

City of Wolverhampton Council – Decisions taken by the Cabinet on Wednesday, 28 July 2021

Item 5	
Title	Brewers Yard (Phase 1) Culwell Street Site
Status	Recommendations Approved
Record of Decision	<p>That Council be recommended to approve:</p> <ol style="list-style-type: none"> 1. The creation of appropriate capital budgets funded, through grant and prudential borrowing as detailed within the exempt report, subject to confirmation of successful grant bids. <p>That Cabinet approves:</p> <ol style="list-style-type: none"> 1. The relocation of Fleet Services operations and ‘Meals on Wheels’ to a new facility at the Council owned ‘Wholesale Market’ Site, to continue providing existing requirements and enable the provision for a new electric fleet. 2. The reconfiguration of the ‘Wholesale Market’ site to cater for the current wholesale market activities and the new fleet services operations, bringing about an improved and efficient use of Council facilities and decarbonisation of its buildings programme. 3. The site clearance and land remediation of the Culwell Street site and its allocation for disposal with vacant possession for residential development, subject to outline planning consent. 4. Delegated authority to the Cabinet Member for City Environment and Climate Change and the Leader of the Council, in consultation with the Director for City Housing and Environment and the Director of Finance to agree and enter into the required funding agreements, for the respective funding applications as detailed in the report.
Options Considered	As detailed in the exempt report.

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Reasons for Decision	<ul style="list-style-type: none">• Based on the consideration of the options the preferred option is to relocate from Culwell Street Site to the Wholesale Market site, demolish some of the existing structures to make way for a new facility to suit current and future requirements, re-configuring the existing uses.• The relocation of Fleet Services from Culwell street will give the opportunity to demolish the existing structures, divert utilities and remediate the land. This in turn will help unlock much needed future homes and regenerate the Heath Town ward.• The proposed approach will improve service delivery for Fleet Services by taking the opportunity to modernise the operation and consolidating some of the fleet by including passenger transport vehicles at the same site, where maintenance and servicing is conducted. Furthermore, it will step towards developing a fleet depot that can be used for servicing electric vehicles and electric charging. This will be a future phase and is proposed to be funded by bidding for other 'green initiative' grants or adopting the industry norm and leasing the installation from a suitable provider.
Record of Conflicts of Interest	None
Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	15 September 2021

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Item 6	
Title	Performance, Budget Monitoring and Budget Update 2021-2022
Status	Recommendations Approved
Record of Decision	<ol style="list-style-type: none"> 1. That the ongoing delivery of the Relighting Our City recovery priorities, including aligning our resources and activity to continue to improve performance and outcomes be endorsed. 2. That the draft budget strategy for 2022-2023 be approved. 3. That the use of £817,000 from the Transformation Reserve to fund various transformation work as detailed in paragraph 11.3 of the report be approved. 4. That 31 virements totalling £7.4 million, for transfers within directorates, as detailed in Appendix 5 to the report be approved. 5. That the write-off of one Housing debt totalling £6,419.73 as detailed in Appendix 6 to the report be approved. 6. That any underspends identified in 2021-2022 are transferred to a specific reserve to support the 2022-2023 Budget Strategy and reduce the level of capital receipts to pay for revenue transformation. 7. That the establishment of supplementary expenditure budgets within the 2021-2022 approved budget as detailed in Section 10 of the report for grant funded expenditure be approved. 8. That authority be delegated to the Director of Public Health to allocate grants from the Better Mental Health Fund in line with the conditions of grant.

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	<p>9. That it be noted that early indications are the outturn for 2021-2022 general fund would be within budget.</p> <p>10. That it be noted that early indications are the outturn for 2021-2022 Housing Revenue Account (HRA) would be within budget.</p> <p>11. That it be noted that alongside preparation for the 2022-2023 budget, work would continue to identify measures which would provide a sustainable medium term strategy.</p> <p>12. That it be noted that 14 Non-Domestic Rates (NDR) debts totalling £137,382.83, as detailed in Appendix 6 to the report, have been approved for write-off by the Director of Finance in accordance with the Council's Financial Procedure Rules.</p> <p>13. That it be noted that 592 council tax accounts totalling £188,150.96, as detailed in Appendix 6 to the report, have been approved for write-off by the Director of Finance in accordance with the Council's Financial Procedure Rules.</p> <p>14. That it be noted that 16 housing benefit overpayments totalling £5,232.34 as detailed in Appendix 6 to the report, have been approved for write-off by the Director of Finance in accordance with the Council's Financial Procedure Rules.</p> <p>15. That it be noted that 55 sundry debt accounts totalling £14,857.47, as detailed in Appendix 6 to the report, have been approved for write-off by the Director of Finance in accordance with the Council's Financial Procedure Rules.</p> <p>16. The ongoing work to integrate finance and performance information which would continue to be developed, reporting to Cabinet (Resources) Panel / Cabinet on a quarterly basis be noted.</p>
<p>Options Considered</p>	<ul style="list-style-type: none"> • In accordance with the Council's financial procedures rules, all virements in excess of £50,000, or those that result in a transfer between employees and other controllable expenditure headings, require the approval of Cabinet (Resources) Panel. Contributions to

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	<p>and from reserves and the creation of supplementary budgets also require Cabinet (Resources) Panel approval. The write-offs, virement, use of reserves and creation of supplementary budgets detailed in this report which seek the approval of Cabinet are all considered prudent in the opinion of the Director of Finance.</p> <ul style="list-style-type: none"> • In determining the proposed 2022-2023 Budget Strategy, consideration has been made to the deliverability of budget reduction and income generation proposals and budget pressures. If we were to not implement the budget strategy as proposed in this report, alternative options would need to be identified in order for the Council to set a balanced budget for 2022-2023.
<p>Reasons for Decision</p>	<ul style="list-style-type: none"> • In order to ensure a balanced budget for 2022-2023 it is important that work is progressed as soon as possible. The approval of the draft strategy will enable the Council to undertake due diligence, consultation and scrutiny in a timely manner to fully inform the budget decision process in accordance with statutory deadlines. • In accordance with the Council's financial procedures rules, all virements in excess of £50,000, or those that result in a transfer between Employees and Other Controllable Expenditure headings, require the approval of Cabinet (Resources) Panel. Contribution to and from reserves also requires the approval from Cabinet (Resources) Panel. The write-offs, virements and use of reserve requests detailed in this report which seek the approval of Cabinet are all considered to be prudent in the opinion of the Director of Finance and the Leader of the Council.
<p>Record of Conflicts of Interest</p>	<p>None</p>
<p>Dispensation Granted</p>	<p>Not applicable</p>
<p>Decision available for implementation (subject to call-in)</p>	<p>3 August 2021</p>

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Item 7	
Title	Climate Change - 2028 Net Zero Action Plan Approvals
Status	Recommendations Approved
Record of Decision	<ol style="list-style-type: none"> 1. That the proposed Climate Change actions to achieve the Council's 2028 net zero ambitions be fully endorsed and the development of the next stage, a costed Roadmap be endorsed. 2. That ownership of the actions be delegated to the respective Cabinet Portfolio Holders and Directors for delivery. 3. That the use of the existing fleet capital budget to purchase electric vehicles and supporting infrastructure to meet needs identified on the fleet priority list, to support short-term fleet electrification plans be approved. 4. That the use of the Climate Change reserve to fund the short-term resource requirements identified in the action plan as set out in paragraph 7.6 of the report be approved. 5. That the use of the Climate Change reserve to fund development works for the depot relocation plans and the heat network feasibility study as set out in paragraph 7.7 of the report be approved. 6. That it be noted that development of the city-wide 2041 action plan would be carried out over summer 2021 through a series of internal and external stakeholder workshops, to agree objectives. This would include working directly with the Wolverhampton Anchor Network to formalise a city-wide delivery plan/roadmap. As such the 2041 actions have been omitted from the report. 7. That it be noted that the actions laid out within the report relating to the 2028 net zero target are not explicit or binding, and the action plan may change, subject to periodic reviews and development of feasibility studies.

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	<p>8. That it be noted that there is a further anticipated budget / resource requirement to deliver the proposed actions, subject to development of the roadmap and future business case.</p> <p>9. That the proposed governance structure as detailed in Appendix 5 to the report be noted, and that it would be subject to change as the programme develops.</p>
<p>Options Considered</p>	<p>Several options exist to progress the programme. The exact implications of these need further investigation. Each option has been ranked, based on the strategic fit, the assumed costs, benefits, and risks.</p> <p>Option One – Do Nothing. The Council continues with business as usual and retracts on its promise to be net zero by 2028 across its corporate activities, and instead looks to adopt a longer-term target for decarbonisation in line with the City 2041 target or later.</p> <p>Option Two – Part endorse the Action Plan. This would mean focussing solely on the priority emissions from corporate heating, electricity, and operational fleet, and exclude all other mitigative and facilitative actions.</p> <p>This would avoid some additional expense which would be negligible against the assumed investment required to decarbonise the priority areas.</p> <p>Option Three (the recommended option) – Fully endorse the Action Plan. This option would mean endorsing the action plan in its current state and all the actions within, with a view to continually developing these actions. This action plan looks to achieve more holistic benefits through carbon reduction across the Council’s wider corporate activities such as business mileage, staff commuting, agile working, consumption, waste, and corporate contracts.</p> <p>Option Four – Endorse a hybrid solution. This option would entail prioritising the actions to decarbonise fleet, buildings, and electricity in line with option 2, whilst delivering the ‘facilitative’ actions relating to governance, funding and engagement, in line with option 3. This would exclude the wider corporate activities outlined in option 3 but ensure there is sufficient oversight to implement the priority actions.</p>

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<p>Reasons for Decision</p>	<p>The reason option 3 is recommended is due to the stronger strategic fit with existing policy commitments, such as the Climate Emergency Declaration and Relighting our City. Failure to deliver on these would risk severe reputational damage for the Council.</p> <p>Option 3 may demand the highest level of attention and investment in the short term, but will deliver the greatest environmental benefits and opportunities, whilst reducing the long-term financial risks. This is because decarbonisation becomes more costly to achieve, the longer the Council waits to act.</p> <p>Option 3 presents the greatest opportunities for grant funding, income generation, partnership working, and for attracting inward investment towards the City 2041 targets, strengthening Wolverhampton’s reputation as a “Green City”.</p> <p>Option 3 places a greater focus on the facilitative actions that are required to deliver both the 2028 and 2041 action plans, without the achievement of these, delivery of our ambitions would be put at risk.</p> <p>Considering the recommendation, it should be noted that all schemes will be subject to individual business cases as and when required. The action plan is also open to ongoing development and reviews to reflect the latest information or changes to business need.</p>
<p>Record of Conflicts of Interest</p>	<p>None</p>
<p>Dispensation Granted</p>	<p>Not applicable</p>
<p>Decision available for implementation (subject to call-in)</p>	<p>3 August 2021</p>

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Item 8	
Title	Adoption of Black Country Ultra-Low Emission Vehicle Strategy
Status	Recommendations Approved
Record of Decision	<ol style="list-style-type: none"> 1. That the final draft of the 'Black Country Ultra-Low Emission Vehicle Strategy' including the 2021 Advisory Note be approved. 2. That authority be delegated to the Cabinet Member for City Environment and Climate Change and the Leader of the Council in consultation with the Director of City Housing and Environment and the Director of Finance to: <ol style="list-style-type: none"> a. Accept the grant funding from the Office for Zero Emission Vehicles (OZEV) and enter into the grant funding agreement if the On-street Residential Chargepoint Scheme (ORCS) bid is successful. b. Create the appropriate supplementary budgets. c. Approve future delivery of chargepoint infrastructure in line with the targets identified in the Black Country Ultra-Low Emission Vehicle (ULEV) Strategy 3. That it be noted that the strategy was subject to a public consultation in August-October 2020, receiving 851 responses, with less than 20% believing the infrastructure targets were too ambitious, and less than 30% believing the emissions targets were too ambitious (35% of responses viewed the emissions targets as not being ambitious enough). 4. That it be noted that any installations would be subject to public consultation with residents and business in the immediate vicinity of each location. 5. That it be noted that the ORCS bid is due for submission to OZEV at the end of July 2021, and they predict a six-week turnaround for responses.

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Options Considered	<ul style="list-style-type: none">• The Council could not adopt the ULEV Strategy, relying on its acceptance through Black Country Heads of Regeneration and the Association of Black Country Authorities, however this doesn't give the targets in the report the status that they require. Adopting the Strategy shows the focus the Council has on delivering the infrastructure required for the transition to Electric Vehicles and gives officers the confidence to proceed with investigating all available options for doing so.• The Council has attempted to deliver infrastructure through the VPACH project, but this has been unsuccessful.• There are operators willing to provide the necessary capital to install at zero cost to the council, but this gives them much greater control over locations for installations, as well as a larger share of the ongoing revenue.• We are looking to secure additional grant funding from other sources for further installations, but in order to meet our 2025 infrastructure targets we need to investigate all available options at this stage. Delivery through ORCS represents the first opportunity to deliver chargepoints in residential areas of the City, but many more installations will still be required.
Reasons for Decision	<ul style="list-style-type: none">• Consultation has demonstrated that the residents of Wolverhampton are in favour of the aims of the Black Country ULEV strategy.• The benefits brought by the accelerated transition away from petrol and diesel vehicles are clear, and the costs to the Council are comparatively modest.• Given the government ban on the sale of ICE vehicles in 2030, we could not adopt this and assume activities to support the national target will take place anyway, however there is a risk that this will not be the case. The infrastructure targets in the strategy are ambitious and without concerted effort they will not be achieved. Adopting the strategy will give the focus required to meet these targets.

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	<ul style="list-style-type: none">• Further to this, leaving the delivery of infrastructure largely to market forces is likely to result in a poor geographic spread, with operators heavily focussing on more affluent areas, preventing less affluent residents from having the opportunity to switch to ULEVs. This is exacerbated by the fact that those more affluent residents who have off street parking can access very cheap electricity rates from their existing domestic connection, whereas public charging will always be more expensive, with costs rising relative to the speed of charging.• The ORCS bid is the first step in meeting the targets in the Strategy and begins to fill a sizeable gap in the chargepoint provision in Wolverhampton. It requires a relatively modest capital contribution from the local authority in return for delivering a considerable amount of infrastructure, across the entire city.• There are other options for delivery, including fully funded models from private operators, but ORCS offers a significant opportunity to de-risk early delivery of infrastructure, and to reduce the cost to residents, by heavily subsidising the installation costs.
Record of Conflicts of Interest	None
Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	3 August 2021

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Item 9	
Title	Public Health Annual Report 2020-2021
Status	Recommendation Approved
Record of Decision	That the publication of the Director of Public Health Annual Report for the period 2020 – 2021 be approved.
Options Considered	As this is a statutory requirement, there are no alternative options available.
Reasons for Decision	The Director of Public Health Annual Report is a statutory requirement.
Record of Conflicts of Interest	None
Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	29 July 2021

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Item 10	
Title	Principal Social Worker Annual Report 2020-2021
Status	Recommendations Approved
Record of Decision	<ol style="list-style-type: none"> 1. That the work of the Principal Social Worker and the continued impact it has on social work practice across Children’s and Adult Services be endorsed. 2. That the main priorities for the Principal Social Worker identified for 2021-2022 be endorsed. 3. That the work carried out in respect of: Care Act easements; audit activity, which has highlighted continued strong performance and practice during Covid; and the continued commitment to supporting social work students and routes into social work which is ensuring the Council is able to meet demand and supply needs now and for the future be noted.
Options Considered	<ul style="list-style-type: none"> • This report highlights the impact on the service, city and residents that the Principal Social Worker (PSW) role can bring including ensuring quality of good social work practice and improved outcomes for people. There is evidence that this role has a positive impact on the profession and the people being supported across Adult and Children’s Services. • There is an option of not having a PSW, but it needs to be noted that the PSW role in adults is set out in statutory guidance. Without a PSW there could be a decline in quality of practice which would affect the lives of those children, young people and adults who seek social care support.
Reasons for Decision	<ul style="list-style-type: none"> • The role of the PSW contributes to a number of key priorities across Children’s and Adults Services including Restorative Practice and Three Conversations© which are approaches and models that enable social workers to build professional relationships with people who need services that help and promote a strength-based approach to their practice. These approaches enable the workforce to strengthen families where children are at risk, promote the independence of older people and people with disabilities as well safeguarding people in vulnerable situations.

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	<ul style="list-style-type: none">• The PSW provides dedicated resource to the recruitment and retention strategy which in turn helps the Council reduce the spend on agency. The role is also responsible for raising the profile of social work in the City which also contributes to making the City of Wolverhampton a social work employer of choice.• The role also provides the professional knowledge required to drive local and regional workforce development plan that will contribute to high quality, excellent practice and assist the journey from a good to outstanding Ofsted rating.
Record of Conflicts of Interest	None
Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	29 July 2021

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Item 11	
Title	Education Excellence Strategy (EES) 2021 – 2024
Status	Recommendation Approved
Record of Decision	That the Education Excellence Strategy (EES) 2021-2024 be approved and its use from September 2021 be endorsed.
Options Considered	<p>The option to proceed without the new Education Excellence Strategy could lead to a reduction in standards of performance and Ofsted judgements in schools which may:</p> <ul style="list-style-type: none"> • Limit the Council’s opportunity to work in collaboration and influence partners and stakeholders in the city and in the region • Restrict the flexibility and effectiveness of the council’s school improvement offer to all LA maintained schools in the city • Reduce opportunities for school workforce development through CPD that is linked specifically to identified city-wide school improvement priorities • Lose the potential benefits and strengthening of the system gained through facilitated school to school peer reviews and other targeted projects and school improvement interventions • Limit the LA’s ability to identify soon enough schools that are under-performing and not providing a good level of education • Slow down the rate of LA schools judged to be Good or Outstanding • Increase the risk of reputational damage to the council, and the city as a whole, if schools are judged to be requiring improvement or inadequate • Impact negatively on the Council’s strong relationships that have been re-established over the last few years with current school leaders.
Reasons for Decision	The decision to adopt the new Education Excellence Strategy reinforces the Council’s vision for education. It would demonstrate the Council’s commitment to continue to invest in education, specifically in school improvement as part of the regeneration and re-lighting of the city.

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Record of Conflicts of Interest	None
Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	29 July 2021

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Item 12	
Title	Determined Admission Arrangements for Community and Voluntary Controlled Schools 2021-2022 and 2022-2023
Status	Recommendations Approved
Record of Decision	<ol style="list-style-type: none"> 1. That the variation to the admission arrangements for 2021-2022 and 2022-2023 to include a priority criterion for children previously in state care outside of England, in order to comply with a new mandatory provision of The School Admissions Code 2021 be approved. 2. That the admission arrangements for 2021-2022 and 2022-2023 to incorporate the variation be approved.
Options Considered	There are no alternative options as the change to the admission arrangements is required to comply with the mandatory provisions of The School Admissions Code 2021.
Reasons for Decision	<ul style="list-style-type: none"> • The School Admissions Code 2021 requires children who appear (to the admission authority) to have been in state care outside of England and ceased to be in state care as a result of being adopted to be given equal first priority in admission arrangements, alongside Children and Young People in Care and Children who were Previously in Care. • This new provision will necessitate variations to determined admission arrangements to take effect from 1 September 2021. CWC will need to vary their admission arrangements for 2021-2022 and 2022-2023. Without these variations, the previously determined admission arrangements will no longer comply with the School Admissions Code 2021 from this date. • Admission authorities must meet by 31 August 2021 to determine the necessary variations to admission arrangements for 2021- 2022 and 2022- 2023.
Record of Conflicts of Interest	None

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Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	3 August 2021

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Item 13	
Title	Exclusion of press and public
Status	Recommendation Approved
Record of Decision	That in accordance with Section 100A(4) of the Local Government Act 1972 the press and public be excluded from the meeting for the following items of business as they involve the likely disclosure of exempt information relating to the financial or business affairs of any particular person (including the authority holding that information).
Options Considered	Not applicable.
Reasons for Decision	Not applicable.
Record of Conflicts of Interest	Not applicable.
Dispensation Granted	Not applicable.
Decision available for implementation (subject to call-in)	Not applicable.

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Item 14	
Title	Canalside South - Delivery Strategy update
Status	Recommendations Approved
Record of Decision	<ol style="list-style-type: none"> 1. That the strategy and approach to bringing Canalside South to the market to seek a development partner to deliver this transformation development opportunity be approved. 2. That authority be delegated to the Deputy Leader: Inclusive City Economy and the Leader of the Council, in consultation with Director of Regeneration and Director of Finance, to enter into the revised Collaboration Agreement with Canal & River Trust to enable the joint marketing of landholdings in support of the delivery of Canalside South. 3. That authority be delegated to the Director of Governance for the execution of any legal agreements ensuing from the marketing process and eventual developer selection. 4. That the proposal to declare the Council’s landholdings at Canalside South as surplus in preparation for the marketing of the sites be approved. 5. That the revenue budget allocation assigned to support costs associated with bringing forward a scheme of this scale be noted. 6. That it be noted that an update would be brought to Cabinet once the marketing process has been concluded to ratify the outcome of the marketing exercise, the preferred delivery approach and development partner(s).
Options Considered	As detailed in the exempt report.
Reasons for Decision	As detailed in the exempt report.

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Record of Conflicts of Interest	None
Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	3 August 2021

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Item 15	
Title	Brewers Yard (Phase 1) Culwell Street Site
Status	Recommendations Approved
Record of Decision	<p>That Council be recommended to approve:</p> <ol style="list-style-type: none"> 1. The creation of appropriate capital budgets funded, through grant and prudential borrowing as detailed within the report, subject to confirmation of successful grant bids. <p>That Cabinet approves:</p> <ol style="list-style-type: none"> 1. The relocation of Fleet Services operations and 'Meals on Wheels' to a new facility at the Council owned 'Wholesale Market' Site, to continue providing existing requirements and enable the provision for a new electric fleet. 2. The reconfiguration of the 'Wholesale Market' site to cater for the current wholesale market activities and the new fleet services operations, bringing about an improved and efficient use of Council facilities and decarbonisation of its buildings programme. 3. The site clearance and land remediation of the Culwell Street site and its allocation for disposal with vacant possession for residential development, subject to outline planning consent. 4. Delegated authority to the Cabinet Member for City Environment and Climate Change and the Leader of the Council, in consultation with the Director for City Housing and Environment and the Director of Finance to agree and enter into the required funding agreements, for the respective funding applications as detailed in the report.
Options Considered	As detailed in the exempt report.

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Reasons for Decision	As detailed in the exempt report.
Record of Conflicts of Interest	None
Dispensation Granted	Not applicable
Decision available for implementation (subject to call-in)	15 September 2021