



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

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## **Decision Summary**

**Committee:**

**Date:**

**Committee Clerk:**

**TEL:**

**COUNCIL**

**WEDNESDAY 13 SEPTEMBER 2017**

**Alaina McGlade**

**01484 221000**

### **Chair**

Councillor Christine Iredale

### **Councillors Attended**

Councillor Masood Ahmed

Councillor Mahmood Akhtar

Councillor Bill Armer

Councillor Gulfam Asif

Councillor Donna Bellamy

Councillor Martyn Bolt

Councillor Cahal Burke

Councillor Andrew Cooper

Councillor Nosheen Dad

Councillor Jim Dodds

Councillor Richard Eastwood

Councillor Fazila Fadia

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 Edgar Holroyd-Doveton

Councillor James Homewood

Councillor Judith Hughes

Councillor Mumtaz Hussain

Councillor Paul Kane

Councillor Manisha Roma Kaushik

Councillor Viv Kendrick

Councillor Musarrat Khan  
Councillor John Lawson  
Councillor Vivien Lees-Hamilton  
Councillor Robert Light  
Councillor Gwen Lowe  
Councillor Terry Lyons  
Councillor Andrew Marchington  
Councillor Naheed Mather  
Councillor Peter McBride  
Councillor Bernard McGuin  
Councillor Marielle O'Neill  
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 Ken Sims  
Councillor Elizabeth Smaje  
Councillor Richard Smith  
Councillor Mohan Sokhal  
Councillor Julie Stewart-Turner  
Councillor John Taylor  
Councillor Kath Taylor  
Councillor Graham Turner  
Councillor Nicola Turner  
Councillor Sheikh Ullah  
Councillor Linda Wilkinson  
Councillor Rob Walker

### **Attendees**

### **Co-optees**

### **Apologies**

Councillor Karen Allison, Councillor Jean Calvert, Councillor Darren O'Donovan, Councillor Andrew Palfreeman, Councillor Shabir Pandor, Councillor Kath Pinnock, Councillor Michael Watson and Councillor Gemma Wilson

### **Observers**

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**1: Announcements by the Mayor and Chief Executive**

To receive any announcements from the Mayor and Chief Executive.

The Mayor presented Councillor Jim Dodds with a year book in acknowledgement of his Mayoral Year, 2016-17.

Councillor Graham Turner acknowledged the success of the Council in relation to the Gold award received by Oakwell Hall at the Yorkshire in Bloom event.

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**2: Apologies for absence**

To receive any apologies for absence.

Apologies for absence were received from Councillors Allison, Calvert, O'Donovan, Palfreeman, Pandor, K Pinnock, Watson and Wilson.

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**3: Minutes of Previous Meeting**

To receive the Minutes of Council held on 11 July 2017.

The Minutes of the Meeting held on 11 July 2017 were approved as a correct record.

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**4: Declaration of Interests**

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

Councillor Lawson declared an 'other' interest in Agenda Item 7, on the grounds that he is a School Governor at Whitcliffe Mount School.

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**5: Petitions (from Members of the Council)**

To receive any Petitions from Members of the Council in accordance with Council Procedure Rule 9.

No petitions were submitted.

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**6: (a) Deputations/Petitions (b) Public Question Time (from Members of the Public)**

(a) To receive any Petitions or Deputations from Members of the Public in accordance with Council Procedure Rule 10.

(b) To receive any questions from Members of the Public in accordance with Council Procedure Rule 11.

6a – No deputations were received.

6b – No questions were asked.

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**7: Petitions Debate**

Council will discuss the subject matter of the previously submitted petition relating to the proposed demolition of the Edwardian Foundation Building at Whitcliffe Mount School, Cleckheaton, in accordance with Council Procedure Rule 9a.

Council debated the content of a petition which exceeded the 3,000 signatures petition threshold in relation to the proposed demolition of the Edwardian Foundation Building at Whitcliffe Mount School, Cleckheaton.

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**8: West Yorkshire Combined Authority**

To receive the minutes of the meeting of West Yorkshire Combined Authority held on 29 June 2017.

The Minutes of the meeting of West Yorkshire Combined Authority held on 29 June 2017 were received and noted.

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## **9: Declaration of Vacancy - Batley East Ward**

To receive the report.

Contact: Julie Muscroft, Service Director - Legal, Governance & Commissioning

That:

1 – it be noted that Ms Stubley has ceased to be a Member of the authority by reason of her absence;

2 – Council declared as vacant the office held by Ms Stubley as a councillor for the Batley East Ward;

3 – it be noted that a by-election will be held to fill the vacancy.

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## **10: Council Financial Outturn and Rollover Report 2016-2017 (Reference from Cabinet)**

To consider the report.

Contact: Eamonn Croston, Strategic Finance Manager

That:

1 –that the recommendations within the considered reports be approved.

2 –the update on the report deferred at Council on 11 July be noted;

3 –the corrections as set out in Appendix 1 to the report, which relate to the original discrepancies highlighted at the 11 July Council meeting be noted, and;

4 –it be noted that the 2016-17 revenue and capital budget and outturn positions, and recommendations set out in the original report remain unaffected by the corrections noted at Appendix 1.

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## **11: New Inclusion and Diversity Strategy (Reference from Cabinet)**

To consider the report.

Contact: David Bundy, Policy Officer

Council endorsed the adoption of the new Inclusion and Diversity Strategy, with annual progress reports being presented to Council following the yearly updates to the strategy.

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## **12: Mental Health Ad Hoc Scrutiny Panel (Reference from Cabinet)**

To receive the report.

Contact: Helen Kilroy, Governance Officer

Council noted the findings of the Ad-Hoc Scrutiny Panel – Adult Mental Health Assessments and the response on the recommendations from health partner organisations.

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## **13: Appointment of Independent Person (Reference from Corporate Governance and Audit Committee)**

To consider the report.

Contact: Samantha Lawton, Senior Legal Officer

That Michael Stow be re-appointed as the Independent Person for a further period of 2 years.

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## **14: Written Questions to the Leader and Cabinet Members**

To receive written questions to the Leader and Cabinet in accordance with Council Procedure Rule 12.

(Note: The deadline for the submission of written questions is 10.00am on the day prior to the Council meeting)

The schedule of written questions will be tabled at the meeting.

1 - Question by Councillor R Smith to the Cabinet Member – Economy Portfolio (Councillor Mather)

“Can you explain whether the new rules allow householders to use Kirklees recycling facilities for disposing of their own personal DIY waste such as sinks and toilets that would fit into a normal car?”

Cabinet Member replied thereto

2 - Question by Councillor A Cooper to the Cabinet Member – Corporate Portfolio (Councillor Khan)

“Will you be supporting or opposing the introduction of a Permit Parking scheme for Lockwood when it is tabled at the next Cabinet meeting?”

Cabinet Member replied thereto

3 - Question by Councillor A Cooper to the Cabinet Member – Corporate Portfolio (Councillor Khan)

“Have you considered yet whether you will reverse the one way system at the back of Victoria Rd, Lockwood to allow bin collections from the rear?”

Cabinet Member replied thereto

4 - Question by Councillor J Taylor to the Cabinet Members – Children Portfolio (Councillors Ahmed and Hill)

"Can the Cllrs Hill & Ahmed clarify the policy on provision of school bus passes for me as I am dealing with a resident in Grange Moor who has opted to send his son to Shelley High School and has been turned down for a school bus pass despite the fact that a significant proportion of the children from that village attend Shelley & have bus passes. There are no schools within a 3 mile radius which he could send his son to so I am concerned that he is being unfairly penalised."

Cabinet Member replied thereto

5 - Question by Councillor Cooper to the Cabinet Member – Strategy and Strategic Resources Portfolio (Councillors Sheard & Pandor)

“Consultants have recently been identifying possible savings the Council might make. Are there any you found unpalatable?”

Cabinet Member replied thereto

6 - Question by Councillor Armer to the Cabinet Member – Corporate Portfolio (Councillor Turner)

"I welcome the recent announcement that West Yorkshire will be a pilot area for the roll-out of Broadband services. Will the Cabinet Member please clarify the benefits to be brought to individual residents of the Borough by this initiative?"

Cabinet Member replied thereto

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## **15: Key Discussion - Adult Social Care Funding**

Council will receive a presentation from Richard Parry, Strategic Director for Adults and Health, prior to the key discussion debate.

(Under the provision of Council Procedure Rule 5 (5), the Key Discussion shall commence no later than 7.00pm. Council Procedure Rule 18 (23) permits a maximum of 60 minutes for this item).

1 - Council received a presentation from Richard Parry, Strategic Director for Adults and Health, and held a Key Discussion, on Adult Social Care Funding.

2 – Officers be recommended to arrange breakout sessions at a future Council meeting to enable Members to further discuss Adult Social Care Funding.

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**16: Motion submitted in accordance with Council Procedure Rule 14 as to Count Them In - Armed Forces**

To consider the following Motion in the names of Councillors Sheard, D Hall, N Turner, Cooper and Greaves;

“This Council notes:

- (a) The obligations its owes to the Armed Forces community within Kirklees as enshrined in the Armed Forces Covenant; that the Armed Forces community should not face disadvantage in the provision of services and that special consideration is appropriate in some cases, especially for those who have given the most.
- (b) The absence of definitive and comprehensive statistics on the size or demographics of the Armed Forces community within Kirklees. This includes serving Regular and Reserve personnel, veterans, and their families.
- (c) That the availability of such data would greatly assist the council, local partner agencies, the voluntary sector, and national Government in the planning and provision of services to address the unique needs of the Armed Forces community within Kirklees.

In light of the above, this Council moves to support and promote The Royal British Legion’s call to include a new topic in the 2021 census that concerns military service and membership of the Armed Forces community. We further call upon the UK Parliament, which will approve the final census questionnaire through legislation in 2019, to ensure that the 2021 census includes questions concerning our Armed Forces community.”

Motion approved.



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**17: Motion submitted in accordance with Council Procedure Rule 14 as to the Government's cancellation of the electrification of Transpennine Railway**

To consider the following Motion in the names of Councillors Sheard, McBride, N Turner, Greaves and Cooper;

“The Council calls on the Secretary of State for Transport to recommit to the electrification of Transpennine Railway. We note that on the day he confirmed support for the £30 billion Crossrail project he cancelled electrification of strategic significance to Yorkshire, the Midlands, North West and South West and deferred a decision on Transpennine.

As the Transpennine Railway is the main artery for rail freight and passenger movements in the North, we therefore seek the support of our Yorkshire MP’s and particularly those in Kirklees, to join forces with the Mayors of Liverpool and Manchester and the Leader of Leeds Council, in stressing the urgency of this matter and its significance as a project which could in part redress the imbalance of regional investment in the UK and lend some meaning to the term Northern Powerhouse.”

Item not considered (due to time constraints)

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