

EXECUTIVE BOARD

Thursday 14th July 2022

PRESENT

COUNCILLOR:

Councillor Phil Riley
 Councillor Mustafa Desai
 Councillor Julie Gunn
 Councillor Jim Smith
 Councillor Mahfooz Hussain
 Councillor Damian Talbot
 Councillor Quesir Mahmood

PORTFOLIO:

Leader of the Council
 Adults, Social Care and Health
 Children, Young People and Education
 Environment and Operations
 Digital and Customer Services
 Public Health, Prevention & Wellbeing
 Growth & Development

ALSO IN ATTENDANCE:

Muhammed Bapu

Youth MP

	Item	Action						
1	<p><u>Welcome and Apologies</u></p> <p>The Leader of the Council, Councillor Phil Riley, welcomed all to the meeting. Apologies were received from Councillors Vicky McGurk and John Slater and the Deputy Youth MPs, Hasti Jahanghiri and Isabelle Crawford.</p>							
2	<p><u>Minutes of the Previous Meeting</u></p> <p>The Minutes of the Meeting held on 9th June 2022 were agreed as a correct record.</p>	Agreed						
3	<p><u>Declarations of Interest</u></p> <p>There were no Declarations of Interest submitted.</p>							
4	<p><u>Equality Implications</u></p> <p>The Chair asked Members to confirm that they had considered and understood any Equality Impact Assessments associated with reports on the agenda ahead of making any decisions.</p>	Confirmed						
5	<p><u>Public Forum</u></p> <p>In accordance with Part 3 of the Executive Board Procedure Rules for questions/statements by members of the public, the following questions/statements have been received, details of which are set out below:-</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 33%;"><u>Name of Person asking the Question</u></th> <th style="width: 33%;"><u>Subject Area</u></th> <th style="width: 33%;"><u>Response by</u></th> </tr> </thead> <tbody> <tr> <td>Linda Corban</td> <td>Environmental Assessment Plan</td> <td>Quesir Mahmood, Growth and</td> </tr> </tbody> </table>	<u>Name of Person asking the Question</u>	<u>Subject Area</u>	<u>Response by</u>	Linda Corban	Environmental Assessment Plan	Quesir Mahmood, Growth and	
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	Item		Action						
	Kingswood Green Development	Homes Hills	Development						
	<p>Councillor Mahmood gave a response to the question and supplementary question arising, advising that an Environmental Statement was not required, advising however he would check back with the Department following Ms Corban's comments that according to her research an Environmental Assessment was required on a site of this size, and respond in writing.</p>								
6	<p><u>Questions by Non-Executive Members</u></p> <p>In accordance with Part 4 of the Executive Board Procedure Rules for questions/statements by Non-Executive Members, the following questions/statements had been received, details of which are set out below:-</p> <table border="1"> <thead> <tr> <th>Name of Non-Executive Member asking the Question</th> <th>Subject Area</th> <th>Executive Member and Portfolio</th> </tr> </thead> <tbody> <tr> <td>Councillor Paul Marrow</td> <td>Dangerous Dogs</td> <td>Councillor Jim Smith, Environment and Operations</td> </tr> </tbody> </table> <p>Councillor Smith responded to the question and supplementary question, advising of the Council's approach to dealing with dog fouling, noise nuisance and dog attacks, noting that the Council had no legal powers to intervene or assist in seizing or destroying a dangerous dog, which was a police matter, but agreed to see what else the Council could do in terms of dog on dog attacks.</p>			Name of Non-Executive Member asking the Question	Subject Area	Executive Member and Portfolio	Councillor Paul Marrow	Dangerous Dogs	Councillor Jim Smith, Environment and Operations
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Councillor Paul Marrow	Dangerous Dogs	Councillor Jim Smith, Environment and Operations							
7	<p><u>Youth MPs Update</u></p> <p>The Youth MP verbally reported on recent events and activities including :</p> <ul style="list-style-type: none"> • Progress of the Young Inspectors Programme/Wellbeing Champions Project • The recent Youthforia Event and forthcoming Annual Conference • Forthcoming Residential Visits • In terms of the two Deputy Youth MPs, Hasti was currently having a rest after a very busy period, and Isabelle would 		Noted						

	Item	Action
8.1	<p>be stepping down, and would be replaced by Kasim Shah.</p> <p>Councillor Mustafa Desai invited the Youth MPs to get involved in transition work involving the 18-25 cohort, and Councillor Julie Gunn reflected on the ongoing positive work of the Youth MPs.</p> <p><u>NHS Health and Social Care Integrated System Governance Update</u></p> <p>The Executive Board was provided with an update on key matters in relation to health and care system reform in 2022/23, including the establishment of the Lancashire and South Cumbria Health and Care Partnership and were asked to endorse the Terms of Reference, attached as Appendix A, associated with the Health and Care Partnership.</p> <p>The four Upper Tier Local Authorities in Lancashire and South Cumbria (with engagement with North Yorkshire County Council due to some cross boundary areas) and the Integrated Care Board (ICB) had a requirement to ensure appropriate arrangements were in place to establish an interim Lancashire and South Cumbria Health and Care Partnership (known nationally as the Integrated Care Partnership) from 1st July 2022. Working collectively the local authorities and the ICB had now set out proposals for the immediate next steps for the HCP in terms of Phase One - Set Up (May – June) and Phase Two - Development (July – December). This will enable organisations to meet the new statutory requirements, focus on agreeing what they would do together and deliver, rather than creating undue process or complex governance, and allow time to build a new culture of partnership working for Lancashire and South Cumbria.</p> <p>Formally established on 1st July 2022, the ICB, an NHS statutory body, would take on the NHS commissioning functions of CCGs as well as some of NHS England’s commissioning functions. It would also be accountable for NHS spend and performance within the Lancashire & South Cumbria system.</p> <p>RESOLVED -</p> <p>That the Executive Board:</p> <ul style="list-style-type: none"> • Note the update provided in relation to establishing the Integrated Care Board, the Health and Care Partnership and the Place Based Partnerships in Lancashire and South Cumbria; and • Endorse the proposed Terms of Reference for the Health and Care Partnership as attached at Appendix A 	<p></p> <p>Noted</p> <p>Approved</p>

	Item	Action
8.2	<p><u>Schools Estates and Capital Variation</u></p> <p>A report was submitted which presented for approval variations to the 2021/2022 schools capital programme to enable necessary repairs and maintenance at four schools.</p> <p>RESOLVED –</p> <p>That the Executive Board:</p> <p>Approves a variation to the 2021/2022 schools capital programme to include new projects including:</p> <ul style="list-style-type: none"> • £250k for immediate roof repairs to Newfield School (complex needs building) • £20k for immediate repairs to the MUGA pitch on Troy Street, Blackburn • £35k for a replacement boiler at Belmont Primary School • £25k for a replacement water main at Longshaw Junior School. 	Approved
8.3	<p><u>Changing Futures Funding</u></p> <p>Members received a report which advised that the Council was the lead authority for a Lancashire wide integrated support programme for the most disadvantaged adults across the whole county named Changing Futures.</p> <p>The Changing Futures Programme was funded by the Department of Levelling Up Housing and Communities (DLUHC) and The National Lottery Community Fund. On behalf of the partners BwD Council would receive a total of £6.499million over 3 years through to 2023-24. Programme delivery was split across 4 Changing Futures locality footprints.</p> <p>The Council was hosting the core programme delivery team and was the lead authority for Pennine, covering BwD and the 5 East Lancashire boroughs. The Council had led the development of a robust road map to collect data to fulfil the programme data requirements, supported by data sharing frameworks. The Lancashire programme was one of the most developed nationally in terms of partnerships and delivery and had reached the point at which delivery with beneficiaries would begin soon.</p> <p>RESOLVED- That the Executive Board:</p> <p>That Executive Board:</p> <ul style="list-style-type: none"> • Note and endorse the Council’s role as lead authority and accountable body; and • Note the approach to financial management through MOU’s with lead authorities across Lancashire. 	<p>Noted and Approved</p> <p>Noted and Approved</p>

	Item	Action
8.4	<p><u>Regulation of Investigatory Powers Act 2000 Procedure and Guidance</u></p> <p>The Executive Board received a report requesting approval of the newly drafted corporate RIPA Procedure and Guidance which was compliant with the latest Home Office Statutory Codes of Practice and which informed the Board that once this was approved the recommendations made by the Inspector from the Investigatory Powers Commissioners Office in 2019 would have been followed.</p> <p>RESOLVED – The Executive Board:</p> <ul style="list-style-type: none"> • Agrees to adopt the new Procedure and Guidance see Appendix 1, and • Note that the recommendations of the last inspection including ensuring that the Procedure and Guidance complies with the new Codes of Practice and undertaking the required training have been followed. 	<p>Approved</p> <p>Noted</p>
8.5	<p><u>Land at Lower Phillips Road</u></p> <p>Members received a report outlining a request from an existing leaseholder and tenant of the Council to acquire the Councils freehold interest of the land they currently occupied.</p> <p>The report sought approval to authorise the Strategic Director, Growth and Development to enter into a building licence and subsequently to dispose of the Council’s freehold interest in land at Philips Road, Whitebirk, Blackburn. The land at Philips Road was currently occupied by way of a 99 year ground lease with effect from 31 December 1972 (50 years unexpired).</p> <p>By disposing of the freehold, this would allow the existing tenant to invest in new buildings, machinery and facilities that would retain this important employer in the Borough.</p> <p>RESOLVED –</p> <p>That the Executive Board:</p> <p>2.1 Approve the disposal of the Council’s freehold interest to the current occupier as Special Purchaser.</p> <p>2.2 Authorise the Growth Programme Director to finalise and complete the terms of the disposal.</p> <p>2.3 Authorises the Deputy Director for Legal and Governance to complete the necessary legal formalities in the disposal process.</p>	<p>Approved</p> <p>Approved</p> <p>Approved</p>
8.6	<p><u>Revenue Outturn Report 2021/22 Quarter 4</u></p> <p>A report was submitted on the overall revenue financial position of the Council for the year ended 31st March 2022, highlighting any</p>	

	Item	Action
	<p>significant issues and explaining variations in the final quarter of the financial year. Also to determine the year end position with regard to portfolio under/overspends and the impact on earmarked and unallocated reserves.</p> <p>RESOLVED -</p> <p>The Executive Board is asked to approve:</p> <ul style="list-style-type: none"> the portfolio budget adjustments outlined in Appendix 1 the outturn summary provided in Appendix 2 the earmarked reserves position shown in Appendix 3 	Approved
8.7	<p><u>Corporate Capital Budget and Balance Sheet Monitoring Report 2021/22 Quarter 4</u></p> <p>Members received a report on the overall financial position of the Council in respect of the capital programme as at 31st March 2022, highlighting key issues and explaining variations at the year end with regard to scheme under/overspends and slippage since the last report to the Executive Board in February 2022.</p> <p>RESOLVED -</p> <p>The Executive Board is asked;</p> <ul style="list-style-type: none"> to approve the revised capital programme as per Appendix 1, to approve the variations to the programme shown in Appendix 2. 	Approved Approved
8.8	<p><u>Treasury Management Outturn Report 2021/22</u></p> <p>Members received a report on the Treasury outturn for 2021/22.</p> <p>RESOLVED -</p> <p>The Executive Board is asked;</p> <ul style="list-style-type: none"> to note the outturn position for 2021/22, and; to note the updated PWLB lending guidance. 	Noted Noted
9.1	<p><u>Vehicle Replacement Programme</u></p> <p>The Executive Board received a report which advised that the Council's vehicle replacement programme had identified that a number of teams across the Council had vehicles that were ageing and needed replacing. There were also a number of hired vehicles on the Council's fleet which was not the most economical way of providing vehicles for the various services, so a recommended approach was outlined in the report submitted.</p>	

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	<p>RESOLVED -</p> <ul style="list-style-type: none"> • It is recommended that Executive Board authorise the replacement of these old and hired vehicles, and the addition of £1,300,000 to the capital programme for this purpose, as part of the Council's vehicle replacement programme. • That delegated authority is given to the Director of Finance to determine the most appropriate method of financing the acquisition of these vehicles. 	<p>Approved</p> <p>Approved</p>
9.2	<p><u>Disposal of Plot 4 Millbank, Lower Darwen</u></p> <p>Approval was sought to proceed with the sale of Plot 4 at Millbank Business Park, Lower Darwen, via Barnfield Blackburn Ltd, a company in which the Council was part shareholder.</p> <p>Hippo Vehicle Solutions Ltd had made an offer to purchase the site and the provisional Heads of Terms agreed, were detailed in the Part 2 Report submitted at Agenda Item 11.1.</p> <p>RESOLVED –</p> <p>2.1 Approve that the Council as shareholder of Barnfield Blackburn Ltd authorises the nominated Council Directors to sign off the sale of Plot 4 Millbank Business Park, Lower Darwen (shown edged red on the attached plan) to Hippo Vehicle Solutions Ltd.</p> <p>2.2 Authorise the nominated Council Directors to finalise and complete the terms of the disposal.</p> <p>AT THIS STAGE OF THE PROCEEDINGS THE PRESS AND PUBLIC WERE EXCLUDED FROM THE MEETING.</p>	<p>Approved</p> <p>Approved</p>
11.1	<p><u>Disposal of Plot 4 Millbank, Lower Darwen</u></p> <p>Further to the report submitted at Agenda Item 9.1, an additional report was submitted, containing commercially sensitive information.</p> <p>RESOLVED – The Executive Board:</p> <p>2.1 Approve that the Council as shareholder of Barnfield Blackburn Ltd authorises the nominated Council Directors to sign off the sale of Plot 4 Millbank Business Park, Lower Darwen (shown edged red on the attached plan) to Hippo</p>	<p>Approved</p>

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	<p>Vehicle Solutions Ltd.</p> <p>2.2 Authorise the nominated Council Directors to finalise and complete the terms of the disposal.</p>	<p>Approved</p>
<p>11.2</p>	<p><u>Land at Lower Phillips Road</u></p> <p>Further to the report submitted at Agenda Item 8.5, an additional report was submitted, containing commercially sensitive information.</p> <p>That the Executive Board:</p> <p>2.1 Approve the disposal of the Council's freehold interest to the current occupier as Special Purchaser.</p> <p>2.2 Authorise the Growth Programme Director to finalise and complete the terms of the disposal.</p> <p>2.3 Authorises the Deputy Director for Legal and Governance to complete the necessary legal formalities in the disposal process</p> <p>Signed at a meeting of the Board</p> <p>on 11th August 2022</p> <p>(being the ensuing meeting on the Board)</p> <p>Chair of the meeting at which the Minutes were confirmed</p>	<p>Approved</p> <p>Approved</p> <p>Approved</p>