

CABINET**Tuesday, 20th July, 2021**

Present:-

Councillor Serjeant (Chair)

Councillors Blank
D Collins
Holmes
J Innes

Councillors Ludlow
Sarvent
Serjeant

Non Voting P Innes
Members

*Matters dealt with under the Delegation Scheme

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

No declarations of interest were received.

24 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors P Gilby and Mannion-Brunt.

25 MINUTES**RESOLVED –**

That the minutes of the meeting of Cabinet held on 6 July, 2021 be approved as a correct record and signed by the Chair.

26 FORWARD PLAN

The Forward Plan for the four month period 1 August to 30 November was reported for information.

***RESOLVED –**

That the Forward Plan be noted.

27 **COMMEMORATIONS REVIEW - PHASE 2**

The Service Director – Corporate presented a report on the findings of Phase 2 of the commemorations review which involved a public consultation on the potential for further commemorations and how to improve access to information about the monuments, statues, plaques and street names already in place across Chesterfield Borough.

In June 2020, the Leader made a commitment to review the appropriateness of commemorations on public land within Chesterfield Borough.

The full consultation report was attached at Appendix 1 of the officer's report. Overall, the key principles suggested as part of the consultation were supported. The report proposed developing a commemorations policy for the whole Council that would secure the principles and develop a single route and process for commemoration proposals to be submitted to the Council.

***RESOLVED –**

That the proposal to develop a Commemorations Policy, which establishes the key principles for commemoration activity delivered or supported by Chesterfield Borough Council, be approved to provide a single route and process for the consideration of commemoration proposals submitted to the council.

REASON FOR DECISIONS

To improve access to information about current commemorations within Chesterfield Borough and to shape future plans.

28 **MONTH 2 BUDGET MONITORING 2021/22 AND UPDATED MEDIUM TERM FINANCIAL PLAN**

The Acting Chief Finance Officer presented a report outlining the Council's budget position at the end of the second month of 2021/22, and the updated medium term financial forecast through 2024/25.

At the end of the second month, the forecast position had changed to a deficit of £32k at the year end. A table containing the key variances that had contributed to the improved budget position was included in paragraph 4.2.1 of the officer's report.

The report also outlined the impact of Covid-19 on income generation and identified which income losses could be partially offset by MHCLG's income compensation scheme which would be in place for the first quarter of the financial year but there was uncertainty as to what would happen in the future in terms of the economy.

The report noted the anticipated movement in the council's reserves. An uncommitted balance of £1.303m remained in the budget risk reserve and service improvement reserve.

The General Fund Capital Programme was forecast to receive £1.6m from capital receipts in 2021/22. Further capital receipts would need to be identified beyond 2021/22 to fund new capital projects and reduce the pressure on the General Fund deficits.

The Housing Revenue Account budget was detailed in section 4.7 of the officer's report. The HRA Business Plan was being reviewed to reflect the impact of Covid-19 and other changes

***RESOLVED –**

That it be recommended to Full Council that:

1. The position of the General Fund Revenue account at the close of month two of the financial year 2021/22 and the updated mediumterm financial plan, as outlined in sections 4.2 and 4.5 of the officer's report, be noted.
2. The changes to the medium-term financial plan, as outlined in sections 4.2, 4.3 and 4.5 of the officer's report, be approved.
3. The funding for the posts outlined in paragraph 4.3.9 of the officer's report be approved.
4. The repurposing of the provision outlined in paragraph 4.4.5 of the officer's report be approved.

5. The updated General Fund Capital Programme outlined in section 4.6 of the officer's report be approved.
6. The proposals for financing the General Fund Capital Programme outlined in section 4.6 of the officer's report be approved.
7. The position of the Housing Revenue Account Revenue and Capital budgets at the close of month two of the financial year 2021/22, as outlined in section 4.7 of the officer's report, be noted.
8. The funding request outlined in section 4.7.1 of the officer's report be approved.

REASON FOR DECISIONS

To actively manage the Council's finances in the current financial year and forecast forward the emerging budget position to future financial years

29 CHESTERFIELD RAILWAY STATION MASTERPLAN

The Strategic Planning and Key Sites Manager presented a report seeking approval of the Chesterfield Railway Station Master Plan.

The proposed HS2 route would include at least one hourly stopping service at Chesterfield and the preparation of the Master Plan formed part of the Council's aims to realise the economic benefits of HS2, support the East Midlands HS2 Growth Strategy and co-ordinate public and private investment in the station area.

The draft masterplan was approved for consultation by Cabinet on 2 February, 2021 and a four week public consultation had taken place. Following the consultation, a report on the outcome of the consultation process and the changes made had been prepared and was attached at Appendix 2 of the officer's report.

***RESOLVED –**

That the Chesterfield Railway Station Masterplan, attached at Appendix 1 of the officer's report, be approved as the council's preferred regeneration strategy for the land around Chesterfield Railway Station.

REASON FOR DECISIONS

To progress with the regeneration of the land around Chesterfield Railway Station, including progressing the Station Link Road, and to deliver the outputs in jobs growth required by LEP funding.

30 REVIEW OF COMMUNITY INFRASTRUCTURE LEVY (CIL) AND INFRASTRUCTURE FUNDING STATEMENT

The Strategic Planning and Key Sites Manager presented a report to update members on progress with regards managing the Chesterfield Community Infrastructure Levy (CIL) programme.

The CIL is a mechanism that allows local planning authorities to raise funds from new development in order to contribute to the cost of infrastructure that is, or will be, needed to support new development. Bids for funding were invited in Autumn 2020 and were assessed in line with the CIL Expenditure Strategy, a summary of the assessment and recommendations of funding awards was attached at Appendix 2 of the officer's report.

The report also set out proposals for managing expenditure of the neighbourhood portion of CIL receipts, including non-parished areas of the borough.

***RESOLVED –**

1. That the progress report on the levels of receipts achieved through the Community Infrastructure Levy be noted.
2. That the award proposals for the strategic Community Infrastructure Levy funding for 2020, as outlined in Appendix 2 of the officer's report, be approved.

REASON FOR DECISIONS

To ensure that Community Infrastructure Levy (CIL) expenditure takes place in accordance with the CIL Expenditure Strategy so that CIL investment supports planned growth, sustainable development and Chesterfield's continued vitality.

31 UPDATE ON THE REVITALISING THE HEART OF CHESTERFIELD

SCHEME

The Project Delivery Manager presented an update report on the Revitalising the Heart of Chesterfield scheme and sought approval to commence consultation on the draft Vision Master Plan.

Like many town centres, footfall in Chesterfield had been declining due to a number of issues and challenges. In response, Chesterfield Borough Council was supporting action to attract people back into the town centre. A copy of the draft Vision Master Plan was attached at Appendix A of the officer's report.

***RESOLVED –**

1. That the draft Vision Master Plan, the associated supporting material and approach for public consultation be approved.
2. That the Service Director – Economic Growth, in consultation with the Cabinet Member for Town Centres and Visitor Economy, be granted delegated authority to make amendments and corrections to the draft Vision Master Plan and associated supporting material to make it ready for public consultation.
3. That following the public consultation, the final draft version of the Revitalising the Heart of Chesterfield Vision Master Plan and project delivery plan be presented to Cabinet for further consideration and approval.

REASONS FOR DECISIONS

1. To enable consultation to be undertaken on the draft Vision Master Plan in accordance with the Council's published Statement of Community Involvement and Communications and Engagement Strategy.
2. To allow for minor amendments prior to consultation to finalise the consultation material.
3. To inform the final draft version of the master plan following consultation and development of the project delivery plan for future Cabinet consideration.

32 **THE ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014
REVIEW OF THE PUBLIC SPACES PROTECTION ORDER
(PSPO)/DOG CONTROL (2018) AND DESIGNATION OF THE PSPO
(DOG CONTROL) 2021**

The Senior Environmental Health Officer submitted a report on the Anti-social Behaviour Crime and Policing Act 2014 Review of the Public Spaces Protection Order (PSPO)/dog control (2018) and Designation of the PSPO (dog control) 2021.

To implement PSPO's the local authorities need to be satisfied on reasonable grounds that the activities carried out or likely to be carried out, in a public place:

- Have had, or are likely to have a detrimental effect on the quality of life of those in the locality;
- Are, or are likely to be of a persistent nature;
- Are, or are likely to be unreasonable.

Breaching a PSPO would be a criminal offence and an enforcement officer could issue a Fixed Penalty Notice or recommend commencement of legal proceedings.

The PSPO dog control came into force in July 2018. The council was required to review the effectiveness of the PSPO after it had been in force for three years to understand whether any changes were required and/or whether it was still needed. As part of the review of the PSPO/dog control (2018) a public consultation took place between May and June 2021. The proposed PSPO dog control (2021) was attached at Appendix 3 of the officer's report.

***RESOLVED –**

1. That the proposed Public Spaces Protection Order (Dog Control) 2021, as set out in Appendix 3 of the officer's report, be approved and that the following restrictions be included:
 - Dogs on leads (at named locations, e.g. around the lake at Holmebrook Valley Park).
 - Dogs excluded all year (at named locations e.g. children's play areas and the cricket pitch at Queens Park)

- Dog excluded for some of the year (at named locations e.g. football pitches between September and May).
 - Dogs on lead by direction (applies to all publicly accessible spaces across the Borough).
 - Fouling to be picked up (applies to all publicly accessible spaces across the Borough).
2. That, in addition to the restrictions mentioned above, the following restrictions be approved:
- The extension of the bird nesting season by one month either end of March – July to February - August and to keep dogs on leads during this time at nature reserves such as Norbriggs Flash.
 - To include the play area at Badger Recreational ground when that play area is re-instated.
 - To include the relocated play area at Somersall Park which was moved from the previous location (included in the 2018 PSPO).
 - To include the football pitches at Hady playing field, Highfield Park, Holmebrook Valley Park, Inkersall Green, Poolsbrook playing field, Stand Road and Thistle Park with flexibility to accommodate those pitches that have either been temporarily removed and/or pitches that have changed size/orientation and/or pitches that may be reinstated in the future.

REASONS FOR DECISIONS

1. To enable the continued investigation and enforcement of dog fouling and dog-related issues in parks and open spaces.
2. To minimise dog related issues in parks, open spaces and publicly accessible land thereby contributing to making Chesterfield a cleaner and safer town and improving the quality of life for residents.

33 COUNTY CRICKET AT QUEEN'S PARK

The Chief Executive submitted a report seeking approval for the Council to enter into a five year agreement with Derbyshire County Cricket Club Limited (DCCL) for the joint promotion and delivery of an annual Chesterfield Cricket Festival.

Cabinet first resolved for Chesterfield Borough Council (CBC) to enter into a five-year agreement with DCCCL in October 2005 and had resolved to enter into two further five-year agreements in January 2011 and July 2015.

The proposal was for a four day first class county cricket match, plus one-day cup and Twenty-20 (T20) cricket matches to be allocated to the Queen's Park Cricket Ground on at least five days in the months of June through September in each of the calendar years 2022 through 2026. The latest draft of the new licence agreement was attached at Appendix A of the officer's report.

***RESOLVED –**

1. That Chesterfield Borough Council enter into a new five-year agreement with Derbyshire County Cricket Club Limited for the joint promotion and delivery of an annual Festival of Cricket at Queen's Park, Chesterfield and that the agreement be subject to a review clause at year 3.
2. That the Chief Executive and Property, Procurement and Contracts Law Manager be granted delegated authority to agree the final details of the licence agreement between Chesterfield Borough Council and Derbyshire County Cricket Club Limited.

REASONS FOR DECISIONS

1. To secure the future of the Chesterfield Festival of Cricket for the next 5 years.
2. To enable Derbyshire County Cricket Club Limited to agree with the English and Welsh Cricket Board by Autumn of each calendar year the hosting of a Festival of Cricket at Queen's Park Cricket Ground, Chesterfield, comprising First Class County Championship, OneDay Cup and / or Twenty 20 (T20) cricket matches.