

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 11 July 2018**

### **PRESENT**

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

### **COUNCILLORS**

Councillor Christine Iredale	Councillor Masood Ahmed
Councillor Mahmood Akhtar	Councillor Karen Allison
Councillor Bill Armer	Councillor Gulfam Asif
Councillor Donna Bellamy	Councillor Cahal Burke
Councillor Andrew Cooper	Councillor Nosheen Dad
Councillor Eric Firth	Councillor Donald Firth
Councillor Michelle Grainger-Mead	Councillor Charles Greaves
Councillor David Hall	Councillor Steve Hall
Councillor Lisa Holmes	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 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 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 Sheikh Ullah
Councillor Rob Walker	Councillor Michael Watson
Councillor Gemma Wilson	Councillor Habiban Zaman
Councillor Nell Griffiths	Councillor Alison Munro
Councillor Richard Murgatroyd	Councillor Harpreet Uppal

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### 24 **Announcements by the Mayor and Chief Executive**

The Mayor asked that the Council's thanks to Jason Mallinson, of Oakes, Huddersfield, be placed on record in respect of his involvement in the operation to rescue those trapped in flooded caves in Thailand.

The Mayor and Chief Executive advised of a change to the running order of the agenda items to allow the meeting to conclude by approximately 5.30pm.

### 25 **Apologies for absence**

Apologies for absence were received on behalf of Councillors Bolt, Eastwood, Hill, Light, Jewitt, K Pinnock and Thompson.

### 26 **Minutes of Previous Meeting**

**RESOLVED** - That the Minutes of the meeting of Annual Council, held on 23 May 2018, be approved as a correct record.

### 27 **Declaration of Interests**

No interests were declared.

### 28 **Petitions (From Members of the Council)**

No petitions were received.

### 29 **Deputations & Petitions (From Members of the Public)**

No deputations or petitions were received.

### 30 **Public Question Time**

No questions were asked.

### 31 **Financial Outturn Report 2017-2018**

It was moved by Councillor Turner, and seconded by Councillor Pandor;

- 1) That, in regards to General Fund; (i) the revenue outturn position 2017-2018 be noted (ii) the year end position on corporate reserves, including financial resilience reserves be noted (iii) the arrangement for regular monitoring and review of corporate reserves in 2018-2019, to be reported to Cabinet within the quarterly financial monitoring cycle, be noted (iv) approval be given to the revenue rollover recommendation, as set out in the report, including the proposal for officers to submit a further report to Cabinet, detailing options for the allocation of the £1.512m rollover for place based public realm works and (v) approval be given to the rollover of £62k roll forward of ward based budgets as detailed in paragraph 1.34 of the report.
- 2) That the Housing Revenue Account outturn and reserves position 2017-2018, be noted.
- 3) That, in regards to Capital; (i) the outturn position 2017-2018, be noted (ii) approval be given to the £53.5m capital rollover from 2017-2018 to 2018-2019 (iii) approval be given to the revised capital plan for the period 2018-2023, having taking into account rollover, the re-phasing of schemes and changes to grant assumptions and (iv) it be noted that officers will continue to

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review 2018-2019 in-year budget profiles with a view to transfer budget into future years to ensure a more realistic monitoring profile.

- 4) That, in regards to treasury management, (i) the review of treasury management activity for 2017-2018 be noted (ii) approval be given to proposals to review the two Lender Option Borrowing Option (LOBO) loan re-financing options in conjunction with the Council's external treasury management advisors, and to authorise the Acting Service Director – Finance, IT and Transactional Services to proceed and enter into

all appropriate documentation if considered beneficial to the Council (iii) agreement be given to the existing borrowing strategy to incorporate SALIX Finance as an interest free loan funding source and (iv) the intention to bring forward more detailed proposals regarding potential investment opportunities, including investment in the Local Authority Property Fund, as part of the overall Treasury Management Strategy, later in the year, be noted.

Whereupon, it was moved by Councillor D Hall, and seconded by Councillor J Taylor;

That resolution (1) be amended to read '... public realm works to be shared fairly across all 23 Wards and ...'

The AMENDMENT, on being put to the vote was CARRIED, and therefore become the SUBSTANTIVE MOTION.

The SUBSTANTIVE MOTION was put to the vote and it was,

### **RESOLVED –**

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### 32 **Kirklees Corporate Plan 2018-2020**

It was moved by Councillor Pandor, seconded by Councillor Sheard, and

**RESOLVED** - That the 2018-2019 Corporate Plan be approved, and that authority be delegated to the Chief Executive to make any required in-year amendments in consultation with the Leader of the Council.

### 33 **Allocation of Seats - Update**

It was moved by Councillor Sokhal, seconded by Councillor Patrick, and

**RESOLVED** – That the Member and proportion of Members of Committees, Boards and Panels be in accordance with the schedule as set out within the considered report.

### 34 **Scrutiny Update**

Council noted an update from Councillor Smaje following a meeting of Calderdale and Kirklees Joint Health Scrutiny Committee on 6 July to receive the Secretary of State's response and the Independent Reconfiguration Panel's (IRP) assessment report on the Committee's referral of the NHS proposal on the future arrangements for hospital and community health services in Calderdale and Greater Huddersfield.

Councillor Smaje provided an overview of the content of both documents and advised that the work of the Scrutiny Committee had now recommenced and that they would be submitting a response to the Secretary of State by 10 August 2018.

### 35 **Written Questions to the Leader, Cabinet Members, Chairs of Committees and Nominated Spokespersons**

**(1) Question by Councillor Michael Watson to the Cabinet Member for Learning and Aspiration (Councillor Masood Ahmed)**

“Defining one school day as one school being closed for all or part of a day how many school days have been lost in Kirklees as a consequence of weather related events in the period 1 December 2017 through to 1 April 2018?”

**The Cabinet Member replied thereto.**

**(2) Question by Councillor Michael Watson to the Cabinet Member for Corporate Services (Councillor Graham Turner)**

“In the civic years 2013-14, 2014-15, 2016-17 and 2017-18 how much has been spent by the council on personnel in Employment grades 18 through to 24 in respect of the following:

- a) Professional development training?
- b) Professional subscriptions?
- c) Higher education qualification support?”

**The Cabinet Member replied thereto.**

**(3) Question by Councillor Michael Watson to the Cabinet Member for Communities and Environment (Councillor Naheed Mather)**

“Why was the service whereby residents could tip rubble at Bromley Farm recycling site withdrawn?”

**The Cabinet Member replied thereto.**

**(4) Question by Councillor Michael Watson to the Cabinet Member for Communities and Environment (Councillor Naheed Mather)**

“I am advised that the council is unable to use covert cameras for fly tipping investigations without consent under RIPA legislation. On the basis that this advice is correct could the cabinet member advise:

- a) What is required to obtain such consent?
- b) What is the legal test, or are the legal tests, that must be satisfied in the obtaining of consent?
- c) How many times has the council secured such consent in the last 3 years?”

**The Cabinet Member replied thereto.**

**(5) Question by Councillor Michael Watson to the Cabinet Member for Communities and Environment (Councillor Naheed Mather)**

“Is there a height restriction on vehicles entering the Bromley Farm recycling site?”

**The Cabinet Member replied thereto.**

**(6) Question by Councillor Richard Smith to the Leader of the Council  
(Councillor Shabir Pandor)**

“Can you explain what steps the Council has taken to try and avert Industrial Action by Refuse Collectors in South Kirklees and how confident are you that there will be no further action?”

**The Leader of the Council replied thereto.**

- 36 Minutes of Cabinet and Cabinet Committee Local Issues**  
Item not considered (due to time constraints).
- 37 West Yorkshire Combined Authority Minutes**  
Item not considered (due to time constraints).
- 38 Holding the Executive to Account**  
Item not considered (due to time constraints).
- 39 Minutes of Other Committees**  
Item not considered (due to time constraints).
- 40 Oral Questions to Committee Chairs and Nominated Spokespersons of Joint Committees/External Bodies**  
Item not considered (due to time constraints).
- 41 Motion submitted in accordance with Council Procedure Rule 14 as to Flockton Traffic Issues**  
Item not considered (due to time constraints).