

Contact Officer: Andrea Woodside

## **COUNCIL**

### **KIRKLEES COUNCIL**

**At the Meeting of the Council of the Borough of Kirklees held at  
Council Chamber - Town Hall, Huddersfield on Wednesday 13 February 2019**

### **PRESENT**

**The Mayor (Councillor Gwen Lowe) in the Chair**

### **COUNCILLORS**

Councillor Masood Ahmed	Councillor Mahmood Akhtar
Councillor Karen Allison	Councillor Bill Armer
Councillor Gulfam Asif	Councillor Donna Bellamy
Councillor Martyn Bolt	Councillor Cahal Burke
Councillor Andrew Cooper	Councillor Nosheen Dad
Councillor Richard Eastwood	Councillor Eric Firth
Councillor Donald Firth	Councillor Michelle Grainger-Mead
Councillor Charles Greaves	Councillor David Hall
Councillor Steve Hall	Councillor Lisa Holmes
Councillor Erin Hill	Councillor James Homewood
Councillor Judith Hughes	Councillor Mumtaz Hussain
Councillor Christine Iredale	Councillor Paul Kane
Councillor Manisha Roma Kaushik	Councillor Viv Kendrick
Councillor Musarrat Khan	Councillor John Lawson
Councillor Vivien Lees-Hamilton	Councillor Fazila Loonat
Councillor Terry Lyons	Councillor Naheed Mather
Councillor Peter McBride	Councillor Bernard McGuin
Councillor Darren O'Donovan	Councillor Marielle O'Neill
Councillor Shabir Pandor	Councillor Nigel Patrick
Councillor Carole Pattison	Councillor Mussarat Pervaiz
Councillor Amanda Pinnock	Councillor Andrew Pinnock
Councillor Hilary Richards	Councillor Mohammad Sarwar
Councillor Cathy Scott	Councillor David Sheard
Councillor Will Simpson	Councillor Ken Sims
Councillor Richard Smith	Councillor Mohan Sokhal
Councillor Julie Stewart-Turner	Councillor John Taylor
Councillor Kath Taylor	Councillor Graham Turner
Councillor Sheikh Ullah	Councillor Rob Walker
Councillor Michael Watson	Councillor Habiban Zaman
Councillor Nell Griffiths	Councillor Alison Munro
Councillor Richard Murgatroyd	Councillor Mark Thompson
Councillor Harpreet Uppal	

## Council - 13 February 2019

- 133 **Announcements by the Mayor and Chief Executive**  
The Chief Executive reminded Council of the restrictions applying to voting under Section 106 of the Local Government Act 1992, in respect of Agenda Item 5 (Minute No. 137 refers).
- 134 **Apologies for absence**  
Apologies for absence were received on behalf of Councillors Holroyd-Doveton, K Pinnock and Smaje.
- 135 **Minutes of Previous Meeting**  
**RESOLVED** – That the Minutes of Council held on 16 January 2019 be approved as a correct record.
- 136 **Declaration of Interests**  
In regards to Agenda Item 5 (Minute No. 137 refers); (i) A table of granted dispensations was tabled (attached). Further to this, the Monitoring Officer advised that Councillor D Firth had also been granted a dispensation in a Council company in which he is a nominee which has a contractual interest with the Council (ii) Councillor Kane declared Disclosable Pecuniary Interest on the grounds that he is in receipt of Single Person Council Tax Discount.
- 137 **Budget 2019/2022**  
It was moved by Councillor Pandor and seconded by Councillor Turner, that;
- (i) General Fund Revenue
- the draft Revenue Budget 2019-2022 be approved, as attached at Appendix A
  - the forecast levels of statutory and other Council reserves, as set out at Appendix Bii, be noted
  - the strategy for the use of balances and reserves be approved (paragraph 2.15 refers)
  - a further reassessment of reserves requirements be undertaken at year end and reported to Members as part of the 2018-2019 financial outturn and rollover report (paragraph 2.15.20 refers)
  - the Council's continued participation in the North and West Yorkshire business rates pool for 2019-2020 be noted and that approval be given in principal to the new arrangements for the 2019-2020 pool, as set out at Appendix K, with authority being delegated to the Monitoring Officer, in conjunction with the Service Director (Finance), to finalise the new arrangements with the City Solicitor of Leeds City Council (paragraph 2.4.8 refers)
  - the Flexible Capital Receipts Strategy for 2019-2020 be re-affirmed (Appendix I refers)
  - the Council Tax requirement for 2019-2020 be approved (Appendix I refers)
  - the Council's Statutory S151 Officer's positive assurance statement be noted (paragraphs 3.3.1 – 3.3.20 refer)
  - the Council's Statutory S151 Officer be given delegated authority to amend how the finally approved precepts are recorded in the Council's revenue budget in line with the final notifications received following

## Council - 13 February 2019

decisions by the Office of Police and Crime Commissioner, the Fire and Rescue Authority and Parish Councils, should these be received after 13 February 2019 (paragraph 3.1.3 refers)

### (ii) Treasury Management

- the borrowing strategy be approved (paragraphs 2.15-2.21 refer)
- the investment strategy be approved (paragraphs 2.22-2.32 refer)
- the policy for provision of repayment of debt (minimum revenue provision/MPR) be approved (appendix C refers, reflecting the changes in policy outlined in paragraphs 2.33-2.37)
- the treasury management indicators be approved (Appendix D refers)
- the Investment Strategy (non-treasury investments) (Appendix E refers) be approved

### (iii) Capital

- the updated Capital Plan 2018-2024 be approved (Appendix A)
- the Capital Strategy (including Prudential Indicators), as detailed at Appendix G, be approved

### (iv) Housing Revenue Account

- the draft Housing Revenue Account Budget for 2019-2022 be approved (appendix A refers)
- the strategy for the use of the Housing Revenue Account reserves, as set out at paragraph 2.18.4, be approved

Whereupon, it was moved by Councillor Cooper and seconded by Councillor Allison, by way of AMENDMENT, that;

### GENERAL FUND - CAPITAL

Description of proposal	2019-20 £000	2020-21 £000	2021-22 £000
Play areas - Rufford Road	50	-	-
Play areas – Manor Street	35	-	-
Play areas in Town Centre	50	-	-
Green Outdoor Gym Company ( to be incorporated into Town Centre Regeneration)	-	-	-
Mount Pleasant development of multi-play use games area	190	-	-
Traffic calming measures	150	-	-
Electric vehicles replacement for Council fleet (50 units); 12 in 19-20 and 38 in 20-21 in excess of current capital provision	144	738	-
Public rapid charging equipment for electric vehicles	66	-	-
<b>Total Capital spend proposals</b>	<b>685</b>	<b>738</b>	<b>-</b>
Funded by :			
Part substitute fund from			
Top slice from strategic town centres	(685)	(738)	-
Net Capital ask	-	-	-

## Council - 13 February 2019

### GENERAL FUND - REVENUE

Description of proposal	2019-20 £000	2020-21 £000	2021-22 £000
Rough sleepers – housing solutions to offer a flexible pot to facilitate move-on	57	68	68
Public rapid charging equipment for electric vehicles	16	16	16
Maintenance for play areas	10	10	10
Kirklees Forest Project (Note 1)	100	167	190
<b>Total revenue proposals</b>	<b>183</b>	<b>261</b>	<b>284</b>
Funded by :			
Infrastructure budget re-direct	(83)	(94)	(94)
Earmarked reserves (Strategic Investment reserve)	(100)	(167)	(190)
<b>Total revenue funding</b>	<b>(183)</b>	<b>(261)</b>	<b>(284)</b>
Net funding ask	-	-	-

*Note 1- plus assumed matched external funding over the 3 years totalling £493k*

### HRA - REVENUE

Description of proposal	2019-20 £000	2020-21 £000	2021-22 £000
Furniture & Appliance scheme (pilot)	100	-	-
<b>Total revenue proposals</b>	<b>100</b>	<b>-</b>	<b>-</b>
Funded by :			
HRA reserves	100	-	-
<b>Total revenue Funding</b>	<b>100</b>	<b>-</b>	<b>-</b>
Net funding ask	-	-	-

### HRA - CAPITAL

Description of proposal	2019-20 £000	2020-21 £000	2021-22 £000
Electric vehicles replacement for KNH fleet (77 units); 20 in 19-20 and 57 in 20-21	480	2,214	-
<b>Total capital proposals</b>	<b>480</b>	<b>2,214</b>	<b>-</b>
Funded by :			
Capital Sinking fund (held in HRA reserves)	(480)	(2,214)	-
<b>Total Capital Funding</b>	<b>(480)</b>	<b>(2,214)</b>	<b>-</b>
Net funding ask	-	-	-

(At this point of the meeting it was moved by Councillor Cooper, and seconded by Councillor Lawson, that there be an adjournment. The Motion, on being put to the vote, was not carried).

Whereupon, it was moved by Councillor Lawson and seconded by Councillor Burke, by way of AMENDMENT, that;

**Council - 13 February 2019**

**General Fund - Capital**

<b>Description of proposal</b>	<b>2019-20 £000</b>	<b>2020-21 £000</b>	<b>2021-22 £000</b>
Feasibility study for improvements to Lockwood bar & Longroyd Bridge	100	-	-
Feasibility study for a new crossing ; River Colne and Milnsbridge, and new access road into Slaithwaite from Manchester Road	100	-	-
Existing plan - aspirational regen of town centres feasibility. Broaden to Kirklees-wide feasibility	200	-	-
<b>Total Capital spend proposals</b>			
Funded by :			
Re-direct from existing capital plan	(200)	-	-
Top slice from strategic town centres	(200)		-
<i>Net Capital ask</i>	-	-	-

**General fund - Revenue**

<b>Description of proposal</b>	<b>2019-20 £000</b>	<b>2020-21 £000</b>	<b>2021-22 £000</b>
Air quality improvements by measuring AQ in all main roads	10	10	10
Town centre parking - pilot	150	-	-
Area Committees (initial pilot)	200	-	-
Libraries – additional half day opening per week per library	96	96	96
Youth engagement programme (initial pilot)	100	-	-
<b>Total revenue proposals</b>	<b>556</b>	<b>106</b>	<b>106</b>
Funded by :			
Infrastructure budget re-direct	(106)	(106)	(106)
Earmarked reserves (Infrastructure Support)	(450)	-	-
<b>Total revenue funding</b>	<b>556</b>	<b>106</b>	<b>106</b>
<i>Net revenue funding requirement</i>	-	-	-

**HRA - Revenue**

<b>Description of proposal</b>	<b>2019-20 £000</b>	<b>2020-21 £000</b>	<b>2021-22 £000</b>
Support for new Council tenants (pilot)	200	-	-
<b>Total revenue proposals</b>	<b>200</b>	<b>-</b>	<b>-</b>
Funded by :			
HRA reserves	(200)	-	-
<i>Net revenue funding requirement</i>	-	-	-

## Council - 13 February 2019

During the consideration of the Motion and Amendments, it was moved by Councillor Sheard, and seconded by Councillor Asif, that in accordance with Council Procedure Rule 18 (17a), the Motion be put to the vote. The Motion upon being put to the VOTE, was CARRIED.

The Green Group Amendment, as proposed by Councillor Cooper, and seconded by Councillor Allison, on being put to the vote, was LOST.

In accordance with the requirements of Council Procedure Rule 19 (7), the vote was taken by Recorded Vote, which was as follows;

FOR: Councillors Allison, Burke, Cooper, Eastwood, Greaves, Iredale, Lawson, Lyons, Munro, A Pinnock and Stewart-Turner (11 votes)

AGAINST: Councillors Ahmed, Akhtar, Armer, Asif, Bellamy, Bolt, D Firth, Dad, E Firth, Grainger-Mead, Griffiths, D Hall, S Hall, Hill, Holmes, Homewood, Hughes, Hussain, Kane, Kaushik, Kendrick, Khan, Lees-Hamilton, Loonat, Mather, McBride, McGuin, Murgatroyd, O'Donovan, O'Neill, Pandor, Patrick, Pattison, Pervaiz, AU Pinnock, Richards, Sarwar, Scott, Sheard, Simpson, Sims, Smith, Sokhal, J Taylor, K Taylor, Thompson, Turner, Ullah, Uppal, Walker, Watson and Zaman (52 votes)

The Liberal Democrat Amendment, as proposed by Councillor Lawson, and seconded by Councillor Burke, on being put to the vote, was LOST.

In accordance with the requirements of Council Procedure Rule 19 (7), the vote was taken by Recorded Vote, which was as follows;

FOR: Councillors Allison, Burke, Cooper, Eastwood, Greaves, Iredale, Lawson, Lyons, Munro, A Pinnock and Stewart-Turner (11 votes)

AGAINST: Councillors Ahmed, Akhtar, Asif, Dad, E Firth, Griffiths, Hill, S Hall, Homewood, Hughes, Hussain, Kane, Kaushik, Kendrick, Khan, Loonat, Mather, McBride, Murgatroyd, O'Donovan, O'Neill, Pandor, Pattison, Pervaiz, AU Pinnock, Richards, Sarwar, Scott, Sheard, Simpson, Sokhal, Turner, Ullah, Uppal, Walker and Zaman (36 votes)

ABSTAINED: Councillors Armer, Bellamy, Bolt, D Firth, Grainger-Mead, D Hall, Holmes, Lees-Hamilton, McGuin, Patrick, Sims, Smith, J Taylor, K Taylor and Watson.

Whereupon, the SUBSTANTIVE MOTION was put to the vote, was CARRIED, and it was therefore RESOLVED;

That;

(i) General Fund Revenue

- the draft Revenue Budget 2019-2022 be approved, as attached at Appendix A
- the forecast levels of statutory and other Council reserves, as set out at Appendix Bii, be noted

## Council - 13 February 2019

- the strategy for the use of balances and reserves be approved (paragraph 2.15 refers)
- a further reassessment of reserves requirements be undertaken at year end and reported to Members as part of the 2018-2019 financial outturn and rollover report (paragraph 2.15.20 refers)
- the Council's continued participation in the North and West Yorkshire business rates pool for 2019-2020 be noted and that approval be given in principal to the new arrangements for the 2019-2020 pool, as set out at Appendix K, with authority being delegated to the Monitoring Officer, in conjunction with the Service Director (Finance), to finalise the new arrangements with the City Solicitor of Leeds City Council (paragraph 2.4.8 refers)
- the Flexible Capital Receipts Strategy for 2019-2020 be re-affirmed (Appendix I refers)
- the Council Tax requirement for 2019-2020 be approved (Appendix I refers)
- the Council's Statutory S151 Officer's positive assurance statement be noted (paragraphs 3.3.1 – 3.3.20 refer)
- the Council's Statutory S151 Officer be given delegated authority to amend how the finally approved precepts are recorded in the Council's revenue budget in line with the final notifications received following decisions by the Office of Police and Crime Commissioner, the Fire and Rescue Authority and Parish Councils, should these be received after 13 February 2019 (paragraph 3.1.3 refers)

### (ii) Treasury Management

- the borrowing strategy be approved (paragraphs 2.15-2.21 refer)
- the investment strategy be approved (paragraphs 2.22-2.32 refer)
- the policy for provision of repayment of debt (minimum revenue provision/MPR) be approved (appendix C refers, reflecting the changes in policy outlined in paragraphs 2.33-2.37)
- the treasury management indicators be approved (Appendix D refers)
- the Investment Strategy (non-treasury investments) (Appendix E refers) be approved

### (iii) Capital

- the updated Capital Plan 2018-2024 be approved (Appendix A)
- the Capital Strategy (including Prudential Indicators), as detailed at Appendix G, be approved

### (iv) Housing Revenue Account

- the draft Housing Revenue Account Budget for 2019-2022 be approved (appendix A refers)
- the strategy for the use of the Housing Revenue Account reserves, as set out at paragraph 2.18.4, be approved

In accordance with the requirements of Council Procedure Rule 19 (7), the vote was taken by Recorded Vote, which was as follows;

## **Council - 13 February 2019**

FOR: Councillors Ahmed, Akhtar, Asif, Dad, E Firth, Griffiths, S Hall, Hill, Homewood, Hughes, Hussain, Kane, Kaushik, Kendrick, Khan, Loonat, Mather, McBride, Murgatroyd, O'Donovan, O'Neill, Pandor, Pattison, Pervaiz, AU Pinnock, Richards, Sarwar, Scott, Sheard, Simpson, Sokhal, Turner, Ullah, Uppal, Walker and Zaman (36 votes)

AGAINST: Councillors Armer, Bellamy, Bolt, Burke, D Firth, Eastwood, Grainger-Mead, Greaves, S Hall, Holmes, Iredale, Lawson, Lees-Hamilton, Lyons, McGuin, Munro, Patrick, A Pinnock, Sims, Smith, J Taylor, K Taylor, Thompson and Watson (24 votes)

ABSTAINED: Councillors Allison, Cooper and Stewart-Turner.