

## Agenda for a meeting of the Executive to be held on Tuesday, 7 February 2017 at 10.30 am in Council Chamber - City Hall, Bradford

### Members of the Executive – Councillors

<b>LABOUR</b>
Hinchcliffe (Chair)
V Slater
I Khan
Ross-Shaw
Ferriby
Jabar

### Notes:

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- If any further information is required about any item on this agenda, please contact the officer named at the foot of that agenda item.

**From:**

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**To:**

## A. PROCEDURAL ITEMS

### 1. DISCLOSURES OF INTEREST

(Members Code of Conduct - Part 4A of the Constitution)

To receive disclosures of interests from members and co-opted members on matters to be considered at the meeting. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

*Notes:*

- (1) *Members may remain in the meeting and take part fully in discussion and voting unless the interest is a disclosable pecuniary interest or an interest which the Member feels would call into question their compliance with the wider principles set out in the Code of Conduct. Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.*
- (2) *Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations, and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.*
- (3) *Members are also welcome to disclose interests which are not disclosable pecuniary interests but which they consider should be made in the interest of clarity.*
- (4) *Officers must disclose interests in accordance with Council Standing Order 44.*

### 2. MINUTES

**Recommended –**

**That the minutes of the meeting held on 6 December 2016 be signed as a correct record (previously circulated).**

(Jill Bell - 01274 434580)



### 3. INSPECTION OF REPORTS AND BACKGROUND PAPERS

(Access to Information Procedure Rules – Part 3B of the Constitution)

Reports and background papers for agenda items may be inspected by contacting the person shown after each agenda item. Certain reports and background papers may be restricted.

Any request to remove the restriction on a report or background paper should be made to the relevant Strategic Director or Assistant Director whose name is shown on the front page of the report.

If that request is refused, there is a right of appeal to this meeting.

Please contact the officer shown below in advance of the meeting if you wish to appeal.

(Jill Bell - 01274 434580)

### 4. RECOMMENDATIONS TO THE EXECUTIVE

To note any recommendations to the Executive that may be the subject of report to a future meeting. (Schedule to be tabled at the meeting).

(Jill Bell - 01274 434580)

## B. STRATEGIC ITEMS

**LEADER OF COUNCIL & CORPORATE**

*(Councillor Hinchcliffe)*

### 5. MEETINGS OF COUNCIL AND THE EXECUTIVE 2017/18

1 - 4

The report of the City Solicitor (**Document “AY”**) recommends a schedule of ordinary meetings for Council and the Executive for the municipal year 2017-18.

**Recommended -**

- (1) **That the schedule of meetings of the Executive for 2017-18 as set out in appendix 1 to this report be approved.**
- (2) **That it be a recommendation to the annual meeting of Council that the ordinary meetings of Council for 2017-18 as set out in appendix 1 to this report be approved.**

(Jill Bell – 01274 434580)



6. **2017/18 AND 2018/19 BUDGET UPDATE AND FINANCIAL OUTLOOK TO 2020/21**

5 - 16

On 6 December 2016 the Executive approved amended and new budget proposals for consultation as required with the public, interested parties, staff and the Trade Unions.

The report of the Strategic Director of Corporate Services (**Document “AZ”**) provides the Executive with an update on national announcements and local decisions since 6 December 2016. It also identifies issues and uncertainties which could still have a bearing on the final size of the funding gap for the financial years 2017/18 and 2018/19 to be closed by Budget decisions.

Executive will need to have regard to the information contained in this report when considering the recommendations to make to Council at their meeting on 21 February 2017.

**Recommended -**

**Executive is asked to note the contents of Document “AZ” and to have regard to the information contained within this report when considering the recommendations to make to Council on a budget for 2017/18 and budget proposals for 2018/19 at their meeting on 21 February 2017.**

(Corporate Overview & Scrutiny Committee)

(Tom Castleton – 01274 434472)

7. **CONSULTATION FEEDBACK AND EQUALITY ASSESSMENTS FOR THE 2017-18 AND 2018-19 COUNCIL BUDGET PROPOSALS**

17 - 46

On 6 December 2016 the Executive approved new budget proposals for consultation as required with the public, interested parties, staff and the Trade Unions. The report of the Chief Executive (**Document “BA”**) and appendices provide feedback from the public engagement and consultation programme and sets out a summary of the equality assessments carried out on the Executive’s Budget proposals for 2017-18 and 2018-19. There is particular reference to the Council’s responsibilities under equality legislation to enable the Executive to have due regard to the Public Sector Equality Duty when considering its recommendations to Council on a budget for 2017-18 and 2018-19.



**Recommended -**

**That in accordance with Section 149 of the Equality Act 2010, the Executive has regard to the information contained in this report, appendices and equality assessments when considering the recommendations to make to the Council on a budget for 2017-18 and 2018-19 on 23 February 2017.**

(Corporate Overview & Scrutiny Committee)

(Dave Preston – 01274 431241)

**8. INTERIM TRADE UNION FEEDBACK ON THE COUNCIL'S BUDGET PROPOSALS FOR THE 2017/18 AND 2018/19 COUNCIL BUDGET. 47 - 108**

The report of the Director of Human Resources (**Document “BB”**) and appendices provide interim feedback from the Council’s Trade Unions on the Council’s budget proposals for the 2017/18 and 2018/19 Council Budget for consideration by Executive.

**Recommended -**

**That Executive considers and has regard to the interim feedback received from the Council’s Trade Unions in relation to the budget proposals when considering its recommendations to Council on the Council’s budget for the financial years 2017/18 and 2018/19.**

(Corporate Overview & Scrutiny Committee)

(Michelle Moverley – 01274 437883)

**9. QUARTER 3 FINANCIAL POSITION STATEMENT FOR 2016-17 109 - 160**

The report of the Strategic Director of Corporate Services (**Document “BC”**) provides Members with an overview of the forecast financial position of the Council for 2016-17.

It examines the latest spend against revenue and capital budgets and forecasts the financial position at the year end. It states the Council’s current balances and reserves and forecasts school balances for the year.

**Recommended -**

**That the Executive approve the actions being taken in departments to mitigate the forecast overspend.**

(Corporate Overview & Scrutiny Committee)

(Andrew Cross – 01274 4368230)



## C. PORTFOLIO ITEMS

### REGENERATION, PLANNING & TRANSPORT PORTFOLIO

*(Councillor Ross-Shaw)*

*NOTE: The following item has been included on this agenda as an exception to the Forward Plan in accordance with paragraph 10 of the Executive Procedure Rules set out in the Council's Constitution.*

10. **PETITION SEEKING TO REVERSE THE DECISION TO DELETE THE POST OF DEVELOPMENT OFFICER INCLUSION & MOBILITY POST** 161 - 170

A petition was received by the Council seeking the reinstatement of the Post of Development Officer Inclusion & Mobility within Planning Transportation and Highways Service. The petition was referred to Executive by Full Council on 13 December 2016.

This report sets out the background to the deletion of the post including as part of the budget process and a service wide restructure in 2016 and the alternative arrangements to be put in place to undertake this work and meet its duties to equalities groups in on going service delivery.

The report of the Strategic Director of Place (**Document "BD"**) has not been included on the published forward plan as an issue for consideration however the matter relates to the implementation of a restructure and agreed budget proposal and as such a decision is needed urgently in order to be consider as soon as possible any budget implications and also implications for the current post holder . As it is impractical to defer the decision until it has been included in the published Forward Plan the report is submitted in accordance with paragraph 10 of the Executive Procedure Rules set out in the Council's Constitution.

#### **Recommended -**

**That the post of Development officer Mobility and inclusion is not reinstated and the new arrangements are endorsed.**

(Regeneration & Economy Overview & Scrutiny Committee)

(Andrew Marshall – 01274 434050)



## EDUCATION, EMPLOYMENT & SKILLS PORTFOLIO

*(Councillor I Khan)*

### 11. CALL-IN FOSTERING ALLOWANCES REVIEW

171 -  
174

On 10 January 2017 the Executive considered the report of the Strategic Director Children's Services (**Document "AS"**) which set out the proposals to;

Align the level of fostering allowances ensuring that payments for all fostering, special guardianship, Child Arrangement Orders (formerly Residence Orders) and adoption are all paid at the same rates as required by law.

The proposal to bring fostering allowances in line with statutory requirements will achieve affordable equity for children for whom Bradford has a financial responsibility by ensuring that they are not disadvantaged as a result of the permanency option that best meets their needs.

Executive Resolved –

That Option 2 – Reducing Fostering allowances to the Government minimum allowances over a two year period with effect from 01 April 2017 be approved.

*ACTION: Strategic Director Children's Services*

The decision of the Executive has been called in. The reasons for the call in are set out below:

In accordance with Paragraph 8.6.2 of the Council Constitution, I request that the decision of the Executive Committee, 10 January 2017, relating to Agenda Item 7, Fostering Allowances Review, be called in for the reasons detailed below.

- It is acknowledged by the council that Foster Carers already possess a strong sense of being undervalued, though the report provides members with no indication or projection of the potential impact that the implementation of the Executive's decision, may have upon the Council's Sufficiency Duty in relation to looked after children.



- Whilst the report makes reference to legal requirements relating to payments made to the carers of Looked After Children and the actions of the Courts, in to date rejecting local authority justifications for differences in allowances paid to the different types of carers, the information provided regarding the legal requirements is not sufficient for members to ascertain whether the Council's circumstances are comparable and thus whether any legal obligations are likely to be breached.

The Call-in will be considered by the Children's Services Overview and Scrutiny Committee on Tuesday 31 January 2017. In response to the call-in the Strategic Director of Children's Services will submit to the Children's Services Overview & Scrutiny Committee **Document "AG"** which provides a commentary on the call-in.

**The recommendations from the Children's Services Overview & Scrutiny Committee, if any will be reported to the Executive.**

(Jill Bell - 01274 434580)

**12. PRIMARY AND SECONDARY ADMISSIONS AND PROPOSED EXPANSIONS**

175 -  
298

The report of the Strategic Director of Children's Services (**Document "BE"**) asks the Executive to determine the admission arrangements for September 2018 including:

- Approving the Admission Arrangements for Community and Voluntary-Controlled Schools
- Approving the Coordinated Admission Schemes.
- Approving the In Year Coordinated Admission Scheme
- Approve the publication of Statutory Proposals for the expansion of All Saints' C of E Primary School( Ilkley)
- Approve the publication of Statutory Proposals for the expansion of Poplars Farm Primary school.
- Consider the proposed expansion of Steeton Primary School.
- Approve changes to the admissions policy for Sandal Primary School to include an oversubscription priority area.
- Approve changes to the admissions policy for Silsden Primary School to include an oversubscription priority area.
- Noting the "own admissions authority schools" proposing changes to their admission policies.
- Noting Published Admission Numbers





**Recommended -**

- (1) That the Executive approve the Primary and Secondary Admission Arrangements.**
- (2) That the Executive approve the Primary and Secondary Co-ordinated Admissions Scheme.**
- (3) That the Executive approve the In-Year Coordinated Admissions Scheme.**
- (4) That the Executive approve the increase in the PAN from 45 to 60 and the publication of Statutory Proposals to enlarge the school premises of All Saints' C of E Primary School (Ilkley) by increasing the capacity of the school from 315 to 420 from September 2018.**
- (5) That the Executive approve the increase in the PAN from 30 to 60 and the publication of Statutory Proposals to enlarge the schools premises of Poplars Farm Primary School by increasing the capacity of the school from 210 to 420 from September 2018.**
- (6) That the Executive postpone the proposed increase in the PAN and enlargement of Steeton Primary School whilst additional monitoring be carried out on the demand for places and the possible creation of admission oversubscription priority areas in this and the Keighley area.**
- (7) That the Executive approve the inclusion of priority area option 1 to be included as part of to the admissions oversubscription for Sandal Primary School as shown in Appendix K**
- (8) That the Executive approve the inclusion of priority area option 3 to be included as part of the admissions oversubscription for Silsden Primary School as shown in Appendix L.**
- (9) That the Executive note the proposed changes to the admissions oversubscription criteria for own admissions authority schools listed in section 3.7.**
- (10) That the Executive note the Published Admission Numbers contained in appendix G.**

(Children's Services Overview & Scrutiny Committee)

(Judith Kirk – 01274 431078)



**ENVIRONMENT, SPORT & CULTURE  
PORTFOLIO**

*(Councillor Ferriby)*

**13. TRADE WASTE CHARGES**

299 -  
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The report of the Strategic Director of Place (**Document “BF” which contains a Not For Publication Appendix**) seeks Executive approval to an increase in Trade Waste charges for 2017/18 financial year as required by financial regulations, as the proposals represent an above inflation increase, to take full account of and therefore fully recover waste collection, treatment and disposal costs of the service.

**Recommended -**

**That option “Proposal 2” contained in the not for publication Appendix 1 to Document “BF”, that the full price increase for all containers be applied in 2017/18 with the exception of the 240L container which should be staggered over 2 financial years 2017/18 and 2018/19, be approved.**

(Environment & Waste Management Overview & Scrutiny)

(Richard Longcake – 01274 432855)

THIS AGENDA AND ACCOMPANYING DOCUMENTS HAVE BEEN PRODUCED, WHEREVER POSSIBLE, ON RECYCLED PAPER

