



EXECUTIVE

BURNLEY TOWN HALL

Tuesday, 23rd July 2013 at 6.30 pm

PRESENT

MEMBERS

Councillors Julie Cooper (in the Chair), Howard Baker, John Harbour, Tony Harrison, Shah Hussain and Mark Townsend

OFFICERS

Steve Rumbelow - Chief Executive
Mick Cartledge - Director of Community Services
Helen Seechurn - Director of Resources
Tom Forshaw - Head of Chief Executive's Office
Paul Gatrell - Head of Housing and Development control
Imelda Grady - Democracy Officer

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| 29. | Minutes |
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The Minutes of the Meeting held on the 25th June 2013 were confirmed as a correct record and signed by the Chair.

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| 30. | Minutes of Individual Decisions |
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The Minutes of the following individual decision made since the last meeting was noted;

Minute 1 - Part Time Temporary Post - Project Manager (Regeneration)

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| 31. | Capital Budget Monitoring Report 2013/2014 Cycle 1 (to 30th June 2013) |
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Purpose To provide Members with an update on capital expenditure and resources position along with highlighting any variances.

Reason for Decision To effectively manage the 2013/14 capital programme.

Decision **(1) That Full Council be recommended to approve the revised capital budget for 2013/14 totalling £27,769,702, as outlined in Appendix 1.**

(2) That the proposed financing of the revised budget totalling

£27,769,702 as shown in Appendix 2, be noted

- (3) That the latest position on capital receipts and contributions showing an assumed balance of £1,326,108 in appendix 3 as at 30th June 2013, be noted

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| 32. | Revenue Budget Monitoring Report |
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Purpose To report the forecast outturn position for the year as at 31st March 2014 based upon actual spending and income to 30th June 2013.

To recommend any changes to the approved revenue budget which are considered necessary.

Reason for Decision To give consideration to the level of revenue spending and income in 2013/14 as part of the effective governance of the Council and to ensure that appropriate management action is taken to ensure a balanced financial position.

Decision **That Full Council be recommended to**

(1) approve a revised net budget requirement of £16,721k reflecting the updated position referred to in paragraph 8 of the report;

(2) note the overall financial position with a projected outturn variance of £260k (under spend) as shown in the overview table in paragraph 8 of the report;

(3) note the key risks affecting the budget position and the management action being taken to mitigate; and

(4) approve the transfers to and from earmarked reserves as shown in appendix 5 of the report.

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| 33. | Weaver's Triangle Release of Capital |
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Purpose To request the Executive's approval to the release of funds from the Council's Capital Programme 2013/14.

Reason for Decision To allow the continuation of the Weavers' Triangle regeneration programme.

Decision That approval be given to the release of the full sum of £1,023.346 which is allocated to the Weavers' Triangle regeneration programme in the Capital Programme 2013/14.

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| 34. | Empty Homes Clusters Compulsory Purchase Orders |
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Purpose To seek approval for the Empty Homes Clusters Compulsory Purchase Orders,

to put in place the necessary delegations needed to effectively deliver the programme and to dispose of the properties in accordance with the Council's Disposal of Empty Dwellings Policy

Reason for Decision These properties are long term vacant (i.e. over 6 months) with several being vacant over 5 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.

The Empty Homes Clusters Programme gives us the opportunity to address the empty homes in the proposed areas, bringing them back into use, and through working with our partners addressing other associated problems to make the cluster locations desirable places to live.

The owners of these properties have been contacted on numerous occasions and have either not responded at all or have given no reasonable proposals for renovating the properties or bringing them back into housing use.

Decision (1) That approval be given 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 (9 Adamson Street Burnley) Compulsory Purchase Order 2013
The Burnley (30 Ainslie Street Burnley) Compulsory Purchase Order 2013
The Burnley (1 Arran Street Burnley) Compulsory Purchase Order 2013
The Burnley (11 Arran Street Burnley) Compulsory Purchase Order 2013
The Burnley (1 Boundary Street Burnley) Compulsory Purchase Order 2013
The Burnley (16 Boundary Street Burnley) Compulsory Purchase Order 2013
The Burnley (21 Brennand Street Burnley) Compulsory Purchase Order 2013
The Burnley (58 Brennand Street Burnley) Compulsory Purchase Order 2013
The Burnley (1 Bulcock Street Burnley) Compulsory Purchase Order 2013
The Burnley (4 Bulcock Street Burnley) Compulsory Purchase Order 2013
The Burnley (91 Coal Clough Lane Burnley) Compulsory Purchase Order 2013
The Burnley (96 Coal Clough Lane Burnley) Compulsory Purchase Order 2013
The Burnley (10 Dickson Street Burnley) Compulsory Purchase Order 2013
The Burnley (32 Elmwood Street Burnley) Compulsory Purchase Order 2013
The Burnley (36 Elmwood Street Burnley) Compulsory Purchase Order 2013
The Burnley (39 Elmwood Street Burnley) Compulsory Purchase Order 2013
The Burnley (41 Elmwood Street Burnley) Compulsory Purchase Order 2013
The Burnley (50 Elmwood Street Burnley) Compulsory Purchase Order 2013
The Burnley (54 Elmwood Street Burnley) Compulsory Purchase Order 2013
The Burnley (103 Gannow Lane Burnley) Compulsory Purchase Order 2013
The Burnley (130 Gannow Lane Burnley) Compulsory Purchase Order 2013
The Burnley (25 Green Street Burnley) Compulsory Purchase Order 2013
The Burnley (12 Hudson Street Burnley) Compulsory Purchase Order 2013
The Burnley (9 Ivory Street Burnley) Compulsory Purchase Order 2013
The Burnley (18 Kime Street Burnley) Compulsory Purchase Order 2013

The Burnley (1 Martin Street Burnley) Compulsory Purchase Order 2013
The Burnley (27 Nairne Street Burnley) Compulsory Purchase Order 2013
The Burnley (63 Nairne Street Burnley) Compulsory Purchase Order 2013
The Burnley (90 Nairne Street Burnley) Compulsory Purchase Order 2013
The Burnley (97 Nairne Street Burnley) Compulsory Purchase Order 2013
The Burnley (21 Pembroke Street Burnley) Compulsory Purchase Order 2013
The Burnley (5 Prince Street Burnley) Compulsory Purchase Order 2013
The Burnley (63 Queensberry Road Burnley) Compulsory Purchase Order 2013
The Burnley (65 Queensbury Road Burnley) Compulsory Purchase Order 2013
The Burnley (72 Queensberry Road Burnley) Compulsory Purchase Order 2013
The Burnley (38 Raglan Road Burnley) Compulsory Purchase Order 2013
The Burnley (8 Scarlett Street Burnley) Compulsory Purchase Order 2013
The Burnley (41 Scarlett Street Burnley) Compulsory Purchase Order 2013
The Burnley (10 Steer Street Burnley) Compulsory Purchase Order 2013
The Burnley (3 Ulster Street Burnley) Compulsory Purchase Order 2013
The Burnley (41 Westmorland Street Burnley) Compulsory Purchase Order 2013
The Burnley (28 Whitebull Street Burnley) Compulsory Purchase Order 2013
The Burnley (31 Windsor Street Burnley) Compulsory Purchase Order 2013
The Burnley (3 Wren Street Burnley) Compulsory Purchase Order 2013
The Burnley (4 Wynotham Street Burnley) Compulsory Purchase Order 2013
The Burnley (10 Wynotham Street Burnley) Compulsory Purchase Order 2013
The Burnley (25 Wynotham Street Burnley) Compulsory Purchase Order 2013
The Burnley (28 Wynotham Street Burnley) Compulsory Purchase Order 2013

- (2) That the Head of Finance and Property Management be authorised to agree terms for 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 and to re-sell the property once renovated in accordance with the Disposal of Empty Dwellings Policy.
- (3) That the Head of People, Law and Regulation be authorised 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 the public inquiry, if necessary;
- (4) That, subject to confirmation by the Secretary of State, the Head of People, Law and Regulation be authorised to secure the full title to and the possession of the CPO land as appropriate by:
 - (a) Serving notice of confirmation of the CPO on all interested parties;
 - (b) Serving notice of intention to execute a General Vesting Declaration;
 - (c) Executing the General Vesting Declaration;
 - (d) Serving Notices to Treat and/or Entry as appropriate;
- (5) That the tendering of any renovation works be authorised in accordance with SOC 15 and 16 and the Head of Housing and Development Control be given delegated power to accept the tender.

- (6) That approval be given for the proceeds from the sale of the properties to be recycled back in to the Vacant Property Initiative for further acquisitions and renovations.

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| 35. | Exclusion of the Public |
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- 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 36 and 37 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 36 and 37 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.

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| 36. | Waste Cleansing Contract Procurement |
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- Purpose** To update the Executive on recent negotiations and the future procurement of the waste and cleansing contract.
- Reason for Decision** To ensure the Executive are fully aware of the revised approach to procurement and that the Council acted with due diligence during the VEAT contract negotiations which aimed to reduce budget uncertainty, realise substantial financial saving and maintain service quality and consistency.
- To ensure that procurement is commenced to ensure a new contract is in place for April 2015.
- Decision**
- (1) That it be noted that the revised Veolia proposal does not deliver the level of savings to pursue the Voluntary Ex-Ante Transparency (VEAT) Notice route.
 - (2) That the Director of Community Services be given delegated authority to commence the full procurement for the new waste and cleansing contract.

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| 37. | 53 and 53a Daneshouse Road |
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- Purpose** To approve terms for the sale of 53 and 53a Daneshouse Road on a long leasehold basis.
- Reason for Decision** The latest offer received from the Bangladesh Welfare Association of £160,000 represents the market value of the two buildings in their current condition.
- On-going liabilities for NNDR, insurance, vandalism and maintenance to

the Council in excess of £10,000 p.a. would be removed.

Decision That approval be given to the sale on the terms set out in the report and the Head of People Law and Regulation be authorised to complete the transaction.