

26<sup>th</sup> August 2008

Sir or Madam,

Notice is given of a MEETING of the COUNCIL of the BOROUGH OF BURNLEY to be held at the TOWN HALL, BURNLEY, on

**Wednesday, 3<sup>rd</sup> September 2008  
starting at 7.00 p.m.**

for the purpose of transacting the business specified below.

**RUTH WYNN  
Democracy Manager**

**Members of the public may ask a question, make a statement, or present a petition relating to any agenda item.**

**Notice in writing of the subject matter must be given to the Democracy Manager by 5.00pm on the day before the meeting. Forms can be obtained for this purpose from the reception desk at Burnley Town Hall, Manchester Road or the Contact Centre, Parker Lane, Burnley or from the web at: [www.burnley.gov.uk/meetings](http://www.burnley.gov.uk/meetings). Requests will be dealt with in the order in which they are received.**

## **AGENDA**

1. Minutes of the last meeting

To receive, as read, the Minutes of the proceedings of the Ordinary Meeting of the Council held on the 9<sup>th</sup> July 2008 and to confirm them or otherwise (enclosed).

2. Declarations of Interest

To receive any declarations of interest.

3. Mayor's Communications

To receive communications (if any).

4. Public Question Time

To receive questions, statements or petitions (if any) from members of the public.

5. Notice of Motion

**Councillor Tony Lambert will move:**

“That further to confirmed reports in the Lancashire Telegraph of the 4<sup>th</sup> August 2008, that Burnley Council has in its coffers over 1.2 million of uncommitted section 106 agreement money, the Labour Group call for the immediate restoration of the £10,000 Capital Opportunities Fund to every ward in this town.

Furthermore, the Labour Group calls for an urgent report to be prepared for the next full council meeting to decide how the rest of this money is to be returned to the people of Burnley.

The Labour Group believes it is a disgrace that over £1 million has been squirreled away at a time when the controlling Lib/Dem group are pleading poverty and failing to deliver any of the towns regeneration objectives.”

<u>6. Items for Decision by the Council</u>	<u>Agenda Page No.</u>
(a) <u>Medium Term Financial Strategy – 2008/12</u>  To seek approval to the redrafted medium-term financial strategy (report and relevant minute enclosed).	9
(b) <u>Sustainability Action Plan</u>  To seek approval for the Council to adopt the Nottingham Declaration. ( <i>The Nottingham Declaration is a voluntary pledge made by Councils to address the issues of climate change</i> ) (report and relevant minute enclosed).	27
(c) <u>Padiham Linear Park</u>  To seek approval for the establishment of a capital budget of £23,000 in 2008/09 and £20,973 in 2009/10 to finance the Borough Council's contribution to the Padiham Linear Park Project; (report and relevant minute enclosed)	55
(d) <u>Revenue Budget Monitoring 2008/09</u>  To seek approval for the for the net increase in budgets funded from earmarked reserves as outlined in the report (report and relevant minute enclosed)	71
(e) <u>Capital Budget - Final Accounts 2007/08</u>  To seek approval for the schemes outlined in Appendix 3 requesting carry forward of unspent budget provision from 2007/08 into 2008/09, be incorporated into the current years capital investment programme, totalling £693,673. (report and relevant minute enclosed)	99

- (f) Capital Budget Monitoring 2008/09 111  
 To approve the a revised capital budget totalling £26,385,811 as outlined in the report; (report and relevant minute enclosed)
- (g) Amendments to Parts 2 and 3 of the Council's Constitution 127  
 To consider amendments to part 2 and 3 of the Council's constitution in relation to the Scheme of delegation to officers and the Terms of Reference for the Standards Committee (report enclosed).
- (h) Recognition of Service to the Community and the Council 133  
 To identify appropriate ways for the Council to recognise service to the Community and the Council and set up arrangements for awards (report enclosed).

## 7. Executive Reports

Reports from Executive Members. Each Executive Member's report will be taken in order. Members of the Council may ask a question or make an observation on any subject covered in the reports.

Gordon Birtwistle	Leader	141
Margaret Lishman	Deputy Leader and Resources	145
Charlie Bullas	Leisure and Culture	149
Roger Frost	Planning and Environment	153
Jeff Sumner	Customer Access and Community Engagement	155
Martin Smith	Regeneration and Economic Development	157
Charlie Briggs	Community Safety	163

## 8. The Executive

To consider the Minutes of the following which are available at [www.burnley.gov.uk/council](http://www.burnley.gov.uk/council)

The Executive – 23<sup>rd</sup> July 2008  
 The Executive – 19<sup>th</sup> August 2008

## 9. Regulatory Committees

To consider the Minutes of the following Committees which are available at [www.burnley.gov.uk/council](http://www.burnley.gov.uk/council)

Development Control – 1<sup>st</sup> July 2008  
 Development Control – 15<sup>th</sup> July 2008  
 Development Control – 14<sup>th</sup> August 2008  
 Licensing – 31<sup>st</sup> July 2008

10. Scrutiny Committees

To consider the Minutes of the following Scrutiny Committees which are available at [www.burnley.gov.uk/council](http://www.burnley.gov.uk/council)

Better Services – 5<sup>th</sup> August 2008  
Better Services – 11<sup>th</sup> August 2008  
Economy – 13<sup>th</sup> August 2008  
Leadership and Community – 12<sup>th</sup> August 2008  
Environment and Housing – 6<sup>th</sup> August 2008

11. Other Committees

To consider the Minutes of the following Committees which are available at [www.burnley.gov.uk/council](http://www.burnley.gov.uk/council)

Audit – 21<sup>st</sup> August 2008  
Standards – 1<sup>st</sup> July 2008

12. Questions

To deal with questions (if any) relating to matters not contained in the Minutes before the Council and of which notice in writing has been received in accordance with Standing Order No 10 (2)

13. Exclusion of the Public

To consider the exclusion of the public from the meeting before discussion takes place on the following item 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.

14. The Burnley Town Centre Oval Development, Curzon Street, Burnley

To consider the establishment of a budget within the current year's Capital programme for £60,000 to cover legal and Surveyors' costs to proceed with this development, with Henry Boot Developments Limited to £30,000 of these costs and the remainder being funded from the Council's capital receipts. (report and relevant minute enclosed)

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