

To: All Members

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Date: 2nd November 2022

Dear Councillor

EXECUTIVE MEETING – MONDAY 31ST OCTOBER 2022 – DECISION NOTICE

I have pleasure in enclosing herewith, for your attention, a copy of the Decision Notice of the Executive held on Monday 31st October 2022.

Set out below is the procedure for calling in decisions of the Executive. **Only Key Decisions may be called in.** Request forms to call in a decision of the Executive may be obtained from the Governance Team.

Deadline date for calling in Key Decisions contained in the Decision Notice:

WEDNESDAY 9th NOVEMBER 2022

Number of Members required to call in an item:

Three Scrutiny Members

Method by which items may be called in:

By completion of the form available from the Governance Team

Recording of called in items:

Governance shall be responsible for keeping and maintaining a log of called in items. In practice this log will be kept by the Governance Officers who are themselves authorised to accept notifications from Members.

A log shall be maintained in chronological order according to when requests are received. This log will be open for inspection by any Member of the Council, upon request.

Yours sincerely



Solicitor to the Council and Monitoring Officer

DECISION NOTICE OF THE EXECUTIVE HELD ON

MONDAY 31ST OCTOBER 2022

AGENDA ITEM	DECISION
NON KEY DECISIONS	
5 Creation of a local nature recovery champion and appointment.	RESOLVED that (1) the creation of a local nature recovery champion Member role be agreed, (2) Councillor Tom Munro be appointed as the local nature recovery Member Champion. Reasons for Recommendation To enable the Members to consider the advice of the Local Plan Implementation Advisory Group in relation to Local Nature Recovery and particularly the suggestion of creating a Local Nature Recovery Champion Member role. Therefore, the agreement of the Executive is sought to create a Local Nature Recovery Champion Member role and to appoint a Member to the role. Alternative Options and Reasons for Rejection It would be possible to not create a Local Nature Recovery Champion, although this would not achieve the benefits stated in the report. Therefore, officers have not considered this option.
6 Risk Management Strategy	RESOLVED that (1) the refreshed Risk Management Strategy be approved, subject to the following amendments; a) include reference to 'fraud' on page 6, b) include reference to the data protection officer on pages 17 to 20. (2) the report and Strategic Risk Register as set out in Appendix 2 be noted. Reasons for Recommendation The Audit and Corporate Overview Scrutiny Committee has considered and noted this report from the Risk Management Group as part of the Council's robust approach to risk management. The Risk Management Group provides a comprehensive oversight of risk throughout the organisation. The Risk Management Group has made significant progress in ensuring that risk is effectively managed within

		<p>the Council. By leading on the development and review of all risk related policies, plans and strategies across the Council, the Group provides consistency of approach and alignment of all service areas in relation to risk management.</p> <p>Alternative Options and Reasons for Rejection It is good practice for the Council to develop and regularly review its Risk Management Strategy, Strategic Risk Register and associated risk management processes and policies. Given the importance of these arrangements for the overall performance and governance of the Council the alternative of not providing them is rejected.</p>
BUDGET AND POLICY FRAMEWORK ITEMS		
7	Budget Monitoring Quarter 2 – 2022/23	<p>RESOLVED that (1) the monitoring position of the General Fund at the end of the second quarter as detailed in Appendix 1 to the report (a net favourable variance of £0.907m against the profiled budget), and the key issues highlighted within the report be noted,</p> <p>(2) the position on the Housing Revenue Account (HRA), the Capital Programme and Treasury Management at the end of the second quarter (Appendices 3, 4 and 5 to the report) be noted.</p> <p>Reasons for Recommendation The report summarises the financial position of the Council following the second quarter’s budget monitoring exercise for the General Fund, the Housing Revenue Account, Capital Programme and Treasury Management activity.</p> <p>Alternative Options and Reasons for Rejection The Budget Monitoring report for 2022/23 is primarily a factual report which details progress against previously approved budgets. Accordingly, there are no alternative options to consider.</p>
	KEY DECISION	
8	Safe and Warm Upgrade at Jubilee Court, Pinxton	<p>RESOLVED that Davlyn Construction be awarded a contract to carry out Safe & Warm Upgrade at Jubilee Court Pinxton in accordance with tendered specification and following tender evaluation,</p> <p>(2) progress on the contract be reported through the Housing Stock Management Group.</p> <p>Reasons for Recommendation The evaluation group were in unanimous agreement that this tender represented a competitive submission received</p>

		<p>from Davlyn Construction Ltd (Derby).</p> <p>Alternative Options and Reasons for Rejection None.</p>
	<p>URGENT ITEM OF BUSINESS</p> <p>NON KEY DECISION</p>	
2a	<p>Creswell Heritage and Wellbeing Centre Staffing Proposal</p>	<p>RESOLVED that the District Council enters into a service level agreement with Creswell Heritage and Wellbeing Trust to manage the new leisure facility in Creswell on behalf of the Trust, subject to there being no risk to the Council,</p> <p>(2) the service level agreement be signed off under delegated authority following consultation with the Portfolio Holder for Leisure and Tourism, and Head of Paid Service.</p> <p>Reasons for Recommendation To assist the Trust in managing and operating a leisure facility in a much needed, deprived area of the district, making access to physical activity more achievable for local residents of the area.</p> <p>Alternative Options and Reasons for Rejection The Trust could operate the site direct but this was rejected by the Trustees as they had no formal experience of operating such a site and therefore requested the input from an established team with back office support through HR, payroll, legal and finance.</p>
9	<p>EXEMPT ITEMS</p> <p>NON KEY DECISION</p> <p>BUDGET AND POLICY FRAMEWORK ITEM</p>	
10	<p>Management of Corporate Debt – Write Off of Outstanding Amounts Exempt Paragraphs 1 & 3</p>	<p>RESOLVED that (1) the amounts included at paragraph 2.1 of the report and individually detailed in Appendix 1 to the report, be approved for write-off,</p> <p>Reasons for Recommendation Given that all available options to recover this debt have been explored, it is important that the Council recognises the position and approves the write-off of the uncollectable debt.</p> <p>Alternative Options and Reasons for Rejection These are outlined in the main body of the report.</p>
	<p>KEY DECISIONS</p>	

11	<p>Outcome of Call-In of Key Decision EX41-22/23 – Future Skills Hub Exempt Paragraph 3</p>	<p>RESOLVED that the decision made by Executive at its meeting held on 5th September 2022 as set out below, remain unchanged;</p> <p><i>that (1) based on the two options as set out in the report, Proposal 1 was the preferred option,</i></p> <p><i>(2) delegated authority be given to the Business Growth Manager and Assistant Director of Development and Planning, in consultation with the Executive Director of Strategy and Development and the Leader of the Council, to complete negotiations in relation to Proposal 1.</i></p> <p>Reasons for Recommendation As detailed in the report dated 5th September 2022.</p> <p>Alternative Options and Reasons for Rejection As detailed in the report dated 5th September 2022.</p>
12	<p>Potential Lease of a Commercial Property</p>	<p>RESOLVED that (1) delegated authority be given to the Assistant Director of Development and Planning to negotiate and agree the terms of the tenancy with the company as stated in the report in consultation with the Solicitor to the Council,</p> <p>(2) delegated authority be given to the Executive Director of Strategy and Development to use the previously approved dilapidations budget included in the Transformation Reserve plus any additional funds required to complete the Landlord works from the Transformation Reserve, up to the maximum figure as stated in the report.</p>

Only **Key Decisions** may be called in. All other decisions will be actioned immediately with the exception of those referred to Council.