

**BARNSELY METROPOLITAN BOROUGH COUNCIL****CABINET****18<sup>th</sup> December, 2013**

212. **Present:** Councillors Houghton (Chairman), Andrews, Tim Cheetham, Gardiner, Howard, Lamb, Miller and Platts.
- Councillors Bruff, G. Carr, Mitchell, Morgan, M. Sheard, T. Sheard and Sixsmith were also in attendance.

213. **Declarations of Pecuniary and Non-Pecuniary Interests**

Councillor Mitchell declared a non-pecuniary interest in Min. 224 in relation to the proposed expansion of Worsbrough Common School in her capacity as a Governor of the School in question.

214. **Leader of the Council - Call-In of Cabinet Decisions**

The Leader reported that no decisions from the previous meeting held on 4<sup>th</sup> December, 2013 had been called-in.

215. **Minutes of the Meeting held on 4<sup>th</sup> December, 2013 (Cab.18.12.2013/3)**

The minutes of the meeting held on 4<sup>th</sup> December, 2013 were taken as read and signed by the Chairman as a correct record.

216. **Decisions of Cabinet Spokespersons (Cab.18.12.2013/4)**

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the week ending 13<sup>th</sup> December, 2013 were noted.

217. **Petitions Received Under Standing Order 44 (Cab.18.12.2013/5)**

**RESOLVED** that the report notifying the receipt of the following petitions be noted and the recommended actions for responding to them be endorsed:-

- (a) Containing 43 signatures of residents of Paddock Road, Hall Grove, Paddock Close and near by streets in Mapplewell, complaining about inconsiderate car parking on Paddock Road.

The situation had been investigated by the Assistant Director Environmental Services and the vehicle in question was legally on the highway and not causing an obstruction, for example blocking dropped kerbs. In the event that an offence was committed, appropriate enforcement action would be taken.

- (b) 29 signatures of residents of Royston complaining about disturbance arising from premises used for dog breeding in Royston.

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The petition had been referred to the Assistant Director, Culture and Regulation. The property had been the subject of previous complaints which had been fully investigated. Recent animal welfare visits had not identified a problem, but each of the petitioners would be asked to complete a diary of noise disturbance for further investigation.

**218. Outcome of Task and Finish Groups – Reducing Health Inequalities – Reducing Smoking (Cab.18.12.2013/6a)**

Councillor G. Carr, Chair of the Reducing Health Inequalities Task and Finish Group, attended the meeting to present the Group's report on 'Why have we not had more success in persuading people not to smoke?'

**RESOLVED** that the report be received and the Director of Public Health be requested to co-ordinate a response to the recommendations in the report within 28 days.

**219. Outcome of Task and Finish Groups – Keeping our Communities Safe – Getting Local People more involved in Caring for Vulnerable People (Cab.18.12.2013/6b)**

Councillor Sixsmith, Chair of the Keeping our Communities Safe Task and Finish Group, attended the meeting to present the Group's report on 'Have we succeeded in getting local people more involved in caring for vulnerable people in our communities?'

**RESOLVED** that the report be received and the Executive Director, Adults and Communities, be requested to co-ordinate a response to the recommendation in the report within 28 days.

**220. Corporate Services Spokesperson – 2014/15 Service and Financial Planning (Cab.18.12.2013/7.1)**

**RESOLVED:-**

- (i) that the 2014/15 Budget Overview, as detailed in Section 1 of the report now submitted, be noted;
- (ii) that the Medium Term Forecast, as detailed in Section 2, be noted;
- (iii) that the position on Reserves, as detailed in Section 3, be noted;
- (iv) that the additional Key Lines of Enquiry (KLOE) as detailed in Section 4, be noted and the Assistant Chief Executive Human Resources, Performance and Partnerships and Communications be requested to take appropriate action in relation to the specific KLOE agreed in July and issue the required Redundancy Notifications for KLOEs currently included within the HR1, issued on 5<sup>th</sup> October, 2013, as required, following the conclusion of consultations with staff and Trade Unions;
- (v) that the position on the Council Tax issues, detailed in Section 5 be noted;

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- (vi) that the Senior Management Team be requested to identify further potential KLOEs for consideration as part of the service and financial planning process;
- (vii) that the outcomes from the ongoing consultations and equality impact assessments on all KLOEs be reported back to inform any further decisions; and
- (viii) that further consideration be given to the implementation of KLOEs at the Budget Council Meeting on 27<sup>th</sup> February, 2014, where final decisions will be taken.

221. **Corporate Services Spokesperson – Strategic Risk Register – Full Review October, 2013 (Cab.18.12.2013/7.2)**

**RESOLVED:-**

- (i) that the high level strategic risks articulated within the revised Strategic Risk Register, as detailed in the report now submitted, be noted, and it be confirmed that this fully reflects the current position of the Authority; and
- (ii) that the contents of the report be noted and Cabinet continues to support the Corporate Risk Management process and the embedding of a risk management culture.

222. **Corporate Services Spokesperson – Treasury Management Activities and Investment Performance Report for the Quarter Ending 30<sup>th</sup> September, 2013 (Cab.18.12.2013/7.3)**

**RESOLVED:-**

- (i) that the Treasury Management activities and compliance with the Prudential Indicators for the quarter ending 30<sup>th</sup> September, 2013, as detailed in the report now submitted, be noted;
- (ii) that the performance of the Authority's investments for the reported quarter be noted; and
- (iii) that the benchmarking performance be noted.

223. **Corporate Services Spokesperson – Revised Smoking at Work Policy (Cab.18.12.2013/7.4)**

**RESOLVED** that the Revised Smoking at Work Policy, as detailed in the report now submitted, be approved, to include the use of electronic, or e-cigarette devices being brought within the scope of the Policy and therefore not be permitted to be used by any employee, Member or member of the public:-

- (a) in/on any designated Council workplace;

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- (b) at or in the immediate vicinity of the entrance or exit of any Council workplace where they could be in view of the public;
- (c) in Council vehicles; and
- (d) in enclosed public places (including public buildings) owned by the Council.

224. **Children, Young People and Families Spokesperson – Proposed Expansion of Worsbrough Common School: Outcome of Representation Period (Cab.18.12.2013/8)**

**RESOLVED** that, under Section 19(1) of the Education and Inspections Act 2006, the proposal to enlarge the premises of Worsbrough Common Primary School, as detailed in the report now submitted, be approved.

225. **Exclusion of Public and Press**

**RESOLVED** that the public and press be excluded from the meeting during consideration of the following items, because of the likely disclosure of exempt information as described by the specific paragraphs of Part I, of Schedule 12A of the Local Government Act 1972, as amended, as follows:-

<u>Item Number</u>	<u>Type of Information Likely to be Disclosed</u>
226	Paragraph 3

226. **Corporate Services Spokesperson – Loan Request from Priory Campus (Cab.18.12.2013/10)**

**RESOLVED:-**

- (i) that approval be given 'in principle' to loan Priory Campus up to £806k, repayable over a maximum period of 25 years, for the purposes outlined within the report now submitted;
- (ii) that the Assistant Chief Executive, Legal and Governance be authorised to complete a legal agreement on behalf of the Council that minimises risk to the Council; particularly the key risks identified in the report around the securing of key/anchor tenancies and first call on income streams and assets;
- (iii) that, subject to the loan being approved, the Assistant Chief Executive, Finance, Property and Information Services, be authorised to arrange the land transfer to accommodate the additional car parking, and the Head of Strategic Property and Procurement be authorised to agree Heads of Terms for the land transfer by way of lease; and

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- (iv) that the scheme be included in the Capital Programme and funding be released in accordance with Financial Regulations Code of Practice Paragraph C.5.2(a).

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Chairman