

ANNUAL COUNCIL

Minutes of the Annual Meeting of Bolsover District Council held in the Council Chamber, The Arc, Clowne on Wednesday 26th May 2021 at 10.00 hours.

PRESENT:-

Members:-

Councillor Tom Munro in the Chair

Councillors Rita Turner (Vice-Chair), Derek Adams, Allan Bailey, Rose Bowler, Tracey Cannon, Tricia Clough, David Dixon, Mary Dooley, Steve Fritchley, Ray Heffer, Andrew Joesbury, Tom Kirkham, Duncan McGregor, Sandra Peake, Liz Smyth and Deborah Watson.

Members observing the meeting (although not in attendance): Councillors Jane Bryson, Anne Clarke, Nick Clarke, Jim Clifton, David Downes, Stan Fox, Clive Moesby, Evonne Parkin, Graham Parkin and Jen Wilson.

Officers: - Lee Hickin (Director of Corporate Resources and Head of Paid Service), Karen Hanson (Director of Environment and Enforcement), Sarah Sternberg (Solicitor to the Council & Monitoring Officer), Grant Galloway (Director of Development), Pam Brown (Head of Leader's Executive and Partnerships), Ian Barber (Head of Property Services & Housing Repairs), Kevin Shillitto (Principal Solicitor), Nicola Calver (Governance Manager), Amy Bryan (Senior Governance Officer) and Tom Scott (Governance Officer).

CL1-21/22 ELECTION OF CHAIR OF THE COUNCIL

The Director of Corporate Resources and Head of Paid Service sought nominations for the position of Chairman of the Council for the 2021/22 municipal year.

The nomination of Councillor Tom Munro was moved by Councillor Sandra Peake and seconded by Councillor Deborah Watson. There were no other nominations.

The Director of Corporate Resources and Head of Paid Service took the nomination to a vote and reminded Members that because of COVID and social distancing guidelines, only Members present in the Council Chamber would be able to vote.

Moved by Cllr Sandra Peake, Seconded by Cllr Deborah Watson:

RESOLVED that Councillor Tom Munro be appointed Chairman of the Council for the 2021/22 municipal year.

Having signed the Declaration of Acceptance of Office and re-accepted the Chains of Office, Councillor Tom Munro was duly appointed and resumed to Chair the meeting.

CL2-21/22 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Dan Salt and Ross Walker.

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CL3-21/22 DECLARATIONS OF INTEREST

There were no interests declared at this meeting.

CL4-21/22 APPOINTMENT OF VICE CHAIR OF THE COUNCIL

The nomination of Councillor Rita Turner was moved by Councillor Mary Dooley and seconded by Councillor Liz Smyth. There were no other nominations.

Moved by Cllr Mary Dooley, Seconded by Cllr Liz Smyth:

RESOLVED that Councillor Rita Turner be appointed Vice Chairman of the Council for the 2021/22 municipal year.

Having made the Declaration of Acceptance of Office and re-accepted the Vice Chairman's medallion, Councillor Rita Turner took the Vice Chairman's seat.

CL5-21/22 MINUTES

Members gave consideration to the Minutes of the meeting held on 14th April 2021 and considered that they reflected the meeting accurately.

Moved by by Cllr Tom Munro, Seconded by Cllr Ray Heffer:

RESOLVED that the minutes of a meeting of Council held on 14th April 2021 be approved as a true and correct record.

CL6-21/22 ESTABLISHMENT OF COMMITTEES AND PROPORTIONALITY

The Governance Manager presented a report seeking to establish the Council's Committees and Advisory Groups for the 2021/22 Municipal Year.

Councillor David Dixon referred to the report paragraph stating "in order to complete the 2020/21 work of the existing scrutiny committees, the Members who were appointed to the former committees will continue to meet informally for a period of 2 months in order to complete outstanding review work" and asked if these informal meetings would utilise the existing or new Scrutiny Committee memberships. The Governance Manager informed him that for these informal meetings, the Scrutiny Committee memberships would remain as appointed in May 2019.

Moved by Cllr Steve Fritchley, Seconded by Cllr Duncan McGregor:

RESOLVED that:

(i) The Council's Committees be established for the 2021/22 municipal year in accordance with Council Procedure Rule 1.1(k) as set out in Appendix 1 and Appendix 2;

(ii) The size of the Committees as set out within Appendix 3 to the report be agreed for the 2021/22 municipal year in accordance with Council Procedure Rule 1.1(k);

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(iii) The Council agrees the allocation of seats of Committee is in accordance with the political balance rules (as set out in Appendix 3);

(iv) Members appointed to scrutiny committees for the 2020/21 municipal year are approved to conclude their review work informally for a period of two months.

(v) Authority be delegated to the Monitoring Officer in consultation with the Leader of the Council and relevant Committee Chair (when appointed) to make amendments to the terms of reference for Committees arising within the 2021/22 municipal year.

(Governance Manager)

CL7-21/22 MOTION TO ADJOURN MEETING

Councillor Steve Fritchley (Leader of the Council) moved a motion without notice to adjourn the Annual Council at this point in the agenda and reconvene at 10am Wednesday 23rd June 2021. He explained that if the motion was agreed, the remainder of agenda items would be considered on that date because it was hoped all Members would have the opportunity to attend and vote in person.

This motion was submitted in line with Part 4.1 (Council Procedure Rules) of the Constitution under section 11 (Motions and Amendments - Without Notice) and subsection (l) (to adjourn a meeting).

Moved by Cllr Steve Fritchley, Seconded by Cllr Duncan McGregor:

RESOLVED that this meeting of Annual Council adjourn to reconvene on 10am Wednesday 23rd June 2021.

(Governance Manager)

The meeting concluded at 10:20 hours.

AT THIS POINT THE MEETING STOOD ADJOURNED UNTIL 10.00AM ON WEDNESDAY 23rd JUNE 2021.

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FOLLOWING A SUCCESSFUL MOTION TO ADJOURN, THIS MEETING IS RECONVENED FROM 10.00AM ON WEDNESDAY 26th MAY 2021.

Minutes of the reconvened Annual Meeting of Bolsover District Council held in the Sports Hall, The Arc, Clowne on Wednesday 23rd June 2021 at 10.00 hours.

PRESENT:-

Members:-

Councillor Tom Munro in the Chair

Councillors Rita Turner (Vice-Chair), Derek Adams, Allan Bailey, Rose Bowler, Jane Bryson, Tracey Cannon, Anne Clarke, Nick Clarke, Jim Clifton, Tricia Clough, Paul Cooper, David Dixon, Maxine Dixon, Mary Dooley, David Downes, Stan Fox, Steve Fritchley, Donna Hales, Ray Heffer, Natalie Hoy, Andrew Joesbury, Chris Kane, Duncan McGregor, Clive Moesby, Evonne Parkin, Sandra Peake, Peter Roberts, Dan Salt, Liz Smyth, Deborah Watson and Jen Wilson.

Officers: - Lee Hickin (Director of Corporate Resources and Head of Paid Service), Karen Hanson (Director of Environment and Enforcement), Sarah Sternberg (Solicitor to the Council & Monitoring Officer), Theresa Fletcher (Section 151 Officer), Grant Galloway (Director of Development), Pam Brown (Head of Leader's Executive and Partnerships), Nicola Calver (Governance Manager) and Tom Scott (Governance Officer).

CL8-21/22 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Dexter Bullock, Tom Kirkham, Graham Parkin, Janet Tait and Ross Walker.

CL9-21/22 DECLARATIONS OF INTEREST

There were no interests declared at this meeting.

CL10-21/22 APPOINTMENT TO COMMITTEES

Councillor Clive Moesby moved and Councillor Steve Fritchley (Leader of the Council) seconded the Labour Group appointments to Committees and Advisory Groups as outlined in the report.

Councillor Deborah Watson moved and Councillor Liz Smyth seconded the Independent Group appointments to Committees and Advisory Groups as outlined in the report.

Councillor David Dixon moved and Councillor Natalie Hoy seconded the Conservative Group appointments to Committees and Advisory Groups as outlined in the report.

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Councillor Tracey Cannon moved and Councillor Allan Bailey seconded the following Community Independents appointments to Committees and Advisory Groups not in the report but as listed below:

Audit & Corporate Overview Scrutiny Committee – Councillor Ross Walker
Local Growth Scrutiny Committee – Councillor Tracey Cannon
Customer Services Scrutiny Committee – Councillor Allan Bailey
Climate Change and Communities Scrutiny Committee – Councillor Dan Salt
Employment and Personnel Committee – Councillor Ross Walker
General Licensing Committee – Councillor Dan Salt
Licensing and Gambling Acts Committee – Councillor Tracey Cannon
Planning Committee – Councillor Allan Bailey
Safety Committee – Councillor Allan Bailey
Union and Employee Consultation – Councillor Dan Salt
New Bolsover Joint Partnership Committee – Councillor Allan Bailey
Local Plan Implementation Advisory Group – Councillor Allan Bailey
Member Development Working Group – Councillor Ross Walker
Tenant Participation Review and Development Group – Councillor Dan Salt

All of the submitted appointments to Committees and Advisory Groups were moved by Councillor Clive Moesby and seconded by Councillor Mary Dooley.

RESOLVED that the 2021/2022 municipal year Committee and Advisory Group appointments outlined in the report and submitted by the Community Independents be accepted.

(Governance Manager)

CL11-21/22 APPOINTMENTS OF CHAIRS AND VICE-CHAIRS

Members gave consideration to the submitted nominations for Chairs and Vice Chairs and the Chair of the Council requested further nominations from the floor.

Two positions (the Chair and Vice Chair of Climate Change and Communities Scrutiny Committee) were contested and these nominations were put to the vote as follows:

Councillor Clive Moesby moved and Councillor Rose Bowler seconded the nomination of Councillor Nick Clarke as Chair of Climate Change and Communities Scrutiny Committee. Councillor Natalie Hoy moved and Councillor Maxine Dixon seconded the nomination of Councillor David Dixon as Chair of Climate Change and Communities Scrutiny Committee. The Chair held a vote on the two nominations and Councillor Nick Clarke was appointed as Chair of Climate Change and Communities Scrutiny Committee.

Councillor Clive Moesby moved and Councillor Rose Bowler seconded the nomination of Councillor Anne Clarke as Vice-Chair of Climate Change and Communities Scrutiny Committee. Councillor Natalie Hoy moved and Councillor Maxine Dixon seconded the nomination of Councillor David Dixon as Vice-Chair of Climate Change and Communities Scrutiny Committee. The Chair held a vote on the two nominations and Councillor Anne Clarke was appointed as Vice-Chair of Climate Change and Communities Scrutiny Committee.

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The Chair informed Members that in consultation with the Monitoring Officer, the Employment and Personnel Committee would appoint a Chair and Vice-Chair at its first meeting of the 2021/2022 municipal year.

RESOLVED that for the 2021/22 municipal year:

Moved by Cllr Clive Moesby, Seconded by Cllr Rita Turner:

RESOLVED that:

- i) Councillor Rose Bowler be appointed as Chair of Customer Services Scrutiny Committee;

Moved by Cllr Clive Moesby, Seconded by Cllr Rose Bowler:

RESOLVED that:

- ii) Councillor Rita Turner be appointed as Vice-Chair of Customer Services Scrutiny Committee;
- iii) Councillor Jen Wilson be appointed as Chair of Local Growth Scrutiny Committee;
- iv) Councillor Paul Cooper be appointed as Vice-Chair of Local Growth Scrutiny Committee;
- v) Councillor Tom Munro be appointed as Chair of Audit & Corporate Overview Scrutiny Committee;
- vi) Councillor Chris Kane be appointed as Vice-Chair of Audit & Corporate Overview Scrutiny Committee;
- vii) Councillor Nick Clarke be appointed as Chair of Climate Change and Communities Scrutiny Committee;
- viii) Councillor Anne Clarke be appointed as Vice-Chair of Climate Change and Communities Scrutiny Committee;

Moved by Cllr Deborah Watson, Seconded by Councillor Liz Smyth:

RESOLVED that:

- ix) Councillor Ray Heffer be appointed as Chair of Licensing Committee;
- x) Councillor Andrew Joesbury be appointed as Vice-Chair of Licensing Committee;

Moved by Cllr Clive Moesby, Seconded by Cllr Chris Kane:

RESOLVED that:

- xi) Councillor Tom Munro be appointed as Chair of Planning Committee;

Moved by Cllr Clive Moesby, Seconded by Councillor Tom Munro:

RESOLVED that:

- xii) Councillor Chris Kane be appointed as Vice-Chair of Planning Committee;

Moved by Cllr Clive Moesby, Seconded by Cllr David Downes:

RESOLVED that:

- xiii) Mrs Jean Jaffray be appointed as Chair of Standards Committee;

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xiv) Councillor Mary Dooley be appointed as Chair of Union/Employee Consultation Committee;

Moved by Cllr Mary Dooley, Seconded by Cllr David Downes:

RESOLVED that:

xv) Councillor Clive Moesby be appointed as Vice-Chair of Standards Committee.

(Governance Manager)

CL12-21/22 APPOINTMENTS TO OUTSIDE BODIES

The Council gave consideration to the nominated appointments to Outside Bodies as listed within the report.

Moved by Cllr Steve Fritchley, Seconded by Cllr Duncan McGregor:

RESOLVED that:

(i) Council accepts the list of outside bodies (Council functions) attached at Appendix 1 and makes these appointments of representatives; and

(ii) The term of office for each appointment will be from the date of this meeting until the next Annual Council unless otherwise specified next to the organisation.

(Governance Manager)

CL13-21/22 REVIEW OF THE COUNCIL'S CONSTITUTION

The Solicitor to the Council & Monitoring Officer presented a report proposing amendments to the Council's constitution as recommended by the Standards Committee as part of the Annual Review.

The Council is required by law to prepare and keep an up-to-date Constitution which explains how the Council operates, how decisions are made and the procedures which are to be followed to ensure that these are efficient, transparent and accountable to local people. One of the functions of the Standards Committee is to undertake an annual review of the Council's Constitution to ensure it is up-to-date and in line with legislation and current circumstances.

Moved by Cllr Clive Moesby, Seconded by Cllr Duncan McGregor:

RESOLVED that the amendments to the Constitution detailed at Appendix 1 and set out in Appendix 2 be approved.

(Solicitor to the Council & Monitoring Officer/Governance Manager)

CL14-21/22 SCHEME OF DELEGATION

The Solicitor to the Council & Monitoring Officer presented a report proposing to approve the Scheme of Delegation as outlined in Part 3 of the Council's Constitution.

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Moved by Cllr Clive Moesby and Seconded by Cllr Duncan McGregor:

RESOLVED that Council approves the Scheme of Delegation as set out in the Council's Constitution.

(Solicitor to the Council & Monitoring Officer)

CL15-21/22 OPERATIONS OF URGENCY RULES AND THRESHOLDS FOR KEY DECISIONS

The Solicitor to the Council & Monitoring Officer presented a report proposing to note Key Decisions taken over the last 12 months under Special Urgency rules and urgency provisions, and to agree the Key Decisions financial thresholds for the forthcoming year.

Moved by Cllr Clive Moesby and Seconded by Cllr Duncan McGregor:

RESOLVED that:

- (i) Council notes that no decisions have been taken over the past 12 months under Special Urgency rules;
- (ii) Council notes the no decisions taken over the past 12 months under Urgency provisions in the Council's Scrutiny Rules, and
- (iii) Council agrees that the financial thresholds for Key Decisions be maintained at £75,000 (Revenue) and £150,000 (Capital).

(Solicitor to the Council & Monitoring Officer)

CL16-21/22 EXCLUSION OF THE PUBLIC

The Chair informed Members that because the following two items 'Councillor Dispensation' and 'Senior Management Structure Review' had been deferred and withdrawn respectively, Council was not required to move exclusion of the public.

CL17-21/22 COUNCILLOR DISPENSATION

The Chair advised that this item had been deferred.

CL18-21/22 SENIOR MANAGEMENT STRUCTURE REVIEW

The Chair advised that this item had been withdrawn.

CL19-21/22 CHAIRMAN'S CLOSING REMARKS

The Chair informed Members that copies of the 'Vision Bolsover' document had been circulated to them and invited the Leader of the Council to speak on the document.

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Councillor Steve Fritchley (Leader of the Council) stated he looked forward to having a debate with Members in the near future on the contents of the Vision Bolsover document.

The Chair was pleased to announce that his charity for the forthcoming year would be Ashgate Hospicecare, and this support would be a joint venture with Councillor Martin Thacker, Chair of North East Derbyshire District Council.

The Chair informed Members that it was hoped the next Council meeting would be able to take place in the Council Chamber, but alternative venues were being considered if that was not the case. The Chair thanked the officers involved for setting the Sports Hall up for this meeting.

The meeting concluded at 10:35 hours.