

Agenda for a meeting of the Executive to be held on Tuesday, 9 July 2019 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:

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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. 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. **FINANCE POSITION STATEMENT FOR 2018-19**

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

It shows the revenue and capital financial position of the Council at the 31st March 2019. The report provides an update on;

- The year end position of the Council’s revenue budget.
- The delivery of 2018-19 approved budget savings plans.
- A statement on the Council’s reserves including movements since the 4th quarter report.
- An update on the Capital Investment Plan.
- An update on Council Tax and Business Rates collection

Recommended –

- (1) That the financial position of the Council reported for the year ended 31 March 2019 be noted.**
- (2) That the £789k of better use of budget requests as outlined in Section 3.1 of Appendix 1 to Document “H” be approved.**

Overview and Scrutiny Committee: Corporate

(Andrew Cross - 01274 436823)

The Director of Finance will submit a report (**Document “I”**) which provides Members with an overview of the forecast financial position of the Council for 2019-20.

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 –

- (1) That the contents of Document “I” and the actions taken to manage the forecast overspend be noted.**
- (2) That the decision as to how to commit the final surplus from the retained Leeds City Region Business Rates pool as outlined in sections 6.2 to 6.4 to Document “I” be delegated to the Director of Finance in consultation with the Leader of Council and Portfolio Holder.**
- (3) That the following capital expenditure schemes be approved:**
 - (i) £1.9m additional funding to the construction of the new Silsden Primary School. This funding is from additional basic needs grant.**
 - (ii) £0.1m to repair the fencing and complete resurfacing at the Shearbridge Depot to be funded from the general contingency budget.**
 - (iii) £0.039m to purchase new software to upgrade the Council’s fleet management and DVLA Licence checking systems. To be funded from the general contingency budget.**
 - (iv) £0.034m to upgrade the electrical systems at Keighley Transfer Loading Station and this will be funded from the general contingency budget.**
 - (v) The commencement of the procurement for the Forster Square scheme which is funded via a grant of £17.3m from the West Yorkshire Combined Authority Transport Fund.**
- (4) That Executive note that the following capital expenditure scheme has now been reviewed by the Project Appraisal Group after approval by Executive in June 2019:**
 - (i) £5.523m for the provision of the Wyke Community Sports Hub. This is the first of the schemes in the Sports Pitches Strategy and will be funded by a mixture of capital receipts, grants and corporate resources.**

Overview and Scrutiny Committee: Corporate

(Andrew Cross - 01274 436823)

6. MEDIUM TERM FINANCIAL STRATEGY 2020/21 TO 2022/23 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 proposed changes to the structure of the Council and the services it will be responsible for and what it can provide. Many of these proposed 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 Director of Finance will submit a report (**Document "J"**) which identifies for planning purposes that savings need to be identified of £23.9m in 2020/21 in addition to the £17.4m savings agreed in February 2019. In the following year the gap increases to £26.2m in 2021/22 and then up to £28.9m by 2025/26. This forecast reflects the risks associated with delivering the Council Plan 2017-2021 in particular the challenges of the costs of social care.

Recommended –

That having considered the Medium Term Financial Strategy as an assessment of the Council's financial outlook to 2022/23 and beyond, and a framework for it to remain financially viable and deliver sustainable public services in line with its priorities and the principles, that Executive recommends the updated and revised Medium Term Financial Strategy at Appendix 1 to Document "J" be forwarded to Council for approval.

Overview and Scrutiny Committee: Corporate

(Tom Caselton - 01274 434472)

7. FULL-YEAR PERFORMANCE REPORT

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The Chief Executive will submit a report (**Document "K"**) which provides a summary of the council's performance against its key performance indicators. This report also proposes a set of measures and targets for the 2019/2020 municipal year.

Recommended –

- (1) That the progress against performance metrics outlined in Document “K” be noted.**
- (2) That the new targets outlined in section 4 to Document “K” be approved.**

Overview and Scrutiny Committee: Corporate

(Phil Witcherley – 01274 431241)

C. PORTFOLIO ITEMS

<p style="text-align: center;">REGENERATION, PLANNING & TRANSPORT PORTFOLIO</p>
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(Councillor Ross-Shaw)

**8. BRADFORD COMMUNITY INFRASTRUCTURE LEVY (CIL) -
INVESTMENT OF THE STRATEGIC FUND**

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The Council has adopted the Bradford Community Infrastructure Levy (CIL), which has now been in place and applies to new development since July 2017. The Strategic Director Place will submit a report (**Document “L”**) which relates to the investment of the strategic CIL fund. The purpose of this report is to seek Executive approval for the investment of the CIL Strategic Fund for monies accumulated up until March 2019.

Recommended –

- (1) That the Executive agree the allocation of the CIL strategic fund as set out in Table 1 and 2 to Document “L” (up to March 2019) be used to contribute to Education. Green infrastructure, recreation and open space and Habitats Mitigation.**
- (2) That the decision on the spend of the Strategic CIL Pot in Table 1 to Document “L” be delegated to the Strategic Director (Place) in consultation with the Portfolio holder.**

Overview and Scrutiny Committee: Regeneration and Environment

(Alex Bartle - 01274 437471)

NOTE

The following item is included on this agenda as an exceptions to the Forward Plan in accordance with the provisions of Paragraph 10 (General Exception to the Forward Plan) of Part 3D of the Constitution.

9. AMENDMENTS TO THE OFF-STREET PARKING PLACES CONSOLIDATION ORDER 2015

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The Strategic Director Place will submit a report (**Document “M”**) which sets out objections in response to the formal advertisement of amendments to the Off-Street Parking Places Consolidation Order 2015 at car parks in Ilkley (Part A).

Part B of this report requests that any objections received in relation to the amendments to the Off-Street Parking Places Consolidation Order 2015 are considered by Strategic Director of Place in consultation with the Portfolio Holder.

Recommended –

Part A

- (1) That the objections received to the Off-Street Parking Places Consolidation Order 2015 be over-ruled and the Order, as shown in Appendix A to Document “M” be implemented.**

Part B

- (2) That consideration of objections to the Schedule – Off Street Parking Places, shown in Appendix C to Document “M” be delegated to the Strategic Director Place in consultation with the Portfolio Holder to seal the Order as advertised or make any modifications before implementation.**

Overview and Scrutiny Committee: Regeneration and Environment

(Louise Williams- 01274 431066)

CHILDREN AND FAMILIES PORTFOLIO

(Councillor Farley)

10. PREVENTION AND EARLY HELP ESTATES STRATEGY

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On 5th February 2019 Executive gave approval to commence formal consultation into the future use of 41 Children Centre buildings across the District. This decision followed a review into the potential future use of these buildings in order to identify opportunities to make savings that could sustain the additional two year funding provided for the newly formed 0-19 years Prevention and Early Help service

The Consultation process took place between 12th February 2019 and 7th May 2019.

An extraordinary report was brought to the 9th June 2019 Executive in respect of 3 of the 41 Children's Centres which required an urgent decision ahead of this report.

The Interim Strategic Director Children's Services will submit a report (**Document "N"**) which seeks approval from the Executive for recommendations based on the outcome of the consultation for 38 of the 41 Children Centres.

Recommended –

- (1) That the Executive agree to Option 1 regarding the proposals for the future use of all 38 Children's Centres as set out in table 2.14 to Document "N".**
- (2) That the Strategic Director for Children's Services progresses the proposal to develop the TFD Centre, Holmewood, an All Age Integrated Family Hub and that a full options appraisal is brought to a future Executive for consideration.**
- (3) That following approval of the recommendations set out above in paragraph 2.14 to Document "N" against each of the individual premises, the Strategic Director Children's Services in consultation with the Portfolio Holder be given delegated authority to execute all necessary contractual and supporting documents needed to effect the proposals.**
- (4) That where formal confirmation has not been received from the Department for Education (DfE) before the Executive meeting in relation to potential claw back in relation to the following premises:**

**Mortimer House, Thornbury,
Victoria Hall Queensbury
Lowfold, Keighley**

that a decision on these premises be deferred until a response has been received from the DfE . Where confirmation is subsequently received from the DfE that no claw back will apply to these premises and that the Strategic Director Children’s Services in consultation with the Portfolio Holder be given delegated authority to determine the proposals in relation to these premises.

Overview and Scrutiny Committee: Children’s Services

(Gillian Mayfield - 07816 071943)

11. OFSTED MONITORING VISIT - 11TH AND 12TH JUNE 2019

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Following Ofsted’s Inspection of Children’s Social Care Services from the 17th to 28th September 2018, the second of a series of Monitoring Visits took place on the 11th and 12th June 2019.

The focus of the Monitoring Visit was around Children in Need and Child Protection.

The Strategic Director Children’s Services will submit a report (**Document “O”**) which sets out the findings published by Ofsted (**AWAITING LETTER FROM OFSTED - TO FOLLOW**)

Recommended –

The Committee is asked to note the contents of this report.

Overview and Scrutiny Committee: Children’s Services

(Mark Douglas - 01274 431266)

NOTE

The following item is included on this agenda as an exceptions to the Forward Plan in accordance with the provisions of Paragraph 10 (General Exception to the Forward Plan) of Part 3D of the Constitution.

12. ENSURING THE SUFFICIENCY OF SPECIALIST PLACES FOR CHILDREN AND YOUNG PEOPLE WITH SPECIAL EDUCATIONAL NEEDS AND DISABILITIES (SEND) ACROSS THE DISTRICT

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The Strategic Director Children's Services will submit a report (**Document "P"**) which seeks approval from the Executive to increase the number of specialist places for Children and Young People in Local Authority maintained schools across the Bradford district.

The proposals outlined in this report will deliver:

- 34 new Resourced Provision places in two LA maintained primary schools
- 40 additional maintained special school places

Recommended –

- (1) That the proposal for increasing pupil numbers at Oastlers Special School from 94 to 134 be approved.**
- (2) That the separate proposals for the development of a coherent scheme of Resourced Provisions (RPs) in maintained primary mainstream schools be approved as follows:**
 - i. establish a new 22 place RP at Princeville Primary School**
 - ii. establish a new 12 place RP at Miriam Lord Primary School**

Any identified Academies will undertake their own consultation, in line with the Local Authority's, with stakeholders including the local authority to inform the development and submission of a business case to the DfE for approval.

- (3) That in accordance with paragraph 8.7.4 of Part 3E of the constitution, resolutions as set out in 10.1, 10.2 and 10.3 to Document "P" are not subject to call-in as the matter is urgent; as any delay which may result from calling-in the decision may be prejudicial to the interests of the Council's ability to undertake the necessary building work required to create the additional SEND places in time for the September 2019 pupil intake.**

Overview and Scrutiny Committee: Children's Services

(Emma Hamer - 01274 439535)

LEADER OF COUNCIL & CORPORATE

(Councillor Hinchcliffe)

13. EXCLUSION OF THE PUBLIC

Recommended –

That the public be excluded from the meeting during the discussion of the Not for Publication Document “Q” relating to a proposed acquisition of a freehold property in Bradford city centre 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)

14. PROPOSED ACQUISITION OF A FREEHOLD PROPERTY IN BRADFORD CITY CENTRE

The Strategic Director Corporate Resources will submit a report (Document “Q” which contains **NOT FOR PUBLICATION Appendix 1**) which seeks the Executive’s approval to the acquisition of a freehold property in Bradford city centre, on the Heads of Terms detailed in the confidential appendix.

Recommended –

- (1) That the acquisition of the freehold interest in the property in Bradford city centre be approved, subject to the tenancies and terms as detailed in the recommendations within the confidential Appendix to Document “Q”.**
- (2) That in accordance with paragraph 8.7.4 of Part 3E of the Constitution, the resolutions set out in the confidential Appendix to Document “Q” are not subject to call-in as the matter is urgent for the reason set out in paragraph 5.2 of the NFP appendix as any delay which may result from calling-in the decision may be prejudicial to the interests of the Council or a third party.**

Overview and Scrutiny Committee: Corporate

(Alistair Russell - 01274 437367)