



EXECUTIVE

BURNLEY TOWN HALL

Wednesday, 30th November, 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
Lukman Patel	– Chief Operating Officer
Rob Dobson	– Head of Policy and Engagement
Amy Johnson	– Finance Manager
Alison McEwan	– Democracy Officer

52. Minutes

The minutes of the last meeting were approved as a correct record and signed by the Chair.

53. Declaration of Interest

The Monitoring Officer in consultation with the Chair of Audit & Standards Committee had granted a dispensation relating to Garden Waste Collections and Contract Car Parking Charges in order that members were able to participate in and vote on Minute 57 (Fees & Charges Tariff).

Cllrs A Anwar, M Lishman and S Hussain declared a non-prejudicial other interest in Minute 58.

54. Revenue Budget Monitoring Q2 2022/23

PURPOSE

To report the forecast outturn position for the year as at 31 March 2023 based upon actual spending and income to 30 September 2022.

REASON FOR DECISION

To give consideration to the level of revenue spending and income in 2022/23 as part of the effective governance of the Council and to ensure that appropriate management action is taken to ensure a balanced financial position. The Council expects to close the budget gap by the end of the financial year as it has done in previous years.

DECISION

The Executive noted that:

- a. the projected revenue budget forecast position of a net overspend of £89k, as summarised in table 1 and detailed in Appendix 1. The net overspend of £89k has reduced from a forecast net overspend of £149k as reported in Quarter 1.
- b. the financial impact of the Coronavirus pandemic and the cost-of-living crisis as can be seen in paragraph 5. In view of these exceptional times the revenue monitoring position is uncertain.

The Executive is agreed to seek approval from Full Council for:

- c. The latest revised net budget of £15.322m as shown in Table 1, and
- d. The net transfers from earmarked reserves of £2.710m as shown in Appendix 2.

55. Capital Budget Monitoring Q2 2022/23

PURPOSE

To provide Members with an update on capital expenditure and the resources position along with highlighting any variances.

REASON FOR DECISION

To effectively manage the 2022/23 capital programme.

DECISION

The Executive resolved to:

- a. Recommend to Full Council, approval of net budget changes totalling a decrease of £2,694,558 giving a revised capital budget for 2022/23 totalling £38,738,753 as detailed in Appendix 1.
- b. Recommend to Full Council, approval of the proposed financing of the revised capital budget totalling £38,738,753 as shown in Appendix 2.
- c. Note the latest estimated year end position on capital receipts and contributions showing an assumed balance of £2,001,897 at 31 March 2023 as shown in Appendix 3.

56. Treasury Management Mid-Year Review 2022/23

PURPOSE

To report treasury management activity for the first half year of 2022/23 covering the period 1 April to 30 September 2022.

REASON FOR DECISION

To inform members of the treasury management activity in the first half of 2022/23 and to fulfil statutory and regulatory requirements.

DECISION

The Executive resolved to:

- Note the treasury management activities undertaken during the period 1 April to 30 September 2022, and;
- Recommend that Full Council endorse the mid-year update on Treasury Management Strategy for 2022/23 in compliance with the requirements of the Chartered Institute of Public Finance and Accountancy's (CIPFA) Code of Practice on Treasury Management.

57. Fees & Charges Tariff 2023/24

PURPOSE

To inform Members of the Council's proposed fees and charges from 1 April 2023.

REASON FOR DECISION

To set the Council's fees and charges from 1 April 2023 and assist in finalising the 2023/24 budget process.

DECISION

That the Executive resolved to approve and recommend to Full Council to approve:

- the proposed tariff of fees & charges from 1 April 2023 with an increase of 5% as outlined in Appendix A attached, with a range of exceptions as outlined in the report.
- Authorisation to the Head of Finance and Property, in consultation with the relevant Head of Service, to determine any new charges or changes to existing charges relating to the preparation and approval of the 2023/24 revenue budget.
- Authorisation to Executive Portfolio Members to amend fees & charges periodically in their own area with the prior agreement of the Head of Finance and Property.
- Authorisation to the Strategic Head of Economy and Growth, in consultation with the Executive Member for Resources and Performance Management and the

Head of Finance and Property, to adjust fees and charges in relation to the Markets service from time to time to reflect current trading conditions and the overall position of the market.

58. Household Support Fund

PURPOSE

To seek approval to deliver the Household Support Fund.

REASON FOR DECISION

The proposed scheme is targeted towards a clearly defined need and is manageable given the size of the allocation and the time available to deliver it.

DECISION

The Executive resolved that:

- That the priority for Burnley Council's allocation of Household Support funding is reducing food poverty and support for residents who may not have benefited from other cost of living payments from central or local government.
- That the Head of Policy and Engagement is given delegated authority to finalise a delivery plan for the scheme, in consultation with the Head of Finance and Property and the Executive Member for Finance and Performance.

59. Dog Control Public Space Protection Order

PURPOSE

To seek approval to extend the Public Spaces Protection Order Dog Control (PSPO) in accordance with the current legislation (s60 Anti-Social Behaviour, Crime and Policing Act 2014).

REASONS FOR DECISION

The existing Order has been in place since 19th December 2019 and, as stated in the Act, has a duration of 3 years. At this point it must be extended for it to remain enforceable. There are no proposed amendments to the existing Public Spaces Protection Order.

Issues relating to the control of dogs in public areas and the immediate removal of dog faeces are still of concern to residents and, if not addressed, have the potential to have a detrimental effect on the quality of lives of those in the locality.

DECISION

The Executive resolved to:

- Continue with the consultation regarding the renewal of the PSPO;
- Grant authority to the Head of Streetscene to agree whether to renew the PSPO and the final content of the PSPO.
- Grant authority to the Head of Legal & Democratic Services, in consultation with the Head of Streetscene, to execute the extension of the Dog Control Public Space Protection Order for a further 3 years, if considered appropriate to do so.

60. Exclusion of the Public

That the public be excluded from the meeting before discussion takes place on Minute 61 relating to Town to Turf Scheme 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 Schedule 12s of the Local Government Act 1972.

61. Town to Turf Scheme - Procurement of Materials

PURPOSE

To seek approval to place a direct order with Hardscape Ltd the sole supplier for Kellen paving materials without delay to ensure fulfilment to meet construction phasing deadlines and minimise the risk of the scheme over-running with the external funding being recovered as a result.

REASON FOR DECISION

To ensure critical path programme delivery to secure scheme completion in June 2024, without foreseeable delays and without the risk of the external funding being recovered.

To enable the Council to timely award contracts for services and materials.

DECISION

The Executive resolved to:

- Delegate authority to the Head of Finance and Property to purchase materials with a value in excess of £100,000.
- Waive Standing Orders 18 to 22 (public notice, contract conditions, tender receipt and acceptance) in order that a direct award in line with DLUHC funding requirements can be made to Hardscape Ltd as sole supplier for materials required to deliver the 'Town 2 Turf' scheme.
- Waive call-in following the agreement of the Chair of Scrutiny due the urgent requirement to place this order and minimise the risk of the scheme over-running with the external funding being recovered as a result.