

BARNSELEY METROPOLITAN BOROUGH COUNCIL

CABINET

4th June, 2014

362. **Present:** Councillors Houghton (Chairman), Andrews, Tim Cheetham, K. Dyson (for Lamb), Gardiner, Howard, Miller and Platts.

Councillors Bruff, Dures, Franklin, Mitchell, Morgan, M. Sheard, and T. Sheard were also in attendance.

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

There were no declarations of pecuniary or non-pecuniary interests.

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

The Leader reported that no decisions from the previous meeting held on 7th May, 2014 had been called-in.

365. **Minutes of the Meeting held on 7th May, 2014 (Cab.4.6.2014/3)**

The minutes of the meeting held on 7th May, 2014 were taken as read and signed by the Chairman as a correct record.

366. **Decisions of Cabinet Spokespersons (Cab.4.6.2014/4)**

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the weeks ending 16th May, 2014 were noted.

367. **Petitions Received Under Standing Order 44 (Cab.4.6.2014/5)**

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 the signatures of 189 residents regarding a request for the bench at the top of Worsbrough Common to either be restored to its original place or replaced with a new one.

As it has been acknowledged that the bench was removed without appropriate consultation with local users, Berneslai Homes have agreed to raise an order for a replacement bench, liaising with Local Members and Officers to agree appropriate re-siting at the earliest opportunity.

- (b) Containing the signatures of 10 residents regarding a request to make Back Lane, Monk Bretton, Barnsley into a permanent 'No parking at any time' road.

As part of the 2014/15 budget review the funding for waiting restrictions was withdrawn. The Head of Highways, Engineering and Transportation to inform the lead petitioner accordingly.

CABINET**4th June, 2014****368. Future Council Change Programme (Cab.4.6.2014/6)**

RESOLVED that the Future Council Strategy and Workforce Development Strategy 2014-2017, as set out at Appendix A and Appendix B attached to the report now submitted respectively, be approved.

369. Corporate Finance Summary for the 2013/14 Financial Year (Cab.4.6.2014/7.1)**RESOLVED:-**

- (i) that the 2013/14 draft revenue final accounts position, as detailed in the report now submitted, be noted;
- (ii) that a service operational under-spend of £0.3m be transferred into the Authority's strategic reserves to be considered as part of the recently revised planning processes which have been agreed to deliver 'Future Council';
- (iii) that the additional 'one off' resources received during the year and savings on capital financing costs totalling £7.9m be transferred into the Authority's strategic reserves to be considered as part of the recently revised planning processes which have been agreed to deliver the 'Future Council';
- (iv) that agreement be given to earmark the carry forward revenue resources, as identified in Section 9 and Appendices 1 and 2, subject to further reports being submitted for individual approvals where necessary;
- (v) that it be noted that the recurrent under-spending identified in the report, particularly in relation to Adult Social Care and Capital Financing, has been factored into the Council's updated Medium Term Financial Forecast;
- (vi) that further budget virement exercises be undertaken by Executive Directors to realign ongoing expenditure with ongoing income at individual service level within Directorates, in cognisance of the 2013/14 outturn and to reflect the impact of implemented key lines of enquiry, in accordance with the Council's Constitution and Financial Regulations; and
- (vi) that the Director of Finance, Property and Information Services be requested to submit a further report on the overall outturn position if any significant adjustments arise following external audit scrutiny.

370. Capital Final Accounts Summary for the 2013/14 Financial Year (Cab.4.6.2014/7.2)

RESOLVED that the final position in relation to capital expenditure and resources for 2013/14, as detailed in the report now submitted, be noted.

CABINET**4th June, 2014****371. Provisional Housing Revenue Account Summary for the 2013/14 Financial Year (Cab.4.6.2014/7.3)****RESOLVED:-**

- (i) that the 2013/14 provisional final accounts position on the Housing Revenue Account for 2013/14, as set out in the report now submitted, be noted;
- (ii) that the Director of Finance, Property and Information Services be requested to submit a further report on the overall outturn position if there are significant adjustments to the accounts arising from External Audit or other factors;
- (iii) that the earmarked items within the Working Balance, as set out in Appendix C, be approved; and
- (iv) that the Berneslai Homes Management Fee for 2013/14 of £12.284m (a reduction of £1.284m) be agreed subject to the Council's Nominated Representative on the Berneslai Homes Board being satisfied with performance of the ALMO during 2013/14.

372. Annual Report on Treasury Management and Leasing Activities and Actual Prudential Indicators for 2013/14 (Cab.4.6.2014/7.4)**RESOLVED:-**

- (i) that the Treasury Management and Leasing Activities undertaken for the period 2013/14, as detailed in the report now submitted, be noted; and
- (ii) that the actual 2013/14 Prudential Indicators, described within the report, be approved.

373. Risk Management Framework Review (Cab.4.6.2014/7.5)**RESOLVED:-**

- (i) that the draft Risk Management Framework, as detailed in the report now submitted, be approved; and
- (ii) that the content of the report be noted and the Council indicate its continued support to the Corporate Risk Management Process and the embedding of a Risk Management Culture.

CABINET**4th June, 2014****374. Asset Management Planned Maintenance Programme 2014/15
(Cab.4.6.2014/7.6)****RESOLVED:-**

- (i) that the Asset Management Planned Maintenance Programme 2014/15, as detailed in the report now submitted, be approved and the list of schemes identified as priorities for each Service be agreed and that NPS Barnsley Ltd, in conjunction with the Head of Strategic Property and Procurement, be authorised to place orders for the work;
- (ii) that the Head of Strategic Property and Procurement be authorised, in consultation with the relevant Service and the Cabinet Spokesperson for Finance, Property and Information Services, to vary the programme within the overall financial approval;
- (iii) that, in accordance with Contract Standing Order 10.1(h), Contract Standing Order 3.2(b) be invoked to allow single tenders to be received from the NPS Works Planning and Delivery, subject to these being checked for value for money against previously tendered works, such an exception being justified on the grounds set out in Section 5 of the report; and
- (iv) that, in the event that the planned maintenance budget for 2014-2015 is not fully expended, the value of any committed works be rolled forward in addition to next year's planned maintenance allocations.

375. Equal Pay Review 2012/13 (Cab.4.6.2014/7.7)**RESOLVED:-**

- (i) that the findings of the 2012/13 Equal Pay Review, as set out in the report now submitted, be noted;
- (ii) that it be noted that there are no significant equal pay gaps identified in relation to gender, age, disability, ethnicity and religion across the Council; and
- (iii) that it be noted that, despite temporary changes to employees' terms and conditions, the overall gender pay gap is significantly less than the gender pay gap for the public sector in Yorkshire and Humber Region and the UK and the gender pay gap for the Borough of Barnsley across all sectors for the second consecutive year.

376. Local Government Pension Scheme Regulations 2014 - Employer Discretionary Policy (Cab.4.6.2014/7.8)

RESOLVED that the Local Government Pension Scheme Discretionary Policy, as detailed in the report now submitted, be implemented from 1st April, 2014.

CABINET**4th June, 2014****377. Hate and Harassment Strategy (Cab.4.6.2014/7.9)****RESOLVED:-**

- (i) that the Hate and Harassment Strategy, as detailed in the report now submitted, be noted;
- (ii) that annual reports be provided to Members to ensure that effective progress is being made; and
- (iii) that the Health and Wellbeing Board's endorsement of the Strategy at its meeting on 3rd June, 2014 be noted.

378. Proposed Re-location of the Adult and Family Learning Service from Temporary Dispersed Accommodation to Wellington House (Cab.4.6.2014/8)**RESOLVED:-**

- (i) that approval be given for the re-location of the Adult and Family Learning Service to Wellington House when the current interim arrangements (brought about by the cessation of the lease on the Eldon Centre) end in July 2014;
- (ii) that approval be given for the associated refurbishment works and costs to Level 2 of Wellington House to provide accommodation for service delivery and associated teaching and learning interventions;
- (iii) that the capital costs of the re-location/refurbishment works, as shown in Appendix A of the report submitted, be approved and financed from the Children, Young People and Families capital programme and from the Council's capital resources;
- (iv) that the above capital costs be included in the capital programme and funding be released in accordance with Financial Regulation Code of Practice Paragraph C.5.2(a);
- (v) that appropriate officers be authorised to enter into negotiations and contracts for lease arrangements;
- (vi) that appropriate officers be authorised to enter into negotiations and contracts for the required refurbishment works to commence; and
- (vii) that the Adult and Family Learning Service be considered in plans relating to the development of the Town Centre and the Future Council.

CABINET**4th June, 2014****379. Customer Services Programme (Cab.4.6.2014/9.1)****RESOLVED:-**

- (i) that the progress to date within the overall Customer Services Programme, as described at Section 4 of the report now submitted, be noted;
- (ii) that the scope of services included in the improvement activity and high level programme delivery plan shown at Appendices B and C respectively be noted; and
- (iii) that approval be given to the additional financial resources set out at Section 7 of the report, including the extension of the current contract with Kana/PWC, and that funding be released in accordance with Financial Regulation Code of Practice Paragraph C.5.2(a).

380. Implications Arising from Judgement of Supreme Court in Relation to Deprivation of Liberty Safeguards (Cab.4.6.2014/9.2)**RESOLVED:-**

- (i) that it be noted that, arising from the judgement of the Supreme Court, the delivery of the Deprivation of Liberty Safeguards (DoLS) functions will need to change and extra administrative and professional resources will be required;
- (ii) that a pilot project be set up whereby three Best Interest Assessors are seconded into a team to undertake DoLS assessments as their main function for a period of three months, followed by another team of three for a further three months;
- (iii) that a Grade 6 administration post be assigned to work with the existing DoLS Support Team, initially for this six month period; and
- (iv) that the pilot project be evaluated after six months and if appropriate extended for a further six months.

381. Barnsley Registration Service Fees and Charges Report (Cab.4.6.2014/9.3)**RESOLVED:-**

- (i) that the review of the fee levels for the Registrars Service be noted and Option 2 be approved and that the proposed fees, as set out in the report now submitted, be adopted;
- (ii) that the effective date be 1st August, 2014 for non-statutory fees, and that the increase be spread equally over the financial years 2014/15 and 2015/16, with all bookings made prior to this date being charged at the existing fee levels; and

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- (iii) that an annual review of fees and charges be undertaken in line with the Fees and Charges Policy as part of the Service and Financial Planning process.

382. **Response to Scrutiny Task and Finish Group - Regenerating the Town Centre (Cab.4.6.2014/10)**

RESOLVED that the responses to each of the recommendations and conclusions of the Scrutiny Task and Finish Group on 'Regenerating the Town Centre', as outlined in the report now submitted, be agreed.

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Chairman