

MEETING:	Full Council
DATE:	Thursday, 29 September 2016
TIME:	10.30 am
VENUE:	Council Chamber, Barnsley Town Hall

MINUTES

Present

The Mayor (Councillor Burgess)

- Central Ward - Councillors D. Birkinshaw and Bruff
- Cudworth Ward - Councillors Hayward, Houghton CBE and C. Wraith MBE
- Darfield Ward - Councillor Saunders
- Darton East Ward - Councillors Charlesworth, Miller and Spence
- Darton West Ward - Councillor Cave and Howard
- Dearne North Ward - Councillors Gardiner, Gollick and Philips
- Dearne South Ward - Councillors C. Johnson and Sixsmith MBE
- Dodworth Ward - Councillors P. Birkinshaw, J. Carr and Riggs
- Hoyland Milton Ward - Councillors Shepherd and Stowe
- Kingstone Ward - Councillors D. Green and Williams
- Monk Bretton Ward - Councillors S. Green, Richardson and Sheard
- North East Ward - Councillors Ennis, Hampson and Higginbottom
- Old Town Ward - Councillor Cherryholme
- Penistone East Ward - Councillors Barnard, Hand-Davis and Wilson
- Penistone West Ward - Councillors David Griffin and Millner
- Rockingham Ward - Councillors Andrews BEM and Lamb
- Royston Ward - Councillors Cheetham, Clements and Makinson
- St. Helen's Ward - Councillors Leech and Tattersall
- Stairfoot Ward - Councillors W. Johnson and Mathers
- Wombwell Ward - Councillors Daniel Griffin and R. Wraith
- Worsbrough Ward - Councillors G. Carr, Clarke and Pourali

96. Declarations of Interests

There were no declarations of pecuniary or non-pecuniary interest in respect of items on the agenda.

97. Suspension of Standing Orders

Moved by Councillor Sir Steve Houghton CBE – Seconded by Councillor Andrews BEM; and

RESOLVED that Standing Order 13 (5) of the Council be suspended in respect of Minute 98 only insofar as it relates to restrictions on Members speaking more than once.

98. External Annual Governance Report - Presentation

Mrs C Partridge, representing KPMG, the Authority's External Auditor made a presentation on the External Audit Annual Governance Report 2015/16.

The following points were noted:

- An unqualified opinion was given on the financial statements, on the Use of Resources and Whole of Government Accounts
- The Accounts and papers had been produced to a high standard and the Local Authority Finance Team had dealt with audit queries efficiently and professionally
- There was one significant amendment with a total value of £13.3m. The Authority had accepted the adjustments which related to the repayment for the PFI contracts made by the Council which had been put into a prepayment account to match the revised Minimum Revenue Policy over a longer period. This was not in accordance with accounting standards. The Authority had accounted for the actual payment over 60 years, per the revised MRP policy instead of over 25 years in line with the life of the lease. Several adjustments had been required to the draft statement of accounts to rectify this, however, whilst there was an impact on the net worth in year, there was no overall impact on the Authority's medium term financial plan as this was simply a reallocation of costs over a longer period
- All audit risks had been mitigated and particular reference was made to the Consolidation of subsidiary companies and the Minimum Revenue Position
- The Annual Governance Statement complied with CIPFA Guidance and was consistent with other information published
- There were no recommendations raised in prior years to address in 2015/16 and two recommendations had been made in relation to:
 - The policy for journal authorisation – which requested process documents to be updated; and
 - The valuation of waste management PFI assets
- There were no Value for Money risks identified and no issues arising
- The Local Government Landscape was changing and the Auditor would, as part of the 2016/17 risk assessment, consider all issues arising both from a potential Financial Statement risk or Value for Money risk

Members asked to place on record their thanks and appreciation for the work of the External Auditors and also to the work of those staff within the Finance Directorate and within Internal Audit, who had contributed to the Annual Governance Report.

99. Audit Committee Minutes - 23rd September, 2016

Moved by Councillor Richardson – Seconded by Councillor Barnard; and

RESOLVED that the minutes now submitted of the proceedings of the Audit Committee held on the 23rd September, 2016 be received.

100. External Audit Annual Governance Report 2015/16

Moved by Councillor Gardiner – Seconded by Councillor Howard; and

RESOLVED:

- (i) That the External Auditor's Annual Governance Report 2015/16 be approved;
- (ii) That the findings on the effectiveness of the Council's internal controls and the conclusions on the Council's arrangements for securing Value for Money be noted; and
- (iii) That the findings from the audit work in relation to the 2015/16 financial statements be noted and accordingly, the final accounts 2015/16 be approved.

101. Final Annual Governance Statement 2015/16

Moved by Councillor Sir Steve Houghton CBE – Seconded by Councillor Andrews BEM; and

RESOLVED that the final Annual Governance Statement 2015/16 be approved and adopted.

102. Minutes

The minutes of the meeting held on 28th July, 2016 were taken as read and signed by the Chair as a correct record.

103. Communications

Yorkshire in Bloom Awards

The Chief Executive was pleased to report that once again Barnsley was celebrating its growing reputation in the Yorkshire in Bloom awards by receiving an incredible 21 awards this year.

The following areas/schemes had all received Gold awards as well as the Council as joint category winner for town or city centre:

- Elsecar Park and Nature Reserve
- Oxpring Primary School

- Friends of Lock Park
- Churchfields Peace Garden
- Carlton Marsh Nature Reserve
- Barnsley Hospice
- Friends of Monk Bretton Memorial Garden and Friends of Monk Bretton Park

It was also the first time that Barnsley had won the Yorkshire Rose Community Award for both the large and small group categories. Elsecar Park had scooped the community award for small groups and the Council was crowned winner for the large groups, a first of its kind for this award.

The Judge, Brendan Mowforth had said 'Whilst this may not be the traditional type of organisation to receive this award, the council has taken on the role of facilitator to both develop voluntary groups and engage with the community'. The Chief Executive commented that this was one of the Councils priorities and it was pleasing to note that other organisations realised that the Authority was delivering on those priorities.

The judge went on to say, 'The levels of involvement shown by Barnsley Council clearly showed that they were at the heart of the community and provide that vital link that ensures things work'.

This was a fantastic example of Barnsley communities working together for a Brighter Future, A Better Barnsley.

Congratulations were extended to the Parks Team and particularly to Jo Birch, the Parks Supervisor who was in the Chamber this morning.

The Mayor and Members of the Council expressed their thanks to all involved in the usual manner.

Councillor Lamb, Cabinet Support Member for Communities asked to place on record his individual congratulations to all those involved in these fantastic achievements. He commented that these achievements were a testament to and a demonstration of the success of the Area Council initiative which was helping communities to work together in partnership with the Council and other organisations to improve the areas in which people lived.

The Mayor of the Council echoed these comments.

104. Questions by Elected Members

The Chief Executive reported that she had received no questions from Elected Members in accordance with Standing Order No. 11.

105. Questions relating to Joint Authority, Police and Crime Panel and Combined Authority Business

The Chief Executive reported that she had received no questions from Elected Members in accordance with Standing Order No. 12.

106. South Yorkshire Pensions Authority (Draft) - 30th June, 2016

RESOLVED that the minutes be noted.

107. South Yorkshire Fire and Rescue Authority (Draft) - 25th July, 2016

RESOLVED that the minutes be noted.

108. Sheffield City Region Combined Authority (Draft) - 1st August, 2016

RESOLVED that the minutes be noted.

109. Audit Committee - 20th July, 2016

Moved by Councillor Richardson - Seconded by Councillor Barnard; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Audit Committee held on 20th July, 2016 be received.

110. Planning Regulatory Board - 26th July, 2016

Moved by Councillor D Birkinshaw - Seconded by Councillor R Wraith; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Planning Regulatory Board held on 26th July, 2016 be received.

111. Planning Regulatory Board - 6th September, 2016

Moved by Councillor D. Birkinshaw - Seconded by Councillor R Wraith; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Planning Regulatory Board held on 6th September, 2016 be received.

112. General Licensing Panel - 19th July, 2016

Moved by Councillor C. Wraith, MBE – Seconded by Councillor Clarke; and

RESOLVED that the details of the General Licensing Regulatory Board Panel meeting held on the 19th July, 2016 be received.

113. Appeals, Awards and Standards - Various

Moved by Councillor Shepherd – Seconded by Councillor Makinson; and

RESOLVED that the details of the various Appeals, Awards and Standards Regulatory Board Panels held in the last cycle of meetings together with their decisions be received.

114. Health and Wellbeing Board - 9th August, 2016

Moved by Councillor Sir Stephen Houghton, CBE – Seconded by Councillor Cheetham; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Health and Well Being Board held on 9th August, 2016 be received.

115. Overview and Scrutiny Committee - 19th July, 2016

Moved by Councillor Ennis – Seconded by Councillor W Johnson; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Overview and Scrutiny Committee held on 19th July, 2016 be received.

116. Overview and Scrutiny Committee - 13th September, 2016

Moved by Councillor Ennis – Seconded by Councillor W Johnson; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Overview and Scrutiny Committee held on 13th September, 2016 be received.

117. Penistone Area Council - 21st July, 2016

Moved by Councillor Barnard – Seconded by Councillor David Griffin; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Penistone Area Council held on 21st July, 2016 be received.

118. Dearne Area Council - 25th July, 2016

Moved by Councillor Gardiner – Seconded by Councillor Sixsmith MBE; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Dearne Area Council held on 25th July, 2016 be received.

119. North Area Council - 25th July, 2016

Moved by Councillor Leech – Seconded by Councillor Spence; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the North Area Council held on 25th July, 2016 be received.

120. North East Area Council - 28th July, 2016

Moved by Councillor Hayward – Seconded by Councillor C Wraith MBE; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the North East Area Council held on 28th July, 2016 be received.

121. South Area Council - 2nd September, 2016

Moved by Councillor Stowe - Seconded by Councillor Shepherd; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the South Area Council held on 2nd September, 2016 be received.

122. Annual Report of the Corporate Parenting Panel 2015/16 (Cab.24.8.2016/9)

Moved by Councillor Bruff – Seconded by Councillor Cheetham; and

RESOLVED:-

- (i) that the progress and achievements of the Barnsley Corporate Parenting Panel in supporting children and young people in care, as detailed in the report now submitted, be noted; and
- (ii) that the Annual Report be approved and adopted as a symbol of the Council's commitment for its 'Pledge' towards children and young people in care.

123. Proposed Sale by the Council as Trustee of the North and South Lodges at Locke Park (Cab.7.9.2016/12)

Moved by Councillor Gardiner – Seconded by Councillor Howard; and

RESOLVED:-

- (i) that subject to consultation with the Charity Commission and the statutory procedures under the Charities Act 2011 being complied with, the Council in its capacity as Trustee of Locke Park approves the sale of the North Lodge and the South Lodge shown edged black on the plans attached to the report now submitted, subject to appropriate restrictive covenants to prevent the properties becoming Houses in Multiple Occupation;
- (ii) that the Director of Finance, Assets and Information Services on behalf of the Council as Trustee, dispose of the North Lodge and the South Lodge by most appropriate means as recommended by an independent surveyor acting on behalf of the Council as Trustee, to achieve best value;
- (iii) that the Director of Legal and Governance be authorised to address any representations made by the general public to the proposal on behalf of the Council as Trustee and to conclude the necessary legal documentation relating to the disposal of the properties;
- (iv) that the Director of Legal and Governance be authorised to seek the consent of the Charity Commission to use the proceeds of sale in accordance with the Trust's Governing Documents with such monies being applied towards improvements for the benefit of the remainder of the park, and that until concluded that the Council as Trustee holds the capital receipt on trust; and
- (v) that, once settled and consent of the Charity Commission is obtained, the Service Director Stronger, Safer and Healthier Communities (Park Services) be authorised to use the proceeds in accordance with the requirements and any directions made by the Charity Commission.

124. Appointment to Outside Bodies - Shaw Lands Trust (Cab.21.09.2016/10)

Moved by Councillor Howard – Seconded by Councillor David Griffin; and

RESOLVED that approval be given to the re-appointment of Councillor Richardson and Mr M Price as Trustees to the Shaw Lands Trust for a three year term.

125. Cabinet - 27 July, 2016

Moved by Councillor Sir Steve Houghton CBE – Seconded by Councillor Andrews BEM; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Cabinet Meeting held on the 27th July, 2016 be received.

126. Cabinet - 24 August, 2016

Moved by Councillor Sir Steve Houghton CBE – Seconded by Councillor Andrews BEM; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Cabinet meeting held on 24th August, 2016 be received.

127. Cabinet - 7 September, 2016

Moved by Councillor Sir Steve Houghton CBE – Seconded by Councillor Andrews BEM; and

RESOLVED that the minutes as printed and now submitted of the proceedings of the Cabinet meeting held on the 7th September, 2016 be received.

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Chair