

Committee Administrator: Democratic Services Officer (01609 767015)

Monday, 2 August 2021

Dear Councillor

Notice of Meeting

Meeting **Cabinet**

Date **Tuesday, 10 August 2021**

Time **9.30 am**

Venue **Council Chamber, Civic Centre, Stone Cross, Rotary Way,
Northallerton, DL6 2UU**

Yours sincerely

J. Ives.

Dr Justin Ives
Chief Executive

To:	Councillors	Councillors
	M S Robson (Chairman)	P R Thompson
	P R Wilkinson (Vice-Chairman)	S Watson
	Mrs I Sanderson	D A Webster
	M G Taylor	

Other Members of the Council for information

Press and public are welcome to attend meetings of Cabinet. Due to current social distancing restrictions, measures have been implemented which limit the number of attendees able to be physically present in the meeting at any one time. Temporary arrangements are in place for members of the press and public to register their attendance no later than 24 hours in advance of the meeting taking place. Spaces are allocated on a first come first served basis. If you arrive at the Civic Centre to attend the meeting and have not registered in advance a space cannot be guaranteed if there are no vacant seats available. Members of the press and public are also able to observe the meeting virtually via Teams. Please click on the link on the website or dial 020 3855 5195 followed by the Conference ID: 472 677 910# For further information please contact Democratic Services on telephone 01609 767015 or email committeeservices@hambleton.gov.uk

Agenda

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1. Minutes

To confirm the decisions of the meeting held on 6 July 2021 (CA.7 - CA.15), previously circulated.

2. Apologies for Absence

Resources Management

3. Bedale Leisure Centre Improvements

1 - 4

Commitment was given by Cabinet in September 2020 to a range of improvements focussed around the gym and studio at Bedale, with an allocation of £314,000 being provided from CIL funds to deliver the works. After consideration of a number of options, the project scope and deliverables for these works have now been finalised, and include the refurbishment of the health & fitness areas including the replacement of all gym and studio equipment, providing an up to date experience in line with the other Hambleton leisure centres. It is anticipated that the scheme will be delivered in 2021.

In accepting the recommendations, Cabinet will approve and recommend to Council that that capital provision of £250,000 is allocated to the 3g pitch project, with £10,000 of this being used to undertake a feasibility study and that the decision to allocate the remaining £240,000 funds is based upon evaluation of the feasibility study, with this decision being delegated to the Chief Executive in consultation with the Leader of the Council.

Relevant Ward(s): Bedale Ward

4. Thirsk & Sowerby Leisure Centre – Car Park Amendment Order

5 - 10

This report seeks consideration to the introduction of a Parking Order which will provide a legal mechanism to support improved management of parking, act as a deterrent to inappropriate use and thus protect the parking for use by leisure centre customers and Flatts users.

In accepting the recommendations, Cabinet will approve and recommend to Council that the making of a new Parking Order is authorised to proceed subject to consultation and includes the provisions set out in Annex A of the report, and the procedures and subsequent implementation are delegated to the Director of Leisure and Communities to deal with.

Relevant Ward(s): Sowerby and Topcliffe Ward; Thirsk Ward

Hambleton District Council

Report To: Cabinet

Date: 10 August 2021

Subject: **Bedale – Leisure Improvements**

Portfolio Holder: Leisure
Councillor P R Thompson

Wards Affected: Bedale Wards

1.0 Purpose and Background

- 1.1 Commitment was given by Cabinet in September 2020 to a range of improvements focussed around the gym and studio at Bedale, with an allocation of £314,000 being provided from CIL funds to deliver the works. After consideration of a number of options, the project scope and deliverables for these works have now been finalised, and include the refurbishment of the health & fitness areas including the replacement of all gym and studio equipment, providing an up to date experience in line with the other Hambleton leisure centres. It is anticipated that the scheme will be delivered in 2021.
- 1.2 In addition to these works a range of improvements are to be undertaken at the centre as part of the Public Sector Decarbonisation Scheme. In order to deliver these improvements across all the Authority's leisure facilities the Council is awaiting clarification from Northern Power Grid as to the requirements for incoming electricity supplies. Once details of these are known the Council can confirm the programme of decarbonisation works across all leisure facilities with Salix (the Government's Climate Change co-ordinating organisation) and, at Bedale, the works can then be integrated with some other capital repairs that require undertaking.
- 1.3 In addition to the works identified above there is considerable interest within the Bedale and Aiskew community for a full-size 3g artificial turf football pitch. Discussions have been had between the various stakeholders including HDC, the local football clubs, Football Association and the High School, with the School site being a favoured location. Whilst the provision of such a facility is not identified within the Football Association's pitch delivery strategy, they are flexible and willing to consider it subject to a successful feasibility study and stakeholder funding being available. The Council has well-developed plans for the provision of 3g facilities at Northallerton (Sports Village); Stokesley (Sports Club) and Thirsk/Sowerby (Sports Village), having worked with Easingwold Secondary School to deliver the facility there. The cost of such a facility is circa £750,000, on the basis that the land is provided 'free', and the model of delivery relies upon significant funding from the Football Foundation (approximately £500,000); HDC (approximately £200-250,000) and smaller contributions from the local football club and other organisations. Clearly costs can vary depending upon specific circumstances and market conditions.

- 1.4 The Council already has a small artificial turf pitch on the site operated by the leisure centre under a long-term lease with the School/NYCC. This is a good quality facility suitable for informal sport and sports training but not suitable for full size matches. Consideration would need to be given to its future operation and the implications of having a full-sized facility on the same site.
- 1.5 The proposal would be that the Council looks to support the community in the evaluation, and if suitable, potential provision of a full-sized 3g pitch for the town, consistent to the approaches undertaken at other Hambleton towns. A capital allocation of £250,000 is proposed, with consideration being given to accessing any CIL funds in the first instance. A preliminary stage would be to undertake a feasibility study of the proposal and it is proposed that this is supported with an allocation of £10,000 from the £250,000 capital fund. Clearly this is provided 'at risk' as the feasibility study might not substantiate the need for a full-sized 3g pitch. Bedale Football Club would supervise the feasibility study through the appointment of an independent specialist. Only after the completion of a feasibility study that recommends provision of a 3g pitch would consideration start to be given to responsibilities for operation. These would need to be agreed before the submission of any grant application to the Football Foundation.

2.0 Link to Council Priorities

- 2.1 Whilst these projects primarily impact upon the Council's 'Enhancing Health and Wellbeing' priority, by providing an improved community facility it also enhances the vibrancy of Bedale and the attractiveness of the area to residents and visitors, 'Providing a Special Place to Live' and helping to 'Drive Economic Vitality'. The Council plays a major role in improving public health and wellbeing, particularly in terms of prevention, and the continued improvement of this facility will help to tackle the physical and mental activity needs of the local population. The Decarbonisation works underpin the Council's 'Caring for the Environment' priority.

3.0 Risk Assessment

- 3.1 There are no significant risks associated with the report's recommendations.

4.0 Financial Implications

- 4.1 The budget to deliver the health and fitness improvements has already been approved at £314,000 from CIL funds. The Public Sector Decarbonisation Scheme works will be paid for from the £4.72m Government grant previously reported.
- 4.2 It is proposed that there is an increase in capital expenditure of £250,000 for a potential 3g pitch which will be funded from CIL funds or by the Council through the capital programme. An allocation of £10,000 will be drawn down from this for the feasibility study and it is proposed that final approval of the remaining £240,000 funds will be based upon consideration of the conclusions and outcomes of the feasibility study and that this decision should be delegated to the Chief Executive in consultation with the Leader of the Council.

5.0 Legal Implications

- 5.1 There are no legal implications arising from this report at this stage though the necessary considerations would be required should the 3g pitch project progress.

6.0 Equality/Diversity Issues

- 6.1 Equality and diversity issues have been considered however there are no major issues associated with this report. All facility and equipment improvements will look to improve accessibility to all sections of the community. Assurance is given that any approved development meets the Council's obligations with the Public Sector Equality Duty.

7.0 Health and Safety Issues

- 7.1 Full risk assessments and method statements will be obtained from providers of equipment and contractors who carry out any capital works.

8.0 Recommendations

- 8.1 That Cabinet approves and recommends to Council:
- (1) that capital provision of £250,000 is allocated to the 3g pitch project, with £10,000 of this being used to undertake a feasibility study; and
 - (2) that the decision to allocate the remaining £240,000 funds is based upon evaluation of the feasibility study, with this decision being delegated to the Chief Executive in consultation with the Leader of the Council.

Steven Lister
Director of Leisure and Communities

Background papers: None.

Author ref: SL

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Hambleton District Council

Report To: Cabinet

Date: 10 August 2021

Subject: **Thirsk and Sowerby Leisure Centre – Car Park Amendment Order**

Portfolio Holder: Leisure
Councillor Mrs I Sanderson

Wards Affected: All Wards

1.0 Purpose and Background

- 1.1 Cabinet approved the extension and refurbishment of Thirsk and Sowerby Leisure Centre in July 2020. That report also stated that there would be ‘no increase in car park capacity, although improved management will be necessary to protect spaces for customers and Flatts users’. This report recommends actions to be taken as part of this improvement process.
- 1.2 The principal purpose of the car park at the Thirsk and Sowerby Leisure Centre is to provide parking for users of the leisure centre and Flatts. The car park is currently free to use, has no restrictions on parking duration and no legislative means to manage parking usage. The lack of legal parking regulations and hence the limited deterrent to inappropriate use can be an invitation to some motorists whose purpose is not to visit the leisure centre or the Flatts. This in turn reduces the parking available for legitimate use by customers of the leisure centre and visitors to the Flatts.
- 1.3 A number of voluntary measures to control parking have been tried, including improved signage and a periodic physical officer presence. These control measures without the weight of legislation to back them up are thus reliant on voluntary compliance by motorists, in time the measures become less effective and so inappropriate use of the car park returns.
- 1.4 The introduction of a Parking Order will provide a legal mechanism to support improved management of parking, act as a deterrent to inappropriate use and thus protect the parking for use by leisure centre customers and Flatts users.
- 1.5 The proposed Parking Order will operate under Civil Parking Enforcement legislation and will be structured in a similar fashion to our existing Off-Street Parking Places Orders with regulations specific to the Thirsk and Sowerby Leisure Centre Car Park as identified within Annex A.

2.0 Link to Council Priorities

- 2.1 To contribute to the delivery of services in accordance with our Enhancing Health and Wellbeing priority the Council operates high-quality leisure facilities. Car Parks are provided at each of our leisure centre for use by customers. The creation of the Parking Order at the Thirsk and Sowerby Leisure Centre will help towards the improved management of the car park and ensure parking is protected for use by leisure centre customers and visitors to the Flatts.

3.0 Risk Assessment

- 3.1 The key risk is in not approving the recommendations as shown below:-

Risk	Implication	Gross Prob	Gross Imp	Gross Total	Preventative action	Net Prob	Net Imp	Net Total
There is no legal means to manage and deter parking by motorists who are not leisure centre customers or visitors to the Flatts	Insufficient parking for customers using the leisure centre and visiting the Flatts resulting in dissatisfaction and reduced number of visits	4	3	12	Introduce parking order to enable improved control and management of parking to protect parking for legitimate users of the leisure centre and Flatts	2	2	4

Prob = Probability, Imp = Impact, Score range is Low = 1, High = 5

- 3.2 The risk of not agreeing with the recommendations outweigh the risk of agreeing with the recommendations. It is therefore considered acceptable to approve the recommendations.

4.0 Financial Implications

- 4.1 Two ticket dispensing machines will be provided, an extension to our existing comprehensive maintenance contract will cover virtually all maintenance except in the event of vandal damage. Enforcement will be provided under our existing agreement with Scarborough Borough Council and ticket stationery again under an existing supply contract.
- 4.2 Car parking will continue to be provided free of charge so there will be no direct income from use by leisure centre customers and visitors to the Flatts. The Council's very strong preference is that car park users comply with parking regulations so that enforcement notices do not have to be issued. Historic experience indicates that a modest number of Penalty Charge Notices will be issued as a last resort, this income combined with a contribution from the Leisure Centre base budget will mean a neutral revenue effect.

Overall, the revenue effects of the introduction of a Parking Order will be as follows:

Revenue Effects	2021/22 £	2022/23 £	2023/24 £	2024/25 £
Cost of:				
• Machines maintenance contract (under guarantee year one)	0.00	800.00	830.00	860.00
• Ticket stationery	125.00	450.00	450.00	475.00
• Enforcement (120 hours per year)	800.00	2,400.00	2,450.00	2,500.00
Financed by:				
• Amount in base budget	175.00	650.00	780.00	835.00
• Income from penalty charge notices (indicative) 100 per year	750.00	3,000.00	3,000.00	3,000.00
	0.00	0.00	0.00	0.00

- 4.3 The capital expenditure of approximately £9,500.00 for the purchase and installation of equipment to enable the introduction of the Parking Order is included within capital expenditure of £60,500 already allocated to the Thirsk and Sowerby Leisure Centre Car Park and Access Road scheme in the 2021/22 capital programme.

5.0 Legal Implications

- 5.1 The procedure to introduce a Parking Order includes a consultation exercise involving the public and several statutory consultees including North Yorkshire County Council and the emergency services. The District Council will be required to consider any representations made during the consultation process. In addition to their inclusion in the consultation process, North Yorkshire County Council as the Local Highway Authority will be required to give their consent to the introduction of the Parking Order.

6.0 Equality/Diversity Issues

- 6.1 Equality and Diversity Issues have been considered and no negative consequences have been identified.
- 6.2 The Parking Order will include reference to parking by disabled drivers and those who have membership of the blue badge disabled parking scheme. The Parking Order introduction will afford a means to undertake enforcement against inappropriate use of the designated disabled parking bays where none currently exists.

7.0 Health and Safety Issues

- 7.1 Health and Safety issues have been considered, all works undertaken in the car park to allow introduction of the Parking Order will comply with the relevant health and safety legislation.

8.0 Recommendations

- 8.1 That Cabinet approves and recommends to Council that:-
- (1) the making of a new Parking Order is authorised to proceed subject to consultation and includes the provisions set out in Annex A of the report, and
 - (2) the procedures and subsequent implementation are delegated to the Director of Leisure and Communities to deal with.

Steven Lister
Director of Leisure and Communities

Background papers: None

Author ref: CJTT

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Provisions Specific to Thirsk and Sowerby Leisure Centre Car Park

- a) The Thirsk and Sowerby Leisure Centre Off-Street Car Park is provided for users of the Leisure Centre and the Thirsk and Sowerby Flatts Preservation Trust Recreation Ground;
- b) The Order is a new Off-Street Parking Order and is intended to introduce powers to manage parking in the Thirsk and Sowerby Leisure Centre Off-Street Car Park;
- c) The area of the car park subject to the powers set out in the Order will be described on a plan annexed to the Order and the car park will be indicated by a red line boundary;
- d) The parking will be free of charge during the restricted hours and at all other times;
- e) The regulations will be applied during the restricted hours which will be 0700 hours to 2200 hours Monday to Friday and 0800 hours to 1400 hours on Saturday and Sunday;
- f) During the restricted hours there will be a 3-hour limit on parking and on expiry of this period a no return period of two hours will apply;
- g) Ticket dispensing machines will be provided within the car park and will dispense tickets indicating the date and time by which a vehicle must leave the car park;
- h) Car park users shall evidence their use of the car park by exhibiting a valid ticket, permit or season ticket or have a valid parking session obtained via an electronic parking system should one be introduced;
- i) There will be no restriction on the duration of the waiting time during the prescribed hours or at any other time for a vehicle displaying a valid blue badge in accordance with the disabled parking scheme.

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