

## EXECUTIVE

Minutes of a meeting of the Executive of Bolsover District Council held in Committee Room One, Sherwood Lodge, Bolsover, on Monday 6<sup>th</sup> June 2011 at 1000 hours.

### PRESENT:-

Members:-

Councillor A.F. Tomlinson – Chair

Councillors K. Bowman, D. Kelly, D. McGregor, B.R. Murray-Carr and A. M. Syrett.

Officers:-

W. Lumley (Chief Executive Officer), S.E.A. Sternberg (Solicitor to the Council and Monitoring Officer), J. Brooks (Director of Resources), K. Hopkinson (Director of Development), S. Tomlinson (Director of Neighbourhoods), D. Eccles (Head of Regeneration) (from minute no. 45), J. Fieldsend (Senior Principal Solicitor) (to minute no. 37 and from minute no. 45) and R. Leadbeater (Democratic Services Officer).

### 33. APOLOGY

An apology for absence was received on behalf of Councillor E. Watts.

### 34. URGENT ITEMS OF BUSINESS

The Chair had consented to one item of urgent business being included in the exempt part of the agenda, Project Horizon, Appropriation of Land.

### 35. DECLARATIONS OF INTEREST

Minute No.	Member	Level of Interest
36.	Councillor B. R. Murray-Carr	Personal and Prejudicial

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### 36. MINUTES – 4<sup>TH</sup> APRIL 2011

Moved by Councillor D. Kelly, seconded by Councillor D. McGregor  
**RESOLVED** that the minutes of a meeting of the Executive held on 4<sup>th</sup> April 2011 be approved as a true record.

#### Minute No. 992 – Rent Arrears Quarterly Report

The Director of Neighbourhoods confirmed that the next quarterly rent arrears report was in draft and would be brought to the Executive for consideration shortly. This would include the total amount of rent arrears outstanding.

#### Minute No.1004 – Shirebrook Masterplan Town Centre Development

Councillor Murray-Carr declared a personal and prejudicial interest and left the meeting.

The Senior Principal Solicitor provided Members with an update on the progress of the Shirebrook Masterplan Town Centre Development which was discussed in some detail.

Councillor Murray-Carr re-joined the meeting and the Senior Principal Solicitor left.

### 37. PRESENTATION ON SITE ASSESSMENTS FOR THE LOCAL BROWNFIELD STRATEGY

This item was withdrawn.

### 38. EXECUTIVE FUNCTIONS

Moved by Councillor K. Bowman, seconded by Councillor D. McGregor  
**RESOLVED** that the Executive Functions be agreed.

(Constitution)

### 39. REPRESENTATIVES ON OUTSIDE BODIES

Moved by Councillor D. McGregor, seconded by Councillor D. Kelly  
**RESOLVED** that the Representatives on Outside Bodies be appointed as outlined in the report.

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### **40. WORKING NEIGHBOURHOODS FUND MONITORING REPORT – QUARTER 4 UPDATE AND 2010/11 END OF YEAR REPORT**

The Chair presented the report to update Members on projects delivered in quarter 4 by the orking Neighbourhoods Fund and the end of year report for 2010/11.

The Chair drew Members' attention to the underspend and outputs detailed in the report, adding that the projects had been delivered with excellent value for money.

Further detail was provided on the activities and themes in progress and future projects. Members were advised that further funding streams were actively being pursued from external organisations.

In response to Members' questions, the Chair advised that a more detailed breakdown of unemployment figures by area could be obtained from the Consultant Programme Manager.

The Portfolio Holder for Community Safety advised Members that a scheme was being looked at to engage persistent offenders but this had so far proved challenging.

The Chair advised that the Consultant Programme Manager would give a presentation to a future meeting of the Executive on the work carried out. Members welcomed this.

Moved by Councillor B.R. Murray-Carr, seconded by Councillor D. McGregor **RESOLVED** that the report be received.

**REASON FOR DECISION: To ensure that WNF is targeted to best effect.**

### **41. ARREARS – IRRECOVERABLE ITEMS OVER £1,000**

The Portfolio Holder for Corporate Efficiencies presented the report for Members' consideration.

Moved by Councillor D. McGregor, seconded by Councillor B.R. Murray-Carr **RESOLVED** that approval is given to write off the irrecoverable items including costs amounting to £10,090.38 with the proviso that should any of the debts become collectable the amounts be re-debited.

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**REASON FOR DECISION: In order that outstanding debts can be written off.**

(Head of Finance and Revenues)

### **42. THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

Moved by Councillor D. McGregor, seconded by Councillor K. Bowman.

**RESOLVED** that under Section 100(A)(4) of the Local Government Act 1972 (as amended), the public be excluded from the meeting for the following item of business on the grounds that they involve the likely disclosure of exempt information as defined in the stated Paragraph of Part 1 of Schedule 12A of the Act and it is not in the public interest for that to be revealed.

### **43. ARREARS – IRRECOVERABLE ITEMS OVER £1,000 EXEMPT – PARAGRAPH 3**

The Portfolio Holder for Corporate Efficiencies presented the report for Members' consideration.

Moved by Councillor D. McGregor, seconded by Councillor B.R. Murray-Carr

**RESOLVED** that approval is given to write off the irrecoverable items including costs amounting to £12,409.33 with the proviso that should any of the debts become collectable the amounts be re-debited.

**REASON FOR DECISION: In order that outstanding debts can be written off.**

(Head of Finance and Revenues)

### **44. FORMER TENANTS ARREARS WRITE OFF EXEMPT – PARAGRAPH 1**

This item was withdrawn.

The Head of Regeneration and the Senior Principal Solicitor joined the meeting.

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### 45. EXTENSION TO DOOR REPLACEMENT CONTRACT EXEMPT – PARAGRAPH 3

The Chair presented the report for Members to consider whether to extend the current door replacement contract for a further two years or to re-tender.

It was noted that Yorkshire Windows had provided a very good service with an experienced and knowledgeable team. It was added that the work carried out had received a 97% satisfaction rating from tenants.

Moved by Councillor D. McGregor, seconded by Councillor A. F. Tomlinson

**RESOLVED** that (1) the report be received.

(2) Contract Standing Orders 4.8.3, 4.8.4, 4.8.5 and 4.8.6 be suspended to allow the door contract with Yorkshire Window Company Ltd of Hellaby to be extended for two years, subject to clarification being sought on item 4 of the report in relation to the holding of current prices until 31<sup>st</sup> December 2012.

**REASON FOR DECISION: In order to secure the best value for money in accordance with Contracts Standing Orders.**

(Head of Regeneration)

### 46. PROJECT HORIZON EXEMPT – PARAGRAPH 6B

The Senior Principal Solicitor presented the report to seek Members' approval to serve an Initial Demolition Notice on a row of properties adjacent to Sherwood Lodge to facilitate development of the area.

Moved by Councillor A.F. Tomlinson, seconded by Councillor D. Kelly

**RESOLVED** that the Council serve an Initial Demolition Notice on the tenants of 30, 32 and 34 Oxcroft Lane pursuant to Schedule 5A of the Housing Act 1985 stating that the land is required to facilitate the development of Sherwood Lodge, that the demolition is intended within five years and containing any other information required by that schedule.

**REASON FOR DECISION: To develop vibrant town centres and flourishing rural communities and deliver more efficient Council premises.**

(Solicitor to the Council)

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### 47. PROJECT HORIZON – APPROPRIATION OF ADJOINING LAND EXEMPT – PARAGRAPH 6B

The Senior Principal Solicitor presented the report to seek Members approval to appropriate land at Sherwood Lodge for planning purposes under Section 122 of the Local Government Act 1972.

Moved by Councillor A.F. Tomlinson, seconded by Councillor D. McGregor  
**RESOLVED** that (1) for the reasons set out in the report the land at Sherwood Lodge shown hatched on the plan is surplus to the Council's requirements and that land is required to be held for planning purposes in the interest of the proper planning of the area;

(2) the Council appropriates the land at Sherwood Lodge shown hatched on the attached plan for planning purposes under Section 122 of the Local Government Act 1972;

(3) the Solicitor to the Council be authorised to complete the memorandum executing the appropriation.

**REASON FOR DECISION: To develop vibrant town centres and flourishing rural communities and deliver more efficient Council premises.**

(Solicitor to the Council)

The meeting concluded at 1100 hours.