

## **CABINET**

**TUESDAY, 1 APRIL 2014**

### **DECISIONS**

Set out below is a summary of the decisions taken at the Cabinet meeting held on Tuesday, 1 April 2014. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

Members are reminded that, should they wish to call in a decision, notice must be given to Democracy Support Group no later than 4pm on Thursday 3 April 2014.

If you have any queries about any matters referred to in this decision sheet please contact Jill Pickering 01904 552061.

**6. BID TO JOIN THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANISATION CREATIVE CITIES NETWORK AS A CITY OF MEDIA ARTS**

Resolved: That Cabinet agree to endorse the bid to join the UNESCO Creative Cities Network as a City of Media Arts and to raise public awareness of the opportunity presented.

Reason: To demonstrate the ongoing support of the council for York's bid.

**7. IMPROVING YORK'S CITY CENTRE - REINVIGORATE YORK PUBLIC REALM IMPROVEMENT PROJECTS: OUTCOME OF CONSULTATION AND PROPOSALS FOR FOSSGATE**

Resolved: i) That Cabinet approve Option 1 as the preferred design for the Fossgate scheme and a proposed budget of £310k. The work to be funded out of the £3m Capital budget already agreed for the Reinvigorate York programme (£305.5k) and supplemented from the Capital Maintenance budget 2014/15 (£4.5k) for carriageway patching, leaving a balance of £1,604.5k unallocated

across the Reinvigorate York programme.

- ii) That Cabinet note that the preferred design and proposed budget for the Exhibition Square/Theatre Interchange and Duncombe Place/Blake Street junction projects will follow later.

Reason: i) To ensure delivery of the Fossgate project within the overall Reinvigorate York project programme.

- ii) To keep Cabinet updated on the Reinvigorate projects.

## **8. FORMATION OF A YORKSHIRE PURCHASING ORGANISATION LIMITED COMPANY**

Resolved: That Cabinet agree to:

- i) Note the preparation of the Business Case by Yorkshire Purchasing Organisation Officers in support of the proposed exercise of the power to trade and approve the final Business Case set out at annex 1 (exempt) of the report.
- ii) The formation of the trading company limited by shares wholly owned by the Founder Members of YPO (to be known as YPO Procurement Holdings Limited) to act as a holding company for a range of special purpose vehicles in order to protect the business of the YPO joint committee.
- iii) The Council becoming a shareholder of the company limited by shares under the

name of YPO Procurement Holdings Limited which may trade in accordance with section 95 of the Local Government Act 2003 and the Local Government (Best Value Authorities) (Power to Trade) (England) Order 2009 and or Section 4 of the Localism Act 2011.

- iv) Recommend Council to make appointments as its director and alternate director on the Company Board.
- v) Note that the Chairman of the Board of the company will be as set out in the Shareholder agreement.
- vi) Authorise the Director of Customer and Business Support Services to exercise the Council's powers of shareholder at general meetings in the company.
- vii) The governance and funding arrangements for the company as set out in the report.
- viii) Delegate authority to the Director of Customer and Business Support Services, in consultation with the Assistant Director of Governance and ICT, to finalise the detailed arrangements for the formation of the company including relevant financial matters and, governance issues, such as matters to be reserved to the Council as shareholder and to delegate authority to the Assistant Director of Governance and ICT or authorised representatives to enter into all necessary legal

agreements or documentation and ancillary to the implementation of the above recommendations in accordance with the following documents substantially in the form set out in the;

- The Memorandum and Articles of Association of the company – annex 2 of the report (exempt)
- The Shareholder Agreement - annex 3 of the report (exempt)
- The Management Services Agreement – annex 4 of the report (exempt)

Reason: The business case (as set out at Annex 1) of the report (exempt) is based upon protecting the current business which could be lost if outsourced to private bodies, access to new business to enable continued growth and protection against financial risk, resulting from structural changes in the customer base.