

CABINET**Tuesday, 20th September, 2016**

Present:-

Councillor Burrows (Chair)

Councillors T Gilby
T Murphy
Blank
Huckle

Councillors Ludlow
Serjeant
A Diouf

Non Voting Members Bagley
J Innes
Brown

Hollingworth
Wall

*Matters dealt with under the Delegation Scheme

64 **DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

65 **APOLOGIES FOR ABSENCE**

There were no apologies for absence.

66 **MINUTES**

RESOLVED –

That the minutes of the meeting of Cabinet held on 26 July, 2016 be approved as a correct record and signed by the Chair.

67 **FORWARD PLAN**

The Forward Plan for the four month period 1 October to 31 January, 2017 was reported for information.

***RESOLVED –**

That the Forward Plan be noted.

68 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF THE PUBLIC

RESOLVED –

That under Regulation 21(1)(b) of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 3 of Part I of Schedule 12A to the Local Government Act 1972 – as they contained information relating to information relating to financial and business affairs.

69 CREMATORIUM DELIVERY OPTIONS

The Bereavement Services Manager submitted a report to inform Members of the proposal by the Joint Crematorium Committee to establish a wholly owned company for the future management of Chesterfield Crematorium.

The current formal agreement for the formation of the Joint Crematorium Committee agreed in 2003 set out the apportionment of any financial surpluses or deficits between the constituent authorities and the representation of each of the constituent authorities on the Joint Crematorium Committee. The report proposed to continue the apportionment on the same basis should a wholly owned company be established. The final decision on any formation of a wholly owned company would be taken by the Joint Crematorium Committee.

The report outlined the human resources implications and noted that the Crematorium was managed by Chesterfield Borough Council employees and the posts would need to be TUPE transferred into the new company. Details of the financial and legal implications, staff consultation requirements and risk management arrangements were included in the report.

***RESOLVED –**

1) That the Cabinet supports in principle the Joint Crematorium Committee's recommendation that a wholly owned company be established for the future operation of the Chesterfield Crematorium, with

the new company's articles and shareholders agreement being based on the "sharing agreement" which was agreed by the three Councils in 2003.

2) That alternative options be considered in more detail by the Joint Crematorium Committee before their recommendations are determined.

3) That, subsequent to this, the Joint Crematorium Committee's recommendations be referred to the respective Councils to clarify the preferred option and to outline the necessary legal and governance arrangements.

REASON FOR DECISIONS

To allow the Joint Crematorium Committee to progress its plans to establish a wholly owned company to operate Chesterfield Crematorium in the future.

70 CATERING COMMERCIALISATION

The Senior Business Transformation Officer submitted a report outlining the business case for a project to commercialise the Market Hall café and to request approval to carry out the project with the allocation of a capital budget from the service improvement fund for refurbishment of the Market Hall café. The café had been identified as a significant commercial opportunity for the Council as the current café provision had not achieved the commercial and reputational aims that the Council expected as the retail anchor.

The key aims of the project were to improve the catering offer provided in the Market Hall, boost footfall for all businesses within the building and provide a high quality, profitable café operated by the Council. The aims of the project had been designed to contribute towards the following corporate plan 2015-2019 priorities and values:

- to make Chesterfield a thriving borough,
- to develop a great town centre,
- to improve the quality of life for local people,
- to increase the quality of public space for which the council has responsibility,
- to provide value for money services, and
- customer focus.

In addition, a strategic case had been established which presented an opportunity to contribute towards the Council's 2020 financial self-sufficiency aspiration.

The report noted the outcomes from a detailed business and market investigation that had been undertaken and provided details of the target footfall in comparison with key competitors in the town centre. In addition, the Council run café would support local businesses by using local suppliers and produce, and establish the Council's commercial presence within the market place. There would also be an opportunity to develop a strong scalable catering brand and product that could be used flexibly at other Council sites across the borough.

The financial, human resources and legal implications were included in the report along with details of risk management arrangements, equalities impact assessment and alternative options with reasons for rejection.

***RESOLVED –**

- 1) That the project to operate the café in the Market Hall as a commercial function be approved.
- 2) That a capital budget of £72,400 from the service improvement fund be approved for the refurbishment of the Market Hall café.

REASON FOR DECISIONS

- 1) The business case presents a commercial opportunity that will contribute significantly towards the council's 2020 financial self-sufficiency aspiration.
- 2) The project also contributes to the following council plan (2015/19) priorities and values:
 - to make Chesterfield a thriving borough,
 - to develop a great town centre,
 - to improve the quality of life for local people,
 - to increase the quality of public space for which the council has responsibility,
 - to provide value for money services, and
 - customer focus.

3) The project will create positive links with local suppliers.