

Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

CABINET

Tuesday 18th October 2016

Present: Councillor David Sheard (Chair)
Councillor Peter McBride
Councillor Musarrat Khan
Councillor Erin Hill
Councillor Masood Ahmed
Councillor Graham Turner

Apologies: Councillor Shabir Pandor
Councillor Naheed Mather
Councillor Viv Kendrick

82 Membership of the Committee

Apologies for absence were received from Councillors Shabir Pandor, Naheed Mather and Viv Kendrick.

83 Minutes of previous meeting

RESOLVED – That the Minutes for the meeting held on 20 September 2016 were agreed as a correct record.

84 Interests

No interests were declared at the meeting.

85 Admission of the Public

All items were considered in public session.

86 Deputations/Petitions

No deputations or petitions were received.

87 Public Question Time

No public questions were asked at the meeting.

88 Member Question Time

No member questions were asked at the meeting.

89 Strategic Investment Plan: Proposals to allocate Funding from the Strategic Priorities Section of the Capital Plan for New Pupil Places in the Huddersfield South West Area

Cabinet considered a report as part of a sequence of three reports outlining the availability of Capital Investment to address requirements for new pupil places in Huddersfield North, Huddersfield North West and Huddersfield South West. The considered report specifically focused on a proposal to design and construct a new 630 place primary school building for pupils aged 4 to 11 years old within the existing site of Moor End Academy, in order to meet basic need requirements in South West Huddersfield.

The report set out information on pupil place numbers required in the South East of Huddersfield, set in context in relation to pupil places in the area and went on to provide information on the proposals in relation to the building and grounds at the site of the Moor End Academy.

RESOLVED -

(1) That approval be given to the development and delivery of the new build school building as set out in the considered report and within the final business case attached to the report at Appendix A.

(2) That approval be given to the capital allocation up to £13.75M for this proposal, to be funded from basic need grant and prudential borrowing (if required), as set out at section 2.22 and 2.23 of the considered report.

(3) That approval be given to the proposal to the relief land required for the delivery of this project from the Public/Private Partnership (PPP) one contract agreement via a deed of variation, thereby enabling the Council to design, develop and implement the required new school and its associated infrastructure and sports provision outside the PPP one contract.

(4) That authority be delegated to the Assistant Director for Legal, Governance and Monitoring and Assistant Director for Physical Resources and Procurement to negotiate and implement any required deed of variation(s) to the PPP one agreement and any associated lease issues arising from this report.

90 Proposals to allocate funding from the Strategic Priorities section of the Capital Plan for new pupil places in North Huddersfield

Cabinet considered a further report on the availability of the Capital Investment requirements for new pupil places in the Huddersfield area, focusing on the Huddersfield North area and making recommendations in relation to a new 422 place primary school. The considered report set out proposals for a 422 place primary school for children aged 4 to 11 years on the section of land known as Clare Hill playing fields. The report indicated that the land concerned was not in Council ownership and set out information on the implications of proposals to purchase the land. The report sought authority to proceed in relation to the requirement for certainty on the delivery of availability of the scheme, prior to negotiations taking place to purchase land and to put forward a planning application.

The considered report provided information on the background on the need for additional pupil places and on the site selection process that had led to the identification of the Clare Hill playing fields site being the preferred option.

RESOLVED -

- (1) That the selection of Clare Hill playing fields for the preferred site for the development and construction of a 420 place 2 form entry primary school building for Huddersfield North.
- (2) That officers be authorised to submit an outline planning application for the new school in order to establish whether the development of a new school on this land is deliverable.
- (3) That officers be authorised to continue discussions with Greenhead College and to utilise appropriate resources to negotiate an agree a valuation and heads of term for the potential purchase
- (4) That in principle agreement be given to the potential use of some of the Cemetery Road Allotments site as part of the overall solution for the new school proposal, and that officers be authorised to further investigate the potential impact of the proposal on the existing non-statutory Cemetery Road allotments and to work with the Allotments Team and plot holders to minimise, if possible the potential impact.
- (5) That the decision of the Assistant Director of Strategic Investment Group to allocate £874,000 of funds from signed 106 Section Agreements to offset the final cost of this new school building be approved.
- (6) That the intention of officers to return to Cabinet in spring 2017 with an updated report in relation to the project be noted.

91 Statutory consultation on proposals to bring together Honley CE (VC) Infant and Nursery School and Honley CE (VC) Junior School.

Cabinet considered a report presenting proposals to bring together Honley CE (VC) Infants and Nursery School and Honley CE (VC) Junior School to create an although primary school for pupils aged 3 to 11 years, with a proposed introduction from 1 May 2017. The report sought approval to carry out statutory consultation in partnership with the Church of England, Leeds Dioces Board of Education within the Dioces of Leeds and with families of pupils, staff, governors and other key stakeholders.

The considered report set out information on the strong collaborative partnerships that had been forged between the 2 schools concerned and went onto outline the advantages of bring the 2 schools together to support the best education outcomes for children.

RESOLVED -

(1) That the strong collaborative approach demonstrated between the governing bodies and the school leaders, providers and the local authority that have enabled the development of proposals that seek to secure the provision of learning places to meet the needs of families in the community be acknowledged.

(2) That officers be authorised to develop plans for consultation about proposals that support a community wide approach to making sure that there are enough high quality learning places to serve the families in the by:-

- Amalgamating Honley CE(VC)Infants and Nursery School and Honley CE(VC) Junior School by working in collaboration with the Diocese Board of Education within the Diocese of Leeds to propose voluntary Controlled all through primary school with early education and childcare, within the amalgamated school continuing to be on the existing site and in buildings that are currently used for Honley CE(VC) Infant and Nursery School and Honley CE (VC) Junior School;
 - To cater for Pupils age 3-11.
 - With a published admissions number of 66 for Key Stage 1 and public admission number of 68 for Key Stage 2.
 - Retaining the 48 part time early places for nursery children aged 3-4 years with opportunities to further develop early learning and child care services that meet future demand, including that presented by the introduction of 30 hours free child care and, 2 year olds, being eligible to free early education.

(3) That approval be given to the delegation of authority to the Director of Children and Young People in consultation with the Cabinet Portfolio leader to:-

- Engage and liaise with all stakeholders and where applicable in conjunction with the Diocese Board of Education with the Diocese of Leeds.
- Develop consultation materials on the basis of the proposals below.
- Organise and carry out a statutory consultation and engagement.

(4) That officers be requested to report the outcomes of the consultation to Cabinet for further consideration of next steps.

92 Enterprise Zones -- Memorandum of Understanding

Cabinet considered a report seeking consideration of a proposal for the Council to become a signatory to a Memorandum of Understanding between the Department for Communities and Local Government and the Leeds City Region Local Enterprise Partnership in relation to three employment sites in Kirklees with existing planning permissions which had assigned Enterprise Zone status.

The three sites concerned and on which information was set out in the considered report related to Lindley Moor West, Lindley Moor East and Moor Park Mirfield.

The draft terms of the Memorandum of Understanding were set out at Appendix 1 to the considered report and it was noted that it covered high level matters relating to objectives and priorities for the Enterprise Zones, Governance arrangements, requirements for an implementation plan and a consistent approach to marketing and output monitoring requirements being provided by the Council. The considered report also set out information on the business rate implications of the proposals within the considered report.

RESOLVED - That authority be delegated to the Assistant Director of Place (Investment and Regeneration) and Assistant Director Legal Governance and Monitoring to finalise and sign the strategic level Memorandum of Understanding between West Yorkshire Combined Authority and Department for Communities and Local Government in order to include Lindley Moor West, Lindley Moor East and Moor Park Mirfield within the regional M62 focussed Enterprise Zone, based on terms outlined at Appendix 1 to the considered report.

93 North Kirklees Growth Zone Next Steps report

Cabinet considered a report providing information on progress and development in the North Kirklees Growth Zone Statutory and Development Plan. The considered report provided information on progress made to date on negotiations with the Leeds City Region and the Strategic Economic Plan Refresh together with specific information on program that had been mobile locally in relation to the Dewsbury Riverside Project, Dewsbury Masters Plan Projection and the outline timetable for the development of the Strategic Development Framework for Batley Town Centre. The considered report also provided information on long and short term interventions to support the living town concept and information on the commitment to imbed employment and skills development to ensure that local communities thrive long term.

Recommendations were contained within the considered report that specifically focused on the Dewsbury Riverside Project, the Chidswell land development proposal and the overall North Kirklees Growth Zone.

RESOLVED -

(1) That the Assistant Director of Place be requested to bring forward clear goals on how to maximise benefits from the Housing Growth Programme to the local economy through measures including training, localising employment opportunities and business growth.

(2) That the draft core transport objectives for the North Kirklees Growth Zone (NKGZ) as detailed in section 5.5.4 of the considered report be adopted as the basis for the areas transport strategy and that the Director of Economy Skills and Environment, in consultation with the Cabinet Portfolio Holder be authorised to submit funding bids to assess scheme viability/scheme appraisals in line with those objectives.

(3) That the transport strategy delivery outcomes be phased over a 15 year planning period as outlined in section 5.5 of the considered report and that the final draft strategy be submitted for consideration in Cabinet at a later date.

(4) That the Council endorse the approach taken to secure quick wins to support the Living Town concept as summarised in section 5.6.8 of the considered report and that where applicable further reports be submitted to Cabinet for approval.

(5) That the Assistant Director of Place be authorised to apply for opportunities to secure funding to progress short term intervention support the Living Town concept.

(6) That the timetable for the production of the Strategic Development Framework (SDF) for Batley as outlined in section 5.7 of the considered report be approved.

(7) That the Director Economy Skills and Environment be requested to bring forward a more detailed report on governance following a steer from the Cabinet on the approach outlined in section 5.8.10 of the considered report.

(8) That authority be granted to the Assistant Director Place to enter into negotiations with Miller Homes and the Homes and Communities Agency (HCA) to bring forward the sequenced masterplan for Dewsbury Riverside, with final approvals being subject to outcomes of the Local Plan process.

(9) That the Assistant Director Place be authorised to enter into negotiations with Miller Homes on the prospect of carrying out a phased joint development of the Dewsbury Riverside Project, combining some or all the land assets owned by the Council and those optioned to Miller Homes, with the objective of maximising the return to the Council.

(10) That the Assistant Director Place be authorised to appoint a specialist consultant to advise on and as necessary represent the Council's interest in the ensuring the maximum financial outcomes for the Dewsbury Riverside Project.

(11) That the Assistant Director Place be authorised to utilise Council land assets to bring forward an early phase of development at Dewsbury Riverside in conjunction with Miller Homes in respect of the Unitary Development Plan allocated sites and submit any necessary planning applications.

(12) That the Assistant Director Place be authorised to seek to exercise break clauses in respect of any existing leases and be authorised to oppose any applications brought by tenants to renew their tenancies under the 1954 Act.

(13) That in respect of decisions 9 and 11 above a further report be submitted to Cabinet prior to the finalisation of any agreement to work in partnership or to execute any commitment to any land transfer.

(14) That the draft objectives for Dewsbury Riverside, as detailed in section 5.4.11 of the considered report be adopted as the basis for negotiations with delivery partners.

(15) That the Director for Economy, Skills and the Environment be authorised to enter into negotiations with the Community and Local Government Department's Garden Village Team should be Council's expression of interest be successful, as set out in the report.

(16) That the Assistant Director Place be authorised to continue the process of site enabling work at Chidswell, seeking to agree the objectives as detailed in section 5.4.15 of the considered report.

94 Public Art Policy 2016

Cabinet considered a report seeking the adoption of a Public Art Policy for Kirklees. The report highlighted work undertaken with colleagues in Planning and the Local Plan Team that had identified that a Public Art Policy for the District would support the Local Plan as well as support master plan development within the Landscape Architect Team. It was noted that the Public Art Policy would support those involved with the process of place making and shaping and would allow the Council to positively influence the investment in public art and the quality of that public art.

The proposed Public Art Policy for adoption was set out as an Appendix to the considered report.

RESOLVED - That the Public Art Policy as set out in the considered report be adopted to enable advocacy and implementation to help increase the quality of place making public art activity within the district.

95 Kirklees Neighbourhood Housing - Annual Report to Kirklees Council

Cabinet considered a report on the performance of Kirklees Neighbourhood Housing (KNH) in delivering services for tenants and residents over the previous financial year. The report reminded Cabinet that KNH was management organisation which was wholly owned by the Council, with the all housing stock and land remaining with the Council. The considered report in setting out the Governance arrangements that were currently in place to allow the Council to hold KNH to account, provided

information on the key actions from the work on the merger of KNH and building services and on work to review Governance arrangements in light of this.

Information was contained in the report on KNH's contribution to the Council and its partners Strategic priorities together with information on tenant satisfaction, rent collection, rates, which for 2015/16 were at 97.3% in an increasingly challenging climate, volumes of repairs and appointments made and kept together with occupancy rates, including retiring living schemes across the District.

Cabinet in considering the report agreed that the report should be referred to Council for consideration at its next meeting in November 2016.

RESOLVED -

(1) That the achievements of Kirklees Neighbourhood Housing within the last financial year delivered on the commission granted to them on services/outcomes be noted.

(2) That the report be referred to Council for information at its meeting in November 2016.

96 Approval to incur Capital Expenditure on essential developments in systems in Adult Social Care and Commissioning

Cabinet considered a report seeking approval for capital expenditure fund essential developments in IT systems in Adult Social Care and Commissioning in order to maintain and develop the effectiveness of continuity of services. Paragraph 2.2 of the considered report set out the proposed Capital Expenditure for 2016/17 and 2017/18, which amounted to expenditure of £350k and £111k respectively.

RESOLVED - That approval be given to the Capital Expenditure Fund on essential developments in IT systems in Adult Social Care and Commissioning as set out in the considered report, including capitalisation of £150,000 from the Better Care Fund allocation for implementation of the Care Act.