

# SHEFFIELD CITY COUNCIL

## Charity Trustee Sub-Committee

### Meeting held 26 January 2023

**PRESENT:** Councillors Bryan Lodge (Chair), Richard Williams (Deputy Chair), Douglas Johnson (Group Spokesperson), Julie Grocutt and Paul Wood (Substitute Member)

#### **1. APOLOGIES FOR ABSENCE**

- 1.1 Apologies for absence were received from Councillor Dawn Dale.
- 1.2 Councillor Paul Wood acted as substitute for Councillor Dawn Dale.

#### **2. EXCLUSION OF PRESS AND PUBLIC**

- 2.1 It was noted that the appendix 1 and 2 to item 7 on the agenda are not available to the public or press because they contains exempt information. If Members wish to discuss the information in the appendices, the Committee will ask the members of the public and press to kindly leave for that part of the meeting and the webcast will be paused.

#### **3. DECLARATIONS OF INTEREST**

- 3.1 There were no declarations of interest.

#### **4. MINUTES OF PREVIOUS MEETING**

- 4.1 The minutes of the meeting of the Committee held on 25 October 2022 were approved as a correct record.
- 4.2 Officers agreed to confirm if Oxley Park should be featured in the list of charity sites in the City.

#### **5. PUBLIC QUESTIONS AND PETITIONS**

- 5.1 There were no public questions or petitions.

#### **6. THE CENTRE IN THE PARK CAFE, NORFOLK PARK HERITAGE PARK**

- 6.1 The Executive Director, Operational Services submitted a report seeking the approval of the Charity Sub Committee acting as Charity Trustee of Norfolk Park (*Registered Charity Number 1040354*) ("the Charity") to the following proposals:

1. to declare Norfolk Park Cafe ("the Property") surplus to the requirements of the Charity; and

2. to grant a new lease of the Property to Julie Collins and Kelsey Booth on the

terms set out in the Appendices to this report after consideration of the contents of the Qualified Surveyor's Report and satisfying itself that the proposed terms are the best that can be reasonably obtained in the circumstances.

**6.2 RESOLVED:** That Charity Trustee Sub-Committee:-

1. approves the lease of the subject property to the new tenant and the offer of an interim tenancy at will, based on the terms set out in this report; and

2. on consideration of the commercial terms and the Qualified Surveyor's Report (set out in attached Appendices), agrees that the Trustees are satisfied that the proposed terms are the best that can be reasonably obtained in the circumstances.

(NOTE: The result of the vote on the resolution was FOR - 4 Members; AGAINST - 1 Member. In voting against the resolution Councillor Johnson indicated that he was supportive of the offer of a tenancy at will).

**6.3 Reasons for Decision**

**6.3.1** The proposal to grant a further lease of this café facility:

- safeguards the café facility at Norfolk Park for the short term
- secures a significantly increased income stream by way of rent and contribution to running costs of the CITP
- enhances the attractiveness of the park as a valuable asset for use by the community
- enables the demised property to be occupied for the purposes of the charitable objects of the Charity
- Complies with the provisos contained within the power granted to the Trustee by the Scheme and with the statutory provisions contained within the Act and further with the requirements of the Charity Commission.

**6.4 Alternatives Considered and Rejected**

**6.4.1** It is considered that there are no realistic options here given that the café will reside within the existing CITP building.

**7. ROSE GARDEN CAFÉ BUILDING, GRAVES PARK VERBAL UPDATE**

**7.1** The Head of Facilities Management gave a verbal update in respect of the Rose Garden Café Building, Graves Park.

He confirmed that, following close work with the operator, it had been agreed that the cafe could re-open as a take-away with limited seating. The café had re-opened just before Christmas. A report on the results of the Council's survey of the building would be produced shortly and submitted to a future meeting of this Sub-Committee. The Friends group had commissioned their own survey and a meeting between officers and the Friends group was planned for 24 February to

discuss the surveys findings.

The Sub-Committee noted the update.