

MEETING:	Cabinet
DATE:	Wednesday, 11 January 2017
TIME:	10.00 am
VENUE:	Reception Room, Barnsley Town Hall

MINUTES

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

Members in Attendance: Councillors Cherryholme, Frost, David Griffin, Lamb and Saunders

150. Declaration of pecuniary and non-pecuniary interests

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

151. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 14th December, 2016 had been called in.

152. Minutes of the previous meeting held on 14th December, 2016 (Cab.11.1.2017/3)

The minutes of the meeting held on 14th December, 2016 were taken as read and signed by the Chair as a correct record.

153. Decisions of Cabinet Spokespersons (Cab.11.1.2017/4)

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the weeks ending 9th and 16th December, 2016 and 6th January, 2017 were noted.

154. Petitions received under Standing Order 44 (Cab.11.1.2017/5)

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

Communities Spokesperson

155. Proposal to introduce both Housing Benefit and Board payments as part of the allowance paid to Shared Lives carers (long term placements) - Consultation Outcome (Cab.11.1.2017/6)

RESOLVED:-

- (i) that the outcome of the consultation on proposals for the introduction of both Housing Benefit and Board payments as part of the allowance paid to Shared Lives carers (long term placements), as detailed in the report now submitted, be noted;

- (ii) that the proposed changes be approved for implementation from 3rd April, 2017; and
- (iii) that the Council adopts the least impactful approach to the collection of both Housing Benefits and Board payments so that the manner in which the Shared Lives Carers Allowance is currently paid remains unchanged.

156. Proposal to Consult on a Pilot Selective Licensing Scheme for Houses in Multiple Occupation (HMOs) (Cab.11.1.2017/7)

RESOLVED:-

- (i) that advanced notification be given of the intention to undertake consultation on additional selective licensing scheme/s, subject to the submission of a further report setting out a robust consultation plan for approval and further data analysis to implement the scheme/s; and
- (ii) that further consideration be given for the use of Additional Licensing as a universal scheme to address the issues in, and surrounding smaller houses of multiple occupancy.

157. Proposal to implement a new charging structure for the mandatory licensing of Houses in Multiple Occupation (HMOs) (Cab.11.1.2017/8)

RESOLVED:-

- (i) that approval be given to implement a new charging structure for mandatory licensed houses in multiple occupation (HMOs) from 1st April, 2017, as detailed in the report now submitted; and
- (ii) that approval be given to the implementation of the new fee of £505 to licence a mandatory licensable house of multiple occupation for a period of 5 years.

Corporate Services and Place Spokespersons

158. Housing Revenue Account - Draft Budget 2017-18 and Housing Capital Investment Programme 2017-2022 (Cab.11.1.2017/9)

RECOMMENDED TO FULL COUNCIL ON 2ND FEBRUARY, 2017:-

- (i) that the Housing Revenue Account Draft Budget for 2017/18, as detailed in the report now submitted, be approved, with any final amendments/additions being delegated to the Cabinet Spokespersons for Place and the Executive Director for Place;
- (ii) that the Service Charge Proposals for 2017/18, as set out at Appendix D and Sections 3.15 to 3.17, be approved;

- (iii) that the 2017/18 Berneslai Homes Management Fee at Section 3.26 be approved with any final amendments/additions being delegated to the Service Director Culture, Housing and Regulation and the Executive Director Place in consultation with the Cabinet Spokesperson for Place;
- (iv) that the use of Berneslai Homes Ltd retained surplus, as outlined in Section 3.27, be approved;
- (v) that the investment of the 2017/18 surplus as outlined in Sections 3.7 and 3.23 be approved;
- (vi) that the Council Housing Capital Investment programme for 2021-22, as detailed in the report, be approved;
- (vii) that the Housing Reserves Fund proposed spend as outlined at Section 3.22 of the report be approved;
- (viii) that a rent reduction in line with Government's rent policy be approved; and
- (ix) that the Board of Berneslai Homes be authorised to vary any of the approved core capital schemes subject to a maximum variation on existing budgets of £250,000, with variations above this amount to be carried out in agreement with the Executive Director Place in consultation with the Cabinet Spokesperson for Place.

Corporate Services Spokesperson

159. Strategic Risk Register Review (Cab.11.1.2017/10)

RESOLVED:-

- (i) that Cabinet confirms that the high level strategic risks articulated within the Strategic Risk Register fully reflect the current position of the Council, as detailed in Appendix 6 of the report now submitted; and
- (ii) that the content of the report be noted and Cabinet continues to commit to support the Corporate Risk Management process and the embedding of a Risk Management culture within the organisation.

160. Council Tax Base Report (Cab.11.1.2017/11)

RESOLVED:-

- (i) that the report of the Director of Finance, Assets and Information Services for the calculation of the Council's Tax Base for the year 2017/18 be approved;
- (ii) that the Council Tax Base for the year 2017/18 shall be 62,346.89. This figure has been calculated in accordance with the Local Authorities (Calculation of Council Tax Base) (England) Regulations 2012; and

- (iii) that calculated in accordance with the above regulations, the Council Tax Base for the year 2017/18 in respect of each Parish be as follows:-

Parish Area (by Area Code)	Band D equivalent chargeable properties	95% of Band D equivalent chargeable properties
Penistone	4,247.10	4,034.75
Billingley	99.10	94.15
Great Houghton	653.00	620.35
Little Houghton	181.80	172.71
Shafton	959.30	911.34
High Hoyland	70.40	66.88
Hunshelf	169.10	160.65
Langsett	107.40	102.03
Cawthorne	613.30	582.64
Dunford	246.70	234.37
Gunthwaite and Ingbirchworth	286.70	272.37
Thurgoland	750.30	712.79
Tankersley	588.80	559.36
Wortley	294.40	279.68
Oxspring	465.00	441.75
Silkstone	1,201.60	1,141.52
Stainborough	165.20	156.94
Barnsley and other Non-Parish areas	54,529.10	51,802.61
Total	65,628.30	62,346.89

161. Business Rates - Calculation of the Authority's Local Share (Cab.11.1.2017/12)

RESOLVED:-

- (i) that the process for estimating the retained Business Rate Local Share for 2017/18, as set out in the report now submitted, be noted, and agree that the 'local share' for Barnsley will be £22.032m (excluding Section 31 Grants) in line with the Council's Medium Term Financial Strategy (MTFS); and
- (ii) that the Director of Finance, Assets and Information Services, in consultation with the Corporate Services Cabinet Spokesperson, be authorised to submit the NNDR1 return when issued by DCLG.

Place and Communities Spokespersons

162. Principal Towns Investment Programme (Cab.11.1.2017/13)

RESOLVED:-

- (i) that Cabinet agrees to the concept of developing a principal town's programme and the commissioning approach, as set out in the report submitted;

- (ii) that approval be given to the full business case, in accordance with Capital Programme requirements;
- (iii) that approval be given to the release of £5m from the 2020 Capital Investment Fund to establish the Principal Towns programme;
- (iv) that further reports be brought forward to Cabinet with recommendations for funding allocations resulting from the Principal Towns programme commissioning process; and
- (v) that the commissioning of works and services under the programme follow the arrangements for Area Council procurement.

Place Spokesperson

163. Pontefract Road, Barnsley - Traffic Regulation Order Objections (Cab.11.1.2017/14)

RESOLVED:-

- (i) that the objections to the proposed Traffic Regulation Order in respect of Pontefract Road and Grove Street, as detailed in the report now submitted, be noted;
- (ii) that the proposals for 'no waiting at any time' restrictions on a section of the eastern side of Grove Street be omitted from the scheme, and dealt with as a separate, Traffic Regulation Order at a later date to allow the shared cycle/footway scheme to be completed on schedule, as detailed in the report; and
- (iii) that the Interim Head of Highways, Engineering and Transportation and the Director of Legal and Governance be authorised to make and implement part of the Traffic Regulation Order relating to the restrictions on Pontefract Road as shown in Appendix 2 of the report submitted.

164. Better Barnsley Regeneration - Metropolitan Centre Business Case (Cab.11.1.2017/15)

RESOLVED:-

- (i) that approval be given to the Metropolitan Centre Business Case, as detailed in the report now submitted and the scheme be implemented;
- (ii) that the proposed rent structure in the main body of the business case, which is subject to final amendments when approval will be sought, be noted; and
- (iii) that the potential ongoing financial implications associated with the development be noted.

**165. Barnsley Town Centre Plan and Site Development Appraisals
(Cab.11.1.2017/16)**

RESOLVED:-

- (i) that the priorities set out within the Town Centre plan, as detailed in the report now submitted, be confirmed and the mechanisms for project development and delivery, be agreed;
- (ii) that the Town Centre Projects, set out in Arup's Barnsley Town Regeneration Plan, and their further development be noted and endorsed;
- (iii) that the principle of development on the Courthouse car park site be agreed and a detailed programme of option appraisals to determine the form, scale and timing of that development be agreed; and
- (iv) that further reports be submitted to Cabinet which provide a business case, including options appraisals for the development of the Courthouse site.

166. 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>
167	Paragraph 3
168	Paragraph 3

Place Spokesperson

167. Better Barnsley Phase 2 (Cab.11.1.2017/18)

RESOLVED:-

- (i) that approval be given to the business plan for phase 2 of the Better Barnsley Scheme, as detailed in the report now submitted and to be known as The Glass Works;
- (ii) that the revised costs of the phase 2 scheme be noted as well as the options being considered to fund the scheme with the final decision on how the development will be progressed to be proposed via a future report;
- (iii) that the additional resources for the predevelopment works to deliver the business plan be approved;

- (iv) that the disposal by way of a headlease of approximately 4 ha of assets on Cheapside, May Day Green and Kendray Street (as shown in Appendix B of the report) be agreed, on terms agreed by the Executive Director Legal and Governance, in consultation with the Cabinet Spokesperson for Corporate Services and the Director of Finance, Assets and Information Services. These terms will be detailed in a future report;
- (v) that the Director of Legal and Governance, in consultation with the Cabinet Spokesperson for Corporate Services and the Director of Finance, Assets and Information Services, be authorised to enter into an agreement to sublease for those assets required by the Council for the future provision of Barnsley Markets;
- (vi) that the Director of Legal and Governance, in consultation with the Cabinet Spokesperson for Corporate Services, the Executive Director Place and the Director of Finance, Assets and Information Services, be authorised to enter into agreements to lease with commercial operators taking leisure/retail units in the new Glass Works scheme; and
- (vii) that working with the Council's Strategic Procurement Unit and NPS Barnsley, the development of a procurement process be authorised if needed to secure an investor/developer for phase 2 of Better Barnsley. The details of the process will be the subject of a further report.

168. J36 Strategic Business Park - Proposed Acquisition of HCA land at Rockingham Hoyland (Cab.11.1.2017/19)

RESOLVED:-

- (i) that the Service Director Assets be authorised to negotiate Heads of Terms for an acquisition of the Homes and Communities Agency (HCA) land at Rockingham, Hoyland, as identified in the report now submitted;
- (ii) that the Director of Legal and Governance be authorised to complete the acquisition from the HCA, subject to the independent valuation being within tolerance and the ground conditions being acceptable to the Council;
- (iii) that, if approved by the Sheffield City Region Combined Authority (SCR CA), funding from Sheffield City Region finance for the acquisition and associated costs, set out in the report, be accepted;
- (iv) that the principles of the SCR CA grant funding agreement be agreed and accepted, and that final approval be delegated to the Executive Director Place in consultation with the Director of Legal and Governance and the Director of Finance, Assets and Information Services;
- (v) that approval be given to the full business case in accordance with Capital Programme requirements;

- (vi) that the release of £0.361m of funding in 2016/17 from the 2020 Capital Investment Fund, to acquire the HCA land at Rockingham, Hoyland, be approved;
- (vii) that the subsequent onward sale of the site be through a competitive tender process and a development agreement be negotiated as part of this transaction to secure the delivery of floor space on this part of employment site within an acceptable time frame;
- (viii) that, if additional professional assistance be required, to appoint external consultants as appropriate, within the current procurement rules; and
- (ix) that, subject to receiving acceptable offers for the onward sale of the site and a development agreement being in place, the Director of Legal and Governance be authorised to complete all necessary legal documentation for the proposed onward disposal, subject to all necessary planning consents being obtained by the developer before completion.

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Chair