

## **Agenda for a meeting of the Executive to be held on Tuesday, 21 February 2023 at 10.30 am in Council Chamber - City Hall, Bradford**

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

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

### **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:**

Asif Ibrahim

Director of Legal and Governance

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### **To:**

## A. PROCEDURAL ITEMS

### 1. DISCLOSURES OF INTEREST

1 - 6

(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 must consider their interests, and act according to the following:*

#### **Type of Interest**

#### **You must:**

*Disclosable Pecuniary Interests*

*Disclose the interest; not participate in the discussion or vote; and leave the meeting unless you have a dispensation.*

*Other Registrable Interests (Directly Related)*

**OR**

*Non-Registrable Interests (Directly Related)*

*Disclose the interest; speak on the item only if the public are also allowed to speak but otherwise not participate in the discussion or vote; and leave the meeting unless you have a dispensation.*

*Other Registrable Interests (Affects)*

**OR**

*Non-Registrable Interests (Affects)*

*Disclose the interest; remain in the meeting participate and vote unless the matter affects the financial interest or well-being*

*(a) to a greater extent than it affects the financial interests of a majority of*

*inhabitants of the affected ward, and*

*(b) a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest;*

*in which case speak on the item only if the public are also allowed to speak but otherwise not do not participate in the discussion or vote; and leave the meeting unless you have a dispensation.*

- (2) *Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.*

- (3) *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.*
- (4) *Officers must disclose interests in accordance with Council Standing Order 44.*

## **2. MINUTES**

**Recommended –**

**That the minutes of the meeting held on 3 and 31 January 2023 be signed as a correct record.**

(Fatima Butt/Yusuf Patel - 01274 432227/434579)

## **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.

(Fatima Butt/Yusuf Patel - 01274 432227/434579)

## **4. RECOMMENDATIONS TO THE EXECUTIVE**

To note the following recommendation:

**Regeneration and Environment Overview and Scrutiny Committee  
– 31 January 2023 –**

**REPORT ON THE USE OF GLYPHOSATE FOR WEED CONTROL  
WITHIN BRADFORD METROPOLITAN DISTRICT COUNCIL**

**Resolved –**

**(1) That, following consideration the solutions set out in**

Document “V”, that Solution 2: Reduced Use of Glyphosate, be recommended to the Executive for adoption. This would see a reduction in the use of glyphosate, primarily by avoiding those areas of the highest environmental sensitivity, whilst allowing for some form of weed control on the rest of the highway network.

(2) That it be further recommended to the Executive that public engagement and communication regarding the reduced use of glyphosate in some areas be undertaken and that Officers continue to engage with other Local Authorities that are also reducing the use of glyphosate.

(3) That an update report be presented to this Committee by the Strategic Director, Place, in 12 months’ that includes information on the trial involving no use (or exceptional use) of glyphosate within 2 parks within the Shipley ward that is planned for 2023 and learning from other Local Authority areas.

(Fatima Butt/Yusuf Patel - 01274 432227/434579)

## B. STRATEGIC ITEMS

### LEADER OF COUNCIL & CORPORATE

*(Councillor Hinchcliffe)*

#### 5. THE COUNCIL'S REVENUE ESTIMATES FOR 2023/24

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The report of the Director of Finance (**Document “AU”**) provides Members with details of the Council’s Revenue Estimates for 2023/24.

**Recommended –**

**Executive is asked to approve the following recommendations to Council:**

- (a) That the Base Revenue Forecast of £453.159m for 2023/24 be approved as set out in the report.
- (b) That the Existing pressures of £62.0m in 2023/24 as set out in Appendix B be approved.
- (c) That the Investments previously approved of £0.5m in 2023/24 as set out in Appendix C be noted.
- (d) That the Recurring investment proposals of £1.098m in 2023/24 as set out in Appendix D be approved.

- (e) That the prior agreed savings in Appendix E be noted.
- (f) That New savings of £13.580m in 2023/24 as set out in Appendix F be approved.
- (g) That the Capital Financing and Central budget adjustments of £22.390m in 2023/24 as set out in Appendix G be approved.
- (h) That it be noted that within the revenue budget there is a net use of £44.299m in revenue reserves in 2023/24 to balance the budget as outlined in Appendix A.
- (i) That it is noted that £4.250m of pre-approved reserve use is required for City of Culture and a Regeneration opportunity.
- (j) That £6m of reserves are earmarked to the Energy Price Volatility reserve.
- (k) That £3.163m is earmarked to the General Fund Reserve balance so that it remains at 5% of the net revenue budget in line with recommended practice.

That the comments of the Director of Finance set out in the Section 151 Officer's Assessment of the proposed budgets on the robustness of the estimates and the adequacy of reserves taking account of the recommendations made at (a) to (k) above be noted.

Overview and Scrutiny Committee: Corporate  
(Andrew Cross – 07870 386523)

## 6. **ALLOCATION OF THE SCHOOLS BUDGET 2023/24 FINANCIAL YEAR** 27 - 76

The report of the Director of Finance (**Document "AV"**) seeks Executive approval of the recommendations of Bradford's Schools Forum in allocating the Dedicated Schools Grant (DSG) for 2023/24 and subsequent recommendation to Full Council.

### **Recommended-**

**That the Executive asks Council to:**

- a) **Accept and approve the proposals for the allocation of the 2023/24 Dedicated Schools Grant, as set out in this report.**
- b) **Approve the total amount of £708.868m to be appropriated in respect of all schools covered by the Bradford Scheme**

**for the Local Management of Schools, so as to establish the Individual Schools Budget for 2023/24.**

Overview and Scrutiny Committee: Corporate

(Andrew Redding – 01274 432678)

**7. CAPITAL INVESTMENT PLAN FOR 2023-24 TO 2026-27**

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The report of the Director of Finance (**Document “AW”**) presents in Section A the Council's Capital Investment Plan 2023-24 to 2026-27. Section B presents an updated Capital Strategy for 2023-24. This strategy underpins the spending proposals within the Capital Investment Plan. Section C presents the Investment Strategy for 2023-24.

**Recommended -**

- (1) That the Executive are asked to note the contents of the report and to have regard to the information contained within Document “AW” when considering the recommendations to make to Council on the Capital Investment Plan for 2023-24.**
- (2) That the updated Capital Plan for 2023-27, be approved; (Appendix A). Commitments against reserve schemes and contingencies can only be made after a business case has been assessed by the Project Appraisal Group and approved by Executive.**
- (3) That Specific approval be given for the following schemes to commence following a detailed review by the Project Appraisal Group:**
  - The 2023-24 Property Programme has a proposed total cost of £4m and this will be funded by corporate borrowing.**
  - IT software – three schemes are planned to improve IT security. The cost of the capital spend is £0.965m and it will be funded by corporate borrowing.**

**In addition:**

- £6m from Reserve schemes for SEND provision across the district funded by corporate borrowing. It will be used to complete a number of SEND expansions across both the mainstream school sector and SEND schools. The budget is required to allow for the development of up to three proposed schemes. Once the initial design and development works have been completed, the necessary statutory processes will commence, including approval from Executive and an update will be**

provided to the Project Appraisal Group.

- The utilisation of the Inflation Contingency as set out in the report be delegated to the Strategic Director of Corporate Resources. The additional costs will be funded through corporate borrowing.
- (4) That the amendment to the 2022-23 Minimum Revenue Provision Policy and the proposed 2023-24 MRP policy set out in Appendix 2 is approved.
- (5) That delegated authority is given to Section 151 Officer to repay debt on an annuity basis, for chosen properties purchased during or after 2018-19. Delegated authority could only be exercised if two conditions are met:
1. the asset retains or increases its value;
  2. the return from the capital scheme is sufficient to repay the capital sum invested.
- (6) That the Capital Strategy (including Prudential Indicators), set out at Appendix 3, be approved.
- (7) That the Flexible Use of Capital Receipts Strategy as presented at Appendix 4 - is recommended to the Executive to:
- Approve the Flexible use of Capital Receipts policy for 2022-23 and 2023-24 as outlined in Appendix 4 section 2.2.
  - Delegate powers to the Section 151 office in consultation with the Leader to vary the values outlined in Appendix 4 section 2.2 subject to the value of Capital receipts achieved in 2023-24, whilst ensuring compliance with the Direction from DHLUC outlined in section 2.1.

Overview and Scrutiny Committee: Corporate

(Lynsey Simenton – 01274 434232)

## 8. HOUSING REVENUE ACCOUNT (HRA) 2023-24

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The Director of Finance will submit **Document “AX”** which reports on the introduction of a Housing Revenue Account from 1<sup>st</sup> April 2023. The report provides Members with details of the Housing Revenue Estimates for 2023-24.

**Recommended -**

**That the Executive is asked to approve the following recommendations to Council:**

- (1) That Rent increase of 7% be applied from 1<sup>st</sup> April 2023 as set out in section 4.7 of Document “AX”.**
- (2) That Transfer of housing reserves of £503k from General Fund to the Housing Revenue Account as set out in section 4.4 of Document “AX” be approved.**
- (3) That Service charges to apply from April 1 2023 as set out in section 4.11 of Document “AX”.**

Overview and Scrutiny Area: Corporate

(Arfat Lohn – 0786 6887377)

<b>9.</b>	<b>2023/24 BUDGET PROPOSALS AND FORECAST RESERVES - SECTION 151 OFFICER ASSESSMENT</b>	<b>139 - 160</b>
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The report of the Director of Finance (**Document “AY”**) assesses the robustness of the proposed budget for 2023/24, the adequacy of forecast levels of reserves and associated risks.

It concludes that the estimates are sufficiently robust for the Council to set the budget.

The report also provides commentary on the financial resilience of the Council over the medium term and the level of reserves held.

**Recommended –**

**That Members have regard to the report in setting the budget, and in particular note the conclusions that:**

- the estimates presented to Council are sufficiently robust to set a balanced and deliverable budget in 2023-24.**
- the reserves are adequate for the 2023/24 proposed budget. The level of reserves has reduced substantially to support the Council budget and in line with Central Government expectation that Councils should use their reserves**
- the projected corporate reserves, on current estimates, are adequate in the short term, subject to the implementation of the rest of the proposed financial plan, however they do not represent a sustainable solution to addressing budget pressures beyond 2023-24.**
- the Medium Term Financial Strategy will be updated and reported to Executive as clarity on future local government**



**funding, reforms of adult and social care and other relevant issues are received.**

**As with all budgets there is the potential for amendments to be proposed/agreed which could change the overall package of proposals. In that respect, it should be highlighted that this statement would have to be amended if a decision was proposed that leads to the Council's reserves reducing below their recommended General Fund balance level. In addition, any other amendments would be considered against the scale of the overall budget and depending upon the extent and nature, may result in a revised statement.**

Overview and Scrutiny Committee: Corporate

(Andrew Cross – 07870 386523)

**10. APPOINTMENT OF OFFICERS TO SERVE AS DIRECTORS ON BOARDS OF COMPANIES** 161 - 168

The Director of Legal and Governance will submit a report (**Document "AZ"**) which details that the former Director of Finance and IT left the Council's service on 31 of December 2022, was a Council appointed director of a number of companies and new director appointments are required to replace him. This report deals with the appointment of replacement directors to those companies as well as an opportunity to review new director officer appointments on boards of companies.

The Council's Constitution states that the Executive is responsible for the appointments to outside bodies. This report presents the nominations for the appointment of officers as directors to the companies referred to in Appendix 1 to the report.

**Recommended -**

- (1) That officers' appointments to serve as directors to the boards of companies as detailed in Appendix 1 to Document "AZ" be approved.**
- (2) That Authority be given to the Director of Legal and Governance in consultation with the Leader of the Council to make new director officer appointments to ensure ongoing Council representation on the boards of companies and to advise Executive members of any such appointments thereafter.**

Overview and Scrutiny Committee: Corporate

(Christine Meakins – 0785 5177224)

## C. PORTFOLIO ITEMS

### HEALTHY PEOPLE AND PLACES PORTFOLIO

*(Councillor Ferriby)*

11. **CONSULTATION FEEDBACK AND RECOMMENDATIONS FOLLOWING THE CONSULTATION ON PROPOSED CHANGES TO ADULT SOCIAL CARE NON-RESIDENTIAL CHARGES** 169 - 198

The Strategic Director Health and Wellbeing will submit “**Document BA**” which provides feedback following the consultation on the proposed changes to Adult Social Care Non-residential charges and makes recommendations based on the consultation feedback.

**Recommended –**

**That the Executive, following consideration of the issues raised within Document “AB” and the Equality Impact Assessment set out in Appendix 1, authorises the Strategic Director for Health and Wellbeing to implement charges based on actual costs of the service for adult social care non-residential services to apply from 1 April 2023.**

Overview and Scrutiny Committee: Health and Social Care

(Jane Wood – 01274 437312)

### REGENERATION, PLANNING AND TRANSPORT

*(Councillor Ross-Shaw)*

12. **SQUIRE LANE LEISURE, COMMUNITY, HEALTH AND WELLBEING CENTRE** 199 - 206

The Strategic Director, Place will submit **Document “BB”** which provides an update on the progress with the delivery of the Squire Lane Leisure, Community, Health and Well Being Centre and seeks approval from the Executive to proceed with the delivery of the project.

**Recommended –**

**That the Executive:**

- (1) Approve the appointment of the current Design Team for RIBA Stage 3 and subsequent development stages subject to meeting value for money and affordability criteria.**
- (2) Approve the appointment of a contractor to engage in the design process and also for the subsequent construction contract within the funding envelope previously approved by the Executive**
- (3) Delegate Authority to the Strategic Director Place, in consultation with the Executive Members for Regeneration, Planning and Transport and Healthy People and Places, the Director of Finance and Monitoring Officer, to make such further decisions as are required to deliver the project, within the funding available including;**
  - a. The undertaking of a community consultation exercise and**
  - b. The subsequent submission of a Planning Application having regard to the outcome of the community consultation process.**
- (4) Delegate authority to the Director of Legal and Governance to enter into all legal agreements to enable implementation of the above recommendations subject to prior satisfaction that the requirements of the best value duty and Subsidy Control Act 2022 are met.**

Overview and Scrutiny Area: Regeneration and Environment

(Ian Smart – 01274 431735)

<b>CHILDREN AND FAMILIES PORTFOLIO</b>
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<i>(Councillor Duffy)</i>
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**13. FULL OFSTED INSPECTION (ILACS) 21 NOVEMBER TO 2 DECEMBER 2022**

207 -  
232

The Strategic Director Children's Services will submit "BC" which reports on the details of the Ofsted full inspection of Local Authority Children's Services (ILACS) which took place in November 2022. The Council has been subject to a number of Monitoring Visits and a Focused Visit since the outcome of the full Inspection of Local Authority Children's Services (ILACS) in 2018, where services were judged to be Inadequate. Inspectors have provided feedback at subsequent Visits that whilst there have been improvements within the service, that overall more improvements were necessary.

**Recommended –**

**That the Executive ask Officers to work quickly towards the establishment of the Trust and that the Improvement Plan which has been endorsed by the Commissioner be supported.**

Overview and Scrutiny Committee: Children's Services

(Picklu Roychoudhury – 01274 431867)

<b>14.</b>	<b>UPDATE ON THE ESTABLISHMENT OF THE BRADFORD CHILDREN AND FAMILIES TRUST</b>	<b>233 - 252</b>
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The report of the Chief Executive (**Document “BD”**) provides an update on the progress to date of establishing the Bradford Children and Families Trust, including an update on progress towards agreeing commercial arrangements and sets out the proposed draft governance arrangements. The report also outlines the critical next steps and makes a number of recommendations to the Executive.

**Recommended –**

**That the Executive are requested to:**

- **Note the update report and note the progress undertaken to date.**
- **Delegate to the Chief Executive in consultation with the Leader and the Portfolio Holder for Children and Families authority to take all steps to enable the Council to enter into the Service Delivery Contract and the Support Services Agreements, leases and all necessary associated agreements to enable the establishment of the Bradford Children and Families Trust and commence of the delivery of services.**
- **Delegate to the Chief Executive in consultation with the Leader and the Portfolio Holder for Children and Families authority to approve the adoption of the new Articles of Association and sign any required written resolution.**

Overview and Scrutiny Committee: Children's Services

(Joanne Hyde – 01274 432131))