

Contact Officer: Andrea Woodside

## KIRKLEES COUNCIL

### CABINET

**Wednesday 21st December 2022**

Present: Councillor Shabir Pandor (Chair)  
Councillor Paul Davies  
Councillor Eric Firth  
Councillor Viv Kendrick  
Councillor Musarrat Khan  
Councillor Naheed Mather  
Councillor Carole Pattison  
Councillor Cathy Scott  
Councillor Will Simpson  
Councillor Graham Turner

Observers: Councillor Bill Armer  
Councillor John Lawson  
Councillor Andrew Marchington  
Councillor Mohan Sokhal  
Councillor John Taylor  
Councillor Lesley Warner

**102 Membership of Cabinet**

All Cabinet Members were present.

**103 Minutes of Previous Meeting**

**RESOLVED** – That the Minutes of the Meeting of Cabinet held on 16 November 2022 be approved as a correct record.

**104 Declarations of Interest**

In respect of Agenda Item 11 (i) Councillor Scott declared an ‘other’ interest on the grounds that she is an employee of Chickenley Community Centre and (ii) Councillor E Firth declared an ‘other’ interest on the grounds that he is a Board Member of the Community Interest Company. Both Members left the meeting during the consideration and determination of this item.

**105 Admission of the Public**

Cabinet noted the submission of exempt information, as set out at Agenda Items 24,25,26,27,28 and 29 (Minute No.s 125 to 130 refer).

**106 Deputations/Petitions**

No deputations or petitions were received.

**107 Questions by Members of the Public**

No questions were asked.

**108 Questions by Elected Members (Oral Questions)**

Under the provision of Executive Procedure Rule 2.3, Cabinet received the following questions;

**Question from Councillor Warner**

“With regards to the decision to close pools across Kirklees, the first we as Councillors were made aware was at the same time the public were informed. When these difficult decisions have to happen with regards to budget constraints, there should be the opportunity for some collaboration and discussion. Can we please have more collaboration when difficult decisions have to be made?”

A response was provided by the Cabinet Member for Corporate Services (Councillor P Davies).

**Question from Councillor Warner**

“What is the latest situation with the Year of Music?”

A response was provided by the Cabinet Member for Culture and Greener Kirklees (Councillor Simpson).

**Question from Councillor Marchington**

“With regards to Colne Valley Leisure Centre, there is a willingness from residents to cooperate. What we need from Cabinet is some mechanism for raising funds, or if there is some way of supporting the leisure centre, particularly the pool, as we have done with the libraries. There needs to be some co-ordination from Cabinet, we are willing to work with the steering group.”

A response was provided by the Cabinet Member for Corporate Services (Councillor P Davies).

**Question from Councillor J Taylor**

“At Council I asked for an update on progress being made to tackle the in-year projected overspend of £34m. You advised that you had put a freeze on recruitment in place, but also said that each recruitment was being reviewed, so has there been a freeze on recruitment and how many potential vacancies have we left unfilled, and how many are proceeding to recruitment?”

A response was provided by the Leader of the Council.

**Question from Councillor Marchington**

“With regards to Slaithwaite pool, there are benefits of having a local pool, to save travel and for health. Can we look at the benefits of having local sports facilities and their contribution to health and wellbeing and the Council’s priorities, and how KAL

deliver those? We need a better understanding of how we can secure facilities that have wider community benefits.”

A response was provided by the Leader of the Council.

**Question from Councillor J Taylor**

“What are the administration doing to ensure that we can engage, effectively, with communities when we are doing public consultations? We seem to be failing to reach people. What is the administration doing to improve the responses to public consultation?”

A response was provided by the Leader of the Council.

**109 Housing Revenue Account (HRA) rent and service charge setting report and key housing challenges**

(Under the provision of Council Procedure Rule 36(1), Cabinet received representations from Councillors J Lawson and J Taylor).

Cabinet gave consideration to a report which set out the financial context and basis for the annual setting of rents and service charges, and the Housing Revenue Account Budget, to be considered by Cabinet during February 2023. It was noted that the annual rent and service charges increases for 2023-2024 would form part of the budget proposals.

The report set out the rationale for a proposed increase of rent and service charges by 7% for the 2023/2024 financial year and provided context in terms of the key challenges for the Housing Revenue Account. An appendix to the report set out the full schedule of proposed weekly dwelling rent, service and other charge increases to Council tenants for 2023/2024.

It was noted that the increase of 7% would be applied from 3 April 2023 and that notification would be issued to tenants in accordance with the statutory four week notice period.

**RESOLVED –**

- 1) That approval be given to increase the rents by an average of £5.19 per week (7%) and service charges payable by between 0.03p and £1.30 per week (7%) for social housing from 3 April 2023.
- 2) That approval be given to the charges for Extra Care Services – Intensive Housing Management to increase by between £1.07 and £4.44 (7%) and Extra Care Services – Night Care Service to increase by £1.35 per week (7%) due to increases to the National Living Wage.
- 3) That the national and local financial challenges outlined within the report in preparation for the HRA budget discussions in January 2023 be noted.

**110 2022/23 to 2026/27 Council Capital Plan - Proposed allocation of capital funding from the Directorate for Children's Achieve and Aspire Strategic Priorities and Basic Need funding sections of the Capital Plan.**

Cabinet gave consideration to a report which provided information regarding individual school related capital projects funded from the Directorate for Children's Services Achieve and Aspire Section of the capital plan. Cabinet were asked to give consideration to a project relating to the permanent expansion of 150 places at North Huddersfield Trust School to address secondary school pressures, and also to support schemes for the expansion of SEND provision.

Paragraph 2.9 of the report set out the rationale for the expansion of North Huddersfield Trust School and advised that initial feasibility work had indicated that the package of works would be £3m. It was noted that, subject to approval, site works were expected to commence in summer 2023 prior and complete prior to the September 2024 intake.

**RESOLVED –**

- 1) That approval be given for the proposed £3.0M budget (consisting of £2.9M Basic Need grant capital and £100K borrowing) for the implementation of building work at North Huddersfield Trust to enable the permanent provision of 150 additional secondary school places and an interim modular build solution for September 2023.
- 2) That authority be delegated to the Service Director for Development and the Service Director for Learning and Early Support to increase or decrease the budget allocations to facilitate the delivery of the tendered schemes, providing that the total resources allocated to the programme areas is not exceeded.
- 3) That authority be delegated to the Service Director for Learning and Early Support to manage the implementation of identified works up to a maximum of £500K per year for 2023/24 and 2024/25 from the High Needs Capital Grant allocation. Delegated powers would include the authority to (i) add new urgent projects to the programme without Cabinet approval within the £500K limit per year (ii) slip or delete projects in response to operational need and reallocate the budget between projects.

**111 Final report of the Ad Hoc Scrutiny Panel - Residential Housing Stock Health and Safety Compliance**

(Under the provision of Council Procedure Rule 36(1), Cabinet received a representation from Councillor J Taylor).

Cabinet received the final report of the Ad Hoc Scrutiny Panel on Residential Housing Stock and Health and Safety Compliance. It was noted that the Panel had been established in March 2021 to consider health and safety compliance of the Council's residential housing stock in response to changing regulatory requirements and the transfer of management and maintenance functions back to the Council.

The report set out a list of issues and information to which the Panel had given consideration, and included an Action Plan, at Appendix 2, which summarised seventeen recommendations made by the Panel. It was noted that the Overview

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Scrutiny and Management Committee would receive a progress report in 12 months in order to monitor the implementation of the actions.

### RESOLVED –

- 1) That the recommendations of the Ad Hoc Scrutiny Panel – Residential Housing Stock Health and Safety Compliance be accepted subject to the amendment of recommendation 12 to reflect monthly, in place of weekly, reporting.
- 2) That approval be given to the responses included in the Action Plan, as set out at Appendix 2 of the report.

- 112 Community Asset Transfer of Ashworth Lodge, Moorlands Road, Dewsbury**  
Cabinet gave consideration to a report which sought approval of the community asset transfer of Ashworth Lodge, Moorlands Road, Dewsbury, to Ashworth New Lodge Community Interest Group.

The report explained that the freehold of the site was owned by the Council, as illustrated at Appendix A to the report, and that the building was in good condition although in need of a programme of modernisation and maintenance. Cabinet were advised that the property was currently vacant, having previously been occupied by Ashworth Tenants and Residents Association.

The report proposed that the building be transferred to Ashworth New Lodge Community Interest Group (CIC) on a 125 year lease. It was noted that the CIC was a not for profit organisation that had been registered in 2021.

### RESOLVED –

- 1) That authority be delegated to the Service Director Development to negotiate and agree terms for the grant of a 125 year lease of Ashworth Lodge, Moorlands Road, Dewsbury, WF13 2LD.
- 2) That authority be delegated to the Service Director - Legal, Governance and Commissioning to execute and enter into all necessary documentation in connection with the grant of a 125 year lease of Ashworth Lodge, Moorlands Road, Dewsbury to Ashworth New Lodge Community Interest Company and enter into a Polling Station Agreement.

- 113 Half Yearly Monitoring report on Treasury Management activities 2022/23 (Reference to Council)**

Cabinet gave consideration to a report which provided an overview of treasury management operational activity for the mid-year period 1 April to 30 September 2022.

The report advised that external investments, including £10m invested in the Local Authorities Pooled Investment Fund, averaged £69.7m during the period at an average rate of 0.66%, and that investments had ranged from a peak of £111.1m in August and a low of £34.7m in June.

Cabinet were advised that balances had been invested in line with the approved treasury management strategy, in instant access accounts or short term deposits, and that the treasury management budget was £26.7m. It was noted that in-year treasury management performance was in-line with the treasury management prudential indicators set for the year, as detailed at Appendix 4 of the report.

The report provided an overview of information in regards to (i) economic context (ii) investment performance (iii) borrowing performance (iv) revenue budget monitoring (v) prudential indicators and (vi) future treasury management strategy.

**RESOLVED** – That the half-year treasury management performance in 2022/23 be noted.

**114 Establishing an Integrated Care Partnership for West Yorkshire**

Cabinet gave consideration to a report which sought approval to establish a statutory West Yorkshire Integrated Care Partnership as a joint committee. The report explained that a West Yorkshire Integrated Care Partnership was now required to be established as a statutory joint committee of the West Yorkshire Integrated Care Board and the five West Yorkshire Local Authorities. It was noted that the West Yorkshire Integrated Care Partnership would be known as the West Yorkshire Health and Care Partnership Board.

The report set out an overview of the principal features of the arrangements and explained that the West Yorkshire Integrated Care Partnership would provide a forum for NHS leaders and Local Authorities to interact with stakeholders and agree shared objectives and joint challenges. It was noted that it would replace and develop upon the work of Harrogate Health and Care Partnership which had formed in 2016. The report set out the requirements for the membership of the board and explained that the main statutory function of an integrated care partnership would be to publish an integrated care strategy. The approved terms of reference of the board were set out at Appendix 1 of the report.

**RESOLVED -**

- 1) That approval be given to the establishment of the West Yorkshire Integrated Care Partnership as a joint committee.
- 2) That the Terms of Reference, as attached at Appendix 1, and the proposal for the West Yorkshire Integrated Care Board to act as Secretariat to the West Yorkshire Integrated Care Partnership, be endorsed.
- 3) That the authority delegated to the Service Director Legal, Governance and Commissioning, in consultation with Group Business Managers, to make the nominations to West Yorkshire Integrated Care Partnership in accordance with the terms of reference namely, the Leader of the Council and the Chair of the Health and Wellbeing Board be noted.
- 4) That it be noted that the Chief Executive will be a member of the West Yorkshire Integrated Care Partnership, and that the membership will also include one representative of Directors of Public Health, and one representative of Directors of Adult Social Care in West Yorkshire.

**115 Employment West Yorkshire**

Cabinet received a report which provided an update on Employment West Yorkshire and detailed proposals to utilise the Employment West Yorkshire gainshare funding that had been allocated, extending the Works Better programme when the current ESIF funding streams end in December 2023. The report also sought approval to enter into a funding agreement with West Yorkshire Combined Authority to receive funding to the value of £2.3m to deliver Employment West Yorkshire in Kirklees between April 2023 and March 2025.

It was noted that, subject to approval, the next steps would be (i) reviewing and entering into the Funding Agreement to receive Employment West Yorkshire funding from West Yorkshire Combined Authority (ii) to set up the Programme Steering Group as a subgroup of the Employment and Skills partnership (iii) commence the implementation of the programme and (iv) commission the Year 1 programme, including finalisation of project specification and commencement of related procurement activities.

The report set out information in regards to (i) the Works Better Programme and current programme performance (ii) Employment West Yorkshire (iii) Employment West Yorkshire in Kirklees and (iv) UK Shared Prosperity Fund.

**RESOLVED –**

- 1) That approval be given for work to commence on the implementation and delivery of the Employment West Yorkshire programme in Kirklees.
- 2) That approval be given to accept external funding of £2.3 million from the West Yorkshire Combined Authority to support delivery of the Employment West Yorkshire Programme in Kirklees, and for the Council to act as Accountable Body for the grant.
- 3) That authority be delegated to the Strategic Director Growth and Regeneration and the Service Director Legal, Governance and Commissioning to finalise and execute all necessary legal agreements with the West Yorkshire Combined Authority and the Council's project delivery partners.
- 4) That authority be delegated to the Strategic Director Growth and Regeneration to implement the Employment West Yorkshire programme in Kirklees, including the commencement and award of any related procurement exercises.
- 5) That authority be delegated to the Strategic Director Growth and Regeneration and the Service Director Finance, to submit grant claims and to undertake related project monitoring and reporting.

**116 Alternative Provision (AP) Education in Kirklees**

(Under the provision of Council Procedure Rule 36(1), Cabinet received representations from Councillors Marchington and J Taylor).

Cabinet gave consideration to a report which provided an overview of plans to refresh and expand 'alternative provision' education, creating additional specialist alternative provision places to support the needs of children who require an alternative education. The report provided an outline of (i) the overview of the SEND

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transformation plan and safety valve agreement (ii) alternative provision definition (iii) the current context in Kirklees and (iv) proposals for the future Kirklees alternative provision offer.

Cabinet noted that the proposals in the report were intended to ensure the provision of high quality and sufficient alternative provision to meet the needs of children and young people, achieved through commissioning a wide range of clearly defined provision through a robust procurement process. The report advised that alternative provision was a fundamental element of Kirklees' strategy to improve outcomes for children, parents. The proposed changes were set out at paragraph 3.2 of the report. Cabinet were asked to give approval to the design of a procurement strategy to procure and award alternative education provision contracts, enabling statutory duties to be met, whilst creating an enhanced offer. It was noted that the contract start date was proposed as September 2023.

### **RESOLVED –**

- 1) That approval be delegated to (i) the Strategic Director for Children's Services to design a procurement strategy to procure and award Alternative Education provision contracts for 3 years with an option to extend for a further 2 years and (ii) the Service Director for Legal Governance & Commissioning to finalise, enter into and execute any agreement where appropriate together with any ancillary documents in relation to the Alternative Provision commissions.
- 2) That approval be delegated to the Service Director for Learning and Early Support to work with partners to progress applications to the Department for Education for an Alternative Provision Free School in Kirklees.

### **117 Proposals for the redevelopment of Sycamore Grange and tenant engagement** (Under the provision of Council Procedure Rule 36(1), Cabinet received representations from Councillors J Lawson and Marchington).

Cabinet gave consideration to a report which set out proposals for the redevelopment of Sycamore Grange, a retirement living scheme in Golcar, to address building safety issues, and to support formal engagement with tenants and stakeholders on future planning, commencing January 2023. The report advised of the proposal to demolish and redevelop the site to address identified building safety issues. It indicated that it was anticipated that it would take a period of up to 12 months to rehouse remaining tenants and that they would have the option to return to the redeveloped site.

Cabinet were advised that, subject to approval, a financial appraisal would be submitted to Cabinet by summer 2023 and that, following the demolition, a further 18 to 24 months would be required to redevelop the site. A location plan of the current two storey retirement living scheme was attached at Appendix 1 to the report.



**RESOLVED –**

- 1) That approval be given to demolish Sycamore Grange and redevelop the full site, within the Housing Revenue Account, and as detailed on the location plan as set out at Appendix 1.
- 2) That approval be given to enter into formal engagement with affected tenants as set out at paragraphs 2.5.1. and 2.5.2. of the report.
- 3) That authority be delegated to the Service Director (Homes and Neighbourhoods) to carefully consider responses from the formal engagement, and any resulting mitigating steps before implementing the next stage of the redevelopment proposals, namely the application of the decant plan.
- 4) That the Integrated Impact Assessment at Appendices 3 and 4 be noted, and that it also be noted that Human Rights issues have been considered.
- 5) That authority be given to officers to serve Initial Demolition Notices followed by final Demolition Notices pursuant to the Housing Act 1985, for Sycamore Grange at the appropriate time, as may be required in order to suspend Right to Buy rights.
- 6) That authority be given for officers to seek a Possession Order under the Housing Act 1985 for Sycamore Grange if required (following the grant of planning permission for redevelopment of the site).
- 7) That a further report be submitted by summer 2023, setting out the final redevelopment proposals informed by further public consultation, including a robust financial appraisal.

**118 Future Management of Kirklees Stadium - Update**

(Under the provision of Council Procedure Rule 36(1), Cabinet received representations from Councillors J Lawson, Marchington and J Taylor).

Cabinet gave consideration to a report which set out a review of current arrangements for the standalone stadium management and development business Kirklees Stadium Development Limited (KSDL), which manages the Stadium for the benefit of two professional sports clubs and wider the community. The report provided an overview of the changes to the operating model of the club following the identification of the need for additional investment in 2020-2021, and the subsequent development of a Community Trust operating model to deliver several objectives included financial stability over the longer term and the delivery of longer-term stadium operational investment requirements. Cabinet were advised that, whilst reasonable progress had been made, issues had arisen regarding a change in the ownership of Huddersfield Town AFC, whereby it had reverted to the control of the previous owner, and matters relating to historical liability. The report set out a solution which had been reached within the past year, to which all parties were in broad agreement.

Paragraph 2.2 of the report provided an update on the development of proposals and highlighted that the consequence of not acting on this matter would result in KSDL entering administration which could impact upon operational issues and suppliers, and incurring administration fees. Cabinet noted that KSDL had not been viable for some time, and had been in receipt of various loans from the Council.

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Information regarding the incurred debt and other prospective liabilities was set out within the exempt appendix to the report.

The report set out five options for consideration, and emphasised the importance of the need to resolve some historical issues and create a potentially sustainable solution. It proposed the negotiation of a revised operating arrangement with Huddersfield Town AFC as the major existing stadium occupier, whereby they take on full responsibility and offer the opportunity of a continued use by Huddersfield Giants. It was noted that achieving such a solution would involve the Council, and other debtors, agreeing to write off historical liabilities. Cabinet noted that discussions on the matter had taken place at the meeting of Overview and Scrutiny Management Committee on 21 December 2022, and the Cabinet Member acknowledged the matters raised.

(Cabinet gave consideration to the exempt information at Agenda Item 24 (Minute No. 125 refers).

**RESOLVED** – That approval be given to the Strategic Director (Growth and Regeneration) in consultation with the Chief Executive, Service Director (Finance), Service Director (Legal, Governance and Commissioning), Cabinet Members for Regeneration and the Cabinet Member for Corporate Services to:-

- 1) Conduct negotiations with the current principal occupier- Huddersfield Town Association Football Club (HTAFC), with a view to HTAFC taking full operational control of the facility.
- 2) Conduct negotiations with other current leaseholders, etc as necessary
- 3) Agree terms that involve an element of debt write off (as detailed in the exempt appendix to the report) to facilitate such an agreement.
- 4) Enter into such any agreements on the Council's behalf necessary to give effect to such an agreement if they are satisfied with such outcomes.

### 119 **Station to Stadium Enterprise Corridor Masterplan**

(Under the provision of Council Procedure Rule 36(1), Cabinet received a representation from Councillor J Taylor).

Cabinet gave consideration to a report which sought endorsement of the Station to Stadium Enterprise Corridor Masterplan, and set out the rationale, long term vision and principles of the plan. The report advised that, following the appointment of a consultant team in 2021, work had been undertaken with key landowners and stakeholders in the Station to Stadium Enterprise Corridor area to develop and refine the plan, prior to a period of public consultation. The plan was attached at Appendix 1 of the report.

The report set out five principles that would support the delivery of the Station to Stadium Corridor vision which were (i) innovative and high value employment (ii) connected and integrated (iii) raised aspirations, skills and education (iv) attractive and vibrant environment and (v) sustainable and clean growth.

Cabinet were advised that the site at Gasworks Street works formed part of the masterplan area and represented a significant development opportunity in the

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corridor adjacent to the University Health Innovation Campus site and that it would be integral for the plan to develop. Exempt appendices to the report set out the strategic outline business case in regards to Gasworks Street, along with details of an alternative proposal for the site.

It was noted that the public consultation exercise would commence early in 2023, and that the masterplan would then be updated if required.

(Cabinet gave consideration to the exempt information at Agenda Item 25 (Minute No. 126 refers).

### **RESOLVED –**

- 1) That the proposals as set out at Appendix 2 (exempt) not be incorporated in the consultation draft Station to Stadium Enterprise Corridor Masterplan.
- 2) That approval be given to the Station to Stadium Enterprise Corridor Masterplan as contained in Appendix 1 of the report.
- 3) That authority be delegated to the Service Director for Skills and Regeneration to undertake a wider public consultation exercise to further inform the masterplan process.
- 4) That once consultation has been completed, the Strategic Director for Growth and Regeneration, in consultation with the Cabinet Member for Regeneration, be authorised to make all necessary changes to the masterplan and formally agree the plan.
- 5) That once finalised, the plan be published on the Council's website to form the basis for informing investment decisions in the masterplan area.
- 6) That authority be given to officers to continue to develop the masterplan, its principles and the propositions as set out in the report with a particular emphasis on the next steps set out in section 5 of the considered report.
- 7) That approval be given for officers to begin work to put in place the appropriate planning framework for the area.

### **120 The Arcade, Market Place Dewsbury**

(Cabinet gave consideration to the exempt information at Agenda Item 26 (Minute No. 127 refers).

Cabinet gave consideration to a report which sought approval for (i) a funding package for The Arcade, Dewsbury (ii) the submission of a grant application and (iii) the acceptance of any grant offer from the Heritage Lottery Fund (iv) a revised Heads of Terms for the lease and (v) the endorsement of the proposed arrangements for delivering the project.

The report advised that the delivery of the project was dependent upon the approval of a stage 2 grant from the Heritage Lottery Fund and that, if approved, the work should commence during 2023, with completion in Autumn 2024. The report provided details on the property and the strategic context within which the refurbishment of the Arcade would enhance its historic context and maximise the opportunity for its physical and financial sustainability. It was noted that the proposed reopening of the Arcade was scheduled for October 2024.

**RESOLVED -**

- 1) That approval be given to the submission to the Heritage Lottery Fund of a Stage 2 application, and if it should be successful, the acceptance of any offer of grant from the Heritage Lottery Fund be delegated to the Strategic Director (Growth and Regeneration) in consultation with the Service Director (Legal, Governance and Commissioning) to agree and complete any related grant or any other associated legal agreements.
- 2) That approval be given to the granting by the Council of an agreement for lease and lease of the Arcade to the Arcade Group/Arcade Company under the Heads of Terms contained in the Appendix 3 (exempt) and that authority be delegated to the Strategic Director (Growth and Regeneration) in consultation with the Service Director (Legal, Governance and Commissioning) to agree and complete the lease once preconditions outlined in the Agreement for Lease have been met and all other legal documentation.
- 3) That approval be given to allocate £500,000 for the Arcade project from the Dewsbury Town Centre Action Plan programme part of the approved capital plan, subject to the resources being available.
- 4) That the intention to seek tenders for the project prior to all funding being confirmed be noted.
- 5) That it be noted that, subject to approval of a grant from Heritage Lottery Fund, the Strategic Director (Growth and Regeneration) in consultation with the Service Director (Legal, Governance and Commissioning) has delegated authority to let the construction works contract.

**121 Homes and Neighbourhood Governance Review by David Tolson Partnerships (DTP)**

(Under the provision of Council Procedure Rule 36(1), Cabinet received a representation from Councillor J Taylor).

Cabinet gave consideration to a report which set out the findings of a review undertaken by David Tolson Partnerships (DTP) on the Homes and Neighbourhoods Governance arrangements. The report sought approval to implement proposed new governance arrangements and the introduction of an Improvement Board, supported by a Tenants Voice Panel.

The report summarised that the recommendations of the findings, that (i) the current Board should be reconstituted into a Homes and Neighbourhood Improvement Board, with greater political oversight, supported by independent sector expertise and with more specific Terms of Reference and (ii) consideration be given to the establishment of a separate Tenants Voice Panel, with a more focused remit. The proposed terms of reference for both the Homes and Neighbourhood Improvement Board and Tenants Voice Panel were set out in the report.

Cabinet were advised that the DTP report had set out eight separate recommendations, broadly relating to structure and purpose, and administration, and the report provided a commentary as to potential consequential changes and next steps. In terms of timeframe, it was proposed that Cabinet determine the establishment of the Housing and Neighbourhood Improvement Board and Tenants

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Voice Panel at the end of 2022, prior to the new governance structure coming into effect in April 2023.

The report of DTP was provided as an exempt appendix to the report.

(Cabinet gave consideration to the exempt information at Agenda Item 27 (Minute No. 128 refers).

### **RESOLVED –**

- 1) That the recommendations of David Tolson Partnerships be noted.
- 2) That approval be given to establish a Homes and Neighbourhoods Improvement Board.
- 3) That the Terms of Reference for the Homes and Neighbourhoods Improvement Board, as set out at Appendix 2, be approved.
- 4) That approval be given to establish a new Tenants Voice Panel.
- 5) That the Terms of Reference for the Tenants Voice Panel, as set out at Appendix 3, be approved.
- 6) That the Homes and Neighbourhoods Board Member and Independent Chair role profiles, as set out at Appendices 4 and 5, be approved.
- 7) That authority be delegated to the Service Director (Homes and Neighbourhoods) to recruit and appoint non-elected members to the Homes and Neighbourhoods Improvement Board and Tenants Voice Panel.
- 8) That authority to delegate the remuneration for the Independent Chair for the Homes and Neighbourhoods Improvement Board, in conjunction with the Cabinet Member for Housing and Democracy, be given to the Service Director (Homes and Neighbourhoods).
- 9) That it be noted that the appointment of Elected Members to the Homes and Neighbourhoods Improvement Board will be in accordance with the Council's Constitution.

### **122 Strategic Acquisition of a property in relation to the rationalisation of Corporate Stores**

Cabinet gave consideration to a report which sought approval to purchase a property. The report advised that the property was an existing warehouse facility on the outskirts of Huddersfield Town Centre which had become available and that its purchase would provide efficiency to the Council's operations and enhance its strategic landholding.

Cabinet were advised that the rationalisation of office accommodation, and changes in storage requirements, brought into focus the need to provide a long-term base for corporate storage and logistics. It was noted that the acquisition would be met from the strategic acquisition fund allocation within the capital plan. The revenue implications of the proposals were contained within the exempt appendix.

(Cabinet gave consideration to the exempt information at Agenda Item 28 (Minute No. 129 refers).

**RESOLVED –**

- 1) That approval be given for the strategic acquisition, as detailed in the red line boundary set out at Appendix B (exempt).
- 2) That approval be given for the required capital funding from the Strategic Acquisitions Fund as identified in the Council's Capital Plan.
- 3) That authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter and execute any agreements or instruments relating to the acquisition.

**123 Strategic Acquisition of a property in relation to the Huddersfield Blueprint Cultural Heart**

Cabinet gave consideration to a report which set out an opportunity to acquire a strategic long leasehold asset in Huddersfield Town Centre, in line with the Huddersfield Town Centre Masterplan. The report advised that the purchase of the property would enable further control and ownership of the proposed Cultural Heart, and support the implementation of the Masterplan, in addition to previous acquisitions including the Piazza. The report proposed that the Council acquires the strategic long leasehold asset, subject to existing tenancies. An exempt appendix to the report provided information on the site red line boundary, the agreed Heads of Terms, and the valuation report.

(Cabinet gave consideration to the exempt information at Agenda Item 29 (Minute No. 130 refers).

**RESOLVED –**

- 1) That approval be given to the strategic acquisition, as detailed in the red line boundary set out at Appendix B (exempt), and in line with the Agreed Heads of Terms at Appendix C (exempt) for the purchase price outlined in the Valuation Report in Appendix E (exempt).
- 2) That approval be given for the required capital funding from the Strategic Acquisitions Fund for Huddersfield Town Centre as identified in the Council's Capital Plan.
- 3) That authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into and execute any agreements or instruments relating to the acquisition.
- 4) That authority be delegated to the Service Director (Development) to undertake the strategic and operational management, in conjunction with the Service Director (Legal, Governance and Commissioning) to agree relevant leases and management agreements as required.

**124 Exclusion of the Public**

**RESOLVED –** That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following items of business, on the grounds that they involve the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

**125 Future Management of Kirklees Stadium - Update**

(Exempt information relating to Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely that it contains information relating to the financial and business affairs of a third party. It is considered that the disclosure of the information would adversely affect KSDL and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness and transparency in relation to public expenditure in the Authority's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 17 (Minute No. 118 refers), which included matters raised by the meeting of Overview and Scrutiny Management Committee at its meeting of 20 December 2022.

**126 Station to Stadium Enterprise Corridor Masterplan**

(Exempt information relating to Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely that it contains information relating to the financial and business affairs of the Council and a third party. It is considered that the disclosure of the information would adversely affect the commercial interests of a third party and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness in the Authority's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 18 (Minute No. 119 refers), which included a verbal representation from Mr K Davey.

**127 The Arcade, Market Place Dewsbury**

(Exempt information relating to Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely that it contains information relating to the financial and business affairs of third parties (including the Authority holding that information). It is considered that the disclosure of the information would adversely affect those third parties including the Authority and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness and transparency in relation to public expenditure in the Authority's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 19 (Minute No. 120 refers).

**128 Homes and Neighbourhood Governance Review by David Tolson Partnerships (DTP)**

(Exempt information relating to Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely that it contains information relating to the financial and business affairs of third parties (including the Authority holding that information). It is considered that the disclosure of the information would adversely affect those third parties including

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the Authority and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness and transparency in relation to public expenditure in the Authority's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 20 (Minute No. 121 refers).

### **129 Strategic Acquisition of a property in relation to the rationalisation of Corporate Stores**

(Exempt information relating to Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely that it contains information relating to the financial and business affairs of third parties (including the Authority holding that information). It is considered that the disclosure of the information would adversely affect those third parties including the Authority and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness and transparency in relation to public expenditure in the Authority's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 21 (Minute No. 122 refers).

### **130 Strategic acquisition of a property in relation to the Huddersfield Blueprint Cultural Heart project**

(Exempt information relating to Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely that it contains information relating to the financial and business affairs of third parties (including the Authority holding that information). It is considered that the disclosure of the information would adversely affect those third parties including the Authority and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness and transparency in relation to public expenditure in the Authority's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 22 (Minute No. 123 refers).