

Agenda for a meeting of the Executive to be held on Tuesday, 10 July 2018 at 10.30 am in Committee Room 1 - City Hall, Bradford

Members of the Executive – Councillors

LABOUR
Hinchcliffe (Chair)
I Khan
Ross-Shaw
Ferriby
Jabar
Farley

Notes:

- This agenda can be made available in Braille, large print or tape format on request by contacting the Agenda contact shown below.
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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:

Michael Bowness

Interim City Solicitor

Agenda Contact: Jill Bell / Yusuf Patel

Phone: 01274 434580/4579

E-Mail: jill.bell@bradford.gov.uk / yusuf.patel@bradford.gov.uk

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. 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 / Yusuf Patel - 01274 434580 434579)

3. **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 / Yusuf Patel - 01274 434580 434579)

B. STRATEGIC ITEMS

<p style="text-align: center;">LEADER OF COUNCIL & CORPORATE</p>

<p style="text-align: center;"><i>(Councillor Hinchcliffe)</i></p>
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4. **2017-18 ANNUAL FINANCIAL AND PERFORMANCE REPORT**

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The Interim Strategic Director for Corporate Resources will submit a report (**Document “D”**) which provides members an insight into the Council’s overall finance and performance position at the end of the 2017-18 financial year.

Recommended –

That the Executive is recommended to:

- (1) Note the financial position of the Council reported for the year ended 31 March 2018.**
- (2) Approve £1.6m of better use of budget requests as outlined in Section 2.1 of Appendix A to Document “D”.**
- (3) Note the performance position and endorse the new KPI measures and targets as outlined in Appendix B to Document “D”.**

(Corporate Overview and Scrutiny Committee)

(Andrew Cross – 01274 436823 / Philip Witcherley - 01274 431241)

5. QTR. 1 FINANCE POSITION STATEMENT FOR 2018-19

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The Assistant Director of Finance and Procurement will submit a report (**Document “E”**) which provides Members with an overview of the forecast financial position of the Council for 2018-19.

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:

- (1) Note the contents of this report and the actions taken to manage the forecast overspend.**
- (2) Approve the following capital expenditure schemes.**
 - (i) £0.5m for Thornton Road / Toller Lane Junction Improvements. The scheme seeks temporary short term funding to secure the purchase of properties that can be successfully acquired by agreement in advance of full scheme funding through the West Yorkshire Transport Fund.**
 - (ii) £0.3m additional funding to complete works to St Georges Hall.**

(Corporate Overview and Scrutiny Committee)

(Andrew Cross - 01274 436823)

6. MEDIUM TERM FINANCIAL STRATEGY 2019/20 TO 2021/22 AND BEYOND

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The Medium Term Financial Strategy focuses on how the Council intends to respond to the forecasted public sector funding reductions as a result of the on-going austerity measures imposed by the Government’s spending plans. It sets out the approaches and principles the Council will follow to ensure the Council remains financially viable and delivers on its priorities.

The next three years already contained a series of potentially significant changes to the structure of the Council and the services it will be responsible for and what it can provide. Many of these changes are still at consultation stage which brings additional complexity when predicting the future. In addition the impact on the economy from leaving the EU may also affect local government funding and demand for services.

The Assistant Director Finance and Procurement will submit a report (**Document “F”**) which identifies for planning purposes that savings need to be identified of £15.3m in 2019/20 in addition to the £6.1m agreed in February 2018. In the following year the gap increases to £20.2m in 2020/21 and then up to £32.3m by 2024/25. This forecast reflects the risks associated with delivering the Council Plan 2017-2021 in particular the challenges of the costs of social care

Recommended –

- (1) That Executive consider the Medium Term Financial Strategy as an assessment of the Council’s financial outlook to 2021/22 and beyond, and a framework for it to remain financially viable and deliver sustainable public services in line with its priorities and the principles set out in Appendix 1 to “F”.**
- (2) That Executive recommends the updated and revised Medium Term Financial Strategy at Appendix 1 to Document “F” be forwarded to Council for approval.**

(Corporate Overview and Scrutiny Committee)

(Tom Caselton - 01274 434472)

7. 2017-18 MINIMUM REVENUE PROVISION POLICY UPDATE

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The Assistant Director of Finance and Procurement will submit a report (**Document “G”**) which provides Members with an overview of the proposed changes to the Council’s Minimum Revenue Provision (MRP) policy from 2017-18 onwards. MRP is a statutory requirement to make an annual charge to the Council’s budget to provide for the repayment of historic capital debt and other related liabilities.

Recommended –

- (1) Note the contents of the report and the proposed changes to the MRP Policy.**
- (2) The Executive recommends to Council that:**
 - a) The 2018-19 MRP policy for PFI assets is brought in line with the main MRP Policy and the charge of the principal to the revenue account is over the life of the school building assets.**
 - b) For 2017-18 calculate the MRP on Supported Borrowing for 2008 to 2016 on a 2% straight line method. The overprovision of £52m will be included in a reserve and applied to reduce the annual MRP charge from 2017-18 onwards.**

- (3) Executive recommends to Council that the MRP Policy be amended to reflect the following conditions:**
- i) Total MRP after applying previous overpayment will not be less than zero in any financial year.**
 - ii) The same amount of principal has to be repaid over time irrespective of the method, the recommendation will be to hold the £52m freed up from the change in policy in an earmarked reserve, and it will be used to reduce the annual MRP cost.**
 - iii) The changes to MRP are agreed, releasing the overprovision of £52m over the coming years. As the overprovision is released, and given our balanced financial plan, the cash saving is credited to a dedicated earmarked MRP Adjustment Reserve so that future usage can be appropriated and monitored.**
 - iv) The PFI budgetary saving is used to reduce the net reported cost pressure in 2018-19.**
 - v) That the following checkpoints are met, and the implications of each are understood, before future usage of the proposed MRP Adjustment Reserve is determined:**
 - a) Formal 2018-19 monitoring to determine likely outturn and further detailed understanding of structural cost pressures.**
 - b) Review of the Medium Term Financial Strategy (MTFS) to determine detailed anticipated budgetary gaps over the next three years.**
 - c) Clarity on future savings delivery, including the Demand Management strategy, for 2019-20 and 2020-21.**
 - d) Finalising the 2019-20 and 2020-21 detailed budget process.**
 - vi) Subject to the outcomes noted above, consideration is given to a future voluntary repayment of outstanding capital debt using any residual amount set aside. This would therefore designate this move as a last resort insurance policy to protect against any negative consequences associated with the uncertainties outlined above.**

(Corporate Overview and Scrutiny Committee)

(Lynsey Simenton - 01274 434232)

C. PORTFOLIO ITEMS

EDUCATION, EMPLOYMENT AND SKILLS PORTFOLIO & DEPUTY LEADER

(Councillor I Khan)

8. **CHANGE IN AGE RANGES OF CHILDREN AT HIRST WOOD NURSERY SCHOOL, LILYCROFT NURSERY SCHOOL AND STRONG CLOSE NURSERY SCHOOL** 211 - 238

The Strategic Director Children's Services will submit a report (**Document "H"**) which asks the Executive to approve the lowering of the age range of children attending Hirst Wood Nursery School, Lilycroft Nursery School and Strong Close Nursery School from 3 - 5 years to 2 - 5 years as from 1 September 2018.

Recommended –

- (1) **That the Executive approve the lowering of the age range at Hirst Wood Nursery School from 3-5 years to 2-5 years as from September 2018.**
- (2) **That the Executive approve the lowering of the age range at Lilycroft Nursery School from 3-5 years to 2-5 years as from September 2018.**
- (3) **That the Executive approve the lowering of the age range at Strong Close Nursery School from 3-5 years to 2-5 years as from September 2018.**

(Children's Services Overview and Scrutiny Committee)

(Lynn Donohue -01274 439606)

REGENERATION, PLANNING & TRANSPORT PORTFOLIO

(Councillor Ross-Shaw)

9. **LOCAL DEVELOPMENT SCHEME UPDATE** 239 - 288

The Council is required to publish and keep up to date a Local Development Scheme (LDS) which sets out the content and timetable for the preparation of the Local Plan. The Current Local Development Scheme was approved in 2014. In light of recent changes to the

planning system, changes in local circumstances, as well as progress to date on the Local Plan, the LDS has been reviewed and updated.

The revised LDS will provide an up to date position for the public and other interested parties. It is also a key background document which is considered when examining Local Plan Documents by an Inspector at Examination in Public.

The Strategic Director Place will submit a report (**Document “I”**) which asks Executive to approve the Revised Local Development Scheme for the period 2018 to 2021.

Recommended –

Recommended that the LDS contained in Appendix 1 to Document “I” be approved and published on the Councils web site.

(Regeneration and Economy Overview and Scrutiny Committee)

(Andrew Marshall - 01274 434050)

10. ONE CITY PARK

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The Strategic Director Place will submit a report (**Document “J”**) which updates Members on progress on the One City Park scheme and make recommendations for the Council to procure a Development Partner for this project.

Recommended –

That Members:

- (1) **Approve the issue of the requisite OJEU notice to commence the process to procure a preferred Development Partner for the One City Park scheme using the Competitive Dialogue procurement process as outlined in this report and to be conducted by the Director of Place in consultation with the Finance, Procurement and Legal Services.**
- (2) **Instruct the Strategic Director Place to provide a future report to the Executive to outline the outcome of the approved procurement process and to seek approval for the appointment of a preferred Development Partner and development/delivery proposals for the OCP scheme.**

(Regeneration and Environment Overview and Scrutiny Committee)

(Simon Woodhurst - 01274 433789)

11. **EXCLUSION OF THE PUBLIC**

Recommended –

That the public be excluded from the meeting during the discussion of the Not for Publication Appendices relating to the Bereavement Strategy and the Oastler Market proposals on the grounds that it is likely, in view of the nature of the proceedings, that if they were present, exempt information within paragraphs 3 and 5 (financial or business affairs and legal privilege) of Schedule 12A of the Local Government Act 1972 (as amended) would be disclosed and it is considered that, in all the circumstances, the public interest in allowing the public to remain is outweighed by the public interest in excluding public access to the relevant part of the proceedings for the following reasons:

It is in the public interest in maintaining these exemptions because it is in the overriding interest of proper administration that Members are made fully aware of the financial and legal implications of any decision.

(Yusuf Patel – 01274 43479)

12. **REDEVELOPMENT OF THE CITY CENTRE MARKETS**

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The Oastler and Kirkgate Markets face significant challenges due to the changing nature of retail, the opening of the Broadway Centre and the closure of Morrisons supermarket on John Street.

The City Centre's retail and market footprints need to contract and relocate to fit current economic conditions and the new centre of retail gravity around the bottom of town.

Without intervention the profitability of these markets is likely to continue to decline.

The Strategic Director Place (**Document "K" which contains Not for Publication Appendix 2**) which sets out proposals to build a new food-focused market on Darley Street and to develop a separate non-food market in the Kirkgate Centre.

Recommended –

- (1) This report seeks Executive acknowledgment of progress to date and permission to move to RIBA design stage 3.**
- (2) The Executive is asked to approve the budget and to endorse the funding of the works from existing capital funding already set aside for markets, the markets revenue reserve, and prudential borrowing to be repaid from annual corporate revenue funding retained by markets for funding**

capital expenditure.

- (3) **The Executive is asked to note the planned works and authorise the Portfolio Holder, Strategic Director of Place and the Strategic Director for Corporate Resources to approve variations within the agreed budget envelope.**
- (4) **As regards Not for Publication Appendix 2 to Document “K”, the Executive is recommended to authorise the Assistant Director, Estates and Property to i) complete negotiations for the property interests referred to, ii) serve the statutory notices referred to and iii) enter into negotiations for the property interest referred to.**
- (5) **The Executive is recommended to approve the exercise of Compulsory Purchase powers as necessary to secure vacant possession of the freehold interest of the property referred to.**

(Regeneration and Economy Overview and Scrutiny Committee)

(Colin Wolstenholme -01274 432243)

HEALTHY PEOPLE AND PLACES PORTFOLIO

(Councillor Ferriby)

13. THE BEREAVEMENT STRATEGY

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The Strategic Directors of Place and Corporate Resources will submit a report (**Document “L” which contains Not for Publication Appendices 2, 3 and 4**) which update on delivery of the adopted Bereavement Services Strategy together with an overview of other issues arising from the development of a corporate Bereavement Strategy to include the Forensic Science Centre and Coroner Services.

Recommended –

It is recommended that the Executive:-

- (1) **Approve the procurement of external specialist resources to complete the feasibility stage for all 5 identified sites and subject to further approval, deliver progress to RIBA stage 3 for the design and build of two new crematoria. (option 9.1.2 to Document “L”).**
- (2) **Authorise the Director of Place to negotiate a revised lease with Bradford Council for Mosques by the end of 2018 (option 9.1.3 to Document “L”).**

- (3) Subject to the requirements of recommendation 10.1.2 being delivered, authorise the Director of Place to open negotiations with Bradford Council for Mosques to determine a lease/licence for the new burial space being developed at Scholemoor cemetery.**
- (4) Delegate approval of spend to the Director of Place in consultation with the S151 officer for the extension of Scholemoor Cemetery to create additional burial space at the earliest opportunity.**
- (5) Delegate approval of spend to the Director of Place in consultation with the S151 officer to upgrade the crematory at Oakworth Crematorium, to include mercury abatement, at the earliest opportunity (option 9.1.4 to Document “L”)**
- (6) As regards Not for Publication Appendix 3 to Document “L” approve the relocation of the Coroner’s Service in accordance with the details outlined and authorise the Interim Strategic Director Corporate Resources in consultation with the Leader to take all necessary steps to implement the decision.**
- (7) As regards Not for Publication Appendix 4 to Document “L” approve the recommended course of action with regard to the service outlined and authorise the Interim Strategic Director Corporate Resources in consultation with the Leader to take all necessary steps to implement the decision (that decision to be exempted from call-in owing to the prejudice caused by delay).**

(Regeneration and Economy Overview and Scrutiny Committee)

(Michael Bowness / Phil Barker – 01274 434928 / 2616)