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| MEETING: | Cabinet |
| DATE: | Wednesday, 21 October 2020 |
| TIME: | 10.00 am |
| VENUE: | THIS MEETING WILL BE HELD VIRTUALLY |

MINUTES

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

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

351. Declaration of pecuniary and non-pecuniary interests

Councillor Lamb declared a non-pecuniary interest as Board Member of Forge Community Partnership in respect of Minute Number 363.

Councillor Tattersall declared a non-pecuniary interest in Minute Number 362 due to her position on Berneslai Homes Board and as it was in her ward.

352. Leader - Call-in of Cabinet decisions

The Leader reported that a call-in request has been received from the Cabinet Meeting held on Wednesday, 7 October 2020, in respect of Minute Number 348 'Award of A628 Dodworth Road/Broadway Junction Main Civil Works Contract' and this would be considered by the Overview and Scrutiny Committee at a meeting to be held on 26 October 2020.

353. Minutes of the previous meeting held on 7th October, 2020 (Cab.21.10.2020/3)

The minutes of the meeting held on 7th October, 2020 were taken as read and signed by the Chair as a correct record, subject to the noting that Cllr Fielding had not been consulted on and was not supportive of the Dodworth Road Improvement Scheme.

354. Decisions of Cabinet Spokespersons (Cab.21.10.2020/4)

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

355. Action Taken under Paragraph B6 of the Responsibility for Executive Functions - Officer Delegations Contained in the Council Constitution (Cab.21.10.2020/5)

RESOLVED that the action taken by Executive Directors under Paragraph B6 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 The Health Protection (Coronavirus, Collection of Contact Details etc and Related Requirements) Regulations 2020; and

- 2 The Health Protection (Coronavirus, Restrictions) (Obligations of Hospitality Undertakings) (England) Regulations 2020

356. Petitions received under Standing Order 44 (Cab.21.10.2020/6)

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

357. Health and Safety Report 2019/2020 (Cab.21.10.2020/7)

RESOLVED that the Authority's Health and Safety Performance report for 2019/2020 is noted and continuous efforts made to improve upon performance in this area.

358. The South Yorkshire Violence Reduction Unit (Cab.21.10.2020/8)

RESOLVED:-

- (i) that Members acknowledge and are aware of the Violence Reduction Unit, the local profile produced, the proposed priority strategic themes and timescales for further development;
- (ii) that the future local governance arrangements for the VRU aligning the Response Strategy and delivery to existing arrangements within the Safer Barnsley Partnership, be endorsed; and
- (iii) that approval be given to the priority themes note the headline actions in the local action plan.

359. Revised Highways Capital Programme 2020/21 (Covid-19) (Cab.21.10.2020/9)

RESOLVED:-

- (i) that the Revised Highways Capital Programme 2020/21 (Covid-19) as set out in Appendices 1 and 2 be approved, and that the Service Director, Environment and Transport be authorised to implement these works;
- (ii) that the Service Director, Environment and Transport be authorised to:
 - Deliver a programme of work based upon the Asset Management Policy and Implementation Strategy, supplemented with engineering judgement in order to deliver a programme of work to meet income targets;
 - Obtain tenders for any works, goods and services as necessary, and appoint the successful tenderer on the basis of the most economically advantageous tender;
 - Adopt the Highways Maintenance Efficiency Programme (HMEP) principle of collaboration and utilise collaborative procurement to engage external consultants to undertake work which cannot be undertaken in-house or secure the services of contractors or consultants via Regional Alliances where available;

- appoint other external consultants and contractors as appropriate, within the current procurement rules; and

(iii) that, in the event that the Maintenance, Integrated Transport and Capitalised Highways Maintenance budgets for 2020/21 are not fully expended, the value of any other works be re-phased between financial years, which allows the flexibility to ensure that the available resources are deployed in the most efficient manner possible, whilst maintaining the continuity of the Highways and Engineering Service.

360. 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> |
|--------------------|---|
| 361 | Paragraph 3 |
| 362 | Paragraph 3 |
| 363 | Paragraph 3 |
| 364 | Paragraph 3 |

361. Proposal to run a Presumption Competition to Establish a new Primary School in the Borough (Cab.21.10.2020/11)

RESOLVED that approval be given to the commencement of the presumption competition to establish a new Primary School in the Borough.

362. Acquisition of Four New Build Properties off Ravenfield Drive, Smithies (Cab.21.10.2020/12)

RESOLVED:-

- (i) that approval be given to acquire 4x 'off the shelf' properties as part of the Council's Strategic Acquisitions programme 2020/21; and
- (ii) that the properties will be appropriated into the Housing Revenue Account and let as much needed affordable housing under the Council's Lettings Policy.

363. Hoyland West Masterplan - Proposed Relocation of Rockingham Sports Ground (Cab.21.10.2020/13)

RESOLVED:-

- (i) that the granting of an option agreement to the Fitzwilliam Trust Corporation, be approved;
- (ii) that approval be given to accepting a surrender of the current leasehold interest and entering into a Memorandum of Understanding, an Agreement for Lease

and to the grant of a new Lease of an alternative site to the Forge Community Partnership;

- (iii) that the Council accepting the additional land at the alternative site from the Fitzwilliam Trust Corporation and for the inclusion of this additional land in the proposed new Lease for the land at Parkside to the Forge Community Partnership;
- (iv) that the granting of a separate option agreement to Newlands Developments, which will see the disposal of the Council's land at Sheffield Road to facilitate the construction of the new roundabout and its dedication as public highway following construction, be agreed;
- (v) that the Corporate Asset Manager be authorised to negotiate and finalise Heads of Terms for the option agreement and the proposed sale of the Rockingham Sports Ground to the Fitzwilliam Trust Corporation. For the surrender, the Memorandum of Understanding, the Agreement for Lease and the new Lease to the Forge Community Partnership. For the acquisition of the additional land required for the new Parkside site and for the option agreement and the proposed disposal of the land at Sheffield Road for highway purposes; and
- (vi) that the Service Director Legal be authorised to complete the necessary documentation for the option agreement and the proposed sale of the Rockingham Sports Ground to the Fitzwilliam Trust Corporation. For the surrender, the Memorandum of Understanding, the Agreement for Lease and the new Lease to the Forge Community Partnership. For the acquisition of the additional land required for the new Parkside site and for the option agreement and the proposed disposal of the land at Sheffield Road for highway purposes.

364. Proposed Sale of Land off Barnburgh Lane, Goldthorpe (Cab.21.10.2020/14)

RESOLVED:-

- (i) that approval be given to the sale to Gleeson Regeneration Ltd;
- (ii) that the sale will be subject to the developer obtaining planning permission for their proposed scheme, and will also be conditional on outstanding issues associated with other Gleeson's developments in the borough being resolved to the satisfaction of Officers and in compliance with the respective planning permissions granted;
- (iii) that the Corporate Asset Manager be authorised to finalise Heads of Terms and the contract for sale to Gleeson Regeneration Ltd;
- (iv) that the Service Director Legal be authorised to complete the contract for sale; and
- (v) that upon Gleeson Regeneration Ltd acquiring the necessary planning permission for the proposed development scheme, and subject to their meeting further conditions to address matters referred to within this report, the Service Director Legal be authorised to transfer the freehold interest in the site to Gleeson Regeneration Ltd.

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Chair