

MEETING:	Cabinet
DATE:	Wednesday, 7 February 2018
TIME:	10.00 am
VENUE:	Reception Room, Barnsley Town Hall

MINUTES

Present Councillors Houghton CBE (Chair), Andrews BEM, Bruff, Cheetham, Gardiner, Howard, Miller and Platts

Members in Attendance: Councillors Franklin, Frost, Lamb, Pourali, Saunders and Sheard

174. Declaration of pecuniary and non-pecuniary interests

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

175. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 24th January, 2018 had been called in.

176. Minutes of the previous meeting held on 24th January, 2018 (Cab.7.2.2018/3)

The minutes of the meeting held on 24th January, 2018 were taken as read and signed by the Chair as a correct record.

177. Decisions of Cabinet Spokespersons (Cab.7.2.2018/4)

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the week ending 26th January, 2018 were noted, subject to the addition of Cllr Andrews also being authorised to attend the NHS Accountable Care Systems Event.

178. Petitions received under Standing Order 44 (Cab.7.2.2018/5)

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 1,381 signatories, in respect of Smoke Free Market – ‘Fags and Swags’.

The Council’s markets team will contact the stall holder to clarify the reasons for the introduction of the policy and explore potential business support options including diversification of product lines in order to mitigate the impact of the introduction of Smoke Free Market.

- (b) Containing the signatures of 411 electronic signatories, in respect of a request for a pedestrian crossing outside Hunningley Primary School in Kendray.

In considering requests for light controlled pedestrian crossings there are very strict criteria in place which must be met before a pedestrian crossing facility

can be considered. These relate to the conflict between the volume of vehicles and the number of pedestrians wishing to cross the road at a particular point. In order to meet the criteria there needs to be a sustained flow of pedestrians crossing the carriageway throughout the whole of the day. On Hunningley Lane this does not exist as crossing movements are confined to school start and finish times.

Surveys carried out since 2010 show that the site does not meet the criteria for a light controlled crossing. However, the site does meet the criteria for a school crossing patrol and one is provided.

It is recommended that the Service Director, Environment and Transport write to the lead petitioner to inform them of this situation.

Core Services Spokesperson

179. Service and Financial Planning 2018/19 - Revenue Budget, Capital Programme and Council Tax (Cab.7.2.2018/6)

RECOMMENDED TO FULL COUNCIL ON 22ND FEBRUARY, 2018:-

- (i) that the Future Council 2020 Strategy at Section 1 of the report now submitted be noted and implemented accordingly;
- (ii) that the report of the Service Director Finance (Section 151 Officer), under Section 25 of the Local Government Act 2003 at Section 2 be noted and that the 2018/19 budget proposals be agreed on the basis that the Chief Executive and Senior Management Team (SMT), in consultation with Cabinet Spokespersons, submit for early consideration detailed plans that ensure the Council's ongoing financial sustainability for 2019/20 and beyond;
- (iii) that the Revised Medium Term Financial Strategy and Forecast for 2018/19 to 2019/20 contained at Section 3a and 3b of the report and the position on Reserves, Provisions and Balances at Section 3c be noted and monitored as part of the arrangements for the delivery of the Future Council 2020 Strategy;
- (iv) that the 2018/19 budget proposals for all services, as separately presented in Sections 5a, 6 and 7, be approved for submission to Council – subject to the submission of detailed implementation reports as appropriate;
- (v) that the total additional specific funded capital investment of £65.5m as outlined at Section 5c, Table 5, be included within the Capital Programme and released subject to further detailed reports on the proposals for its use;
- (vi) that the £12.5m of cumulative resources available as highlighted at Section 5c Table 6 be noted and the allocation of £8.5m for the expenditure requirements outlined at Section 5c Table 7 be agreed;
- (vii) that the efficiency proposals for 2018/19 in Sections 7a to 7e be agreed subject to consideration of any further Equality Impact Assessments;

- (viii) that the detailed proposals for increases in existing fees and charges and new fees and charges be implemented as set out at Section 8 of the report;
- (ix) that the Aggregated Equality Impact Assessment at Section 10 of the proposals be noted and the proposed mitigation actions in the report be approved;
- (x) that the cash limited budgets for each service with overall net expenditure for 2018/19 of £168.988m be approved for submission to Council;
- (xi) that the Chief Executive and SMT, in consultation with Cabinet Spokespersons, be required to submit reports into Cabinet, as a matter of urgency, in relation to the detailed General Fund Revenue Budget for 2018/19 on any further action required to achieve an appropriately balanced budget in addition to those proposals set out above;
- (xii) that the Chief Executive and SMT be responsible for managing their respective budgets including ensuring the implementation of savings proposals;
- (xiii) that the Authority's SMT be charged with ensuring that the budget remains in balance and report regularly into Cabinet on budget/savings monitoring including any action required;
- (xiv) that Cabinet and the Section 151 Officer be authorised to make any necessary technical adjustments to form the 2018/19 budget;
- (xv) that appropriate consultation on the agreed budget proposals takes place with the Trade Unions and representatives of Non-Domestic Ratepayers and that the views of consultees be considered by Cabinet and the Council; and
- (xvi) that the budget papers be submitted for the consideration of the Full Council.

(B) Council Tax 2018/19

RECOMMENDED TO FULL COUNCIL ON 22ND FEBRUARY, 2018

- (i) that the contents of Section 5b (2018/19 Council Tax options) be noted;
- (ii) that the Council Tax Collection Fund net surplus as at 31st March, 2018 relating to BMBC of £3.115m be used to reduce the 2018/19 Council Tax requirement, in line with statute;
- (iii) that 2018/19 Band D Council Tax increase for Barnsley MBC's services be set at 4.49% (2.99% for Barnsley MBC services and an additional 1.5% for the Chancellor's Adult Social Care levy);
- (iv) that the Band D Council Tax for Barnsley MBC's areas be determined following confirmation of the South Yorkshire Police and Crime Commissioner and South Yorkshire Fire Authority precepts for 2018/19; and

- (v) that the Band D Council Tax for areas of the Borough with Parish/Town Councils be determined following confirmation of individual Parish precepts for 2018/19.

180. Treasury Management Strategy and Policy Statement (Cab.7.2.2018/7)

RECOMMENDED TO FULL COUNCIL ON 22ND FEBRUARY, 2018:-

- (i) that the main Treasury Management Policy Statement attached at Appendix A of the Treasury Management Strategy and Policy Statement now submitted, be noted; and
- (ii) that the proposed Treasury Management Strategy for 2018/19 be approved, including:-
- The Borrowing Strategy for 2018/19 at Section 3 including the full suite of Prudential and Treasury Indicators at Appendix F;
 - The revised Minimum Revenue Provision (MRP) Statement at Appendix C of the report; and
 - The Annual Investment Strategy for 2018/19 at Section 4 of the Treasury Management Strategy and Policy Statement.

181. 2018/2019 Service and Financial Planning Redundancy Compensation and Procedures (Cab.7.2.2018/8)

RECOMMENDED TO FULL COUNCIL ON 22ND FEBRUARY, 2018:-

- (i) that for the purpose of the 2018/19 budgetary procedures, payments in accordance with the Discretionary Compensation Regulations 2006 be up to a maximum of 30 weeks actual pay based on the Statutory Redundancy Scheme; and
- (ii) that any employee (excluding Teachers) declared redundant be afforded the maximum of 12 weeks' notice of termination of employment.

182. Grant of new 22 year lease by the Council as trustee to Higham Cricket Club of the Cricket Ground which forms a part of land known as Higham Miners Institute and Recreation Ground (Cab.7.2.2018/9)

RECOMMENDED TO FULL COUNCIL ON 29TH MARCH, 2018:-

- (i) that, subject to the statutory procedures under the Charities Act 2011 being complied with, the Council in its capacity as Trustee of Higham Miners Institute and Recreation Ground approve the proposal of a new lease to Higham Cricket Club of their ground at Higham Common to replace two existing leases to Higham Cricket Club which expire in 2024 and 2029;
- (ii) that the Service Director Assets be authorised to finalise heads of terms for the new lease to Higham Cricket Club; and

- (iii) that the Executive Director Core Services be authorised to complete the lease to Higham Cricket Club.

Place Spokesperson

183. Market Gate Pedestrian Bridge Concept Design (Cab.7.2.2018/10)

RESOLVED:-

- (i) that the preferred design for the Market Gate Bridge, as set out in the report now submitted, be approved;
- (ii) that the stakeholder engagement on the proposed design be authorised; and
- (iii) that the Executive Director Core be authorised to agree a Basic Asset Protection Agreement (BAPA) with Network Rail for the delivery of the project.

184. Homes England Affordable Homes Programme 2016/21 - Baden Street (Cab.7.2.2018/11)

RESOLVED:-

- (i) that approval be granted to commence the delivery of the Baden Street Council House Build project, as set out in the report now submitted;
- (ii) that approval be given to accept the Affordable Homes Programme (AHP) grant funding of £360,000 from Homes England;
- (iii) that, should further authorisation be required for any additional appendices/amendments to the recently approved contract with the Homes England for the Affordable Homes Programme period 2018/21 (approved at Cabinet on 13th December, 2017), the Executive Director Core Services, in consultation with the Cabinet Spokesperson Place, be authorised to give approval; and
- (iv) that the Council's Capital Programme be amended to reflect scheme costs (following tender) and match funding support to the Baden Street re-development project; totalling (including match) £1,137,938, and the current variance of £27,938 against the agreed Capital Programme budget following tender be noted.

185. Barnsley Museums National Portfolio Organisation Status (Cab.7.2.2018/12)

RESOLVED that the delivery of the Barnsley Museum National Portfolio Organisation (NPO) Business Plan funded by £1,866,000 from the Arts Council England in recognition of Barnsley Museums as a National Portfolio Organisation, as set out in the report submitted, be agreed.

People (Achieving Potential) Spokesperson

186. 2018/19 Schools Funding Formula and Outcome of Consultation with Schools (Cab.7.2.2018/13)

The Achieving Potential Spokesperson explained that, since the agenda had been published, the Department for Education (DfE) had ruled on the proposal to transfer 1.5% of schools funding to the high needs block, which had not been supported by the Schools Forum (which had proposed a transfer of only 1%). The DfE's ruling was to approve the reduced transfer amount proposed by the Schools Forum.

The meeting noted that this decision would lead to an ongoing annual deficit of c. £750k. The Achieving Potential Spokesperson explained that there was an ongoing dialogue with the DfE and schools to determine how this deficit could be addressed.

RESOLVED:-

- (i) that the Dedicated Schools Grant settlement for Barnsley's schools for 2018/19 and the implementation of the new national funding formula from April 2018, as set out in the report now submitted, be noted;
- (ii) that the summary responses by schools and the Barnsley Schools Forum, to the recent consultation on the changes to the local schools funding formula and the transfer of funding to the high needs block, be noted;
- (iii) that, as a result of the above, the following be agreed:
 - (a) the changes to the schools formula as set out in paragraph 6.2 of the report, subject to the amendment, following the decision by the DfE, that 1.0% of funding be transferred from schools to the high needs block (rather than 1.5% as set out within the report);
 - (b) the proposed schools block budget for 2018/19 as summarised in Appendix 3 (subject to the amendment set out in a) above); and
- (iv) that the Executive Director People and Service Director Finance be authorised to make any changes required in line with the Department for Education's decision.

187. Co-ordinated Scheme for Admission to Primary and Secondary Schools for the 2019-2020 School Year (Cab.7.2.2018/14)

RESOLVED that the proposed scheme for co-ordinating the admission arrangements for primary and secondary schools for the 2019-2020 school year, as set out in the report now submitted, be approved.

188. Admission Arrangements for Community and Voluntary Controlled Primary and Secondary Schools for the 2019/2020 School Year (Cab.7.2.2018/15)

RESOLVED that the proposed admission arrangements for community and voluntary controlled primary and secondary schools for 2019/2020 school year, as detailed in the report now submitted, be approved.

189. School Term Times and Holiday Dates for Community and Voluntary Controlled Schools 2019-2020 (Cab.7.2.2018/16)

RESOLVED that the proposed term times and holiday dates for community and voluntary controlled schools for 2019-2020, as detailed in Appendix 1 of the report submitted, be approved.

190. Exclusion of Public and Press (Cab.7.2.2018/17)

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>
191	Paragraph 3

Place Spokesperson

191. Replacement of Boilers at the Metrodome Leisure Facility (Cab.7.2.2018/18)

RESOLVED:-

- (i) that the Council deliver the replacement of the heating system at the Metrodome utilising the EU compliant Re:fit Framework, work to be carried out spring/summer 2018 and completed before the next winter heating season 2018-2019;
- (ii) that the financial implications of the options available to the Council to support the replacement of the heating system at the Metrodome be noted;
- (iii) that the total estimated cost of £1.2m be included in the Capital Programme and funding be released in accordance with Financial Regulations;
- (iv) that approval be given to fund the purchase of the new heating system at the Metrodome via prudential borrowing with the cost being fully recovered via a charge to BPL for energy used;
- (v) that the Local Partnerships be appointed to act as the Council's financial, technical and procurement consultant working with in-house client-side project team to deliver the replacement of the heating system; and
- (vi) that Legal Services be instructed to amend the management agreement between Barnsley MBC and Barnsley Premier Leisure accordingly.

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Chair