



**Ments and Service Director – Legal,
Governance and Commissioning**

Julie Muscroft

The Democracy Service
First Floor, Civic Centre 3
High Street
Huddersfield
HD1 2TG

Tel: 01484 221000

Decision Summary

Committee:

Date:

Committee Clerk:

TEL:

CABINET

TUESDAY 17 APRIL 2018

Andrea Woodside

01484 221000

Chair

Councillor Shabir Pandor

Councillors Attended

Councillor Peter McBride

Councillor Musarrat Khan

Councillor Viv Kendrick

Councillor Masood Ahmed

Councillor Graham Turner

Councillor Cathy Scott

Observers

Councillor Eric Firth

Apologies

Councillor David Sheard (Chair), Councillor Naheed Mather and Councillor Erin Hill (Currently on Maternity Leave)

1: Membership of the Committee

To receive apologies for absence of Members who are unable to attend this meeting.

Apologies for absence were received on behalf of Councillors Hill, Mather and Sheard.

2: Minutes of previous meeting

To approve the Minutes of the meeting of the Committee held on 20 March 2018

Approved as a correct record.

3: Interests

The Councillors will be asked to say if there are any items on the Agenda in which they have disclosable pecuniary interests, which would prevent them from participating in any discussion of the items or participating in any vote upon the items, or any other interests.

No interests were declared.

4: Admission of the Public

Most debates take place in public. This only changes when there is a need to consider certain issues, for instance, commercially sensitive information or details concerning an individual. You will be told at this point whether there are any items on the Agenda which are to be discussed in private.

It was noted that Agenda Items 13 and 14 would be considered in private session.

5: Deputations/Petitions

The Committee will receive any petitions and hear any deputations from members of the public. A deputation is where up to five people can attend the meeting and make a presentation on some particular issue of concern. A member of the public can also hand in a petition at the meeting but that petition should relate to something on which the body has powers and responsibilities.

No deputations or petitions were received.

6: Member Question Time

To consider questions from Councillors.

No questions were asked.

7: Special Educational Needs and Disability - Information Advice and Support Service (SENDIASS), known as Kirklees Independent Advice Service (KIAS) and its potential integration with Calderdale SENDIASS

A report asking Cabinet to consider the proposal to integrate Kirklees and Calderdale SENDIASS services from September 1st 2018 under a Delegation of Functions Agreement (Local Government Act 1972)

Contact: Mandy Cameron, Head of Service, Education, Safeguarding and Inclusion, Tel: 01484 221000

1) That approval be given to the integration of Kirklees and Calderdale SENDIASS services under a Delegation of Functions Agreement, from 1 September 2018, or on a date to be agreed with Calderdale Council in due course.

2) That approval be given to delegate the Council's Executive Functions under legislation, as set out in Section 1 of the considered report, to the Executive of Calderdale Council under Section 9EA of the Local Government Act 2000 (SI2000/22), together with Regulation 5 of the Local Authorities (Arrangements for the Discharge of Functions) Regulations 2012 (SI2012/1019).

3) That the Service Director (Legal, Governance and Commissioning) be authorised to (i) negotiate the terms and conditions of a Delegated Functions Agreement with Calderdale Council, and (ii) sign and seal the final Delegated Functions Agreement with Calderdale Council, and to update the Council's constitution accordingly.

8: Memorandum of Understanding with the University of Huddersfield and Arts Council England

To present to Cabinet for approval a Memorandum of Understanding with Arts Council England and the University of Huddersfield.

Contact: Adele Poppleton, Head of Culture and Vibrancy, Tel: 01484 221000

That approval be given to the signing of a Memorandum of Understanding with the Arts Council England and the University of Huddersfield in order to commit to working in partnership to develop the cultural offer and sector within Kirklees.

9: Early closedown review 2017/18

A report to update Cabinet on the early close down of the Council's accounts for 2017/18 and to consider proposals to capitalise an estimated £8.2m revenue expenditure, within allowable Government and accounting rules, as part of 2017-18 final accounts process

Contact: Eamonn Croston, Head of Finance and Accountancy Tel:

That approval be given (i) to apply the Council's flexible capital receipts strategy to eligible revenue expenditure and associated proposals, as detailed within the considered report (ii) to approve the direct revenue funding of capital proposals as set out at Appendix B, in accordance with Financial Procedure Rules 3.10-3.12 and (iii) to approve the replacement of £2.2m revenue funded capital expenditure in 2017-2018 with borrowing and associated proposals.

10: 2017/18 and 2018/19 Council Capital Plan – Proposed allocation of 2018/19 capital funding from the Learning & Early Support baseline and proposed amendments to the 2017/18 approved programme.

A report to identify potential projects, for Member approval, to be funded from the 2018/19 Learning and Early Support Capital Maintenance section of the Capital Plan

Contact: David Martin, - Head of Capital Delivery and facilities management Tel: 01484 221000

1) That approval be given (i) to the business case at Appendix A of the considered report and (ii) the detailed list of proposed works in schools for 2018/2019 as set out in Appendix B of the considered report.

2) That the Service Director (Commercial, Regulatory and Operational Services) be given delegated powers in accordance with Council Financial Procedure Rule 3.12 in order to enable the programme to be managed and the identified works to be implemented within the respective agreed total programme budget.

11: 2017/18 and 2018/19 Corporate Landlord Asset Investment Capital Plan - Amendments to the detail of the approved 2017/18 Corporate Landlord programme and proposed allocation of 2018/19 capital funding.

To present to Cabinet a report which will identify potential projects to be funded from the 2018/19 Corporate Landlord Asset Investment baseline section of the Capital Plan which was approved by Council on 14th February 2018.

Contact: Jonathan Quarmby - Corporate Facilities Manager, Tel: 01484 221000.

1) That the amendments to the detail of the approved 2017/2018 Corporate Landlord Asset Investment Capital Plan be approved.

2) That approval be given to the programme of work for 2018/2019 as per the overall capital allocation as approved at Budget Council on 14 February 2018.

3) That authority be delegated to the Service Director (Commercial, Regulatory and Operational Services) to manage the implementation of the identified works within the respective agreed total programme budget, and that delegated powers shall include authority to (i) add new urgent projects under £250k to the programme without prior Cabinet approval providing that the total cost of the programme remains within the approved capital allocation set by the Council and (ii) slip or delete projects during the course of the financial year to enable the effective management of the programme concerned.

4) That all virements, additions and deletions be reported retrospectively to Cabinet in accordance with Financial Procedure Rule 3.14.

12: Exclusion of the Public

To resolve that under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business, on the grounds that they involve the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

To resolve that acting under Section 100(A)(4) of the Local Government Act, 1972, the public be excluded from the meeting for the following item (s) of business on the grounds that (it / they) involve(s) the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act.

13: 2017/18 and 2018/19 Council Capital Plan - Proposed allocation of 2018/19 capital funding from the Directorate for Children's Learning & Early Support baseline section of the Capital Plan along with details of proposed amendments to the 2017/18 approved programme of works

Private appendix in relation to item 10

The information was considered prior to the determination of Agenda Item 10.

14: 2017/18 and 2018/19 Corporate Landlord Asset Investment Capital Plan - Amendments to the detail of the approved 2017/18 Corporate Landlord programme and proposed allocation of 2018/19 capital funding

Private appendix in relation to item 11

The information was considered prior to the determination of Agenda Item 11.
