

MEETING:	Cabinet
DATE:	Wednesday, 23 March 2016
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 Cherryholme, Griffin and Mitchell

233. Declaration of pecuniary and non-pecuniary interests

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

234. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 9th March, 2016 had been called in.

235. Minutes of the previous meeting held on 9th March 2016 (Cab.23.3.2016/3)

The minutes of the meeting held on 9th March, 2016 were taken as read and signed by the Chair as a correct record.

236. Minutes of the Barnsley, Doncaster and Rotherham Joint Waste Board on 11th December 2015 (Cab.23.3.2016/4)

The minutes of the Barnsley, Doncaster and Rotherham Joint Waste Board held on 11th December, 2015 were noted.

237. Decisions of Cabinet Spokespersons (Cab.23.3.2016/5)

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the week ending 18th March, 2016 were noted.

238. Petitions received under Standing Order 44 (Cab.23.3.2016/6)

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 173 signatories, in respect of a request for the reduction in rent for Barnsley Market Stall Holders “in order to retain their livelihood and keep Barnsley Market open”.

No action is recommended. The petition is not supported by the National Market Traders Federation.

The traders in the Semi Open market are on a 50% rent reduction implemented over 10 years ago to support them through the redevelopment of the Town Centre.

Traders will be moving to the new May Day Green market in summer 2016, a recent rent review and loyalty payment report, approved by Cabinet, set a new preferential rent of £10 per stall for the new facility to further support traders through the implementation of the Better Barnsley project.

- (b) Containing the signatures of 750 signatories, in respect of Commissioning of Health Visiting and School Nursing Services in Barnsley, calling on the Council to “stop the tendering/privatisation process and put the money into the service that it needs”.

These services did go out to tender in 2015 as per the Public Contract Regulations 2015. The tendering exercise was unsuccessful.

As a result, on the 13th January, 2016 Cabinet approved the recommendation that Barnsley MBC explore non-tendering options and enter into discussions with South and West Yorkshire Partnership NHS Foundation Trust (SWYPFT), the incumbent provider, to take a joint partnership approach to secure the future delivery of these services.

BMBC and SWYPFT are currently developing health visiting and school nursing services that will meet the needs of our families in the borough.

There will be a reduction of £1.63m compared to the current level of expenditure. However the extensive benchmarking exercise suggests that we will remain within national average spend and will be comparable to that of our statistical neighbours.

As agreed at 13th January Cabinet, a further report will be presented in due course to Cabinet on the development of the partnership and the health visiting and school nursing services.

Communities Spokesperson

239. Barnsley Voluntary Community and Social Enterprise Sector Review (Cab.23.3.2016/7)

RESOLVED:-

- (i) that the ‘Review of the Voluntary Community and Social Enterprise Sector (VCSE) report from Rocket Science be noted and the Stronger Communities Partnership, Resilient and Healthy Communities Delivery Group be requested to take forward the related actions; and
- (ii) that to encourage competition, innovation and market development, Cabinet approve a ‘commissioning by lots’ approach and associated £148,000 budget for funding future VCSE sector infrastructure support linked to the outcomes of:
 - Volunteering – More engaged and active communities though increased and more purposeful volunteering.

- Advice and Support – More resilient and sustainable organisations through the provision of support, training, advice and information.
- Funding and Support – More and a greater range of VCSE activity through increased funding to the sector in Barnsley.
- Engagement and Leadership – A sector that is better able to engage in policy and development and helping to deliver the Future Council vision for Barnsley.

240. Remodel and Tendering of Substance Misuse Harm Reduction, Treatment and Recovery Service for Barnsley (Cab.23.3.2016/8)

RESOLVED:-

- that the proposal to remodel the Substance Misuse Harm Reduction, Treatment and Recovery services in 2016/17 in order to reduce the budget yet continue to deliver safe service for service users as set out in the report now submitted, be supported;
- that authorisation be given to BMBC officers to approach the market to inform the commissioning and procurement of a substance misuse service for Adults, Young People and Families in Barnsley from April 2016;
- that a further report be submitted to Cabinet to update members on progress and risks; and
- that a further report be submitted to Cabinet following the outcome of procurement to approve the selection of the preferred supplier before contract award.

Place Spokesperson

241. Berneslai Homes Strategic Plan 2016/17 (Cab.23.3.2016/9)

RESOLVED:-

- that the Berneslai Homes 2016-21 Strategic Plan and 2016/17 appendices, attached to the report now submitted, be approved;
- that the Head of Housing and Energy, in consultation with the Cabinet Spokesperson for Place, be authorised to approve any minor final amendments in additions to the 2016/17 appendices as may be identified; and
- that once agreed, the Strategic Plan be published on the Berneslai Homes website.

Corporate Services Spokesperson

242. Asset Management Plan - Planned Maintenance Programme 2016-17 (Cab.23.3.2016/10)

RESOLVED:-

- (i) that the 2016/17 Asset Management Plan Planned Maintenance Programme, attached to 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 Service Director Assets, be authorised to place orders for the work;
- (ii) that the Service Director Assets be authorised, in consultation with the relevant Service and the Cabinet Spokesperson for Corporate Services, to vary the programme within the overall financial approval;
- (iii) that Contract Procedure Rule 2.2(b) (Corporate Contracts) 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 4 of the report; and
- (iv) that in the event that the planned maintenance budget for 2016-2017 is not fully expended, the value of any committed works be rolled forward in addition to next year's planned maintenance allocations.

243. 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>
12	Paragraph 3

Place and Corporate Services Spokespersons

244. Baden Street Compulsory Purchase Order (Cab.23.3.2016/12)

RESOLVED:-

- (i) that the Director of Legal and Governance be authorised to:-
 - (a) Make and publish a Compulsory Purchase Order (CPO) pursuant to Section 226(1) (a) of the Town and Country Planning Act 1990 to acquire the land and properties situated at Baden Street, Worsbrough Bridge shown edged red on the plans attached at Appendix 1 to the report, for the purpose of facilitating the carrying out of development, re-development and improvement which is considered likely to contribute to the achievement of the promotion and improvement of the economic, social and environmental well-being of the area of Worsbrough Bridge in which the land is situated, by securing the provision of new housing and associated landscaping/improvements;
 - (b) Submit the CPO to the Secretary of State for confirmation;

- (c) Take all necessary steps as may be required for the purpose of presenting the Council's case at any public inquiry; and
- (d) Complete all necessary documentation to give effect to the CPO;
- (ii) that the Executive Director of Finance, Assets and Information Services be authorised to continue to negotiate with the owner of the properties with a view to acquiring the properties by agreement in advance of the CPO or pursuant to the CPO post confirmation, and to assist in the preparation and implementation of the CPO;
- (iii) that the Executive Director for Place be authorised to apply for any necessary planning and building control consent (a planning application has already been submitted under reference 2016/0118, the works will involve the demolition of the 11 properties on Baden Street, the stopping up of part of the adopted highway and the construction of 6 new houses (3 pairs of semi-detached));
- (iv) that the Head of Highways, Engineering and Transportation, in consultation with local members, be authorised to make an application for the permanent closure of highways required to facilitate development on this site; and
- (v) that following demolition, the site be appropriated into the HRA and the site be re-developed by Berneslai Homes for the purposes of providing new build council housing.

.....
Chair