

## **Agenda for a meeting of the Executive to be held on Tuesday, 5 November 2019 at 10.30 am in Committee Room 1 - City Hall, Bradford**

### **Members of the Executive – Councillors**

<b>LABOUR</b>
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.
- The taking of photographs, filming and sound recording of the meeting is allowed except if Councillors vote to exclude the public to discuss confidential matters covered by Schedule 12A of the Local Government Act 1972. Recording activity should be respectful to the conduct of the meeting and behaviour that disrupts the meeting (such as oral commentary) will not be permitted. Anyone attending the meeting who wishes to record or film the meeting's proceedings is advised to liaise with the Agenda Contact who will provide guidance and ensure that any necessary arrangements are in place. Those present who are invited to make spoken contributions to the meeting should be aware that they may be filmed or sound recorded.
- 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><b>LEADER OF COUNCIL &amp; CORPORATE</b></p>
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<p><i>(Councillor Hinchcliffe)</i></p>
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### 4. **QTR. 2 FINANCE POSITION STATEMENT FOR 2019-20**

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The Director of Finance will submit a report (**Document “X”**) 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 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.**
  - £0.04m for the completion of drainage works at Dow Park Water Activities Centre, to be funded from the general contingency budget.**

- **£0.46m to replace the pool tank at Ilkley Lido. This will be funded by a mixture of general contingency and as an invest to save scheme with the additional income funding the capital spend.**
- **£1.2m of additional funding to complete. This will be funded by a mixture of Service Prudential borrowing and additional grant.**
- **£1.75m for the completion of the Affordable Housing Programme 2015-18. The additional spend will be funded by Service Prudential borrowing from rental income.**
- **£0.3m to extend the fitness facilities at Shipley Pool. This will be funded by the additional income generated through increased membership.**
- **£0.05m to replace and repair the roof on a property that the Council leases. The works would be funded from the general contingency line of the Capital Investment Programme.**
- **£1.4m to relocate the Schools Meals Central Production Unit to a smaller more efficient property. The works to the Council property will be funded by a mixture of capital receipt, revenue contributions and corporate funding.**
- **£2.1m for the 2019-20 IT capital programme. It will be funded from revenue resources.**

Overview and Scrutiny Committee: Corporate

(Andrew Cross - 01274 436823)

## **5. MID-YEAR PERFORMANCE REPORT**

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The Chief Executive will submit a report (**Document “Y”**) which provides a summary of progress in the first half of the year against the Council’s key performance indicators.

**Recommended –**

**That the progress against performance metrics outlined in the report be noted.**

Overview and Scrutiny Committee: Corporate

(Laura Copley - 01274 437381)

## **C. PORTFOLIO ITEMS**

### **CHILDREN AND FAMILIES PORTFOLIO**

*(Councillor Farley)*

**6. PROTECTING CHILDREN AND VULNERABLE ADULTS AT RISK OF EXPLOITATION** 109 - 176

The Chief Executive will submit a report (**Document “Z”**) which provides an update to and builds on the report presented to the Executive on 6th November 2018 and subsequently to the District’s Area Committees regarding the issue of Child Sexual Exploitation (CSE). It now focuses on the Strategic Response to all forms of exploitation in Children and Adults and how partners from the Working Together to Safeguard Children – the Bradford Partnership and the Bradford Safeguarding Adults Board work to drive improvements across the District and to hold agencies to account for their work in their area. This report also outlines the emergence of other complex safeguarding themes and outlines how partners are effectively collaborating and focussing upon the protection of vulnerable Children and Adults.

**Recommended –**

- (1) The Executive is invited to endorse the contents of this report.**
- (2) The Executive shall receive a further update on the progress of the response to exploitation in 12 months time.**
- (3) That subsequent reports will be provided to Area Committees.**

Overview and Scrutiny Committee: Children’s Services

(Mark Griffin - 01274 434361)

## HEALTHY PEOPLE AND PLACES PORTFOLIO

*(Councillor Ferriby)*

### 7. BEREAVEMENT SERVICES STRATEGY - CREMATORIA PROVISION UPDATE

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The Strategic Director Place will submit a report (**Document “AA”**) which is a progress update on delivery of the adopted Bereavement Strategy relating to crematoria provision covering:-

- Land acquisition for the first new crematorium including the use of a Compulsory Purchase Order if required.
- Construction of the crematorium
- Procurement of cremators
- Approval of the current funding profile for delivery of the crematoria programme
- Implementation of the final phases of the contract with external specialists

**Recommended –**

**That the Executive approves the following recommendations -**

- (1) To delegate approval of spend to the Strategic Director, Place in consultation with the S151 officer for the construction of the first new crematorium within Heaton at a cost of £9.1m subject to land acquisition and planning permission.**
- (2) That the Executive is satisfied that the proposed development schemes to construct the Crematorium is in the public interest and that any harm caused by the use of compulsory purchase powers to acquire and interfere with third party land and rights needed for the scheme is outweighed by the public benefits which the Crematorium development scheme is likely to generate,**
- (3) To agree in principle to Compulsory Purchase Orders being made pursuant to Section 226(1)(a) of the Town and Country Planning Act 1990 (as amended by Section 99 of the Planning and Compulsory Purchase Act 2004), Section 1 of the Localism Act 2011 and the Acquisition of Land Act 1981 and all other relevant and enabling powers, to secure the compulsory acquisition of the land shown edged red on the plan appended hereto in order to facilitate the construction of the proposed Crematoria subject to a final**

**decision being taken jointly by the Strategic Director Place and the Strategic Director Corporate Resources , in consultation with appropriate Portfolio Holders as necessary, on whether to make and submit the Compulsory Purchase Order to the Secretary of State for Housing, Communities and Local Government for confirmation, if satisfied that the Council has properly taken into account the statutory requirements under human rights and public sector equality legislation**

- (4) To further delegate to the Strategic Director: Place and Strategic Director: Corporate Resources, in consultation with as necessary appropriate Portfolio Holders authority to:-**
  - (i) make any necessary, minor or technical amendments to the Compulsory Purchase Order;**
  - (ii) modify and settle the draft “Statements of Reasons” to justify the use of compulsory purchase powers, the Compulsory Purchase Order Maps and Schedules and all other legal documentation necessary to support and accompany the Compulsory Purchase Orders to the Secretary of State for Housing, Communities and Local Government for confirmation;**
  - (iii) promote any modifications to the Compulsory Purchase Order, if expedient to do so;**
  - (iv) approve agreements for withdrawal of any objections to the Compulsory Purchase Order, including where appropriate, seeking exclusion of land from the Compulsory Purchase Order;**
  - (v) confirm the Compulsory Purchase Order, if satisfied that it is appropriate to do so, in the event that the Secretary of State for Housing, Communities and Local Government has empowered the Council to decide on whether or not to confirm the Compulsory Purchase Order;**
  - (vi) take all necessary action to continue or open negotiations with persons for the acquisition of land included in the Compulsory Purchase Order and any other land needed for the Crematorium scheme and to authorise acquisitions by agreement where the use of compulsory purchase powers is in contemplation and to approve the purchase price, advance payments and all other compensation payments;**
  - (vii) take all necessary steps in relation to any statutory blight proceedings instituted against the Council for the acquisition of land claimed to be blighted by the threat or presence of the Compulsory Purchase Order;**

- (viii) **take all necessary action, should the quantum of compensation flowing from the threat or use of compulsory purchase powers be in dispute and be referred to the Upper Tribunal (Lands Chamber) or other form of arbitration;**
- (ix) **to take and do all things necessary or incidental to the implementation of the above resolutions;**
- (5) **The implementation of Phase 3 and 4 works by Rex Procter & Partners to finalise the designs for the new crematoria and administer the subsequent building contracts.**

Overview and Scrutiny Committee: Regeneration & Environment

(Phil Barker - 01274 432616)

**8. MINUTES OF THE WEST YORKSHIRE COMBINED AUTHORITY**

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To receive the minutes of the meeting(s) of the West Yorkshire Combined Authority held on 1 August 2019 (attached).