



EXECUTIVE

BURNLEY TOWN HALL

Wednesday, 13th July, 2022 at 6.30 pm

PRESENT

MEMBERS

Councillors A Anwar (Chair), S Graham (Vice-Chair), J Harbour, S Hussain, M Lishman and M Townsend

OFFICERS

| | |
|-----------------------|--------------------------------------|
| Mick Cartledge | – Chief Executive |
| Simon Goff | – Head of Green Spaces and Amenities |
| Howard Hamilton-Smith | – Head of Finance and Property |
| Clare Jackson | – Housing Manager |
| Joanne Swift | – Head of Streetscene |
| Carol Eddleston | – Democracy Officer |

14. Apologies

All of those expected to attend were present.

15. Minutes

The Minutes of the last meeting, held on 14th June 2022, were approved as a correct record.

16. Declaration of Interest

There were no declarations of interest in any of the items on the agenda.

17. Play Strategy Review

PURPOSE

To review the Play Strategy 2017-2026 and to seek approval to progress implementation.

DECISION

That the Executive:

- a. Notes the progress made implementing the Play Strategy 2017-2026.
- b. Approves the implementation of the Play Strategy as identified in the report.
- c. Notes the recommendation to identify a town centre location for the future development of a wheeled sports area.
- d. Approves the proposal to develop pump tracks in the locations identified in the report, subject to external grant and s106 funding.

REASON FOR DECISION

To ensure that the Council maintains an equitable distribution of play areas across the borough within the constraints of the limited resources available and makes adequate provision for wheeled sports on the borough.

18. Review of Hackney Carriage Fares

PURPOSE

To consider a request from the Hackney trade to increase the Hackney Carriage Table of Fares. The proposed increase for Tariff 1 & 2 has the support of the Hackney Carriage trade representatives and active/working Hackney Carriage drivers licensed by Burnley Borough Council.

DECISION

1. That Executive approves the proposed increase to metered Hackney Carriage fares on Tariff 1 & 2 illustrated at Appendix B to the report, and
2. That, in the event of any objections, Executive delegates authority to the Head of Streetscene in consultation with the Executive Member for Community and Environmental Services to consider any objections received and, after due consideration, to set a new implementation date with or without modifications.

REASON FOR DECISION

The setting of Hackney Carriage fares is an Executive function but not a key decision.

19. Various Compulsory Purchase Orders for Empty Homes and Facelifting Scheme

PURPOSE

1. To seek approval to make several Compulsory Purchase Orders (CPOs) for long term vacant properties in the private sector.
2. To dispose of the properties in accordance with the Council's Disposal of Empty Dwellings Policy and scheme of delegation or to Calico Homes as appropriate.
3. To seek approval for a programme of external property Facelifting works on Albion Street Padiham, Wytham Street Padiham, and to the rears of Windsor Street and Ivory Street.

4. To seek approval to build a property on the site of 10A Briercliffe Road, suitable for a family with a disabled member (subject to necessary permissions from Planning etc) using Better Care Funding.

DECISION

1. That the Head of Housing and Development Control in consultation with the relevant Executive Member approve in pursuance of the powers obtained under Section 17 of the Housing Act 1985 (as amended) to make the following compulsory purchase orders for the purpose of renovation and/or re-sale by the most appropriate method:

The Burnley (18 Russell Terrace Padiham Burnley) Compulsory Purchase Order 2022

The Burnley (22 Wythburn Close Burnley) Compulsory Purchase Order 2022

The Burnley (25 Crow Wood Burnley) Compulsory Purchase Order 2022

The Burnley (38 Woodbine Road Burnley) Compulsory Purchase Order 2022

The Burnley (12 Herbert Street Burnley) Compulsory Purchase Order 2022

The Burnley (39 Herbert Street Burnley) Compulsory Purchase Order 2022

The Burnley (47 Piccadilly Road Burnley) Compulsory Purchase Order 2022

The Burnley (7 Parkinson Street Burnley) Compulsory Purchase Order 2022

The Burnley (80 Reed Street Burnley) Compulsory Purchase Order 2022

The Burnley (17 Thurston Street Burnley) Compulsory Purchase Order 2022

The Burnley (23 Thurston Street Burnley) Compulsory Purchase Order 2022

The Burnley (25 Thurston Street Burnley) Compulsory Purchase Order 2022

The Burnley (24 Newman Street Burnley) Compulsory Purchase Order 2022

The Burnley (10A Briercliffe Road Burnley) Compulsory Purchase Order 2022

The Burnley (91 Basnett Street Burnley) Compulsory Purchase Order 2022

The Burnley (18 Raglan Road Burnley) Compulsory Purchase Order 2022

2. That the Head of Legal and Democratic Services be authorised to agree terms for the acquisition of the properties, to acquire the properties in this report by agreement as an alternative to compulsory purchase in accordance with the terms of delegation.
3. To authorise the Head of Legal and Democratic Services to make minor amendments, modifications or deletions to the CPO schedule of interests and map, should this be necessary, and to finalise the making and submission of the CPO, including promoting the Council's case at public inquiry, if necessary.
4. Subject to confirmation by the Secretary of State to authorise the Head of Legal and Democratic Services to secure full title to and possession of the CPO land as appropriate by:
 - Serving notice of confirmation of the CPO on all interested parties
 - Serving notice of intention to execute a General Vesting Declaration
 - Executing the General Vesting Declaration
 - Serving Notices to Treat and/or Entry as appropriate
 - Acquiring land and interests by agreement if possible
5. That the Executive authorises the tendering of any renovation/building works in accordance with SOC 1, 15 and 16 and delegates power to accept the tender to the Head of Housing and Development Control.

6. That the Executive approves that the proceeds from the sale of the properties is recycled back into the Empty Homes Programme for further acquisitions and renovations.
7. That the Executive approves the facelifting schemes on Albion Street and Wytham Street in Padiham and the rears of Windsor and Ivory Street Burnley.
8. That the Executive approves the use of the Better Care Fund to rebuild a fully adapted house on the site of 10A Briercliffe Road for occupation by a family with disabled members subject to Lancashire County Council approval.

REASONS FOR DECISION

1. The owners of these properties have been contacted and have either not responded at all or have given no reasonable proposals for renovating the property or bringing it back into housing use.
2. These properties are long term vacant properties, being empty, in one case for 19 years. Without intervention by the Council through acquisition by agreement or CPO the properties may remain vacant, continue to deteriorate, attract anti-social behaviour, fly-tipping and arson, all of which cause fear in local residents, resulting in a declining neighbourhood.

18 Russell Terrace Padiham Burnley vacant since 11th February 2020

22 Wythburn Close Burnley vacant for approximately 4 years

25 Crow Wood Burnley vacant since 14th October 2016

38 Woodbine Road Burnley vacant since 30th June 2017

12 Herbert Street Burnley vacant since 14th January 2013

39 Herbert Street Burnley vacant since 19th January 2013

47 Piccadilly Road Burnley vacant since 12th February 1996

7 Parkinson Street Burnley vacant since 21st January 2011

80 Reed Street Burnley vacant since 22nd April 2019

17 Thurston Street Burnley vacant since 9th November 2017

23 Thurston Street Burnley vacant since 15th May 2012

25 Thurston Street Burnley vacant since 21st March 1998

24 Newman Street Burnley vacant since 3rd July 2020

10A Briercliffe Road Burnley vacant since at least 2008

91 Basnett Street Burnley vacant since 1st March 2015

18 Raglan Road Burnley vacant since 13th September 2017

3. To use facelifting as a regeneration tool in certain areas to improve the external appearance of blocks, to assist in raising property values, to assist in raising demand and so reducing the number of empty properties and to encourage complementary investment in the properties by their owners.
4. To further improve the appearance of key gateways and main thoroughfares.
5. Through the Vacant Property Initiative and Empty Homes Programme over 150 properties have been acquired, refurbished and re-sold or re let, bringing those properties back into use and providing high quality accommodation.

20. 2021-22 Final Revenue Outturn Position

PURPOSE

To report the provisional position on the Council's revenue accounts for 2021/22.

DECISION

That full Council be recommended to approve:

- a. The provisional final position on the Council's revenue account for 2021/22 shows a net underspend of £221k which has been transferred to the Revenue Support Reserve. The projected overspend from the outturn position estimated during quarter 3 budget monitoring was £12k.
- b. The transfers to/from Earmarked Reserves totalling a net £1.098m increase to reserves (see Appendix 2).
- c. The approval of additional revenue budget carry forward requests from Heads of Service totalling £1.349m (see Appendix 3).

REASON FOR DECISION

To conclude the revenue budget monitoring process for 2021/22 and report the final outturn position as outlined in the Council's Statement of Accounts for 2021/22.

21. 2021-22 Final Capital Outturn Position

PURPOSE

1. To report to Members on the performance of the 2021/22 capital investment programme and present the financing of capital expenditure incurred during 2021/22.
2. To seek approval of a revised 2022/23 capital budget after incorporating net carry forward commitments (slippage) from 2021/22.

DECISION

That full Council be recommended to approve:

- a. The final position on capital spending and financing of £33.504m for 2021/22 as shown in Appendices 1 & 2, which equates to 90% of the final resources position.
- b. The revised capital budget for 2022/23 totalling £41.408m as outlined in Appendix 3, (including net carry forward of £3.617m).

REASONS FOR DECISION

1. To conclude the capital budget monitoring process for 2021/22 and report the final outturn position as outlined in the Council's Statement of Accounts for 2021/22.
2. To increase the 2022/23 Council capital programme for amounts carried forward from 2021/22 and other budget adjustments as shown in Appendix 3.

22. Annual Treasury Management Review of 2021-22 Activity

PURPOSE

To inform members of the Council's treasury management activity during 2021/22.

DECISION

That full Council be recommended to note the annual treasury management activity for the year ended 31 March 2022.

REASONS FOR DECISION

To comply with the regulations issued under the Local Government Act 2003 to produce an annual treasury management report review of activities and the actual prudential and treasury indicators for 2021/22. This report meets the requirements of both the CIPFA Code of Practice on Treasury Management (the Code) and the CIPFA Prudential Code for Capital Finance in Local Authorities (the Prudential Code). Performance against the approved prudential and treasury indicators are shown in Appendix 1.

During 2021/22 the minimum reporting requirements were that Full Council should receive the following reports:

- an annual treasury strategy in advance of the year (Full Council 24 February 2021)
- a mid-year treasury update report (Full Council 08 December 2021)
- an annual review following the end of the year describing the activity compared to the strategy (this report).

The regulatory environment places responsibility on Members for the review and scrutiny of treasury management policy and activities. This report is therefore important, as it provides details of the outturn position for treasury activities and highlights compliance with the Council's policies previously approved by Members.

This Council confirms that it has complied with the requirement under the Code to give prior scrutiny to all of the above treasury management reports by the Scrutiny Committee before they were reported to Full Council. Member training on treasury management issues was undertaken during the year on 25 November 2021 in order to support Members' scrutiny role.

23. Exclusion of the Public

Members determined to exclude the public from the meeting before discussion took place on the following item of business on the grounds that in view of the nature of the business to be transacted if the public were present there would be a disclosure to them of exempt information within the meaning of part 3 of Schedule 12A of the Local Government Act 1972.

24. Towneley Hall Repairs

PURPOSE

To report the outcome of procurement for the Towneley Hall repair contract and to identify the additional capital resources that are required to fund the repairs.

DECISION

That the Executive endorses the outcome of the procurement set out in the report and that full Council be recommended to approve the additional provision identified in the financial sections of the report in the Council's Capital Programme 2024-25 to enable the repairs to Towneley Hall to be undertaken.

REASON FOR DECISION

The work to repair the Hall is vital to ensure the building is maintained.