

Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

**At the Meeting of the Council of the Borough of Kirklees held at
Council Chamber - Town Hall, Huddersfield on Wednesday 8 March 2023**

PRESENT

The Mayor (Councillor Masood Ahmed) in the Chair

COUNCILLORS

Councillor Karen Allison	Councillor Bill Armer
Councillor Timothy Bamford	Councillor Cahal Burke
Councillor Aafaq Butt	Councillor Martyn Bolt
Councillor Andrew Cooper	Councillor Moses Crook
Councillor Nosheen Dad	Councillor Paola Antonia Davies
Councillor Paul Davies	Councillor Donald Firth
Councillor Eric Firth	Councillor Charles Greaves
Councillor Adam Gregg	Councillor David Hall
Councillor Steve Hall	Councillor Tyler Hawkins
Councillor Lisa Holmes	Councillor James Homewood
Councillor Yusra Hussain	Councillor Manisha Roma Kaushik
Councillor Viv Kendrick	Councillor Musarrat Khan
Councillor Jo Lawson	Councillor John Lawson
Councillor Vivien Lees-Hamilton	Councillor Susan Lee-Richards
Councillor Gwen Lowe	Councillor Aleks Lukic
Councillor Andrew Marchington	Councillor Naheed Mather
Councillor Harry McCarthy	Councillor Tony McGrath
Councillor Bernard McGuin	Councillor Matthew McLoughlin
Councillor Alison Munro	Councillor Darren O'Donovan
Councillor Shabir Pandor	Councillor Carole Pattison
Councillor Mussarat Pervaiz	Councillor Amanda Pinnock
Councillor Andrew Pinnock	Councillor Kath Pinnock
Councillor Jackie Ramsay	Councillor Elizabeth Reynolds
Councillor Mohammad Sarwar	Councillor Cathy Scott
Councillor Will Simpson	Councillor Elizabeth Smaje
Councillor Richard Smith	Councillor Melanie Stephen
Councillor Mohan Sokhal	Councillor John Taylor
Councillor Mark Thompson	Councillor Graham Turner
Councillor Sheikh Ullah	Councillor Lesley Warner
Councillor Michael Watson	Councillor Adam Zaman
Councillor Habiban Zaman	

136 Announcements by the Mayor and Chief Executive

Council received tributes to (i) the Elected Members who be retiring at the forthcoming elections; Councillors Lukic, Sarwar, K Taylor, White and Warner and (ii) Councillor Perry who had recently resigned.

Council were reminded of the requirements of Section 106 of the Local Government and Finance Act 1992 in relation to voting and participation in the meeting.

137 Apologies for absence

Apologies for absence were received on behalf of Councillors Anwar, Loonat, Sheard, A Smith, K Taylor and White.

138 Minutes of Previous Meeting

RESOLVED – That the Minutes of the Meeting of Council held on 22 February 2023 be approved as a correct record.

139 Declaration of Interests

No interests were declared.

140 Budget 2023 - 2024

It was moved by Councillor P Davies and seconded by Councillor Pandor, that;

(i) General Fund Revenue

- the draft Revenue Budget for 2023-2024, as attached at Appendix A, be approved
- the forecast spending and funding plans for the 2024-2028 period, as set out at Appendix A, be noted
- the forecast levels of statutory and other council reserves, as set out at Appendix Cii, be noted
- the strategy for the use of balances and reserves (paragraph 2.16 refers) be approved
- the Council's participation in the Leeds City Region Business Rates Pool for 2023-2024 be noted and that authority be delegated to the Chief Executive and Service Director (Finance), in consultation with the Leader and Cabinet Member (Corporate Services), to agree the governance arrangements for 2023-2024, to be approved by the Business Rates Joint Committee (paragraph 2.6.4 refers)
- it be noted that discussions regarding the uplifts on the rates paid to external providers for demand-led activities are ongoing, and that authority be delegated to the Strategic Director (Adults and Health) to agree the final uplifts to rates for 2023-2024 (paragraph 2.10.3 refers)
- the Council's anticipated Housing Support Fund Round 4 allocation, and Council Tax Support Fund for 2023-2024 be noted, and that authority be delegated to the Strategic Director (Corporate Strategy, Commissioning and Public Health), in consultation with the Cabinet Member (Corporate Services), the Cabinet Member (Learning, Aspiration and Communities) and Service Director (Finance) to agree the mechanism for how the funding will be used (paragraph 2.13.7 refers)
- approval be given to the Council's flexible capital receipts policy for 2022-2023 and 2023-2024 (paragraphs 2.14.8 to 2.14.11 and

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- Appendix E refer)
- approval be given to the Council Tax requirement for 2023-2024 (Appendix H refers)
- the Council's Statutory 151 Officer's positive assurance statement as to the robustness of the forecasts and estimates and adequacy of financial reserves be noted (paragraphs 3.3.1 to 3.3.16 refer)
- authority be delegated to the Council's statutory s151 Officer 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 West Yorkshire Mayor Police and Crime Commissioner, the Fire and Rescue Authority and the Parish Councils, should these be received after 8 March 2023 (paragraph 3.1.3 refers)

(ii) Treasury Management

- the borrowing strategy be approved (paragraphs 2.17 to 2.26 of Appendix I refer)
- the investment strategy be approved (paragraphs 2.27 to 2.35 of Appendix I, Appendices A and B refer)
- the policy for provision of repayment of debt (minimum revenue provision) be approved (paragraphs 2.36 to 2.39 of Appendix I and Appendix C refer)
- the treasury management indicators be approved (Appendix D refers)
- the investment strategy (non treasury investments) be approved (Appendix E refers)

(iii) Capital

- the updated Capital Plan 2022-2028 be approved (Appendix A refers)
- the Capital Strategy (including prudential indicators) be approved (Appendix F refers)

(iv) Housing Revenue Account

- the draft Housing Revenue Account Budget for 2023-2024 be approved (Appendix A refers)
- the strategy for the use of the Housing Revenue Account reserves be approved (paragraph 2.18.6 refers)

Whereupon, it was moved by Councillor J Taylor and seconded by Councillor D Hall by way of AMENDMENT, that;

<u>Conservative Group - Budget Amendment</u>					
General Fund Revenue	23-24	24-25	25-26	26-27	27-28
	£000	£000	£000	£000	£000
<u>DEVELOPMENTS</u>					
Reduce Council Tax Increase 2023/24 by 1%	2,100	2,100	2,100	2,100	2,100
Flockton Bypass feasibility study	100	0	0	0	0
Winter Maintenance review	100	150	200	250	300
First 30 mins free parking across the borough next year	700	0	0	0	0
X-Mas week bin collections	20	20	20	20	20
reverse budget proposals to reduce tip opening hours	70	70	70	70	70

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Total Revenue Developments	3,090	2,340	2,390	2,440	2,490
Capital borrowing costs - revenue impact	-6	-199	-913	-1,895	-4,256
Use of general reserves over MTFP	-2,459	-1,016	148	1,580	3,891
	625	1,125	1,625	2,125	2,125
SAVINGS					
Cease Trades Unions support costs	-125	-125	-125	-125	-125
Annual incremental council-wide target for efficiencies	-500	-1,000	-1,500	-2,000	-2,000
Total Savings	-625	-1,125	-1,625	-2,125	-2,125
Total Revenue effect	0	0	0	0	0
General Fund Capital	23-24	24-25	25-26	26-27	27-31
	£000	£000	£000	£000	£000
Extend LBUR programme	0	1,000	1,000	1,000	1,000
Additional flood management and drainage improvements	250	250	250	250	250
Review Cultural Heart programme		-7,500	-15,000	-12,500	-75,000
Total Capital Developments	250	-6,250	-13,750	-11,250	-73,750
Funded by :					
Ward councillor review of estate (future capital receipts)	-500	-1,000	-1,500	0	0
Change in borrowing requirement	250	7,250	15,250	11,250	73,750
	-250	6,250	13,750	11,250	73,750

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

Green Group - Budget Amendment					
GENERAL FUND - Revenue	23-24	24-25	25-26	26-27	27-28
	£000	£000	£000	£000	£000
Developments					
Community based care co-operative model development	50	50			
feasibility- council trading company to private householders	50				
signage and ANPR cameras at 2 locations to enforce moving traffic offences	50				
Total	150	50	0	0	0
Capital borrowing costs - revenue impact	76	303	492	563	634
Total	226	353	492	563	634
Funded by :					
Efficiencies	-226	-239	-378	-449	-520
Revert energy contract from green to standard rate and use to fund renewable energy projects in the District		-114	-114	-114	-114
Total	-226	-353	-492	-563	-634
Revenue effect	0	0	0	0	0
GENERAL FUND - Capital	23-24	24-25	25-26	26-27	27-31
	£000	£000	£000	£000	£000

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Safer streets - area based traffic calming	1,000	1,000	1,000	1,000	1,000
Renewable energy projects		1,600			
Renewable energy installation in schools	500	500			
fuel poverty measures	500				
cycleways development	1,000				
climate bonds - regen projects	500	500			
Total	3,500	3,600	1,000	1,000	1,000
Funded by :					
Borrowing requirement	-2,500	-3,100	-1,000	-1,000	-1,000
Climate Bond	-500	-500			
Fuel poverty measures - 3rd party contribution; Charitable trust	-500				
Total	-3,500	-3,600	-1,000	-1,000	-1,000
HRA - Revenue	23-24	24-25	25-26	26-27	27-28
	£000	£000	£000	£000	£000
Capital borrowing costs - revenue impact	106	370	565	760	955
Total	106	370	565	760	955
Funded by :					
repair & maintenance efficiencies	-74	-270	-415	-560	-705
comfort charge from tenants (retrofit housing scheme)	-32	-100	-150	-200	-250
Total	-106	-370	-565	-760	-955
Total Revenue effect	0	0	0	0	0
HRA - Capital	23-24	24-25	25-26	26-27	27-31
	£000	£000	£000	£000	£000
Retrofit Housing	4,250	2,750	2,750	2,750	2,750
Passivhaus standard on all new build properties	795	634	687	488	228
Solar PV panels on all new build projects	636	507	550	390	182
Total	5,681	3,891	3,987	3,628	3,160
Funded by :					
Borrowing requirement	-4,250	-2,750	-2,750	-2,750	-2,750
WYMCA funding support for Passivhsaus/Solar PV	-1,431	-1,141	-1,237	-878	-410
Total	-5,681	-3,891	-3,987	-3,628	-3,160

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

Liberal Democrat Group - Budget Amendment					
GENERAL FUND - Revenue					
	23-24	24-25	25-26	26-27	27-28
	£000	£000	£000	£000	£000
Developments					
Reintroduce Area Committees (Place Partnerships)	58	58	58	58	58
Planning Enforcement - Additional Staff	200	300	300	300	300
Local Plan - Review	500	500			
Operation Torrbank - Roll-out Across District	250				
Electric Bike Scheme	75	60	60	60	60
Glass Recycling Programme	250	500	500	500	500

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Children's Mental Health - Expand Team to tackle CAMHS	40	80	80	80	80
Waiting Lists - undergraduate training programme					
Free Bulky Waste Collections	570	570	570	570	570
Tolson Museum future options - feasibility	10				
Air Quality - feasibility - Milnsbridge	10				
Total Revenue Developments	1,963	2,068	1,568	1,568	1,568
Savings					
efficiency targets	-500	-1,000	-1,500	-2,000	-2,000
use of general reserves	-1,385	-970	30	530	530
explore joint funding with health partners re CAMHS	-20	-40	-40	-40	-40
re-direct PCN lead funding to support area committees	-58	-58	-58	-58	-58
Total Savings	-1,963	-2,068	-1,568	-1,568	-1,568
Total Revenue effect	0	0	0	0	0
Capital	23-24	24-25	25-26	26-27	27-31
	£000	£000	£000	£000	£000
Extend Local Road Improvements - Additional Funding for Pavements		5,000	5,000	5,000	
Expand Anti-Idling Scheme to Improve Air Quality	100				
Roadside EV Charging	50	50			
Solar PV & Storage Scheme - Pilot in 3 Schools	500				
Filter Light (jct with Dalton Green Lane/Wakefield Road & Greenhead Lane)	60				
Investigate phasing of lights at jct of Wakefield Road/Green	10				
Lea Court					
Repair and replacement of Oakenhaw Cross	500				
Capital plan further re-phase	-1,220	-5,050	-5000	-5000	
Total (net) Capital Developments	0	0	0	0	0
HRA - Revenue	23-24	24-25	25-26	26-27	27-28
	£000	£000	£000	£000	£000
Capital borrowing costs - revenue impact	25	71	71	71	71
	25	71	71	71	71
Savings					
efficiencies	-25	-71	-71	-71	-71
Total Savings	-25	-71	-71	-71	-71
Total Revenue effect	0	0	0	0	0
Capital	23-24	24-25	25-26	26-27	27-31
	£000	£000	£000	£000	£000
Ashbrow Extra Care Scheme - Develop to Passivhaus Construction Standard	1,000				
Total Capital Developments	1,000	0	0	0	0
Funded by :					
prudential borrowing	-1,000				
	-1,000	0	0	0	0

The Conservative Group Amendment, as proposed by Councillor J Taylor and seconded by Councillor D Hall, on being put to the vote was LOST.

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

FOR: Councillors Armer, Bamford, Bolt, D Hall, D Firth, Gregg, Holmes, Lees-Hamilton, Lukic, McGrath, McGuin, Smaje, Stephen, J Taylor, Thompson and Watson (16 votes)

AGAINST: Councillors Ahmed, Allison, Burke, Butt, Cooper, Crook, Dad, P Davies, P A Davies, E Firth, Greaves, S Hall, Hawkins, Homewood, Hussain, Kaushik, Kendrick, Khan, J Lawson, J D Lawson, Lee-Richards, Lowe, McCarthy, McLoughlin, Marchington, Mather, Munro, O'Donovan, Pandor, Pattison, Pervaiz, A Pinnock, A U Pinnock, K Pinnock, Ramsay, Reynolds, Sarwar, Scott, Simpson, Sokhal, Turner, Ullah, Warner, A Zaman and H Zaman (45 votes)

ABSTAINED: (none)

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

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

FOR: Councillors Allison, Burke, P A Davies, Cooper, Lawson, Lee-Richards, Lukic, Marchington, Munro, A Pinnock, K Pinnock and Warner (12 votes)

AGAINST: Councillors Ahmed, Butt, Crook, Dad, P Davies, E Firth, Greaves, S Hall, Hawkins, Homewood, Hussain, J D Lawson, Lowe, Kaushik, Kendrick, Khan, O'Donovan, McCarthy, McLoughlin, Mather, Pandor, Pattison, Pervaiz, A U Pinnock, Ramsay, Reynolds, Sarwar, Scott, Simpson, Sokhal, Turner, Ullah, A Zaman and H Zaman (34 votes)

ABSTAINED: Councillors Armer, Bamford, Bolt, D Firth, D Hall, Holmes, Gregg, Lees-Hamilton, McGrath, McGuin, Smaje, Stephen, J Taylor and Thompson.

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

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

FOR: Councillors Allison, Burke, Cooper, P A Davies, Lawson, Lee-Richards, Lukic, Marchington, Munro, A Pinnock and K Pinnock (11 votes)

AGAINST: Councillors Ahmed, Butt, Crook, Dad, P Davies, E Firth, Greaves, S Hall, Hawkins, Homewood, Hussain, J D Lawson, Lowe,

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Kaushik, Kendrick, Khan, O'Donovan, McCarthy, McLoughlin, Mather, Pandor, Pattison, Pervaiz, A U Pinnock, Ramsay, Reynolds, Sarwar, Scott, Simpson, Sokhal, Turner, Ullah, Warner, A Zaman and H Zaman (35 votes)

ABSTAINED: Councillors Armer, Bamford, Bolt, D Hall, Gregg, Holmes, Lees-Hamilton, McGrath, McGuin, Smaje, Stephen, J Taylor, Thompson and Warner

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

(v) General Fund Revenue

- the draft Revenue Budget for 2023-2024, as attached at Appendix A, be approved
- the forecast spending and funding plans for the 2024-2028 period, as set out at Appendix A, be noted
- the forecast levels of statutory and other council reserves, as set out at Appendix Cii, be noted
- the strategy for the use of balances and reserves (paragraph 2.16 refers) be approved
- the Council's participation in the Leeds City Region Business Rates Pool for 2023-2024 be noted and that authority be delegated to the Chief Executive and Service Director (Finance), in consultation with the Leader and Cabinet Member (Corporate Services), to agree the governance arrangements for 2023-2024, to be approved by the Business Rates Joint Committee (paragraph 2.6.4 refers)
- it be noted that discussions regarding the uplifts on the rates paid to external providers for demand-led activities are ongoing, and that authority be delegated to the Strategic Director (Adults and Health) to agree the final uplifts to rates for 2023-2024 (paragraph 2.10.3 refers)
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- approval be given to the Council's flexible capital receipts policy for 2022-2023 and 2023-2024 (paragraphs 2.14.8 to 2.14.11 and Appendix E refer)
- approval be given to the Council Tax requirement for 2023-2024 (Appendix H refers)
- the Council's Statutory 151 Officer's positive assurance statement as to the robustness of the forecasts and estimates and adequacy of financial reserves be noted (paragraphs 3.3.1 to 3.3.16 refer)
- authority be delegated to the Council's statutory s151 Officer 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 West Yorkshire Mayor Police and Crime Commissioner, the Fire and Rescue Authority and the Parish

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Councils, should these be received after 8 March 2023 (paragraph 3.1.3 refers)

(vi) Treasury Management

- the borrowing strategy be approved (paragraphs 2.17 to 2.26 of Appendix I refer)
- the investment strategy be approved (paragraphs 2.27 to 2.35 of Appendix I, Appendices A and B refer)
- the policy for provision of repayment of debt (minimum revenue provision) be approved (paragraphs 2.36 to 2.39 of Appendix I and Appendix C refer)
- the treasury management indicators be approved (Appendix D refers)
- the investment strategy (non treasury investments) be approved (Appendix E refers)

(vii) Capital

- the updated Capital Plan 2022-2028 be approved (Appendix A refers)
- the Capital Strategy (including prudential indicators) be approved (Appendix F refers)

(viii) Housing Revenue Account

- the draft Housing Revenue Account Budget for 2023-2024 be approved (Appendix A refers)
- the strategy for the use of the Housing Revenue Account reserves be approved (paragraph 2.18.6 refers)

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

FOR: Councillors Ahmed, Butt, Crook, Dad, P Davies, E Firth, S Hall, Hawkins, Homewood, Hussain, J D Lawson, Lowe, Kaushik, Kendrick, Khan, O'Donovan, McCarthy, McLoughlin, Mather, Pandor, Pattison, Pervaiz, A U Pinnock, Ramsay, Reynolds, Sarwar, Scott, Simpson, Sokhal, Turner, Ullah, Warner, A Zaman and H Zaman (34 votes)

AGAINST: Councillors Allison, Armer, Bamford, Bolt, Burke, Cooper, P A Davies, Greaves, D Firth, D Hall, Gregg, Holmes, J Lawson, Lee-Richards, Lees-Hamilton, Lukic, McGuin, McGrath, Marchington, Munro, A Pinnock, K Pinnock, Smaje, Stephen, J Taylor, Thompson and Watson (27 votes)

ABSTAINED: (none)