

Contact Officer: Leigh Webb

COUNCIL

KIRKLEES COUNCIL

**At the Meeting of the Council of the Borough of Kirklees held at
Council Chamber - Town Hall, Huddersfield on Wednesday 12 February 2020**

PRESENT

The Mayor (Councillor Mumtaz Hussain) in the Chair

COUNCILLORS

| | |
|---------------------------------|-----------------------------------|
| Councillor Masood Ahmed | Councillor Bill Armer |
| Councillor Gulfam Asif | Councillor K Allison |
| Councillor Cahal Burke | Councillor Donna Bellamy |
| Councillor Andrew Cooper | Councillor Aafaq Butt |
| Councillor Paola Antonia Davies | Councillor N Dad |
| Councillor Richard Eastwood | Councillor Paul Davies |
| Councillor Charlotte Goodwin | Councillor Eric Frith |
| Councillor Charles Greaves | Councillor Donald Firth |
| Councillor David Hall | Councillor Michelle Grainger-Mead |
| Councillor Lisa Holmes | Councillor Steve Hall |
| Councillor James Homewood | Councillor Yusra Hussain |
| Councillor Erin Hill | Councillor Viv Kendrick |
| Councillor Christine Iredale | Councillor John Lawson |
| Councillor Manisha Roma Kaushik | Councillor Susan Lee-Richards |
| Councillor Musarrat Khan | Councillor Fazila Loonat |
| Councillor Lees Hamilton | Councillor Aleks Lukic |
| Councillor Gwen Lowe | Councillor Naheed Mather |
| Councillor Terry Lyons | Councillor Bernard McGuin |
| Councillor Andrew Marchington | Councillor Richard Murgatroyd |
| Councillor Peter McBride | Councillor Shabir Pandor |
| Councillor Alison Munro | Councillor Nigel Patrick |
| Councillor Darren O'Donovan | Councillor Mussarat Pervaiz |
| Councillor Carole Pattison | Councillor Andrew Pinnock |
| Councillor Amanda Pinnock | Councillor Mohammad Sarwar |
| Councillor Kath Pinnock | Councillor Will Simpson |
| Councillor Cathy Scott | Councillor Anthony Smith |
| Councillor Elizabeth Smaje | Councillor Mohan Sokhal |
| Councillor Richard Smith | Councillor Mark Thompson |
| Councillor Kath Taylor | Councillor Sheikh Ullah |
| Councillor Graham Turner | Councillor Rob Walker |
| Councillor Harpreet Uppal | Councillor Michael Watson |
| Councillor Lesley Warner | Councillor Habiban Zaman |
| Councillor Paul White | |

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104 **Announcements by the Mayor and Chief Executive**

The Council Monitoring Officer 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.108 refers).

The Mayor referred to a charity event being held on 29 February and encouraged all Members to attend and support the event.

105 **Apologies for absence**

Apologies for absence were received on behalf of Councillors Mahmood Akhtar, Martyn Bolt and John Taylor

106 **Minutes of Previous Meeting**

RESOLVED – That the Minutes of Council held on 15 January 2020 be approved as a correct record.

107 **Declaration of Interests**

In regards to Agenda Item 5 (Minute No.108 refers); (i) A table of granted dispensations was tabled (attached). (ii) Further to the table submitted, Councillor Paola Antonia Davies and Councillor Habiban Zaman had been granted dispensations as property owners.

108 **Budget 2020/2023**

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

(i) General Fund Revenue

- the draft Revenue Budget 2020-2023 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 2.17 refers)
- a further reassessment of reserves requirements be undertaken at year end and reported to Members as part of the 2019-2020 financial outturn and rollover report (paragraph 2.17.8 refers)
- the Council's continued participation in the North and West Yorkshire business rates pool for 2020-2021 be noted and that approval be given in principle to the new arrangements for the 2020-2021 pool, as set out at Appendix I, with authority being delegated to the Service Director (Legal, Governance and Commissioning) in conjunction with the Service Director (Finance), to finalise the new arrangements with the City Solicitor of Leeds City Council (paragraph 2.3.6 refers)
- the Council Tax requirement for 2020-2021 be approved (Appendix G refers)
- the Council's Statutory S151 Officer's positive assurance statement be noted (paragraphs 3.3.1 – 3.3.21 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

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and Rescue Authority and Parish Councils, should these be received after 12 February 2020 (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 2.22-2.31 and Appendices A and B refer)
- the policy for provision of repayment of debt (minimum revenue provision/MPR) be approved (paragraphs 2.32-2.36 and Appendix C refer)
- 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 2019-2025 be approved (Appendix A)
- the Capital Strategy (including Prudential Indicators), as detailed at Appendix F, be approved

(iv) Housing Revenue Account

- the draft Housing Revenue Account Budget for 2020-2023 be approved (appendix A refers)
- the strategy for the use of the Housing Revenue Account reserves, as set out at paragraph 2.19.7, be approved

Whereupon, it was moved by Councillor R Smith and seconded by Councillor Holmes by way of AMENDMENT, that;

| | | 2020-2021 | 2021-2022 | 2022-2023 |
|--|---|------------|-------------|-------------|
| | | £k | £k | £k |
| DEVELOPMENTS | | | | |
| Recycling/Climate Change/Waste Strategy | | | | |
| · Bulky Waste Collection: better service |) | | | |
| · Improving tip conditions and accessibility |) | | | |
| · Fly-tipping enforcement |) | 100 | 100 | 100 |
| · Recycling in schools, recycling education |) | | | |
| · Feasibility: single-use plastic ban | | 20 | 0 | 0 |
| · Further action to address air pollution and climate change | | 0 | 750 | 750 |
| Transport Infrastructure | | | | |
| · Roads/signs maintenance devolved to ward members | | 250 | 250 | 250 |
| · Flockton Bypass feasibility study | | 150 | 0 | 0 |
| · Investment in CCTV | | 50 | 50 | 50 |
| Other Revenue Initiatives | | | | |
| · Book Fund | | 25 | 25 | 25 |
| Total Developments | | 595 | 1175 | 1175 |

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| | | | | |
|---|--|--------------|--------------|--------------|
| | | | | |
| Add extra capital finance required | | 40 | 240 | 480 |
| Limit council tax increase in year 1 to 1% | | 1808 | 1861 | 1915 |
| | | 2443 | 3276 | 3570 |
| | | | | |
| | | | | |
| CAPITAL | | | | |
| Extra Road resurfacing | | 3000 | 3000 | 3000 |
| Capitalise Transformation Team | | 1000 | 1000 | 1000 |
| Total Capital Developments | | 4000 | 4000 | 4000 |
| | | | | |
| | | | | |
| SAVINGS/EFFICIENCIES | | | | |
| | | | | |
| · Convert Democracy Commission to task & finish group | | -20 | -20 | -20 |
| · Cease Trade Unions support costs | | -125 | -125 | -125 |
| · Double target for Council-wide efficiencies | | -500 | -1000 | -1500 |
| Re-Capitalise Transformation Team | | -1000 | -1000 | -1000 |
| Use of uncommitted (contingency) MRP | | 0 | -1929 | -925 |
| Defer planned MRP release to reserves by one year | | -798 | 798 | 0 |
| Total Savings/efficiencies | | -2443 | -3276 | -3570 |
| | | | | |
| Total revenue effect | | 0 | 0 | 0 |

Whereupon, it was moved by Councillor Greaves and seconded by Councillor Lyons by way of AMENDMENT, that;

| GENERAL FUND REVENUE | 20/21 | 21/22 | 22/23 |
|---|--------------|--------------|--------------|
| | £000 | £000 | £000 |
| school buses | 100 | 100 | 100 |
| ward based revenue fund +£30k per ward | 690 | 690 | 690 |
| youth provision in school | 250 | 250 | 250 |
| financial assistance for community libraries | 60 | 60 | 60 |
| kirklees youth council | 50 | 50 | 50 |
| extend village library opening to 25 hrs pw | 40 | 40 | 40 |
| capital financing costs | 60 | 360 | 720 |
| total revenue | 1250 | 1550 | 1910 |
| Funded by : | | | |
| apply uncommitted (contingency) MRP in-year | | -800 | -910 |
| defer MRP transfer to reserves to later years | -250 | 250 | |
| re-capitalise transformation costs | -1000 | -1000 | -1000 |
| total funding | -1250 | -1550 | -1910 |
| Revenue effect | 0 | 0 | 0 |

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| GENERAL FUND CAPITAL | 20/21 | 21/22 | 22/23 |
|---|-------------|-------------|-------------|
| | £000 | £000 | £000 |
| re-capitalise transformation costs | 1000 | 1000 | 1000 |
| town & villages fund (£10.5M over 10 years) | 2000 | 2000 | 2000 |
| local road/footway fund (£11.5M over 5 years) | 2300 | 2300 | 2300 |
| schools climate change education project | 300 | 300 | 300 |
| private sector hard to treat homes | 400 | 400 | 400 |
| total capital | 6000 | 6000 | 6000 |
| <u>HRA</u> | | | |
| Retirement Living Schemes - request for service to explore potential future capital investment in these schemes | | | |

Whereupon, it was moved by Councillor Lee-Richards and seconded by Councillor Cooper by way of AMENDMENT, that;

| <u>Developments - General Fund</u> | | | | |
|---|--|--------------|--------------|--------------|
| | | | | |
| REVENUE | | 20/21 | 21/22 | 22/23 |
| Kirklees climate commission (£100k per annum over 5 yrs) | | 100 | 100 | 100 |
| Community action climate projects | | 1500 | 1500 | |
| renewable energy (electricity) | | 45 | 45 | 45 |
| Global covenant of mayors | | 40 | 40 | 40 |
| capital financing costs | | 37 | 222 | 432 |
| total revenue | | 1722 | 1907 | 617 |
| | | | | |
| | | | | |
| CAPITAL | | 20/21 | 21/22 | 22/23 |
| New Build Passivhaus support scheme (£4m over 4 years) | | 1000 | 1000 | 1000 |
| Private sector hard to to treat homes fund (£4m over 4 years) | | 1000 | 1000 | 1000 |
| Assumed £2m external funding offset (£2m over 4 years) | | -500 | -500 | -500 |
| Schools Climate change education project (£5m over 5 years) | | 1000 | 1000 | 1000 |
| Conversion to electric vehicles project | | 200 | 0 | 0 |
| Transformation Team re-capitalisation | | 1000 | 1000 | 1000 |
| total capital | | 3700 | 3500 | 3500 |
| | | | | |
| | | | | |
| Funded by : | | 20/21 | 21/22 | 22/23 |
| Transformation Team Re-Capitalisation | | -1000 | -1000 | -1000 |
| Defer release of MRP transfer to reserves | | -483 | | 483 |
| Apply uncommitted (contingency) MRP in-year | | -239 | -907 | -100 |
| | | -1722 | -1907 | -617 |
| | | | | |
| | | | | |

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| Capital Developments - HRA | 20/21 | 21/22 | 22/23 |
|-------------------------------------|--------------|--------------|--------------|
| HRA - carbon reduction fund | 2000 | 2000 | 2000 |
| Funded by : | | | |
| | | | |
| HRA general reserves (sinking fund) | -2000 | -2000 | -2000 |
| | | | |

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

| Developments - General Fund | | | |
|---|--------------|--------------|--------------|
| | | | |
| REVENUE | 20/21 | 21/22 | 22/23 |
| | £000 | £000 | £000 |
| free large item collection (1 year pilot) | 170 | | |
| Young People engagement | 100 | | |
| Capital financing costs | 48 | 285 | 345 |
| total revenue | 318 | 285 | 345 |
| | | | |
| CAPITAL | 20/21 | 21/22 | 22/23 |
| | £000 | £000 | £000 |
| Highways - roads | 2000 | | |
| Highways - pavements | 1000 | 1000 | 1000 |
| Electric Vehicle Scheme | 1500 | | |
| Skateboard park | 250 | | |
| total capital | 4750 | 1000 | 1000 |
| | | | |
| Funded by : | 20/21 | 21/22 | 22/23 |
| | £000 | £000 | £000 |
| defer uncommitted MRP transfer to reserves to later years | -318 | 318 | |
| apply uncommitted (contingency) MRP | | -603 | -345 |
| | | | |
| | -318 | -285 | -345 |

The Conservative Group Amendment, as proposed by Councillor R Smith, and seconded by Councillor Holmes, 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 Bill Armer, Donna Bellamy, Donald Firth, Charlotte Goodwin, Michelle Grainger-Mead, David Hall, Lisa Holmes, Vivien Lees-Hamilton, Aleks Lukic, Bernard McGuin, Nigel Patrick, Elizabeth Smaje, Richard Smith, Kath Taylor, Mark Thompson and Michael Watson. (16 votes)

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AGAINST: Councillors Masood Ahmed, Karen Allison, Gulfam Asif, Aafaq Butt, Cahal Burke, Andrew Cooper, Nosheen Dad, Paola Antonia Davies, Paul Davies, Richard Eastwood, Eric Firth, Charles Greaves, Steve Hall, Erin Hill, James Homewood, Mayor (Mumtaz Hussain), Yusra Hussain, Christine Iredale, Manisha Kaushik, Viv Kendrick, Musarrat Khan, John Lawson, Susan Lee-Richards, Fazila Loonat, Gwen Lowe, Terry Lyons, Naheed Mather, Andrew Marchington, Peter McBride, Richard Murgatroyd, Alison Munro, Darren O'Donovan, Shabir Pandor, Carole Pattison, Mussarat Pervaiz, Amanda Pinnock, Andrew Pinnock, Kath Pinnock, Mohammad Sarwar, Cathy Scott, Will Simpson, Anthony Smith, Mohan Sokhal, Graham Turner, Sheikh Ullah, Harpreet Uppal, Rob Walker, Lesley Warner, Paul White, Habiban Zaman. (50 votes)

The Independent Amendment, as proposed by Councillor Greaves and seconded by Councillor Lyons, 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 Karen Allison, Andrew Cooper, Charles Greaves, Susan Lee-Richards, Aleks Lukic, Terry Lyons and Paul White. (7 votes)

AGAINST: Councillors Masood Ahmed, Bill Armer, Gulfam Asif, Donna Bellamy, Aafaq Butt, Nosheen Dad, Paul Davies, Donald Firth, Eric Firth, Charlotte Goodwin, Michelle Grainger-Mead, David Hall, Steve Hall, Erin Hill, Lisa Holmes, James Homewood, Mayor (Mumtaz Hussain), Yusra Hussain, Manisha Kaushik, Viv Kendrick, Musarrat Khan, Vivien Lees-Hamilton, Fazila Loonat, Gwen Lowe, Naheed Mather, Peter McBride, Bernard McGuin, Richard Murgatroyd, Darren O'Donovan, Shabir Pandor, Nigel Patrick, Carole Pattison, Mussarat Pervaiz, Amanda Pinnock, Mohammad Sarwar, Cathy Scott, Will Simpson, Elizabeth Smaje, Richard Smith, Mohan Sokhal, Kath Taylor, Mark Thompson, Graham Turner, Sheikh Ullah, Harpreet Uppal, Rob Walker, Lesley Warner, Michael Watson and Habiban Zaman. (49 Votes)

ABSTAINED: Councillors Cahal Burke, Paola Antonia Davies, Richard Eastwood, Christine Iredale, John Lawson, Andrew Marchington, Alison Munro, Andrew Pinnock, Kath Pinnock and Anthony Smith (10 Votes)

The Green Party Amendment, as proposed by Councillor Lees-Richards and seconded by Councillor Cooper, on being put to the vote was LOST.

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

FOR: Councillors Karen Allison, Cahal Burke, Andrew Cooper, Paola Antonia Davies, Richard Eastwood, Charles Greaves, Christine Iredale, John Lawson, Susan Lee-Richards, Terry Lyons, Andrew Marchington, Alison Munro, Andrew Pinnock, Kath Pinnock, Anthony Smith and Paul White (16 votes)

AGAINST: Councillors Masood Ahmed, Bill Armer, Gulfam Asif, Donna Bellamy, Aafaq Butt, Nosheen Dad, Paul Davies, Donald Firth, Eric Firth, Charlotte Goodwin, Michelle Grainger-Mead, David Hall, Steve Hall, Erin Hill, Lisa Holmes, James

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Homewood, Mayor (Mumtaz Hussain), Yusra Hussain, Manisha Kaushik, Viv Kendrick, Musarrat Khan, Vivien Lees-Hamilton, Fazila Loonat, Gwen Lowe, Aleks Lukic, Naheed Mather, Peter McBride, Bernard McGuin, Richard Murgatroyd, Darren O'Donovan, Shabir Pandor, Nigel Patrick, Carole Pattison, Mussarat Pervaiz, Amanda Pinnock, Mohammad Sarwar, Cathy Scott, Will Simpson, Elizabeth Smaje, Richard Smith, Mohan Sokhal, Kath Taylor, Mark Thompson, Graham Turner, Sheikh Ullah, Harpreet Uppal, Rob Walker, Lesley Warner, Michael Watson and Habiban Zaman. (50 votes)

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

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

FOR: Councillors Karen Allison, Cahal Burke, Andrew Cooper, Paola Antonia Davies, Richard Eastwood, Charles Greaves, Christine Iredale, John Lawson, Susan Lee-Richards, Aleks Lukic, Terry Lyons, Andrew Marchington, Alison Munro, Andrew Pinnock, Kath Pinnock, Anthony Smith and Paul White. (17 Votes)

AGAINST: Councillors Masood Ahmed, Bill Armer, Gulfam Asif, Donna Bellamy, Aafaq Butt, Nosheen Dad, Paul Davies, Donald Firth, Eric Firth, Charlotte Goodwin, Michelle Grainger-Mead, David Hall, Steve Hall, Erin Hill, Lisa Holmes, James Homewood, Mayor (Mumtaz Hussain), Yusra Hussain, Manisha Kaushik, Viv Kendrick, Musarrat Khan, Vivien Lees-Hamilton, Fazila Loonat, Gwen Lowe, Naheed Mather, Peter McBride, Bernard McGuin, Richard Murgatroyd, Darren O'Donovan, Shabir Pandor, Nigel Patrick, Carole Pattison, Mussarat Pervaiz, Amanda Pinnock, Mohammad Sarwar, Cathy Scott, Will Simpson, Elizabeth Smaje, Richard Smith, Mohan Sokhal, Kath Taylor, Mark Thompson, Graham Turner, Sheikh Ullah, Harpreet Uppal, Rob Walker, Lesley Warner, Michael Watson and Habiban Zaman. (49 votes)

Whereupon the Substantive Motion was put to the vote, CARRIED and it was therefore **RESOLVED**;

(i) General Fund Revenue

- the draft Revenue Budget 2020-2023 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 2.17 refers)
- a further reassessment of reserves requirements be undertaken at year end and reported to Members as part of the 2019-2020 financial outturn and rollover report (paragraph 2.17.8 refers)
- the Council's continued participation in the North and West Yorkshire business rates pool for 2020-2021 be noted and that approval be given in principle to the new arrangements for the 2020-2021 pool, as set out at Appendix I, with authority being delegated to the Service Director (Legal, Governance and Commissioning) in conjunction with

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- the Service Director (Finance), to finalise the new arrangements with the City Solicitor of Leeds City Council (paragraph 2.3.6 refers)
- the Council Tax requirement for 2020-2021 be approved (Appendix G refers)
- the Council's Statutory S151 Officer's positive assurance statement be noted (paragraphs 3.3.1 – 3.3.21 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 12 February 2020 (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 2.22-2.31 and Appendices A and B refer)
- the policy for provision of repayment of debt (minimum revenue provision/MPR) be approved (paragraphs 2.32-2.36 and Appendix C refer)
- 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 2019-2025 be approved (Appendix A)
- the Capital Strategy (including Prudential Indicators), as detailed at Appendix F, be approved

(iv) Housing Revenue Account

- the draft Housing Revenue Account Budget for 2020-2023 be approved (appendix A refers)
- the strategy for the use of the Housing Revenue Account reserves, as set out at paragraph 2.19.7, be approved

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

FOR: Councillors Masood Ahmed, Gulfam Asif, Aafaq Butt, Nosheen Dad, Paul Davies, Eric Firth, Steve Hall, Erin Hill, James Homewood, Mayor (Mumtaz Hussain), Yusra Hussain, Manisha Kaushik, Viv Kendrick, Musarrat Khan, Fazila Loonat, Gwen Lowe, Naheed Mather, Peter McBride, Richard Murgatroyd, Darren O'Donovan, Shabir Pandor, Carole Pattison, Mussarat Pervaiz, Amanda Pinnock, Mohammad Sarwar, Cathy Scott, Will Simpson, Mohan Sokhal, Graham Turner, Sheikh Ullah, Harpreet Uppal, Rob Walker, Lesley Warner, Habiban Zaman (34 votes)

AGAINST: Councillors Karen Allison, Bill Armer, Donna Bellamy, Cahal Burke, Andrew Cooper, Paola Antonia Davies, Richard Eastwood, Donald Firth, Charlotte Goodwin, Michelle Grainger-Mead, Charles Greaves, David Hall, Lisa Holmes, Christine Iredale, Vivien Lees-Hamilton, John Lawson, Susan Lee-Richards, Aleks

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Lukic, Terry Lyons, Bernard McGuin, Andrew Marchington, Alison Munro, Nigel Patrick, Andrew Pinnock, Kath Pinnock, Elizabeth Smaje, Anthony Smith, Richard Smith, Kath Taylor, Mark Thompson, Michael Watson, Paul White (32 Votes)