

Minutes of a meeting of Council held in the Council Chamber, The Arc, Clowne on Wednesday 3rd April 2019 at 1000 hours.

PRESENT:-

Members:-

Councillor T. Munro in the Chair

Councillors A. Anderson, P. Barnes, R. J. Bowler, P. M. Bowmer, G. Buxton, T. Cannon, T. J. Connerton, C. P. Cooper, P. A. Cooper, M. Dooley, S.W. Fritchley, H.J. Gilmour, A. Joesbury, D. McGregor, C. R. Moesby, B.R. Murray-Carr, K. Reid, J. E. Smith, E. Stevenson, A. M. Syrett, R. Turner, K.F. Walker, B. Watson, D.S. Watson and J. Wilson.

Officers:-

D. Swaine (Chief Executive Officer), K. Hanson (Strategic Director - Place), S. E. A. Sternberg (Joint Head of Corporate Governance – Monitoring Officer), V. Dawson (Solicitor – Team Manager – Contentious and Deputy Monitoring Officer), T. Fletcher (Chief Accountant – acting Section 151 Officer) and N. Calver (Governance Manager).

0845. APOLOGIES

Apologies for absence were received from Councillors T. Alexander, T. Bennett, J. A. Clifton, M. Crane, S. Peake, J. Ritchie and P. Smith.

0846. DECLARATIONS OF INTEREST

No Declarations of interest were made at the meeting.

0847. CHAIRS ANNOUNCEMENTS

The Chairman informed Members of the announcement made the previous day by Central Government of funding available for street cleansing initiatives. Bolsover District Council had been allocated approximately £15,500 for litter picking schemes with a short timescale of 8 days to allocate the funds.

0848. MINUTES OF THE PREVIOUS MEETINGS

Consideration was given to the Minutes of Council held on Wednesday 20th February 2019 as set out in pages 4 to 12 of the Agenda pack.

Moved by Councillor R. Turner and seconded by Councillor A. M. Syrett

RESOLVED that the Minutes of the Meeting held on 20th February 2019 be approved as a correct record and be signed by the Chairman.

(Governance Manager)

Consideration was given to the Minutes of Council held on Wednesday 6th March 2019 as set out in pages 13 to 17 of the Agenda pack.

Moved by Councillor R. Turner and seconded by Councillor A. M. Syrett

RESOLVED that the Minutes of the Meeting held on 6th March 2019 be approved as a correct record and be signed by the Chairman.

(Governance Manager)

0849. QUESTIONS FROM THE PUBLIC

In accordance with Council Procedure Rule 8 Members of the public were able to ask questions of an Executive Member about the Council's activities for up to a period of 15 minutes.

One question had been submitted to this meeting of Council under Rule 8 of the Council Procedure Rules.

Question submitted by Mrs Judith Duvall and Mrs Carol Hutchinson to Cllr D McGregor, Deputy Leader and Portfolio Holder for Corporate Governance

In response to the Intergovernmental Panel on Climate Change's 2018 special report on the impacts of global warming of >1.5C above pre-industrial levels which showed that we have less than 12 years to reduce greenhouse gas emissions and avoid the catastrophic impacts of climate change.

Will Bolsover District Council declare a climate emergency and develop an appropriate action plan to achieve net zero carbon by 2030?

Additionally, will they call upon Derbyshire County Council and Derby City Council to declare a climate emergency and develop an appropriate action plan to achieve net zero carbon by 2030?

In offering his response, Councillor D. McGregor, confirmed that Bolsover District Council believed that Climate Change was the most pressing issue facing our communities today. The District Council recognised the need to find ways to achieve carbon reduction whilst balancing the need for economic growth and prosperity of its communities. The Council was required to reduce its use of climate damaging energy and adapt the way it operated to better utilise more environmentally friendly sustainable materials, products and practices in a move to a lower carbon lifestyle.

Councillor McGregor confirmed that the Council was committed to this challenge and to the principal of carbon reduction. To this end, the Council had recently developed and adopted a Carbon Reduction Plan which set out how the Council aimed to work with its partners, businesses and communities to achieve this and reduce its carbon footprint by 50% by 2030.

It was acknowledged that knowledge, awareness, technology, products and regulations in relation to climate change were evolving at a rapid pace. Councillor McGregor therefore stated that the Councils plan would be reviewed and updated regularly to change and flex as new opportunities arose which supported, and possibly furthered, its ambition for carbon reduction.

Councillor McGregor urged Mrs Duvall to approach Derbyshire County Council and Derby City Council, and any other public sector organisation in regard to her campaign.

SUPPLEMENTARY QUESTION

Mrs Duvall exercised her right to ask a supplementary question of the Deputy Leader. In the supporting documents that Mrs Duvall had circulated to Members of the Council, she had made reference to a mineral plan being developed for Derbyshire and expressed her concerns around the content within that plan with regard to carbon emissions. She queried whether the Council could give support to the County Council to develop and monitor areas that wished to set up being carbon neutral.

In responding, the Deputy Leader informed the Council that Derbyshire County Councils plans were underway. He requested for the Chief Executive to raise this matter at any forthcoming meetings that he was to attend where this matter could be discussed.

0850. QUESTIONS FROM MEMBERS

In accordance with Council Procedure Rule 9 Members of Council were able to ask questions about the Council's activities to either the Chair of the Council, Chairman of a specific Committee or a relevant Portfolio Holder.

No questions were submitted to this meeting of Council under Rule 9 of the Council Procedure Rules.

0851. MOTIONS

In accordance with Council Procedure Rule 10 Councillors were able to submit Motions on Notice for consideration at meetings of Council.

No Motions on Notice were submitted by Members to this meeting of Council under Rule 10 of the Council Procedure Rules.

0852. REPORTS ON URGENCY ITEMS TAKEN BY THE EXECUTIVE

When appropriate, meetings of Council were to receive a report from the Executive detailing any Key Decisions taken under special urgency provisions or Key Decisions exempt from Call-in.

There were no urgency decisions to report to this meeting of Council.

0853. RECOMMENDED ITEMS

There were no items recommended for consideration at this meeting of Council.

0854. PROPOSED CALENDAR OF MEETINGS

Members gave consideration to a report of the Deputy Leader and Portfolio Holder for Corporate Governance who presented the proposed calendar of meetings for 2019/2020 for Council's approval. The schedule of meetings had been drawn up using the rules previously used in relation to ensuring that meetings were held when statutory business required, to meet Legal obligations, and that the requirements of the Constitution were met in terms of frequency of meetings.

In addition the schedule had been devised to address some suggested changes including a reduction in the frequency of Council meetings to 6 weekly and the proposed changes to the establishment of Licensing Committee.

Members were informed that briefing meetings would be held prior to the first meetings of Licensing, Planning, Audit and Corporate Governance Scrutiny Committees to provide an opportunity for Members to refresh themselves around the functions of the

Committee and their role within it. Training would also be provided for all Chairman and Vice Chairman and would be arranged by The Governance Team after the Annual Meeting.

Moved by Councillor D. McGregor and seconded by Councillor A. M. Syrett

RESOLVED that:

- 1) the 2019/2020 calendar of meetings attached to the report as Appendix 1 be approved and the points as outlined in paragraph 1.4 be noted; and
- 2) delegated authority be granted to the Governance Manager following consultation with the Leader of the Council and the Chairman of the relevant Committee or working groups to amend the calendar of meetings for 2019/2020 as and when required.

(Governance Manager)

0855. PART II OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 WITHIN THE DISTRICT OF BOLSOVER

Members gave consideration to a report of the Portfolio Holder for Corporate Governance which set out the required stages of the Legal process to confirm the re-adoption of the provisions of Part II of The Local Government (Miscellaneous Provisions) Act 1976 within the whole of the Bolsover District Council administrative area. Members noted that all Councils that licensed Hackney Carriage and Private Hire Vehicles, drivers and operators were required to adopt Part II of the Act 1976, however, Bolsover District Council was unable to evidence the date that the Act was formally adopted by this authority. It was therefore considered that Council formally re-adopted the Act as a high priority. There was two stages to the re-adoption firstly, there must be a resolution from Council for adopting provisions of the 1976 Act and, secondly a notice would need to be published in the local newspaper as set out in 1.8 of the report.

The recommendation put in the report was for the Council to approve its intention to pass a resolution to adopt the 1976 Act and, on that basis, a further report would be submitted to the forthcoming meeting of Council on the 22nd May 2019.

Moved by Councillor D. McGregor and seconded by Councillor A. M. Syrett

RESOLVED that

- 1) the intention to pass a resolution to adopt be approved, to the extent which they are not already in force, with the provisions of Part II of the 1976 Act in relation to the whole District as set out in Appendix 3;
- 2) the Council publish notice of the intention to adopt the act in line with the Legal requirements; and

- 3) copies of the notices be served on all Parish Councils within the District in accordance with the Act.

(Monitoring Officer)

0856. JOINT EMPLOYMENT COMMITTEE AND JOINT APPEALS COMMITTEE

The Council received a report of the Joint Head of Corporate Governance and Monitoring Officer setting out proposals for revised arrangements for the Joint Employment Committee (JEC) and the Joint Appeals Committee (JAC) in relation to Members of the Strategic Alliance Management Team (SAMT). The report also set out the reviews of the Standards Committee and the UECC on the proposals. Attached at Appendix 1 of the report were the proposals put forward to the meeting of Council on the 6th March 2019 that were deferred for consideration by the Standards Committee and the UECC.

The proposals contained within were for the JEC and the JAC to amalgamate to form a Joint Employment and Appeals Committee (JEAC). The JEAC was set as an 8 Member Committee and an amended Terms of Reference was appended to the report as well as suggested changes to the Scheme of Delegation. It was reported that the Standards Committee considered the proposals on the 11th March 2019 and recommended putting in place the proposed arrangements on a temporary basis pending a formal review as part of the Review of the Constitution 2019/2020. In addition the UECC considered the proposals on the 25th March and concurred with the views of the Standards Committee.

Moved by Councillor D. McGregor and seconded by Councillor A. M. Syrett

RESOLVED that

- 1) the Joint Employment Committee and the Joint Appeals Committee be merged to become the Joint Employment and Appeals Committee (JEAC)
- 2) the proposed Membership and Terms of Reference for the JEAC and the proposed amendment to the Scheme of Delegation for Officers as set out in the report be approved. *(This includes approving the Membership to the JEAC as 8 members, 4 from each of the Councils and appointing the additional Executive Member representative to the Committee).*
- 3) it be noted that the arrangements would be reviewed as part of the 2019/2020 planned annual Constitutional review by the Standards Committee; and
- 4) delegated authority be given to the Chief Executive as the Head of Paid Service to make any minor alterations required to the process.

(Monitoring Officer)

0857. ACHIEVEMENTS 2015/2019

The Chief Executive Officer gave a presentation to Members regarding achievements over the four year term of office 2015 – 2019. The term commenced with a new Leader and Cabinet following the May Annual meeting in 2015 and the Chief Executive Officer commenced his employment with the Authority in October 2015. Shortly after, a Senior Management Review commenced where two Strategic Directors were appointed and the Senior Management Team was revised.

Members gave consideration to the future deficit over the forthcoming years and the need for sustainable income be achieved through maximisation of income, service redesign and business cost reduction.

A transformation plan was now in place with staff engaged in the process and an aspiration for commerciality. Some of the key achievements highlighted were:

- Development of a Morrisons store
- Opening of The Arc facility
- Securing £1.36 million Migration Fund for Shirebrook
- Remaining in D2N2 LEP
- Securing of funding to clear the Coalite site
- Working with HS2
- Achieving the agreed Local Plan following the risk of intervention
- Development of the Clowne Garden Village (creation Of 2700 jobs)
- £2,200 secured for the manufacturing zone
- Secured funding of £444,000 for the business rates pilot
- Joint Venture with DragonFly
- Building 91 properties with the B@Home scheme
- Development of the Model Village at Bolsover
- Development of an Apprenticeship scheme

A good Senior Management Team had been developed that had good relationships with Members and a new Corporate Plan was in the development phase. The Leader of the Council expressed her gratitude to the staff body and Members as a whole for the work undertaken over the previous 4 years and for rising to the challenges the Authority had faced during the times of austerity.

Moved by Councillor T. Munro and seconded by Councillor R. Turner

RESOLVED that the presentation be noted.

0858. CHAIRMAN'S CLOSING REMARKS

Councillor T. Munro, Chairman of the Council, expressed his thanks to all Councillors for their support during the period of his Chairmanship. He expressed gratitude to all Councillors for their hard work and dedication, not only to Bolsover District Council, but also to their constituents. To those Members not standing he expressed a particular thank you and he offered his best wishes to their future endeavours. For all the Members standing for re-election he wished them good luck in their Election campaigns. Further he expressed his appreciation to all Officers for assisting Members who serve the residents of the District.

Councillor D. McGregor, Deputy Leader of the Council, spoke on behalf of all Members to express thanks to the Leader of the Council, Councillor A. M. Syrett, who was not seeking re-election. Councillor Syrett was a long standing member of the Authority having served 16 years for Bolsover District with the last 4 as Leader of the Council. He applauded the Leader's ability to be able to work in collaboration with others and for improving the social and economic health of the organisation leaving a positive legacy for a new Leader from May.

A presentation of flowers was made to the opposition group.

The meeting closed at 11:29 am.