

CABINET

TUESDAY, 6 JUNE 2023

Present: Councillor M Radulovic MBE, Chair

Councillors: G Marshall (Vice-Chair)
S A Bagshaw
R E Bofinger
C Carr
H J Faccio
J W McGrath
H E Skinner
P A Smith
V C Smith

Apologies for absence were received from Councillors

1 APOLOGIES

There were no apologies for absence.

2 DECLARATIONS OF INTEREST

Councillor J W McGrath declared a non-registerable interest in item 5.1 as a member of his family is employed by Liberty Leisure Ltd, minute number 5.1 refers. Councillor McGrath declared an other registerable interest in item 8.1 as he is a member of the Stapleford Town Board, minute number 7.1 refers. Councillor McGrath declared an other registerable interest in item 12.1 as a number of those mentioned in the report were known to him, minute number 11.1 refers.

Councillor H E Skinner declared an other registerable interest in item 7.1 as she is a Board member of Chilwell Community Association, minute number 6.1 refers.

3 MINUTES

The minutes of the meeting held on 14 March 2023 were confirmed as a correct record.

4 EXERCISE OF THE CHIEF EXECUTIVE'S URGENCY POWERS

Cabinet noted the exercise of the Chief Executive's Urgency Powers, including the approval of a budget of £20,000 to commission a refresh of the evidence base for the possible adoption of a Community Infrastructure Levy for Broxtowe, which will be funded directly from General Fund Reserve balances in 2023/24. It was suggested

that training be organised for Members in relation to information about the Community Infrastructure Levy.

In the second case of the use of Urgency Powers, the Chief Executive was approached by a leader from the Muslim community in Beeston to exercise discretion to waive the requirement of a double charge for out of Borough residents for burial in the Muslim burial ground in Chilwell.

5 REPORT OF MULTIPLE PORTFOLIO HOLDERS

5.1 BRAMCOTE LEISURE CENTRE SHOWER AREA WALL TILES REPLACEMENT

Cabinet was informed that Liberty Leisure Ltd had carried out ongoing maintenance to the shower area at Bramcote Leisure Centre by replacing broken, loose and fallen tiles. The walls that the tiles were attached to were no longer suitable for attaching new tiles as the wall was too wet and damaged in places. It was stated that the area was unsafe with tiles occasionally starting to fall off the wall with other tiles being broken. Plastic sheeting was being used as a temporary solution to make the area safe while customers showered. Following inspection, the Interim Head of Asset Management had identified the area was unsafe and required remedial work urgently.

RESOLVED that the funds requested for the installation of failed tiling within the swimming facilities to replace the existing wall tiles be approved.

Reason

The Council, as a provider of Leisure Services has a legal duty to ensure the safety of its buildings and the Health and Safety of its staff and visitors. This duty is stated in the Health and Safety at Work Act 1974 and associated legislation.

(Councillor J W McGrath, having declared a non-registerable interest in the item left the room prior to discussion or voting thereon.)

6 LEISURE AND HEALTH

6.1 INTRODUCTION OF CHARGING FOR FOOD HYGIENE RE-RATING INSPECTIONS

The Council operates the National Food Hygiene Rating Scheme which gives businesses in scope a food hygiene rating that they can display in their premises. A rating between 0 (urgent improvement necessary) to 5 (very good) can be given. Any business scoring less than a 5 can request a re-rating inspection in accordance with the Brand Standard. This activity can be charged for to offset the cost of providing this activity.

RESOLVED that Food Hygiene Re-Rating requests are charged for on a cost recovery basis and that fees are reviewed annually.

Reason

The ability to charge allows for greater flexibility in the number of requests a business can make.

6.2 GRANTS TO VOLUNTARY AND COMMUNITY ORGANISATIONS, CHARITABLE BODIES AND INDIVIDUALS INVOLVED IN SPORTS, THE ARTS AND DISABILITY MATTERS 2023/24

Cabinet considered requests for grant aid in accordance with the provisions of the Grant Aid Policy. New Stapleford Community Association had requested £4,000. A further grant request had been made for the D H Lawrence Music Festival.

RESOLVED that the grant aid requests be approved accordingly.

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| 1. | New Stapleford Community Association | £4,000 |
| 2. | D H Lawrence Music Festival | £2,500 |

Reason

Consideration for not awarding the grant may have a negative impact for the users and individuals relying on the service. The Council is empowered to make grants to voluntary organisations by virtue of Section 48 Local Government Act 1985 (as well as other Legislation). Having an approved process in accordance with legislation and the Council's Grant Aid Policy would ensure the Council's compliance with its legal duties

(Councillor H E Skinner, having declared an other-registerable interest in the item left the room prior to discussion or voting thereon.)

7 ECONOMIC DEVELOPMENT AND ASSET MANAGEMENT

7.1 UPDATE ON STAPLEFORD TOWN DEAL

Cabinet received an update on the delivery of the £21.1 million Stapleford Town Deal Programme and noted the progress being made to deliver the Stapleford Towns Fund projects. It was stated that consideration of the interests of all parties would be taken into account and that any decisions would consider the outcomes of any consultation event.

RESOLVED that:

- 1. A bid be submitted by the Council to The Football Foundation for funding for a 3G football pitch to be located on Hickings Lane recreation ground subject to planning permission being secured.**
- 2. Approval is sought to provide a single tender waiver for VIA EM for the detailed design of the Cycle Super Highway Network; (An exception to the Council's financial procedure rules be made), to enable a Single Tender award of contract to VIA EM, under the Town Deal's Local Assurance Framework to enable design of the Cycle Network as part of the Stapleford Town's deal.**

Reason

Formal endorsement was necessary for decisions in the Council's capacity as accountable body. The decisions are supported by both the Stapleford Town Deal Executive Board and the Town Deal Delivery Board. The decisions pertained to submitting a bid to the Football Foundation for a 3G football pitch on Hickings Lane and mandates to accept a single tender waiver for VIA EM.

(Councillor J W McGrath, having declared an other-registerable interest in the item, left the room prior to discussion or voting thereon.)

7.2 UPDATE ON LEVELLING UP FUND PROGRAMME: 'KIMBERLEY MEANS BUSINESS AND SHARED PROSPERITY FUND YEAR TWO, GOVERNANCE & DELIVERY DECISIONS

Cabinet received an update on the progress of both the Kimberley Levelling Up Fund and Borough-wide Shared Prosperity Fund Regeneration Programmes. It was noted that the UKSPF Member Advisory Working Group had been included in the constitutional amendments endorsed by full Council. The Working Group's recommendations would be referred to Cabinet for approval unless urgent, in which case recommendations of the Working Group would be delegated to the Deputy Chief Executive for a decision.

It was stated that there would be endeavours taken to enable a governance method which suited Kimberley Town Council in addition to the representation of stakeholders without constraining decision making abilities.

RESOLVED that:

- 1. The decisions in respect of the next steps in the Kimberley Means Business Levelling Up delivery plan as detailed in appendix 1 of the report be approved.**
- 2. The decisions in respect of the next steps in the Broxtowe Shared Prosperity Fund as detailed in appendix 2 of the report be approved.**
- 3. Three separate workshops respectively for Officers, Officers and Members and Officers, Members and wider stakeholders be held to develop and propose the detail of governance arrangements for delivery and governance oversight of the Kimberley LUF**
- 4. The temporary Economic Development Officer post be extended to a period of two years, funded from additional capacity grant from the government.**

Reason

By endorsing the decisions this would enable the further determination of the programme of Governance for both funds.

8 CABINET WORK PROGRAMME

Cabinet considered the Work Programme, including potential key decisions that would help to achieve the Council's key priorities and associated objectives. It was suggested that an update on the Arthur Mee Centre be submitted to a future meeting.

RESOLVED that the Work Programme, including key decisions, be approved.

Reason

The items included in the work programme would help to achieve the Council's key priorities and associated objectives.

9 EXCLUSION OF PUBLIC AND PRESS

RESOLVED that, under Section 100A of the Local Government Act, 1972, the public and press be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1, 2, 3 and 4 of Schedule 12A of the Act.

10 ECONOMIC DEVELOPMENT AND ASSET MANAGEMENT

10.1 UPDATE ON STAPLEFORD TOWN DEAL FUND APPENDIX

Cabinet noted the appendix from agenda item 11.1.

10.2 UPDATE ON LEVELLING UP FUND PROGRAMME: 'KIMBERLEY MEANS BUSINESS AND SHARED PROSPERITY FUND YEAR TWO, GOVERNANCE & DELIVERY DECISIONS APPENDIX 3

Cabinet noted the appendix from agenda item 11.2.

10.3 PROPOSAL FOR THE GRANT OF LICENCES AND LEASES OF VARIOUS PREMISES & APPROVE WORK TO PREMISES

RESOLVED that:

1. **The proposals relating to the letting of premises/accommodation at Montrose Court, the Council Offices and at The Square, Beeston be approved.**
2. **A budget for the provision for the cost of blinds to be installed in the Arc Cinema be included within the residual balance of the Beeston Square Phase 2 scheme in the Capital Programme which is due to be carried forward to 2023/24.**

Reasons

1. The lettings provide flexibility for the Council and generates income from available space to good quality tenants.
2. The lobby area has had substantial solar gain in this area because of the large area of glazing. To resolve this and having considered alternative options, it is proposed that blinds are installed.

11 RESOURCES AND PERSONNEL POLICY

11.1 IRRECOVERABLE ARREARS

RESOLVED that the arrears in excess of £1,200 on national non-domestic rates, council tax, rents, housing/council tax benefit overpayment and sundry debtors as set out in the report be written off and to note the exercise of the Deputy Chief Executive's delegated authority under financial regulation 5.9.

(Councillor J W McGrath, having declared an other-registerable interest in the item, left the room prior to discussion or voting thereon.)