

MEETING:	Cabinet
DATE:	Wednesday, 19 February 2020
TIME:	10.00 am
VENUE:	Reception Room, Barnsley Town Hall

AGENDA

1. Declaration of pecuniary and non-pecuniary interests
2. Leader - Call-in of Cabinet decisions

Minutes

3. Minutes of the previous meeting held on 5th February 2020 (Cab.19.2.2020/3)
(Pages 3 - 10)

Items for Noting

4. Decisions of Cabinet Spokespersons (Cab.19.2.2020/4)

Petitions

5. Petitions received under Standing Order 44 (Cab.19.2.2020/5) (Pages 11 - 14)

Items for Decision/Recommendation to Council

Children's Services Spokesperson

6. School Admissions Arrangements in the Borough (2021/22) (Cab.19.2.2020/6)
(To Follow)
7. Co-ordinated Scheme of Admissions to Community and Voluntary Controlled Schools (2021/22) (Cab.19.2.2020/7) (To Follow)
8. Exclusion of Public and Press
It is likely that the public and press will be excluded from this meeting during consideration of the items so marked because of the likely disclosure of exempt information as defined by the specific paragraphs of Part I of Schedule 12A of the Local Government Act 1972 as amended, subject to the public interest test.

Regeneration and Culture Spokesperson

9. High Street Heritage Action Zone (Cab.19.2.2020/9) (Pages 15 - 62)
Reason restricted:
Paragraph (3) Information relating to the financial or business affairs of any particular person (including the authority holding that information)
10. Barnsley Business Innovation Centre Company Restructure and Partnership Arrangements (Cab.19.2.2020/10) (Pages 63 - 72)
Reason restricted:
Paragraph (3) Information relating to the financial or business affairs of any particular person (including the authority holding that information)

To: Chair and Members of Cabinet:-

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

Cabinet Support Members:

Councillors Charlesworth, Franklin, Frost, Saunders, Sumner and Tattersall

Chair of Overview and Scrutiny Committee

Chair of Audit Committee

Sarah Norman, Chief Executive

Rachel Dickinson, Executive Director People

Matt Gladstone, Executive Director Place

Wendy Lowder, Executive Director Communities

Julia Burrows, Director Public Health

Andrew Frosdick, Executive Director Core Services

Michael Potter, Service Director Business Improvement and Communications

Neil Copley, Service Director Finance (Section 151 Officer)

Katie Rogers, Head of Communications and Marketing

Anna Marshall, Scrutiny Officer

Martin McCarthy, Service Director Governance, Members and Business Support

Corporate Communications and Marketing

Please contact Martin McCarthy on email governance@barnsley.gov.uk

Tuesday, 11 February 2020



MEETING:	Cabinet
DATE:	Wednesday, 5 February 2020
TIME:	10.00 am
VENUE:	Reception Room, Barnsley Town Hall

MINUTES

Present Councillors Houghton CBE (Chair), Andrews BEM, Bruff, Howard, Lamb and Platts

Members in Attendance: Councillors Franklin, Frost, Saunders, Sumner and Tattersall

165. Declaration of pecuniary and non-pecuniary interests

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

166. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 22nd January 2020 had been called in.

167. Minutes of the previous meeting held on 22 January 2020 (Cab.5.2.2020/3)

The minutes of the meeting held on 22nd January 2020 were taken as read and signed by the Chair as a correct record.

168. Decisions of Cabinet Spokespersons (Cab.5.2.2020/4)

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the week ending 17th January 2020 was noted.

169. Petitions received under Standing Order 44 (Cab.5.2.2020/5)

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

Core Services Spokesperson

170. The Council's Medium Term Financial Strategy 2020/21 - 2022/23 (Cab.5.2.2020/6)

The Leader and Members welcomed what was considered to be a positive report, inclusive of instances of investment, and both thanked and congratulated officers for their work. It was suggested the proposed budget would help lots of vulnerable people and lower paid staff in the health care sector.

A) 2020/21 BUDGET PROPOSALS

RECOMMENDED TO COUNCIL ON 27th FEBRUARY, 2020:-

- (i) that the report of the Service Director Finance (S151 Officer), under Section 25 of the Local Government Act 2003 at Section 1 be noted, that the 2020/21 budget proposals be agreed and 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 2021/22 and beyond;
- (ii) that the revised Medium Term Financial Strategy (MTFS) and Forecast for 2020/21 to 2022/23 contained at Section 2a (supported by the suite of background papers in Sections 2b – 2g) be noted and monitored as part of the arrangements for the delivery of the MTFS;
- (iii) that the proposed efficiency savings in 2020/21 at Section 4a be approved for implementation and that the 2021/22 efficiency savings proposals at Section 4b be noted subject to further consideration in future budget processes taking account of any further Equality Impact Assessments;
- (iv) that the cash limited budgets for each service with overall net expenditure for 2020/21 of £172.577M be approved;
- (v) that total additional one-off investments (capital and revenue) of £19.4M, including 2019/20 investments, as outlined at Section 5 be approved subject to further detailed reports on the proposals for its use;
- (vi) that provision be made to reflect a market supplement in the Council's care contracts to help address the pay and condition issues in the local care market;
- (vii) that the 2020/21 – 2022/23 budget proposals presented at Sections 6a – 6c be approved subject to Cabinet receiving detailed implementation reports where appropriate;
- (viii) that the changes to the schools funding formula including the transfer of funding from the schools block to the high needs block and the proposed 2020/21 schools block budget as set out at Section 6d be approved;
- (ix) that the new General Fund capital investment of £10.4M (Section 7 Appendix and £13.5M (Section 7 Table 7) of specifically funded schemes be included within the capital programme and released subject to further detailed reports on the proposals for their use;
- (x) that the Aggregated Equality Impact Assessment (Section 9) of the proposals be noted and the proposed mitigation actions in the report be approved;

- (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 2020/21 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 2020/21 budget; and
- (xv) that appropriate consultation on the 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.

B) COUNCIL TAX 2020/21

RECOMMENDED TO FULL COUNCIL ON 27TH FEBRUARY, 2020:-

- (i) that the Council Tax Collection Fund net surplus as at 31st March 2020 relating to BMBC of £3.200M be used to reduce the 2020/21 Council Tax requirement, in line with statute;
- (ii) that the 2020/21 Band D Council Tax increase for Barnsley MBC's services be set at 3.90% (1.90% for Barnsley MBC services and an additional 2.0% for the Chancellor's Adult Social Care levy);
- (iii) 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 2020/21; and
- (iv) that the Band D Council Tax for areas of the Borough with Parish/Town Councils be determined following confirmation of individual parish precepts for 2020/21.

C) TREASURY MANAGEMENT STRATEGY AND POLICY STATEMENT 2020/21

RECOMMENDED TO FULL COUNCIL ON 27TH FEBRUARY, 2020:-

- (i) that the 2020/21 Treasury Management Policy Statement at Section 2e Appendix A be noted;

- (ii) that the 2020/21 Minimum Revenue Provision (MRP) Statement detailed at Section 2e Appendix B be approved;
- (iii) that approve be given for the 2020/21 Borrowing Strategy at Section 2e including the full suite of Prudential and Treasury Indicators (Section 2e Appendix C); and
- (iv) that the 2020/21 Annual Investment Strategy at Section 2e be approved.

171. Proposed options to replace the existing Council Tax Support Scheme for Working Age Claimants (Cab.5.2.2020/7)

RECOMMENDED TO COUNCIL ON 27TH FEBRUARY, 2020 that the proposed new Local Council Tax Support Scheme, attached at Appendix 1 to the report, be approved.

Adults and Communities Spokesperson

172. Barnsley Adult Social Care Local Account 2018/19 (Cab.5.2.2020/8)

Members congratulated adult social care staff and partners on the remarkable performance of the service, as detailed within the report.

Special thanks were also noted for the retiring Adult Social Care and Health Service Director, the Leader proposing that he has helped to transform his service and leaves behind an amazing legacy.

RESOLVED:-

- (i) that the Barnsley Adult Social Care Local Account for 2018/19 be approved; and
- (ii) that awareness of the Local Account be promoted with Elected Members and constituents.

173. Modern Slavery (Cab.5.2.2020/9)

RESOLVED:-

- i) that the publication of the Modern Slavery statement be approved; and
- ii) that the Council be a co-signatory to the Co-operative Party Charter Against Modern Slavery.

174. 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>
175	Paragraph 3
176	Paragraph 3

Regeneration and Culture Spokesperson

175. Strategic Growth Clusters: M1 Junction 37 Economic Growth Corridor - Phase 2 (Claycliffe) (Cab.5.2.2020/11)

RESOLVED:-

- (i) that the progress made in delivering the M1 Junction 37 – Phase 2 (Claycliffe) scheme be noted and authorisation be given to the continued development of the individual Work Packages and progression of the scheme to ensure that all external grant funding be secured, whilst ensuring that the overall aims and objectives of the scheme are achieved;
- (ii) that approval be given to the acceptance of grant funding from the Sheffield City Region Investment fund (SCRIF) totalling £10.637M to contribute towards the M1 Junction 37 - Economic Growth Corridor – Phase 2 (Claycliffe);
- (iii) that the Executive Director Core Services, in consultation with the Executive Director of Place be authorised to:-
 - a) negotiate the terms and conditions of, and final approval of the Combined Authority SCRIF Grant funding agreement, for the delivery of the infrastructure improvements set out in the appendices attached to this report and conclude the approval and funding processes with Sheffield City Region Combined Authority (SCRCA);
 - b) accept tenders, appoint, where necessary, a contractor to implement the delivery of the scheme, subject to the costs being contained within the Grant Funding Agreement, and where necessary, apply for any necessary consents, licence arrangements, prepare details of and publish a Side Roads Order under sections 14 and 125 of the Highways Act 1980 to deal with any required changes to the existing highway network to accommodate the scheme; and
 - c) submit the order to the Secretary of State for Transport for confirmation and to take all necessary steps to secure confirmation of the Order including (if necessary) supporting the order at a local public inquiry.
- (iv) that the Corporate Asset Manager be authorised to:-
 - a) negotiate the terms and conditions of any development agreements required with relevant private developer(s) in order to minimise the financial risks to the Council;
 - b) where necessary, be authorised to enter into negotiations with any private land owner(s) to acquire privately owned land or property and enter into agreements to occupy land not in the current ownership of the

Council. Also to complete any variation to any existing leases on the occupation of land owned by the Council and where necessary, negotiate compensation payments; and

- c) carry out title investigations for the lands and rights required to deliver the scheme with a view to pursuing their acquisition by the use of compulsory powers, if necessary, which, if required, will be the subject of a further report to Cabinet.
- (v) that the Service Director for Regeneration and Property be authorised to:-
 - a) submit change variation requests to SCR CA in relation to the approved scheme where necessary to retain external grant funding secured, whilst ensuring that the overall aims and objectives of the scheme are achieved;
 - b) under the terms of the Barnsley Contract Procedure rules, if necessary, seek tenders for any aspect of the project and appoint the successful tender on the basis of most economically advantageous bid; and to consider whether the works, services or goods can be provided in-house, subject to value for money considerations;
 - c) in accordance with paragraph 2.3 (b)(i) of the Council's Contract Procedure Rules (In-House Providers), the Business Park service contract be awarded to NPS Barnsley, under the Joint Venture Service Level Agreement to provide check and challenge on any private sector work packages involved in delivering the Strategic Business Parks.
- (vi) that the Executive Director Place be authorised to undertake all necessary steps to secure delivery of the M1 Junction 37 – Phase 2 (Claycliffe) projects;
- (vii) that the release of the capital resources required to fund the delivery of the work packages required be approved;
- (viii) that the Executive Director Core Services, in consultation with the Executive Director of Place be authorised to negotiate the terms and conditions of, and final approval of the Combined Authority SCRIF Revised Grant funding agreement, for the delivery of this scheme; and
- (ix) that the Service Director Business Improvement, Human Resources and Communications be authorised to create a temporary project manager to liaise with Sheffield City Region to oversee and monitor the delivery of the SCRIF funded works.

176. Transfer of Stable Cottages 1 and 2, Cannon Hall to Barnsley Museums and Heritage Trust (Cab.5.2.2020/12)

RESOLVED:-

- (i) that approval be given to gift the Stable Cottages 1 and 2 together with the right to use 4 car parking spaces to Barnsley Museums and Heritage Trust;

- (ii) that the Corporate Asset Manager be authorised to finalise Heads of Terms for the transfer of Stable Cottages 1 and 2 and the right to use 4 car parking spaces to the Trust and for a management agreement for maintenance purposes; and
- (iii) that the Corporate Asset Manager be authorised to instruct the Executive Director Core Services to complete the transfer of the Stables Cottages 1 and 2 to the Trust together with completing a management agreement between the Trust and the Council in relation to the management of repairs.

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Chair

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BARNSELY METROPOLITAN BOROUGH COUNCIL

Report of the Chief Executive

Petitions received under Standing Order 44

1. Purpose of Report

To consider action in respect of petitions received by the Chief Executive under Standing Order 44.

2. Recommendations

- 2.1 **That Cabinet agree the action to be taken in response to the petitions referred to in the report in line with the Council's Petitions Scheme.**

3. Background

- 3.1 The Council's Standing Order 44 requires that "All petitions relating to a matter over which the Council ... has authority or which affects the Borough shall be presented to the Chief Executive who shall refer them to the relevant officer for investigation."
- 3.2 The Petitions Scheme, which was revised in April, 2013, requires petitions to be reported into Cabinet. This report sets out recent petitions received and the recommended response.
- 3.3 Whilst the report of petitions to Cabinet fulfils this duty requirement, Cabinet may wish to consider further action, such as referring any petition to the relevant Area Council.

4. Details of Petitions Received

- 4.1 Details of the petitions received up to this meeting of Cabinet are set out in the appendix attached, including a recommendation of the action to be taken for consideration. Members should note that individual petitions will not be the subject of further reports to Cabinet unless this is specifically requested at the meeting when the petition is reported.

5. List of Appendices

- 5.1 Details of Petitions received.

6. Background Papers

Petitions presented to the Chief Executive. Available for inspection in the Council Governance Unit, Town Hall, Barnsley, except where the petitions contain Exempt Information.

Officer Contact: Martin McCarthy **Email:** governance@barnsley.gov.uk **Date:** xx 2020

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Petitions received under Standing Order 44 - Cabinet – 19th February, 2020

Issue	No. of Signatories	Date Received	Action recommended under the Petitions Scheme
<p>Improve pedestrian safety on Wellington Crescent and Underwood Avenue at Worsbrough Bank End, Barnsley</p>	<p>95 signatories</p>	<p>19/12/2019</p>	<p>The Council's Traffic group will inform the petitioners representative that;</p> <p>As part of the continued pressure on Highway service budgets; the dedicated budgets for introducing traffic calming and Traffic Regulation Orders (TRO's) that could introduce parking restrictions, yellow lines etc. has been reduced to zero. The only money available for traffic measures is the road safety budget and which is targeted to sites on a priority basis.</p> <p>The method used to ascertain the priority sites is by using Personal Injury Collision (PIC) data obtained by South Yorkshire Police.</p> <p>The Council receives an allocation of Integrated Transport funding from the Department for Transport (DfT), via the Sheffield City Region, to carry out remedial measures / improvements at locations where there is a history of PIC collisions. The Council educates and promote road safety to the general public.</p> <p>The Authority has a statutory duty to monitor all PIC's and each year officers interrogate the database to determine the list of priority locations, which require intervention first.</p>

		<p>Following this, officers then seek to resolve issues at these locations using the available funding received.</p> <p>There have been 4 collisions on Wellington Crescent and Underwood Avenue during the last four years and have occurred on the road away from the school. This area does not fall within the current priority collision list.</p> <p>As a result, it does not meet the criteria for the provision of parking restrictions and traffic calming but the Council will continue to monitor the location as part of on-going collision analysis.</p> <p>In addition, the Authority is aware that the school has not responded to or accepted any support from the Council's Road Safety team to discuss measures available from the Council to educate and promote road safety to the children, parents and teachers. The road safety can provide support including:</p> <ul style="list-style-type: none">• Signs in the shape of children at zig-zigs,• School representative to attend PACT,• Work with parking enforcement and children to educate drivers – children issue notices to parents with support from parking officers,• Request Smiley Sid attends the school from the Police. <p>These measures will require support from the school to be effective.</p> <p>No further action on this matter.</p>
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