

EXECUTIVE

Tuesday, 25th April, 2017
6.30 pm





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BURNLEY TOWN HALL

Tuesday, 25th April, 2017 at 6.30 pm

This agenda gives notice of items to be considered in private as required by Regulations (4) and (5) of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

Members are reminded that if they have detailed questions on individual reports, they are advised to contact the report authors in advance of the meeting.

Members of the public may ask a question, make a statement, or present a petition relating to any agenda item or any matter falling within the remit of the committee.

Notice in writing of the subject matter must be given to the Head of Governance, Law & Regulation by 5.00pm on the day before the meeting. Forms can be obtained for this purpose from the reception desk at Burnley Town Hall or the Contact Centre, Parker Lane, Burnley. Forms are also available on the Council's website www.burnley.gov.uk/meetings.

AGENDA

1) Apologies

To receive any apologies for absence

2) Minutes

To approve as a correct record the Minutes of the previous meeting held on 27th March 2017.

5 - 10

3) Additional Items of Business

To determine whether there are any additional items of business which, by reason of special circumstances, the Chair decides should be considered at the meeting as a matter of urgency.

4) Declaration of Interest

In accordance with the Regulations, Members are required to declare any personal or personal and prejudicial interests they may have and the nature of those interests in respect of items on this agenda and/or indicate if S106 of the Local Government Finance Act 1992 applies to them.

5) Exclusion of the Public

To determine during which items, if any, the public are to be excluded from the meeting.

6) Right To Speak

To consider questions, statements or petitions from Members of the Public.

7) Exclusion of the Public

To consider the exclusion of the public from the meeting before discussion takes place on the following items 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 VA of the Local Government Act 1972.

PRIVATE ITEMS

Details of any representations received by the Executive about why any of the following reports should be considered in public – None received.

Statement in response to any representations – Not required

8) Stoops and Hargher Clough Community Centre 11 - 14

To consider the transfer of freehold and lease of adjoining land regarding the Stoops and Hargher Clough Community Centre (report enclosed)

This item is private as it contains information relating to the financial or business affairs of any particular person (including the authority holding that information).

9) Padiham Town Hall Reinstatement 15 - 18

To approve the appointment of a specialist asbestos sub-contractor to remove asbestos encapsulant in the basement of Padiham Town Hall (report enclosed).

Information relating to the financial or business affairs of any particular person (including the authority holding that information)

MEMBERSHIP OF COMMITTEE

Councillor Mark Townsend (Chair)	Councillor Sue Graham
Councillor John Harbour (Vice-Chair)	Councillor Wajid Khan
Councillor Beatrice Foster	Councillor Lian Pate

PUBLISHED

Thursday, 13 April 2017

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EXECUTIVE

BURNLEY TOWN HALL

Monday, 27th March, 2017 at 6.30 pm

PRESENT

MEMBERS

Councillors M Townsend (Chair), B Foster, S Graham, W Khan and L Pate

OFFICERS

Pam Smith	– Chief Executive
Mick Cartledge	– Chief Operating Officer
Asad Mushtaq	– Head of Finance
Eric Dickinson	– Democracy Officer

108. Apologies

Apologies for absence were received from Cllr John Harbour

109. Minutes

The Minutes of the last meeting held on the 20th March 2017 were confirmed as a true record and signed by the Chair.

110. Additional Item of Business and Order of the Agenda

Purpose To seek approval to dispose of Blocks D and E of the Vision Park, Burnley.

Reason In order that the project can be progressed in a timely manner.
for
Decision

Decision In accordance with the provisions of Section 100 (B) (4) (b) of the Local Government Act 1972 the Chair decided that the item should be taken in view of the special circumstance outlined and be taken after item 13 on the agenda.

111. Burnley Leisure Scrutiny Review

- Purpose** To consider the outcomes of the Scrutiny Review of Burnley Leisure. The Chair of the Scrutiny Committee, Councillor Andy Tatchell, attended the meeting and presented the report to the Executive.
- Reason for Decision** To ensure the continued development of the Trust and the facilities
- Decision** (1) That the recommendations in the report from the Scrutiny Committee be endorsed, and that consequently the following recommendations be approved:
- (a) That Burnley Leisure Trust (“Trust”) be encouraged to continue to develop the marketing strategy to ensure the Trust continues to attract new and casual members, including consideration of development of a dedicated marketing position;
 - (b) That as part of the renewal of the booking system contract, that the Trust considers charging for box office bookings as part of the negotiations; and
 - (c) That the Trust considers implementing a desktop financial review of the Trust as part of the three yearly contract refresh, and
- (2) That the Trust and the Scrutiny Committee be thanked for their hard work and positive contribution on this work

112. Need Led Community Clean Up Campaign

- Purpose** To seek approval to Implement a needs led community clean-up campaign across the borough during 2017/18.
- Reason for Decision** To enable the Council to continue to deliver its ‘Clean Burnley’ strategic priorities, to support ongoing cleansing work and the recent appointment of Kingdom Environmental Services to undertake additional environmental enforcement action across the Borough, and to promote greater community involvement in local ward initiatives aimed at reducing littering, dog fouling and fly tipping incidents.
- Decision** That the implementation of a programme of ‘targeted’ ward activities be approved that aim to challenge and change behaviours and improve the awareness of the impacts of fly tipping and environmental crime across the borough for 2017/18.

113. Town Centre Master Plan

Purpose The purpose of this report is to seek the Executive's approval to appoint a suitably qualified consultancy team to prepare a comprehensive Town Centre Master Plan and to seek approval to procure a development partner for the Curzon Street site.

Reason for Decision Burnley Town Centre is a key priority for the Council and there are a number of development opportunities available, most notably the Curzon Street site. The Council does not have the expertise or capacity to carry out a master planning exercise in house and is therefore seeking to appoint a suitably qualified multi-disciplinary consultancy team to develop a vision and plan for the Town Centre.

Procuring a development partner for the Curzon street site will enable the council to deliver a major town centre regeneration scheme.

- Decision**
- (1) That the consultants brief for the Town Centre Master Plan set out in Appendix 1 of this report be approved;
 - (2) That Full Council be recommended to establish a budget of £100,000 for the Town Centre Master Plan as outlined in paragraph 15 of this report;
 - (3) That the Chief Operating Officer be authorised to undertake an OJEU procurement to engage a development partner to for the Council owned site at Curzon Street;
 - (4) That the Chief Operating Officer be authorised in consultation with the Executive Member for Regeneration and Economic Development to negotiate and access the most economically advantageous tender for the Curzon Street Site;
 - (5) That the Head of Governance, Law, Property and Regulation be authorised to execute all documents necessary to give effect to the above decisions; and
 - (6) That the funding of £30,000 be approved to engage external professional support with regard to the Curzon Street procurement exercise as set out in paragraph 16 of this report.

114. Exclusion of the Public

Purpose To consider when it may be relevant to exclude the public from the meeting, and clarify the order of the agenda.

Reason for Decision Minute Numbers 115,116 and 117 contain exempt information relating to the financial or business affairs of any particular person (including the authority holding that information).

Decision That the public be excluded from the meeting before discussion takes place on the items relating to Minutes 115,116 and 117 since 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 VA of the Local Government Act 1972.

115. Padiham Leisure Centre Gym Equipment

Purpose To seek approval to replacing the fitness equipment and refurbishing the fitness areas at Padiham Leisure Centre.

Reason The main income stream for Burnley Leisure comes from gym for memberships and it is essential that the Trust continues to offer high- Decision quality up to date fitness equipment in a modern environment to retain customers and develop the business.

Decision (1) That the replacement fitness equipment and refurbishment of fitness areas at Padiham Leisure Centre be approved; and

(2) That Full Council be recommended to establish a new budget in the 2017/18 Capital Programme for the Padiham Leisure Centre Replacement Gym Equipment for £155,000 funded through prudential borrowing with repayments being funded from contributions from the Leisure Trust contingency budget and income from the residual value of the old gym equipment.

116. Towneley Golf Course

Purpose To consider the transfer of the operation of Towneley Golf Course to Burnley Leisure.

Reason The transfer of the golf course will enable a more focussed approach for to operating and developing the golf course whilst creating synergies with Decision other key leisure facilities within the Borough in particular the golf facilities at Prairie Sports Village.

Decision (1) That the transfer of the operation of Towneley Golf Course to Burnley Leisure be approved with effect from 1 April 2017, and authorise the Chief Operating Officer, in consultation with the Executive Member for Leisure and Culture and Executive Member for Resources and Performance Management to finalise the details of the transfer; and

(2) That the Head of Governance Law Property and Regulation action any required Deed of Variation to the Management and Funding Agreement and Licence to Occupy to reflect the new facility being

taken on by Burnley Leisure.

117. Disposal of Block D and E, Vision Park, Burnley

Purpose To seek approval to market for sale units currently known as Block D/E, Vision Park Burnley as per the plan in Appendix 1 and dispose of them at market value.

Reason for Decision To facilitate the timely disposal of units at Vision Park

Decision

- (1) That the sale of the units within Block D/E on the open market be approved;
- (2) That delegated authority be given to the Head of Regeneration and Planning Policy in consultation with the Head of Finance and the Executive Member for Resources to agree the terms of any long leasehold disposals; and
- (3) That the Head of Governance, Law, Property & Regulation be authorised to complete all documents necessary to give effect to this decision.

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

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