

Public Document Pack

MEETING:	Cabinet
DATE:	Wednesday 19 April 2023
TIME:	10.00 am
VENUE:	Council Chamber, Barnsley Town Hall
PUBLIC WEB LINK:	https://barnsley.public-i.tv/core/portal/webcasts

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 5 April 2023 (Cab.19.4.2023/3)
(Pages 3 - 6)

Items for Noting

4. Decisions of Cabinet Spokespersons (Cab.19.4.2023/4)

Petitions

5. Petitions received under Standing Order 44 (Cab.19.4.2023/5)

Items for Decision/Recommendation to Council

Environment and Highways Spokesperson

6. Bin Replacement Programme - Consent to Spend (Cab.19.4.2023/6)
(Pages 7 - 24)

Regeneration and Culture Spokesperson

7. Report on the Schools Condition Capital Programme 2023-24 (Cab.19.4.2023/7)
(Pages 25 - 40)

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.

Children's Spokesperson

9. Strengthening Children's Services in Barnsley: Further Investment Proposals
(Cab.19.4.2023/9) (Pages 41 - 142)

Reason restricted:

Paragraph (4) Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under the authority.

To: Chair and Members of Cabinet:-

Councillors Houghton CBE (Chair), T. Cave, Franklin, Frost, Higginbottom, Howard, Lamb, Makinson and Platts

Cabinet Support Members:

Councillors Bowser, Cain, Cherryholme, Eastwood, Newing, Osborne and Peace

Chair of Overview and Scrutiny Committee

Chair of Audit Committee

Sarah Norman, Chief Executive

Wendy Popplewell, Executive Director Core Services

Carly Speechley, Executive Director Children's Services

Wendy Lowder, Executive Director Place Health and Adult Social Care for Barnsley

Matt O'Neill, Executive Director Growth and Sustainability

Julia Burrows, Executive Director Public Health and Communities

Neil Copley, Director of Finance (S151 Officer)

Sukdave Ghuman, Service Director Law and Governance (Monitoring Officer)

Michael Potter, Service Director Business Improvement, HR and Communications

Katie Rogers, Head of Communications and Marketing

Anna Marshall, Scrutiny Officer

Corporate Communications and Marketing

Please contact Sukdave Ghuman by email governance@barnsley.gov.uk

Tuesday 11 April 2023



MEETING:	Cabinet
DATE:	Wednesday 5 April 2023
TIME:	10.00 am
VENUE:	Council Chamber, Barnsley Town Hall

MINUTES

Present Councillors Houghton CBE (Chair), T. Cave, Franklin, Frost, Higginbottom, Howard, Lamb and Platts

Members in Attendance: Councillors Bowser, Cain, Cherryholme, Eastwood, Newing, Osborne and Peace

233. Declaration of pecuniary and non-pecuniary interests

Councillor Newing declared a non-pecuniary interest as an NHS employee in respect of Minute Number 242.

234. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 22 March 2023 had been called in.

235. Minutes of the previous meeting held on 22 March 2023 (Cab.5.4.2023/3)

The minutes of the meeting held on 22 March 2023 were taken as read and signed by the Chair as a correct record.

236. Decisions of Cabinet Spokespersons (Cab.5.4.2023/4)

There were no Records of Decisions by Cabinet Spokespersons under delegated powers to report.

237. Action Taken under Paragraph B5 of the Responsibility for Executive Functions - Officer Delegations Contained in the Council Constitution (Cab.5.4.2023/5)

RESOLVED that the action taken by Executive Directors under Paragraph B5 of the Responsibility for Executive Functions – Officer Delegations, as contained within the Appendix attached to the report now submitted and detailed below, be noted:-

1. Principal Roads and Side Streets Investment Programme 2023/24

238. Petitions received under Standing Order 44 (Cab.5.4.2023/6)

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

239. Outcomes of the National Takeover Challenge 2022 (Cab.5.4.2023/7)

RESOLVED that Cabinet:-

1. Acknowledges the engagement and participation of children and young people in the most recent Takeover Challenge event and celebrates the engagement, support and number of placements offered from various service areas and partner organisations; and
2. Considers alternative approaches to Takeover Day Challenge outlined in the 'proposals' section of the report and approves the recommendations to:
 - Cease involvement with the Takeover Challenge
 - Review the virtual offer to enhance impact, engagement, and alignment with Council Plan priorities

240. Highways Capital Programme 2023/24 (Cab.5.4.2023/8)

RESOLVED that Cabinet:-

1. Approves the detailed Highways Capital Programme for 2023/24 as set out in Appendix 1 and agrees that this be released into the Council's full capital programme; and
2. Authorises that the Highways Capital Programme be varied in line with the Council's governance and approval limits (paragraphs 2.24 – 2.30 refers); and
3. Authorises the Service Director, Environment and Transport, to:
 - Deliver a programme of Highway Maintenance work based upon the Asset Management Policy and Implementation Strategy, supplemented with engineering judgement in order to meet strategic priorities, ensure the longevity of the highway asset.
 - Deliver a blended programme of Integrated Transport, Active Travel and other highway works based upon the recently approved Transport Strategy and Council initiatives, in order to deliver a programme of work that meets strategic priorities and improve the network.
 - Obtain tenders for any works, goods and services as necessary, and appoint any successful tenderer on the basis of the most economically advantageous tender.
 - Adopt the principle of collaboration and utilise collaborative procurement and engage external service suppliers to undertake work which cannot be undertaken in-house, via Regional Alliances, where available.
 - Appoint other external consultants and contractors as appropriate, within the current procurement rules; and
4. Approves, in principle, the inclusion of the emerging Principal Roads and Side Streets Investment Programme, into the Highways Capital Programme 2023/24. The funding for this 'one-off' investment programme has provisionally

been set-aside for highway maintenance and will be subject to a separate report detailing the plans for its use. (Approved at Full Council 23rd February 2023); and

5. Confirms that before commencing any procurement process for the delivery of other Council managed programmes incorporating highway works, the relevant Executive Director must consider the need to consult the Executive Director – Growth and Sustainability (or in the case of Growth and Sustainability Directorate, the Service Director – Environment and Transport) who may be able to provide the works, services, or goods required.

241. Vehicle Replacement Programme (VRP) 2023/24 (Cab.5.4.2023/9)

RESOLVED that Cabinet authorises the procurement of 102 vehicles, including up to 29 ULEVs, in the 2023/24 financial year, to be used by council departments and partner organisations, with a total value of up to £5.45M, by way of purchase followed by a sale and lease back arrangement or whichever method of funding is deemed appropriate following full financial appraisal.

242. 2022 Director of Public Health Annual Report - Tackling the Cost-of-Living Crisis (Cab.5.4.2023/10)

RESOLVED that Cabinet notes the contents of the 2022 Director of Public Health Annual Report.

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Chair

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BARNSELY METROPOLITAN BOROUGH COUNCIL

REPORT OF: EXECUTIVE DIRECTOR OF GROWTH & SUSTAINABILITY

TITLE: BIN REPLACEMENT PROGRAMME – CONSENT TO SPEND

REPORT TO:	CABINET
Date of Meeting	19 April 2023
Cabinet Member Portfolio	Environment and Highways
Key Decision	No
Public or Private	Public

Purpose of report

The purpose of this report is to highlight an additional expenditure requirement on the annual wheeled bin replacement programme.

In 2021 funding was granted for the bin replacement programme for 2021-2024 with the council approving capital funding of £0.300m p/a to fund the programme.

In 2021/22, the Council incorporated the collection of pots tubs and trays to the brown bin collection. Additional brown bins were required to fulfil this new initiative. Along with the purchase of new commercial bins to fulfil contract commitments. These led to the use of £0.045m of resources allocated for years 2 and 3 of the programme.

In financial year 2022/23, inflationary pressures led to a 26% increase in contract costs since the initial figures were agreed. The price of the most common item, a black residual 240ltr bin has increased from £15.50 to £19.10 over the period of this funding.

Due to these increased pressures, it is estimated that an additional £0.108m will be required for year 3 to ensure bin stocks remain at the levels required to deliver domestic and commercial waste collections.

Recommendations

That Cabinet:-

1. Approves the additional resources for year 3 of the programme, to ensure bin stocks do not run out and the council is able to fulfil its statutory duty to provide adequate bins to its residents and businesses

1. INTRODUCTION

- 1.1 Waste Management provides kerbside wheeled bin waste collection services to c114,000 domestic premises. Residents of Barnsley can choose to have up to four bins for their waste and recycling collections, grey 240ltr for residual waste, green 240ltr for garden waste, blue 240ltr or 140ltr for cardboard, brown 240ltr or 140ltr for glass, cans and plastic bottles.
- 1.2 Planned new developments in the borough will add a further estimated c1,250 properties per year, each of which will require a set of four new waste and recycling bins at an approximate cost to the council of £75,000. Since April 2017, there has been a £105 delivery fee for each full set of new bins delivered to a new build property which has been paid by the developer.
- 1.3 Commercial Services receives around 280 orders per week from residents to deliver new bins or to replace bins. Since April 2016, there has been a £26 delivery fee for new bins; this fee is for delivery only and remains the same if multiple bins are ordered.
- 1.4 Commercial services also operate a commercial waste service for business and have an objective to increase revenues through an increase in customers using the service.
- 1.5 The council needs to ensure that sufficient stocks of wheeled bins and commercial waste containers are maintained to meet growing demands in order to protect revenues and ensure residents' kerbside collections can be maintained. Due to increasing market costs linked to plastic and steel prices, meeting these demands is forecast to result in an overspend.
- 1.6 The council has a legal obligation to collect all household waste from properties within its area and has specified wheeled bins as the method it wishes to use to fulfil this legal requirement. To ensure that the bins are of the correct size and quality, so as not to pose a danger to residents or staff employed, the council retains ownership of all bins and is the sole supplier.
- 1.7 Failure to provide domestic and commercial bins will result in the failure of the council in meeting its statutory requirements for this service.

2. PROPOSAL

- 2.1 To ensure the council's statutory duties are met, an assessment of the number of bins required for 23/24 has been undertaken and the results can be seen in Table 1 below, alongside the number of bins required for Year 1 and 2 of the programme and the total spend:

Table 1 – Number of bins required by year

	Total Units - Domestic	Total Units - Trade	Refurbished containers	Total Spend	Amount Overspent
2021/22	16,850	315	71	£345,603	
2022/23	13,500	331	82	£367,800	
2023/24	13500	50	82	£294,372	£108,000

2.2 Table 1 highlights that there has been an overspend in each year of the programme and as a result, to fulfil the bin requirements for 23/24, additional funding of £108,000 will be required.

3. IMPLICATIONS OF THE DECISION

3.1 Financial and Risk

3.1.1 Consultations have taken place with representatives of the Service Director – Finance (S151 Officer).

Capital Programme / Capital Funding Implications

3.1.2 This report outlines the proposal to increase the funding available to purchase domestic and commercial bins over the period from 2021/22 through 2023/24 by £0.108M. This will increase the capital cost already approved for the three-year period from £0.900M to £1.008M in total.

3.1.3 Finance officers have assessed the options outlined above and concluded that the most cost-effective funding mechanism in respect of this three-year replacement Programme, is prudential borrowing. The bins will be financed over a period of ten years per tranche which reflects their expected useful life.

3.1.4 What this means in practical terms is that the Council legally owns the bins at the point of purchase [the lease company would retain legal ownership should the bins have been leased]. From a financial perspective, the capital cost and associated interest costs, are effectively paid for over the period of 10 years by the service, through their service contracts revenue budget.

Revenue Budget Implications

3.1.5 Expenditure for the prudential borrowing costs can be contained within the Services existing contacts revenue budget for prudential borrowing due to previous bin replacement programme costs coming to an end.

3.1.6 The financial implications are summarised in the attached Appendix A.

3.2 Legal

3.2.1 The Environmental protection act 1990 states that Barnsley Council has a statutory duty to provide receptacles for household waste collection.

3.3 Equality

3.3.1 Equality Impact Assessment Pre-screening completed determining full EIA not required

3.4 Sustainability

3.4.1 Decision-making wheel completed. Failure to provide containers for residents and businesses to dispose of waste would be detrimental to our environment. We would see a significant increase in both litter and fly-tipping, which would have a negative impact on the health and wellbeing of our residents. The new bins use 80% of recycled material to protect virgin resources.



3.5 Employee

3.5.1 None

3.6 Communications

3.6.1 None

4. CONSULTATION

4.1 Consultation has taken place with:

- Finance,
- Commercial and Operational Service Support
- Legal
- Communications
- Equalities

5. ALTERNATIVE OPTIONS CONSIDERED

5.1 The alternative option is to cancel additional bin orders due for delivery later in the year and reduce the number of bins ordered in 23/24. This could result in a shortage of wheeled bins if demand exceeds stock levels, and the potential inability of residents and businesses to dispose of their waste. This is a breach of the Environmental Protection Act 1990 under which BMBC has a statutory duty to provide receptacles for household waste collection.

6. REASONS FOR RECOMMENDATIONS

6.1 To ensure the Council is compliant with their statutory duties under the Environmental Protection Act 1990 which states each LA has a statutory duty to provide receptacles for household waste collection.

6.2 Risk of reputational damage if the Council is unable to provide bins to residents.

7. GLOSSARY

N/A

8. LIST OF APPENDICES

Appendix A: Financial Implications
Appendix B: EIA
Appendix C: Record of bin spend and forecast

9. BACKGROUND PAPERS

Annual Replacement Programme 2021 To 2024 – Domestic And Commercial Bins (Cabinet Reference Cab.2.6.2021/12)

If you would like to inspect background papers for this report, please email governance@barnsley.gov.uk so that appropriate arrangements can be made

10. REPORT SIGN OFF

Financial consultation & sign off	Senior Financial Services officer consulted and date Appendix A included.
Legal consultation & sign off	Legal Services officer consulted and date Sukdave Ghuman 25/01/2023

Report Author: Kayleigh Boasman
Post: Service Support Manager
Date:18/01/2023

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Report of the Executive Director Place

FINANCIAL IMPLICATIONS

Bin Replacment Programme 2021/22 - 2023/24

i) Capital Expenditure	<u>2021/22</u>	<u>2022/23</u>	<u>2023/24</u>	TOTAL
	£	£	£	£
Wheeled Bins	345,000	368,000	295,000	1,008,000
	345,000	368,000	295,000	1,008,000
To be financed from:				
Prudential Borrowing	345,000	368,000	295,000	1,008,000
	345,000	368,000	295,000	1,008,000
ii) Revenue Effects	<u>2021/22</u>	<u>2022/23</u>	<u>2023/24</u>	Later Years
	£	£	£	£
Expenditure				
Prudential Borrowing - Existing Equipment	318,579	272,273	212,734	209,304
Prudential Borrowing - New Bins	2,085	38,664	82,766	118,010
Total revenue expenditure	320,664	310,937	295,500	327,314
To be financed from:				
Existing Revenue Budget - Contracts	320,664	310,937	295,500	327,314
Sub-total	320,664	310,937	295,500	327,314

Impact on Medium Term Financial Strategy	<u>2021/22</u>	<u>2022/23</u>	<u>2023/24</u>
	£	£	£
None with this report			
Revised Medium Term Financial Strategy	0.000	0.000	0.000

Agreed by:  On behalf of the Service Director and Section 151 Officer -Finance

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Equality Impact Assessment

Bin Replacement Programme – Consent to Spend

Stage 1 Details of the proposal

Name of service

COSS

Directorate

Growth and Sustainability

Name of officer responsible for EIA

Kayleigh Boasman

Name of senior sponsor

Andrew Simpson

Description / purpose of proposal

To ensure there is adequate funding for domestic and commercial bin provisions.

Date EIA started

18/01/23

Assessment Review date

April 2024

Stage 2 - About the proposal

What is being proposed?

This report proposes that funding be granted to cover the overspend in the bin replacement programme funding.

Why is the proposal required?

To ensure we meet our statutory duty of ensuring households and businesses have the correct bins for waste collection.

What will this proposal mean for customers?

That they continue to receive bins which are safe for storing and collecting the designated waste streams.

Stage 3 - Preliminary screening process

Use the Preliminary screening questions (found in the guidance) to decide whether a full EIA is required

- Yes - EIA required (go to next section)
 No – EIA not required (provide rationale below including name of E&I Officer consulted with)

Stage 4 - Scoping exercise - What do we know?

Data: Generic demographics

What generic data do you know?

Data: Service data / feedback

What equalities knowledge do you already know about the service/location/policy/contract?

Data: Previous / similar EIA's

Has there already been an EIA on all or part of this before, or something related? If so, what were the main issues and actions it identified?

Data: Formal consultation

What information has been gathered from formal consultation?

Stage 5 - Potential impact on different groups

Considering the evidence above, state the likely impact the proposal will have on people with different protected characteristics

(state if negative impact is substantial and highlight with **red text**)

Negative (and potentially positive) impacts identified will need to form part of your action plan.

Protected characteristic	Negative '-'	Positive '+'	No impact	Don't know	Details
Sex					
Age					
Disabled <i>Learning disability, Physical disability, Sensory Impairment, Deaf People, invisible illness, Mental Health etc</i>					
Race					
Religion & Belief					
Sexual orientation					
Gender Reassignment					
Marriage / civil partnership		N/A			
Pregnancy / maternity					

Other groups you may want to consider

	Negative	Positive	No impact	Don't know	Details
Ex services					
Lower socio-economic					
Other ...					

Stage 6 - BMBC Minimum access standards

If the proposal relates to the delivery of a new service, please refer to the Customer minimum access standards self-assessment (found at)

If not, move to Stage 7.

Please use the action plan to be taken to ensure the new service complies with reasonable adjustments for disabled people.

Not yet live

- The proposal will meet the minimum access standards.
- The proposal will not meet the minimum access standards. –provide rationale below.

Stage 7 – Action plan

To improve your knowledge about the equality impact . . .

Actions could include: community engagement with affected groups, analysis of performance data, service equality monitoring, stakeholder focus group etc.

Action we will take:	Lead Officer	Completion date

To improve or mitigate the equality impact . . .

Actions could include: altering the policy to protect affected group, limiting scope of proposed change, reviewing actual impact in future, phasing-in changes over period of time, monitor service provider performance indicators, etc.

Action we will take:	Lead Officer	Completion date

To meet the minimum access standards . . .(if relevant)

Actions could include: running focus group with disability forum, amend tender specification, amend business plan to request extra 'accessibility' funding, produce separate MAS action plan, etc.

Action we will take	Completion date
Not yet live	

Stage 8 – Assessment findings

Please summarise how different protected groups are likely to be affected

Summary of equality impact	All groups will have equal access to receptacles which are suitable for their waste needs.
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Summary of next steps	N/A
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Signature (officer responsible for EIA) Date	Kayleigh Boasman
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**** EIA now complete ****

Stage 9 – Assessment Review

(This is the post implementation review of the EIA based on date in Stage 1 if applicable)
What information did you obtain and what does that tell us about equality of outcomes for different groups?

The funding is up for renewal in April 2024 and this will need to be reviewed at this stage.

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Type/Year	Total
Spend on Domestics 21/22	£262,470.50
Spend on Domestics 22/23	£260,865.00
Projected spend domestics 23/24	£263,295.00

Spend on Commercials 21/22	£8,277.00
Spend on Commercials 22/23	£12,557.00
Projected spend on commercials 23/24	£15,662.00

Overall spend 21/22	£333,753.62
Overall spend 22/23	£357,789.88
Overall spend 23/24	£294,372.00

Total over 3 years	£985,915.50
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21/22	number ordered	Price 1	Price 2	Total spend
140L grey	600	£12.88		£7,728.00
240L grey	3600	£15.50		£55,800.00
240L blue	3600	£15.65		£56,340.00
240L green	2700	£15.65		£42,255.00
240L brown	3600	£15.50		£55,800.00
240L blue	1050	£15.65		£16,432.50
240L brown	750	£15.50		£11,625.00
240L grey	300	£15.50		£4,650.00
360L red	50	£49.00		£2,450.00
240L brown	300		£15.65	£4,695.00
240L blue	300	£15.65		£4,695.00
TOTAL				£262,470.50

660L	10	£239.00		£2,390.00
1100L black	20	£249.00		£4,980.00
1100L blue	20	£249.00		£4,980.00
1100L brown	30	£249.00		£7,470.00
1100L red	104	£263.33		£27,386.32
1100L blue	30	£263.33		£7,899.90
1100L brown	30	£263.33		£7,899.90
TOTAL				£63,006.12

Container refurb 21/22				
black	8	£117.00		£936.00
red	31	£117.00		£3,627.00
blue	31	£117.00		£3,627.00
red	1	£87.00		£87.00
TOTAL				£8,277.00

Total 21/22 spend £333,753.62

22/23	number ordered	Price 1	To be delivered	Total spend	Forecast spend
140L grey					
240L grey	300	£17.30		£5,190.00	£0.00
240L blue	300	£17.65		£5,295.00	£0.00
240L green	300	£17.65		£5,295.00	£0.00
240L brown	300	£17.35		£5,205.00	£0.00
240L grey	2700	£19.10	600	£51,570.00	£11,460.00
240L blue	3000	£19.65	600	£58,950.00	£11,790.00
240L green	2100	£19.65		£41,265.00	£0.00
240L brown	2700	£19.65	600	£53,055.00	£11,790.00

TOTAL £260,865.00					
1100L	195	£249.00		£48,555.00	£0.00
660L					£0.00
1100L black					£0.00
1100L blue					£0.00
1100L brown					£0.00
1100L red	136	£263.33		£35,812.88	£0.00
1100L blue					£0.00
1100L brown					£0.00
TOTAL				£84,367.88	

Container refurb 22/23				
1100L black	21	£165.00		£3,465.00
Unknown spec	24	£125.00		£3,000.00
660L black	6	£165.00		£990.00
New floors	2	£126.00		£252.00
<i>To be delivered:</i>				
1100L black	8	£170.00		£1,360.00
1100L red	17	£170.00		£2,890.00
660L red	3	£170.00		£510.00
New floors	1	£90.00		£90.00
TOTAL				£12,557.00

Total 22/23 spend £357,789.88

23/24			Projected spend
240L grey	3600	£19.10	£68,760.00
240L blue	3600	£19.65	£70,740.00
240L green	2700	£19.65	£53,055.00
240L brown	3600	£19.65	£70,740.00
TOTAL			£263,295.00

New containers 23/24			
1100L	50	£308.30	Projected spend £15,415.00

Container refurb 23/24			
1100L	82	£191.00	Projected spend £15,662.00

Total 23/24 spend £294,372.00

Date	17.01.22
Grey 140L	112
Grey 240L	742
Blue 240L	494
Brown 240L	417
Green 240L	692
Red 660L	13
Red 1100L	195
Black 660L	18
Black 1100L	35
Blue 1100L	2
Brown 1100L	22

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BARNSELEY METROPOLITAN BOROUGH COUNCIL

REPORT OF: EXECUTIVE DIRECTOR – GROWTH AND SUSTAINABILITY

TITLE: Report on the Schools Condition Capital Programme 2023-24

REPORT TO:	CABINET
Date of Meeting	19 April 2023
Cabinet Member Portfolio	Regeneration and Culture
Key Decision	Yes
Public or Private	Public

Purpose of report

To seek approval to the 2023-24 Schools Condition Capital programme.

Council Plan priority

Learning Barnsley – Children and young people achieve the best outcomes through improved educational achievement and attainment.

Recommendations

It is recommended that:-

1. Cabinet approves acceptance of the School Condition Allocation (SCA) capital grant.
2. The list of schemes, detailed in Appendices B and C be approved and financed from the 2023-24 Department for Education (DfE) School Condition Allocation;
3. The Executive Director – Growth and Sustainability, in consultation with the Cabinet Spokesperson – Regeneration and Culture, be authorised to vary the programme of works, and to approve additional schemes, to meet emerging priorities;
4. The financial implications arising from the report be included in the capital programme and released in accordance with the Financial Regulations Code of Practice C5.2(a).

1. INTRODUCTION

- 1.1. The Department for Education (DfE) provide Local Authorities an annual School Condition Allocation (SCA) capital grant to address urgent building condition defects, including health and safety and safeguarding measures across the maintained school estate, early years settings, and family centres.
- 1.2. On the 28th March 2023 the DfE announced Local Authority SCA funding allocations for the 2023-24 financial year. For Barnsley, this amounts to £0.631M which is a reduction of £0.036M on the funding received in 2022-23.
- 1.3. The formulae used to calculate the SCA is based on a combination of pupil numbers attending a Local Authority maintained and the physical condition of schools, as determined by the data from the DfE's centralised Condition Data surveys, which compares the condition of Barnsley schools to schools across the country.
- 1.4. The current number of maintained primary schools the Council is responsible for under the SCA is 22. There are a further 5 Private Finance Initiative (PFI) primary schools, but these are managed through the PFI contract and are outside of this process. The sole remaining Local Authority controlled secondary school, Penistone Grammar is operated under the BSF contract arrangements and is also excluded from this process. With continued Academisation, the allocations to local authorities will continue to be reduced, as the funding transfers to the various Multi Academy Trusts to manage.
- 1.5. In setting priorities for the 2023-24 School Condition programme, the Council has used the available data from its own condition data, centralised DfE surveys, school visits and, where appropriate, consultations with other services, including BMBC Health and Safety and the Council's in-house Property Services surveyors.
- 1.6. The backlog of maintenance on the maintained schools is shown in the table below:

High Priority Works (to be completed within 18 months)	£2.841m
Medium Priority (to be completed within 3 years)	£3.012m
Low Priority (to be completed within 5 years)	£0.778m
Total Maintenance Requirement	£6.631m

- 1.7. As the table highlights, the available funding will be insufficient to deal with the high priority items. It is therefore highly unlikely that any medium priority items will be addressed within this period. During the 2022-23 financial year, £0.815m was spent on the maintained school estate, addressing High Priority condition items.
- 1.8. To meet the 2023-24 school summer holiday period, it has been necessary to commence initial surveys and investigation works on several schemes included in the programme.

2.0 PROPOSAL

- 2.1 Appendix C of this report provides further details of the proposed schemes

within the School Condition programme. These are necessary to address urgent condition works, Health and Safety remedial works and safeguarding concerns on maintained schools.

- 2.2 Officers will ensure that the proposed schemes will comply with the terms and conditions attached to the School Condition grant allocation set out by the Department for Education.
- 2.3 The installation of additional insulation and LED lighting on a number of projects will support Council’s declared climate emergency and Zero 40 strategy.

3.0 IMPLICATIONS OF THE DECISION

3.1 Financial and Risk

Financial Implications

- 3.1.1 Consultations have taken place with representatives of the Service Director – Finance (S151 Officer).

Capital Expenditure

- 3.1.2 The 2023-24 Schools Condition capital programme is estimated to total £0.771M and is summarised in the table below with further detail at Appendix B.

Scheme	Existing Roofing Schemes 2022/23	Cost Increases to 2022/23 Approved Schemes	2023/24 New Schemes	2023/24 Proposed Budget
	£M	£M	£M	£M
Roofing Works	0.140	0.010	0.105	0.255
Electrical Works	-	-	0.135	0.135
External Condition Works	-	-	0.288	0.288
Health & Safety Works	-	-	0.093	0.093
Total	0.140	0.010	0.621	0.771

- 3.1.3 In respect of the 2022-23 roofing programme, capital plans totalling £0.290M were approved for works at Birdwell Primary. Due to site constraints and access, it was necessary to split the scheme into two phases of work. The first phase of works was completed over the summer 2022 holiday at a cost of £0.150M. The remaining £0.140M is already included in the Council’s capital programme, but the estimated costs of the scheme have increased by £0.010M. With the addition of 2 new schemes totalling £0.105M, the revised budget for roofing now amounts to £0.255M.

Capital Funding / Resources

- 3.1.4 The DfE have confirmed a 2023-24 School Condition funding allocation for Barnsley amounting to £0.631M and the programme has been based on this allocation.

3.1.5 It is proposed to fund the additional cost of the 2022-23 roofing schemes (£0.010M) by utilising the 2023-24 Schools Condition Grant. The remainder of the anticipated allocation is planned to be used on further roofing works, electrical works, external condition works and health and safety works.

3.1.6 A full summary of the Schools Condition Programme can be found in Appendix B, with more detailed scheme details in Appendix C.

Revenue Implications

3.1.7 It is expected that there may be minimal savings to the revenue running costs of some schools included within the programme following the installation of additional insulation in roofing project and low energy LED lighting.

Governance

3.1.8 The proposal contained within this report has been approved to proceed by the Capital Oversight Board on the 2nd February 2023.

3.1.9 The financial implications of this report are summarised in the attached Appendix A.

Risk

3.1.10 The current costs identified within the report are based on estimated prices. Until actual tendered prices have been received, there is a risk that scheme costs could change.

3.1.11 The current construction market is in a volatile position as a result of continued supply chain issues caused by the pandemic and Brexit. In addition, the rising cost of gas, electricity and fuel will impact on the manufacture and delivery of materials. The full impact will not be known until the works are procured as the market is expected to fluctuate over the coming months.

3.1.12 As far as reasonably practical site surveys and investigations will be carried out on the building and site to identify potential risks to the project. Where identified these will be included with the tendered works.

3.1.13 As with any building work, there is always a risk of unknowns that only surface once the works have commenced, or demolitions have started. The project costs will be closely monitored as part of the Directorate's regular capital monitoring and risk management.

3.1 Legal

3.1.1 The proposed schemes are required to comply with the terms and conditions attached to the School Condition grant allocation set out by the Department for Education.

3.1.2 As the Council is receiving a grant this will need to be compliant with the Subsidy Control Act 2022. Officers should consult Legal Services in this regard.

3.1.3 The procurement of works funded under the Capital Works Programme should comply with the Councils CPRs and the Public Procurement Regulations where applicable.

3.1.4 The programme includes a 2nd phase of Roofing Works at Birdwell Primary, a school which is in the process of converting to academy status. A works agreement will be required setting out parameters for the work and rights of access and confirming the works must be complete by September 2023.

3.2 Equality

The programme includes 3 schemes where full Equality Impact Assessments have been undertaken. The findings are summarised below:

3.2.1 Gawber Primary and Thurlstone Primary – Drainage Works / Resurface school playground

The works to improve the drainage and surface of the school playgrounds will have a positive impact for disabled building users.

3.2.2 Cawthorne CE Primary – Foundation Stage Play Area refurbishment

The works to replace the damaged soft play area surface and removal of raised platforms within the play area will have a positive impact for disabled building users.

3.3 Sustainability

Decision-making wheel completed:



The schemes identified within the 2023-24 school condition programme have been identified to address urgent condition defects and enhance provisions at a number of schools in Barnsley. These will impact on the environmental and social elements of some of the individual schemes. Installing low energy lighting and ensuring surface water run off is properly managed provide positive environmental benefits and the use local supply chains and improved access to external play has a positive social impact for Barnsley.

3.4 Employee

There are no employee implications arising from this report.

3.5 Communications

Proactive communications will be shared with elected members and the public on the progress of school condition improvements. Schools will also communicate directly with families affected by any works.

4.0 CONSULTATION

4.1 Consultations have taken place with representatives of the Executive Director, Place, and representatives of the Service Director for Finance (the S151 Officer).

4.2 The programme has been prepared to address urgent condition and property related operational issues. Schemes are identified in a transparent way using condition data determined from surveys undertaken by the Council and DfE.

4.3 Where appropriate discussions with school stakeholders have taken place to inform the programme and further consultations will take place during scheme development and delivery.

5.0 ALTERNATIVE OPTIONS CONSIDERED

5.1 The summer holiday period of six weeks is normally when most of the School Condition works can be completed. To minimise the pressure of delivering the whole School Condition programme over this period, where possible, and in discussions with schools, some schemes may be carried out over alternative holiday periods or during term time, only where it is safe and practical to do so.

6.0 REASONS FOR RECOMMENDATIONS

6.1 Undertaking the schemes identified within the 2023-24 School Condition Programme will address urgent condition defects and improve or enhance facilities on the school estate.

7.0 GLOSSARY

DfE	Department for Education
PFI	Private Finance Initiative
SCA	School Condition Allocation

8.0 LIST OF APPENDICES

- 1.1 Appendix A – Financial Statement
- 1.2 Appendix B – Proposed School Condition Programme
- 1.3 Appendix C – Further details on the proposed schemes included in the School Condition Programme

9.0 BACKGROUND PAPERS

Working papers regarding this matter are held on files within the Assets Team and contain exempt information.

If you would like to inspect background papers for this report, please email governance@barnsley.gov.uk so that appropriate arrangements can be made

10.0 REPORT SIGN OFF

Financial consultation & sign off	Senior Financial Services officer consulted and date <i>Appendix A, outlining the financial implications has been provided.</i>
Legal consultation & sign off	Legal Services officer consulted and date <i>Kate Gothard</i> <i>22.02.2023</i>

Report Author: Richard Waterhouse
Post: School Asset & Project Manager
Date: 29th March 2023

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Report of the Executive Director Place


FINANCIAL IMPLICATIONS

2023-24 School Condition Programme

i) <u>Capital Expenditure</u>	<u>2023/24</u> £	<u>2024/25</u> £	<u>2025/26</u> £	<u>2026/27</u> £
2022-23 Existing Roofing Schemes (Indicated on Appendix B)	140,000			
2023-24 School Condition Capital Expenditure on Various School Schemes (Indicated on Appendix B)	631,302			
	771,302	0	0	0
To be financed from:				
2023-24 School Condition Allocation (SCA) Grant	631,302			
Existing 2022-23 School Condition Capital Plans	140,000			
	771,302	0	0	0
 ii) <u>Revenue Effects</u>	<u>2023/24</u> (£)	<u>2024/25</u> (£)	<u>2025/26</u> (£)	<u>2026/27</u> (£)
	0	0	0	0
 To be financed from:				
	0	0	0	0

Impact on Medium Term Financial Strategy

Not applicable in this report

Agreed by:  On behalf of the Service Director-Finance

Joshua Amahwe (29/03/2023)

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		Previous Approvals	2023-24 Estimated	Total Budget
1. Health and Safety				
1.1	Various	Health and Safety - Asbestos	23,000	23,000
1.2	Various	Health and Safety - General in-year support	40,302	40,302
1.3	Various	Support for Non-School Related capital expenditure	30,000	30,000
			93,302	93,302
2. Roofing				
2.1	Birdwell Primary	Slate Roof replacement, Phase 2	140,000	150,000
2.2	Brierley CE Primary	Roofing Works, Phase 1	80,000	80,000
2.3	Oxpsring Primary	Replace Roof on Modular Classroom	25,000	25,000
			140,000	255,000
3. Electrical Works				
3.1	Thurgoland CE Primary	Replacement Distribution Boards / Rewiring / LED lighting	60,000	60,000
3.2	Millhouse Primary	Replacement Distribution Boards / Rewiring / LED lighting	75,000	75,000
			135,000	135,000
4. External Condition Works				
4.1	Gawber Primary	Drainage Works / Resurface School Playground	140,000	140,000
4.2	Thurlstone Primary	Drainage Works / Resurface School Playground	80,000	80,000
4.3	Cawthorne Primary	Foundation Stage Play Area Refurbishment	30,000	30,000
4.4	Greenfield Primary	Drainage Works	20,000	20,000
4.5	Silkstone Primary	Resurface Entrance Driveway	18,000	18,000
			288,000	288,000
Total		140,000	631,302	771,302

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2023-24 School Capital Condition Programme

List of Schemes

Financial information shown against each scheme are based on budget estimates and are inclusive of professional design fees. These will be subject to change following the tender process.

1. Health and Safety (£93,302)

1.1. Asbestos (£23,000)

Used to support the removal of asbestos on maintained school sites and supporting asbestos related works on schemes due to be completed under the capital maintenance programme.

1.2. Other H&S, Safeguarding works and support for SEN alterations (£40,302)

Supporting unplanned emergency and safeguarding works on schools. Provides support to schools adapting buildings, where reasonably practicable, to meet the needs of children with special educational needs.

1.3. Support for Non-School related capital expenditure (£30,000)

Supporting early years and family centre settings with capital related expenditure to support the delivery of services. Examples include the provision of new external play equipment, fixed storage equipment and external shelters.

2. Roofing Works (£255,000)

2.1. Birdwell Primary – Slate Roof Replacement, Phase 2 (£150,000)

Approved as part of the 2022-23 condition programme, this project renews the original slate roof that is suffering from many cracked, spalled and slipped roof tiles.

Due to time constraints of working within the six week holiday period, it was necessary to split the works over two school years. A successful first phase of works was completed over the 2022 holiday period and this final phase will be completed over the 2023 summer holiday period.

The scheme continues the sympathetic restoration of the original roof, by carefully removing the existing slates and reusing them once the underfelt and timbers have been replaced and additional insulation has been installed. Following the first phase of works, it has been necessary to increase the funding allocated to the 2nd phase to allow for additional reclaimed slates as a result of breakages and unsuitability of the existing slates.

The works are expected to take 8 weeks, spanning the holiday period.

2.2. Brierley CE Primary – Roofing works (£80,000)

The flat roof over the school hall is the original roof, installed over 35 years ago. In recent months, the school have addressed a number of leaks through repairs and maintenance, but this has not managed to fix the leaks. An assessment by the councils property team have recommended a replacement roof be considered.

The proposed scheme will replace the flat roof over the school hall and include additional insulation and new roof lights.

The works can be contained within the six week holiday period.

2.3. Oxspring Primary – Roofing works (£25,000)

The flat roof over the year 5 and 6 modular classrooms leaks, resulting in water penetrating the fabric of the building causing damp and mould to grow. Temporary works have been carried out to address this in the short term, but a full renewal of the roof is necessary.

This proposal replaces the flat roof area of the modular classrooms and includes additional insulation.

The works can be contained within the 6 week holiday period.

3. Electrical Works (£135,000)

3.1. Thurgoland CE Primary – Replacement Distribution Boards/ Rewiring / LED lighting (£60,000)

The Fire Risk Assessment, undertaken recently by Total Fire Safety, identified the lack of fire compartmentation around the main electrical distribution boards. The existing timber electrical cupboard offers is open into the ceiling void of the old school building. Property Services electrical have advised that due to the age of equipment and current condition, a full replacement of the distribution boards, including new cabinets is undertaken at the earliest opportunity.

In addition to the distribution works, the schools lighting type is predominantly fluorescent tubes. The proposal is to commence a phased replacement of the current lighting with LED, starting with the areas that will have the most impact in terms of lighting quality and reduction in running costs.

3.2. Millhouse Primary – Replacement Distribution Boards / Rewiring / LED lighting (£75,000)

In November 2021, a Mechanical and Electrical Condition Survey was undertaken at the school, which identified a number of defects in relation to the electrical systems. The majority of these were identified as priority D1, meaning the installation is Bad, Life Expired and/or at serious risk of imminent failure.

The main element of work is to replace the distribution boards to school and Boilerhouse, electrical rewiring to small power circuits and wherever possible, include for replacing fluorescent lighting with LED lighting.

The work has been packaged to allow for completion over the 6-week summer holiday period, with the more pressing, urgent works undertaken in this initial phase of works. It is expected that a further phase of works may be necessary to address all D1 priority items.

4. External Condition Works (£288,000)

4.1. Gawber Primary – Drainage Works / Resurface School Playground (£140,000)

The existing playground has reached the end of life, with the surface broken and sunken in places and patch repairs in various areas. The playground is split over two levels, with an upper area dedicated to ball sports and the lower for main pupil play.

The levels are separated by a steep gradient paved slope, with no fall protection. This has resulted in numerous incidents over the years, as although steps are present, they are not in the right location and pupils often use the slope to get between the two. It is proposed to remove the slope and existing steps as part of this scheme and form a new access to the upper area.

Immediately adjacent to the slope is a large wall that serves no purpose and will be removed as part of the scheme.

The playground is surrounded by mature trees, which leaves the south-eastern edge in shade. The playground has a grassed border, but grass doesn't flourish in this environment, with the lack of light and pupil foot traffic. It is proposed to extend the playground to the boundary as part of the scheme.

In terms of drainage, the school have had various works completed over the years to address persistent blockages. There is ponding on the playground because of the playground sinking in various areas. A full assessment of the drainage will be undertaken and additional gullies installed to remove surface water.

4.2. Thurlstone Primary – Drainage Works / Resurface School Playground (£80,000)

As part of a health and safety inspection, the condition of the school playground was picked up as major concern, with areas breaking up, uneven surfaces and sunken drainage gullies.

The top part of the playground is new, having been installed as part of a 2016 scheme to create additional pupil places at the school.

In addition to the re-surfacing works, the school have persistent problems with the drainage at the bottom side of the playground, thought to be because of shallow falls. This scheme provides a good opportunity to address this prior to resurfacing.

4.3. Cawthorne CE Primary – Foundation Stage Play Area Refurbishment (£30,000)

The Foundation Stage play area was formed in 2009 as part of a school extension project. The surface chosen at the time was rubber crumb, soft play installed in various colours in a circular pattern. Over the years the crumb has hardened, and gaps have appeared forming trip hazards.

In addition to surfacing, there are several raised play areas, constructed from timber decking. Emergency repairs were undertaken during the 2022 summer holiday period, as the timber framing had perished, leaving the composite decking floating and spongy in various areas.

The scheme provides the opportunity to remove these areas and replace with a single level hard standing.

4.4. Greenfield Primary – Drainage Works (£20,000)

The drainage system between the nursery unit and main school site is in a poor state of repair and having to be jetted and unblocked on a regular basis. A camera survey has identified the main cause of the problems as tree routes and the pitch fibre drainage pipes collapsing.

The proposal is to replace the drainage in this section.

4.5. Silkstone Primary – Resurface Entrance Driveway (£18,000)

The tarmac driveway that serves the school has deteriorated, resulting in significant potholes and trip hazards for pedestrians crossing it.

The proposal is to remove existing wearing course, make good any uneven or stable ground, carry out any drainage repairs that would be beneficial and provide a new wearing course.

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