

Council



Forest Heath
District Council

Title of Report:	Referrals Report of Recommendations from Joint Executive (Cabinet) Committee	
Report No:	ADDENDUM to COU/FH/18/018	
Report to and date:	Council	26 September 2018
Documents attached:	None	

(C) Referrals from Extraordinary Joint Executive (Cabinet) Committee: 18 September 2018

1. Barley Homes: Interim Business Plan and Changes in Governance

Portfolio Holder: Cllr Sara Mildmay-White
(West Suffolk Lead for Housing)

Report No:
[CAB/JT/18/032](#)
[Addendum](#)

RECOMMENDED:

- (1) **The proposal for Suffolk County Council to transfer its ownership of Barley Homes to the West Suffolk Councils be noted, and the terms of the deal as set out in paragraph 2.2 of Report No: CAB/JT/18/032, be agreed.**
- (2) **An additional working capital loan facility of £350,000 funded from the Strategic Priorities and Medium Term Financial Strategy (MTFS) reserves and as set out in section 3.4, be approved.**
- (3) **A revised total of £7.5 million (currently £6 million) revolving investment facility, be added to the Councils' capital programme, financed from capital receipts in line with paragraph 3.3.2.**
- (4) **Delegation be given to the S151 Officer and Monitoring Officer, in consultation with the Portfolio Holders for**

Resources and Performance and Housing to issue equity and loan funding from the revolving investment facility (set out in (3) above) subject to state aid requirements.

- (5) The S151 Officer and Monitoring Officer, in consultation with the Portfolio Holders for Resources and Performance, be authorised to negotiate and agree the terms of such loans with Barley Homes and the funding and necessary legal agreements, taking into consideration the Council's loans policy and state aid requirements.**
- (6) Approval of the Interim Business Plan will constitute consent for Barley Homes to issue shares and enter into debt financing, in line with the Business Plan, be noted.**
- (7) The Councils' medium term financial revenue plans in line with section 3.5, be updated.**
- (8) The proposed shareholder representative arrangements be agreed, and authority be given for the representatives to make all necessary decisions on behalf of the shareholders as required by the Articles of Association and Shareholder Agreement as set out in paragraphs 5.4 to 5.6.**
- (9) The Shareholder Representatives be authorised to make all necessary arrangements for the purchase of the County Council's shareholding in Barley Homes, and the consequential governance amendments required to the Company's Articles of Association and Shareholder Agreement, as set out in paragraph 5.2.**
- (10) The Shareholder Representatives be authorised to agree the Interim Business Plan contained in Exempt Attachment A of Report No: CAB/JT/18/032, subject to the development of the Town Hall Car Park, Haverhill, being paused to allow for further discussions on the aspirations of the site, and priority to be given to development of the sites at Westfields and Castle Hill.**
- (11) It be noted that a comprehensive business case for Barley Homes will be presented to West Suffolk Council in 2019.**
- (12) Agreement be given for the Council's Section 151 Officer to make the necessary changes to the Council's 2018/19 prudential indicators as a result of Recommendation (3).**

Continued over....

- 1.1 An extraordinary meeting of the Joint Executive (Cabinet) Committee was held on 18 September 2018 to consider the above item. The referrals report was despatched with the Council summons prior to that meeting taking place, and so as not to pre-empt the Joint Executive (Cabinet) Committee's decision-making, no recommendations to Council were provided at that stage. The Joint Executive (Cabinet) Committee has now put forward the above recommendations.
- 1.2 It should be noted that the Joint Executive (Cabinet) Committee has recommended that the original Recommendation 10 contained in Report No: CAB/JT/18/018 be amended to the above.