIONS**                            None.

**DATE PUBLISHED:**                      13<sup>th</sup> July 2022

**SIGNED**

**Democratic Services Manager**



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**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 12**

**REPORT OF:**                                      **Corporate Finance Manager**

**SUBJECT:**                                      **PRUDENTIAL INDICATORS - ACTUALS 2021/22**

**RECOMMENDATIONS OF REPORT:**      That Members approve the report.

**DECISION:**                                      As detailed in the recommendation.

**REASON FOR DECISION:**                      As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                      None.

**RESOURCE IMPLICATIONS:**                      None.

**DECLARATIONS OF INTEREST:**                      None.

**DISPENSATIONS**                                      None.

**DATE PUBLISHED:**                              13<sup>th</sup> July 2022

**SIGNED**

**Democratic Services Manager**

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**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 13**

**REPORT OF:**                              **Corporate Finance Manager**

**SUBJECT:**                                **REVENUE BUDGET MONITORING 2022/23**  
**(INTERIM)**

**RECOMMENDATIONS OF REPORT:**      To note the report and the estimated financial impact on the 2022/23 budget.

**DECISION:**                                As detailed in the recommendation.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS**  
**REQUIRED/CARRIED OUT:**                None.

**RESOURCE IMPLICATIONS:**            The financial impacts of the emergency as set out in the report are a combination of actual costs and losses to date and estimates of costs and losses for the future. There is the possibility that the estimates will change over time. The budget will be monitored closely and mitigation actions taken wherever possible.

**DECLARATIONS OF INTEREST:**        None.

**DISPENSATIONS**                            None.

**DATE PUBLISHED:**                      13<sup>th</sup> July 2022

**SIGNED**

**Democratic Services Manager**



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Objectives, along with any potential equality and/or diversity issues.

For the purposes of transparency it is recommended that Cabinet request a customer friendly version of the schedule of fees and charges, which shows the frequency of charging (one off, weekly, monthly, etc.), is produced and published for 2022.

**RESOURCE IMPLICATIONS:**

The generation of income from fees and charges is part of the strategy of options to meet the challenge of the MTFS.

Estimations of income generated through the application of fees and charges, and any increases to them, is monitored and factored into budget setting and the MTFS.

**DECLARATIONS OF INTEREST:**

None.

**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**

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**Democratic Services Manager**

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 15**

**REPORT OF:**                              **Chief Officer (Housing and Assets)**

**SUBJECT:**                                **COMMUNAL HEATING CHARGES 2021/22**

**RECOMMENDATIONS OF REPORT:**      Cabinet to consider changes to the current heating charges at council properties with communal heating schemes as outlined in table 1, paragraph 1.07 of this report. All changes will take effect from 5<sup>th</sup> September 2022.

**DECISION:**                                As detailed in the recommendation.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                The report was presented to the Community, Housing and Assets Overview and Scrutiny Committee on the 6<sup>th</sup> July 2022. Members supported the recommendations but noted concerns relating to the impacts of any future energy price increase particularly when the current fixed contract terms ends.


**RESOURCE IMPLICATIONS:**              As detailed in the report.

**DECLARATIONS OF INTEREST:**            None.

**DISPENSATIONS**                              None.

**DATE PUBLISHED:**                        13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 16**

**REPORT OF:**                              **Chief Officer (Governance)**

**SUBJECT:**                                **ADOPTION OF DISCRETIONARY COST OF LIVING  
SUPPORT SCHEME AND POLICY FRAMEWORK**

**RECOMMENDATIONS OF REPORT:**      That Cabinet approve the Discretionary Policy Framework and funding distribution.

**DECISION:**                                As detailed in the recommendation.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                None.

**RESOURCE IMPLICATIONS:**              The Council has received a total of £8.14m to support 'Cost of Living' payments. Of this, £1.15m is earmarked to fund a Discretionary Cost of Living Support Scheme. The policy framework as part of this report is designed to utilise the funding available within this scheme and to ensure that more households qualify for a grant payment of either £150 or £125. The policy also ensures that a further 7,759 households qualify for either a £150 or £125 grant/'top-up' grant.

In summary, the £1.15m Discretionary Fund will be distributed as follows:

**Bands A to D**

Care Leavers – 27 eligible households x £150 grants = £4,050  
Severe Mental Impairments – 223 eligible households x £150 = £33,450  
All student households– 175 eligible households x £150 = £26,250

**Bands E to I**

Single Households – 4,077 eligible households x £125 = £509,625  
Disabled Banding Households – 142 households x £125 = £17,750

**Other distributions**

FSM Households – 3,115 eligible households x £125 = £389,375  
'Well Fed' Initiative = £150,000  
Total Funding Distribution = £1,130,500

A small contingency reserve £19k will be retained for any households that become eligible for a grant as a result of retrospective exemption awards or banding changes.

**DECLARATIONS OF INTEREST:**

None.

**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**



**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 18**

**REPORT OF:**                              **Chief Officer (Social Services)**

**SUBJECT:**                                **SOCIAL SERVICES ANNUAL REPORT**

**RECOMMENDATIONS OF REPORT:**      Cabinet to view the report and feedback on the draft content considered for inclusion, which include the key developments of the past year and our priorities for next year.

**DECISION:**                                As detailed in the recommendation.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                Work began with Social Services Managers in September 2021 to identify the emerging priorities from their areas of work.

The views of Scrutiny Members will be sought where the proposed content of the report will be discussed.

The draft Social Services Annual Report will also be discussed at Social Services Programme Board.

**RESOURCE IMPLICATIONS:**                The priorities identified within the report are aimed at delivering service improvements, improving outcomes and meeting local needs within the context of achieving challenging financial efficiencies and value for money. The improvement priorities contained within the report have been identified for delivery within existing resources.

**DECLARATIONS OF INTEREST:**                None.

**DISPENSATIONS**                                None.



**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 19**

**REPORT OF:**                              **Chief Officer (Education and Youth)**

**SUBJECT:**                                **WELSH GOVERNMENT (WG) PROGRAMMES -  
SUMMER OF FUN, WINTER OF WELLBEING**

**RECOMMENDATIONS OF REPORT:**

- (1) Members are reassured that children and young people in Flintshire have benefitted from Welsh Government funding through the Winter of Wellbeing Programme;
- (2) Members are satisfied with the arrangements for the Summer of Fun programme for 2022; and
- (3) Members acknowledge the feedback from the national evaluation of these Welsh Government programmes which provide evidence of their positive impact on children and young people.

**DECISION:**                                As detailed in the recommendations.

**REASON FOR DECISION:**            As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**            Welsh Government have undertaken consultation and evaluation activities in relation to the 'Summer of Fun' and 'Winter of Wellbeing' programmes.

**RESOURCE IMPLICATIONS:**            There are no additional financial resource implications in relation to this report as the Summer of Fun is a fully grant funded Welsh Government programme.

There has been, however, a significant commitment of officers' time in

addition to their usual roles and responsibilities to develop and deliver the Summer of Fun programme.

**DECLARATIONS OF INTEREST:**

None.

**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 20**

**REPORT OF:**                              **Chief Officer (Education and Youth)**

**SUBJECT:**                                **THE SCHOOL STANDARDS AND ORGANISATION  
CODE FOR ENLARGEMENT OF THE PREMISES  
FOR DRURY CP SCHOOL AND PENYFFORDD CP  
SCHOOL**

**RECOMMENDATIONS OF REPORT:**      Cabinet confirms its approval to proceed to issue statutory notice through 'The School Standards and Organisation (Wales) Act 2013, School Organisation Code' for an enlargement of the premises at Drury C.P. School and Penyffordd C.P. School.

**DECISION:**                                As detailed in the recommendation.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                Subject to Cabinet agreement, statutory notice to invite anyone to make objections to the proposals will be issued, through the School Standards and Organisation (Wales) Act 2013, School Organisation Code by the School Modernisation Team. If objections are received, the Council must publish an objection report providing a summary of the objections and their responses to them within 28 days of the end of the objection period.

**RESOURCE IMPLICATIONS:**                The financial resources required to undertake the expansion at both schools are already identified and will come from within the Council's Band B 21st Century Schools programme, from Section 106 contributions from the property developer or from the Council's own capital programme. There is no additional funding required.

**DECLARATIONS OF INTEREST:** None.

**DISPENSATIONS** None.

**DATE PUBLISHED:** 13<sup>th</sup> July 2022

**SIGNED**



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**Democratic Services Manager**

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 21**

**REPORT OF:**                              **Chief Officer (Education and Youth)**

**SUBJECT:**                                **PLAY SUFFICIENCY ASSESSMENT 2022**

**RECOMMENDATIONS OF REPORT:**    (1)    Members are asked to consider the content of the draft Play Sufficiency Assessment (PSA) 2022 and draft Action Plan 2022/2023 and offer any comments for inclusion in the final documents prior to submission to Welsh Government; and

(2)    Members are asked to support the continued development of a strategic Flintshire Play Sufficiency Implementation Group to provide a multi-agency forum to monitor the PSA Action Plan 2022/2023.

**DECISION:**                                      As detailed in the recommendations.

**REASON FOR DECISION:**                      As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                      The Play Sufficiency Document attached as an appendix outlines the wide ranging consultation with children, young people, schools, council services and other key partners e.g. Town & Community Councils, to inform the development of the Play Sufficiency Assessment.

**RESOURCE IMPLICATIONS:**                      All of the actions identified with within the Play Sufficiency Action Plan time will be funded via the Welsh Government All Wales Play Opportunities Fund and via other grant awarding bodies .e.g. Town and Community Councils.

The Play Development Officer post is a

substantive post within the structure of the Integrated Youth Provision and funded by the core budget for the Education and Youth Portfolio so there are no additional implications for the approved revenue budget for this service for either the current financial year or for future financial years. There are no implications for additional capacity or for any change to current workforce structures or roles.

Welsh Government have made grant funding available through the Summer of Fun 2022 programme which will also support the delivery of quality play provision for children and young people in Flintshire and contribute to the delivery of the PSA Sufficiency Action Plan.

**DECLARATIONS OF INTEREST:**

None.

**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**

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**Democratic Services Manager**

**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 22**

**REPORT OF:**                              **Chief Executive**

**SUBJECT:**                                **ARMED FORCES ACT 2021**

**RECOMMENDATIONS OF REPORT:**      Cabinet note the forthcoming legislation and implications for Housing and Education.

**DECISION:**                                As detailed in the recommendation.

**REASON FOR DECISION:**                As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**                The report has been shared with the Council's Armed Forces Champion.

**RESOURCE IMPLICATIONS:**              There is no cost for the training which is being delivered by the Regional Armed Forces Liaison Officer. Services will need to release employees to attend the training sessions.

**DECLARATIONS OF INTEREST:**            None.

**DISPENSATIONS**                              None.

**DATE PUBLISHED:**                        13<sup>th</sup> July 2022

**SIGNED**

**Democratic Services Manager**

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**FLINTSHIRE COUNTY COUNCIL**

**CABINET RECORD OF DECISION**

**DATE OF MEETING:**                      **12 JULY 2022**                      **AGENDA ITEM NO. 24**

**REPORT OF:**                              **Chief Officer (Education and Youth)**

**SUBJECT:**                                **SUSTAINABLE COMMUNITIES FOR LEARNING -  
MUTUAL INVESTMENT MODEL (MIM) - FINANCIAL  
CLOSE FOR THE 3-16 CAMPUS PROJECT,  
MYNYDD ISA**

- RECOMMENDATIONS OF REPORT:**
- (1) Approve the execution, delivery and performance of the MIM Project Agreement with Project Co (to be established by the Welsh Education Partnership Co Limited) together with the Funders' Direct Agreement, the Collateral Agreements, the Independent Tester Contract and the Insurance Proceeds Account Agreement, Clerk of Works Appointment, Independent M&E Commissioning Manager Agreement (together the "**Agreements**") (and any documents to be delivered by the Agreements pursuant thereto) to facilitate the delivery of the Project;
  - (2) Approve the Project Agreement at Appendix 1a, together with Appendix 1b Schedule 14 Payment Mechanism which shall be incorporated into the Project Agreement, and which is summarised in Appendix 2 and 3 of this report; so as to give effect to recommendation (3), subject to recommendation (f) below;
  - (3) Approve the Funders' Direct Agreement, the Collateral Agreements, the Independent Tester Contract, and the Insurance Proceeds Account Agreement (also as Schedules of

the Project Agreement), and other legal documentation at Appendix 4a – 4f of this report so as to give effect to recommendation (1), subject to recommendation (4) below;

- (4) Note that the Monitoring Officer shall complete the Agreements for execution and is approved to:
  - i. complete all information gaps including but not limited to confirmation of financial obligations (including the Annual Service Charge and Monthly Service Payment) and commitments of the Council and programme dates; and
  - ii. make any further genuine project specific drafting changes to the Agreements, as may be required and that by the act of execution any final changes are approved;
- (5) Give delegated authority to the Monitoring Officer to approve any further deeds and documents for execution by the Council which are ancillary to the Agreements approved here; and
- (6) Note that the Chief Executive, the S151 Officer, or the Monitoring Officer will complete and sign the certificates under the Local Government (Contracts) Act 1997 and agree to indemnify this officer in the act of doing so.

**DECISION:**

As detailed in the recommendations.

**REASON FOR DECISION:**

As in the report.

**CONSULTATIONS  
REQUIRED/CARRIED OUT:**

In addition to the specific reports aforementioned in this report. Further reports on the Strategic Outline Programme for 21st Century school investment Programme have previously

been received at Education & Youth Overview and Scrutiny Committee and Cabinet.

Consultation took place the planning application process, Planning consent was gained in January 2022.

**RESOURCE IMPLICATIONS:**

The capital costs of FF&E and ICT for the project is £2,312,000 which has an agreed intervention rate of 65% WG: 35% Flintshire County Council. Based on this intervention rate the WG funded element for FF&E and ICT is at £1,502,800 and the Councils element is £809, 200. The Councils element is accounted for in the MTFS.

The annual service charge cap is set at a maximum figure of £6, 750, 000 (inclusive of Net Zero Carbon NZC) of which Welsh Government contribution is 82.4%, this equates to £5, 563, 000. The Council's contribution is at 17.6% which equates to £1, 187, 000. This is an uplift from the MIM standard intervention rates and specifically relates to the prior agreement with WG on delivering a NZC project.

As the project has moved through the granular process, the MTFS commitments has been updated accordingly. However, Council's commitment based on the maximum capped figure, exceeds the last updated estimate by circa £336,000pa. This is for the reasons explained in paragraphs 1.12 to 1.16.

As stated earlier in the report, it is anticipated that the project figure will be confirmed as lower the maximum capped figure as the project moves towards financial close anticipated in July/August 2022, leading to a reduction in Annual service charge commitment.

Having consulted with the Councils treasury management advisors, it is possible to restructure the debt over a longer period than of the current contract. This is common across all our large investment projects, whereby borrowing period is linked to the building life expectancy. Restructuring debt and managing cash flow, enables in year pressure to be reduced to the levels estimated within the MTFS. An important point to underpin, is the proposed 3-16 Campus is life-cycled, therefore its condition will still be "condition A" at year twenty five.

Despite the higher than anticipated costs of the project, it still constitutes value for the Council this is based on the fact that WG intervention is 82.4%. The school is built to a high specification based on the WG specification which is part of the SPA and will be constructed to NZC and will be maintained as NZC in operation and as mentioned previously is lifecycled.

Should the Council not proceed with the project then it would be liable for the abortive fees to date. This would be in the region of £2.7m, this would be a revenue pressure because technically if a project does not exist it cannot be capitalised.

**DECLARATIONS OF INTEREST:**

None.

**DISPENSATIONS**

None.

**DATE PUBLISHED:**

13<sup>th</sup> July 2022

**SIGNED**

**Democratic Services Manager**

A handwritten signature in black ink, appearing to be 'J. Hall', is written over a horizontal line.

FLINTSHIRE COUNTY COUNCIL

CABINET RECORD OF DECISION

DATE OF MEETING: 12 JULY 2022 AGENDA ITEM NO. 26

REPORT OF: Chief Executive

SUBJECT: CAPITAL WORKS – VARIATION TO CONTRACT,  
WELSH HOUSING QUALITY STANDARD (WHQS)  
WHOLE HOUSE EXTERNAL (WHE) PROGRAMME

RECOMMENDATIONS OF REPORT: That Cabinet approve the contract sum increase as set out in the report.

DECISION: As detailed in the recommendation.

REASON FOR DECISION: As in the report.

CONSULTATIONS  
REQUIRED/CARRIED OUT: None.

RESOURCE IMPLICATIONS: As detailed in the report.

DECLARATIONS OF INTEREST: None.

DISPENSATIONS None.

DATE PUBLISHED: 13<sup>th</sup> July 2022

SIGNED

**Democratic Services Manager**



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