

BARNSELY METROPOLITAN BOROUGH COUNCIL

CABINET

17th December, 2014

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

Councillors Franklin, Mitchell, Richardson, M. Sheard and T. Sheard were also in attendance.

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

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

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

The Leader reported that no decisions from the previous meeting held on 3rd December, 2014 had been called-in.

152. **Minutes of the Meeting held on 3rd December, 2014 (Cab.17.12.2014/3.1)**

The minutes of the meeting held on 3rd December, 2014 were taken as read and signed by the Chairman as a correct record.

153. **Minutes of the Barnsley, Doncaster and Rotherham Joint Waste Board Meeting held on 19th September, 2014 (Cab.17.12.2014/3.2)**

The minutes of the meeting of the Barnsley, Doncaster and Rotherham Joint Waste Board held on 19th September, 2014 were noted.

154. **Decisions of Cabinet Spokespersons (Cab.17.12.2014/4)**

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the weeks ending 28th November and 12th December, 2014 were noted.

155. **Petitions Received Under Standing Order 44 (Cab.17.12.2014/5)**

It was reported that no petitions had been received under Standing Order 44.

156. **Cabinet Spokesperson Without Portfolio– Appointment of a Representative as a Cooper Art Gallery Trustee (Cab.17.12.2014/6)**

RECOMMENDATION TO COUNCIL ON 5TH FEBRUARY, 2015 that approval be given to the appointment of a Council representative as a Cooper Art Gallery Trustee to replace Councillor Bruff.

CABINET**17th December, 2014****157. Corporate Services Spokesperson – Non-Domestic Rates – Rural Rate Relief Scheme – Rural Settlement List (Cab.17.12.2014/7.1)**

RESOLVED that the areas set out in paragraph 7.1 of the report submitted and detailed in the plans attached, be agreed as the Rural Settlement List for 2015/16.

158. Corporate Services Spokesperson – Pay Award for JNC Chief Officers/Chief Executives 2014 (Cab.17.12.2014/7.2)

RESOLVED that approval be given to implement the recently agreed National Joint Council (NJC) Pay Award to employees on Joint Negotiating Committee (JNC) for Chief Officers/Chief Executives terms and conditions with effect from 1st January, 2015, as detailed in the report now submitted.

159. Communities Spokesperson – Establishment of the Independent Living at Home Services Limited (Cab.17.12.2014 /8.1)**RESOLVED:-**

- (i) that approval be given for the Independent Living at Home (ILAH) Service Business Plan, operating through a local authority trading company structure, as detailed in the report submitted;
- (ii) that the Home and Re-ablement Team (HART) and Central Call services be combined to form one integrated service offer under the banner of ILAH Limited in the delivery of 3 Pathways to independent living;
- (iii) that the response service be re-commissioned to deliver a £200,000 per annum saving;
- (iv) that authority be given to the ILAH Service proposed governance arrangements, detailed in the Business Plan, as part of the development of a new wholly owned local authority trading company structure, in readiness for full implementation of the new Company structure on the 6th April, 2015;
- (v) that a further report be submitted to Cabinet to seek approval for:-
 - (a) the contracting arrangements for the provision of integrated re-ablement and assistive living technology services between the Council and a wholly owned local authority trading company within the ILAH company structure, to include the length of any such contract; and
 - (b) the future profit share arrangements between the Council and the ILAH company structure taking into account the Council's Medium Term Financial position, after Cabinet have agreed the Authority's budget for 2015-16.

CABINET**17th December, 2014****160. Communities Spokesperson – Safeguarding Adults 2013-2014
(Cab.17.12.2014/8.2)****RESOLVED:-**

- (i) that the contents of the Safeguarding Adults Board Annual Report 2013-14 Executive Summary, attached to the report now submitted, be noted;
- (ii) that the future policy and legislative changes and the ways in which these impact on the Safeguarding of Vulnerable Adults be noted; and
- (iii) that the progress made in 2013-14 by the Safeguarding Adults Board be noted.

161. Communities Spokesperson – Changes to Learning Disability Day Opportunity Services (Cab.17.12.2014/8.3)

RESOLVED that approval be given for the further consolidation of the Adult Learning Disability Day Opportunities Service and the relocation of the Barnsley North unit to Laithes Lane, as detailed in the report now submitted.

162. Exclusion of the 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>
163	Paragraph 3
164	Paragraph 3
165	Paragraph 3

**163. Deputy Leader – Commissioning of Integrated Sexual Health Services
(Cab.17.12.2014/10)**

RESOLVED that delegated authority be given for the Acting Director of Public Health, in consultation with the Deputy Leader, to award the contract for an Integrated Sexual Health Service for Barnsley, on completion of a competitive tender process, as detailed in the report now submitted.

(Note: In accordance with Part 2, Paragraph 5(6) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the Chair of the Overview and Scrutiny Committee had given approval for the above item to be considered at a private meeting of Cabinet where it had not been possible to give 28 days notice.)

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164. **Corporate Services Spokesperson – Proposed Lease by the Council as a Trustee of Wombwell Main Miners Welfare Scheme of Wombwell Main Community Centre and Recreation Ground to Wombwell Main Community and Sporting Association (Cab.17.12.2014/11.1)**

RECOMMENDATION TO COUNCIL ON 5TH FEBRUARY, 2015:-

- (i) that subject to the statutory procedures under the Charities Act 2011 being complied with, and the consent of the Coal Industry Social Welfare Organisation (CISWO), the Council in its capacity as Trustee of the Wombwell Main Miners Welfare Scheme approves the grant of a twenty-five year lease at a peppercorn rent to Wombwell Main Community and Sporting Association;
- (ii) that the Director of Finance, Property and Information Services be authorised to agree terms for the granting of a twenty-five year lease of Wombwell Main Community Centre to the Wombwell Main Community and Sporting Association;
- (iii) that the Service Director (Designate) Assets finalise Heads of Terms for the proposed twenty-five year peppercorn lease, in accordance with charity legislation which allows charity to charity transactions on this basis; and
- (iv) that the Director of Legal and Governance be authorised to address any representations made by the general public to the proposal on behalf of the Council as Trustee and to conclude the necessary legal documentation relating to the lease of the property.

165. **Corporate Services Spokesperson – Proposed Lease by the Council as Trustee of the Miners' Recreation Ground, Ardsley of the Bowling Green to Ardsley Bowling Club (Cab.17.12.2014/11.2)**

RECOMMENDATION TO COUNCIL ON 5TH FEBRUARY, 2015:-

- (i) that subject to the statutory procedures under the Charities Act 2011 being complied with, and the consent of the Coal Industry Social Welfare Organisation (CISWO), the Council in its capacity as Trustee of the Miners' Recreation Ground, Ardsley approve the grant of a ten year lease to Ardsley Bowling Club;
- (ii) that the Director of Finance, Property and Information Services be authorised to agree terms for the granting of a ten year lease of Ardsley Bowling Green to the Ardsley Bowling Club at a peppercorn rent;
- (iii) that the Service Director (Designate) Assets finalise Heads of Terms for the proposed ten year lease, in accordance with charity legislation which allows charity to charity transactions on this basis; and

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- (iv) that the Director of Legal and Governance be authorised to address any representations made by the general public to the proposal on behalf of the Council as Trustee and to conclude the necessary legal documentation relating to the lease of the property.

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Chairman