

COUNCIL**Wednesday, 19th July, 2017**

Present:-

Councillor Davenport (The Mayor)

Councillors	Bagley	Councillors	P Gilby
	Bellamy		T Gilby
	Bexton		Hill
	Bingham		Hollingworth
	Blank		J Innes
	Borrell		P Innes
	Brady		Miles
	Brittain		A Murphy
	Brown		T Murphy
	Brunt		Niblock
	Burrows		Perkins
	Callan		Rayner
	Catt		Redihough
	Caulfield		Sarvent
	Derbyshire		Serjeant
	Dickinson		Simmons
	Dyke		Slack
	Elliott		Wall
	Flood		

6 MINUTES**RESOLVED –**

That the Minutes of the meetings of the Council held on 26 April and 10 May, 2017 be approved as a correct record and be signed by the Chair, subject to the following addition under Minute No. 109 'Deputy Leader of the Council and Cabinet Appointments' of the meeting held on 26 April, 2017:

Cabinet Member for Economic Growth
Councillor Terry Gilby.

7 MAYOR'S COMMUNICATIONS

The Mayor referred to the following Mayoral engagements:

- The annual visit to the Darmstadt European weekend and hosting two sets of visitors from Darmstadt – students taking part in an exchange with Brookfield School and the Darmstädter Kantorei choir;
- The Women's Tour of Britain cycling event stage in Chesterfield;
- A visit to Ashgate Croft School to open their new Forest School;
- A visit to the Royal Lancers Mons weekend, including a special regimental parade following the presentation by the Queen of a new guidon in April.

The Mayor also provided an update on the fundraising activities in support of her Appeal, including notice of the gala dinner to be held at the Proact Stadium on 16 March, 2018.

8 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors J Barr, P Barr, D Collins, L Collins, A Diouf, V Diouf, Huckle and Ludlow.

9 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA.

No declarations of interest were received.

10 PUBLIC QUESTIONS TO THE COUNCIL

Under Standing Order No.12 Mr Max Kerley asked the following question:

“Please define the geographical area that Chesterfield Borough Council considers to be Chesterfield town centre.”

The Leader provided a verbal response to the question, and Councillor Brunt, Cabinet Member for Town Centres and Visitor Economy provided a verbal response to Mr Kerley's supplementary question.

11 PETITIONS TO COUNCIL

No petitions had been received.

12 QUESTIONS TO THE LEADER

Under Standing Order No.14 Members asked the following questions and received verbal responses to their questions:

- Councillor Burrows asked for the Leader's views on the decision announced by government that Chesterfield would be a stop on the revised HS2 route and that there would be a maintenance depot at Staveley, referring to the opportunities this would provide to local people;
- Councillor Dickinson asked the Leader about the actions being taken to address issues relating to homelessness and anti-social behaviour in Chesterfield town centre and, in particular, the measures taken to resolve the issue of rough sleepers on Beetwell Street.

13 VACANCY IN THE OFFICE OF COUNCILLOR

On 1 July, 2017, the Council had received written notice of the resignation of Councillor Stephen Hitchin as a member for Holmebrook Ward.

RESOLVED –

That the best thanks of the Council be conveyed to former Councillor Stephen Hitchin for his services to the Borough.

14 GENERAL FUND BUDGET OUTTURN 2016/17

Pursuant to Cabinet Minute No. 20 (2017/18) the Director of Finance and Resources submitted a report on the General Fund Revenue and Capital Outturns for 2016/17. The report provided details of significant variations from the revised estimates for 2016/17 and the recommendations approved by Cabinet on 27 June, 2017.

RESOLVED –

That the report on the General Fund Revenue and Capital Outturns for 2016/17 be noted.

15 SCRUTINY ANNUAL REPORT 2016/17

Council considered the Annual Scrutiny Report detailing the work of the Overview and Scrutiny Committees during 2016/17.

RESOLVED –

That the Scrutiny Annual Report for 2016/17 be approved.

16 MEMBERSHIP OF THE SHEFFIELD CITY REGION COMBINED AUTHORITY

The Chief Executive submitted a report to update Members on recent changes impacting on Chesterfield Borough Council pursuing full membership of the Sheffield City Region Combined Authority in line with the Council's resolved position of April and September 2016. The report made recommendations to Council to alter its resolved position in light of those recent changes.

Since September 2016 officers had continued to work to implement the Council's resolved position to pursue full membership of SCR Combined Authority, including supporting the Combined Authority in defending the consultation process in the courts as a result of a Judicial Review brought by Derbyshire County Council. Following the outcome of that review, Chesterfield had worked with the Combined Authority to support its plans for a further public consultation due to have commenced in early July 2017. That consultation would have once again proposed a Mayoral Combined Authority including Chesterfield as a full member, given the resolutions made by the Council in 2016 and in light of the benefits that would flow into Chesterfield and Derbyshire from that full membership status.

Three recent changes had occurred that had led to a review of the Council's position. Firstly, the outcome of the General Election combined with the amount of legislation required for Brexit had led to a significant risk that priority would not be given for the parliamentary time and

government support necessary to establish a Mayoral Combined Authority with Chesterfield as a full member.

Secondly, following the change of administration at Derbyshire County Council, an early priority had been set to prevent Chesterfield Borough Council becoming a full member of the SCR Combined Authority, including a proposed 'referendum' asking Chesterfield residents a yes or no question. This would have led to significant public money being spent duplicating a question that would have been asked by the SCR Combined Authority in its statutory consultation just two weeks later.

Finally, Bassetlaw District Council, which had also been seeking full membership of the SCR Combined Authority, had decided not to pursue this given the lack of priority that it considered central government would give to devolution.

Whilst the strong economic and strategic cases for full membership were largely unchanged from those informing the council decisions in 2016, the recent changes had led to a substantial risk that the outcome of pursuing full membership would not be as intended. This had resulted in the Leader making a public statement setting out the intention for the Council to cease from pursuing full membership of the SCR Combined Authority, subject to a decision by Council.

If Chesterfield Borough Council did not become a full member of the SCR Combined Authority, it would not have access to the full benefits of the devolution deal agreed with government in October 2015. However, if it continued as an active non-constituent member of the SCR Combined Authority, it would be able to maximise any funding opportunities available to non-constituent members, building on the strong track record to date of bringing investment into this part of Derbyshire.

Consideration would also be given to maximising opportunities arising through the D2N2 Local Enterprise Partnership, although it was noted that Chesterfield was not part of the decision making processes relating to the allocation of funding through that partnership. Discussions would also continue with Derbyshire County Council to establish whether it was able to support any further mitigation measures.

The council would also continue to work with local stakeholders to explain the change of position and respond to any emerging concerns or issues, in order to maintain momentum in delivery of current growth plans.

RESOLVED –

1. That Council support continuing active non-constituent membership of the Sheffield City Region Combined Authority, and not, at this time, full constituent membership, for Chesterfield Borough Council.
2. That Council note the potential impacts on the communities of Chesterfield and Derbyshire and support the work underway to mitigate those impacts.

17 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF THE PUBLIC**RESOLVED –**

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A of the Act.

18 NORTHERN GATEWAY SALTERGATE MULTI-STOREY CAR PARK

Pursuant to Cabinet Minute No. 38 (2017/18) the Economic Growth Manager submitted a report seeking approval to pursue a new build option for the Saltergate Multi-Storey Car Park as part of the Northern Gateway Scheme.

The report detailed the poor state of repair of Saltergate MSCP, which urgently needed to be addressed, including reference to the feasibility report and pre-construction mid-point report, which had identified that significantly more repairs were needed than previously expected. Refurbishment was therefore no longer considered to represent value for money when only offering a design life of 10 years to first maintenance.

The report detailed the preferred new build option and the benefits this would bring:

- Future proof the regeneration of the Northern Gateway area;
- Help to unlock the planned private sector investment in the Elder Way redevelopment scheme through the provision of secure good quality car parking;

- Improve the prospects of being able to maintain Sheffield City Region's support for the scheme despite representing a significant variation in approach. The report noted that any re-profiling of expenditure would require Sheffield City Region approval;
- Greatly increase the lifespan of the multi storey car parking on offer in that area of the town centre from around 10 years to potentially 50 to 60 years.

The financial implications of the new build option were detailed in the report. Capital Programme monies currently committed to support the refurbishment proposal and additional Public Works Loan Board borrowing would be required to support the new build option.

RESOLVED-

1. That a new build option for the Saltergate MSCP be pursued.
2. That the Capital Programme monies currently committed to support the refurbishment proposal previously approved by Council be re-allocated to support a new build option for the Saltergate MSCP as set out in paragraph 5.1 of the officer's report.
3. That additional PWLB borrowing to support the delivery of a new build option, as set out in paragraph 5.2 of the officer's report, be approved.
4. That the Treasury Management Prudential Indicators, as set out in paragraph 5.19 of the officer's report, be updated.
5. That delegated authority be granted to the Cabinet Member for Economic Growth in consultation with the Director of Finance and Resources and the Economic Growth Manager to finalise funding and financing terms and the agreements resulting from the pursuit of a new build multi storey car park option and any other items necessary for the implementation of a new build option.

19 LOCAL GOVERNMENT ACT 1972 - RE-ADMISSION OF THE PUBLIC**RESOLVED –**

That after consideration of an item containing exempt information the public be readmitted to the meeting.

20 MINUTES OF COMMITTEE MEETINGS**RESOLVED -**

That the Minutes of the following Committees be noted:-

Appeals and Regulatory Committee of 19 and 26 April, 3, 17 (2 meetings), 24 and 31 May, 7, 14, 21 and 28 June 2017 and 5 July, 2017

Employment and General Committee of 10 April and 21 June, 2017

Licensing Committee of 3, 10, 18 and 24 May, 2017

Planning Committee of 3 and 24 April, 15 May and 5 June, 2017

Standards and Audit Committee of 5 April and 24 May, 2017.

21 MINUTES OF THE CABINET**RESOLVED –**

That the Minutes of the meetings of Cabinet of 18 April, 16 May, 13 and 27 June, 2017 be noted.

22 MINUTES OF THE JOINT CABINET AND EMPLOYMENT AND GENERAL COMMITTEE**RESOLVED –**

That the Minutes of the meeting of the Joint Cabinet and Employment and General Committee of 2 May, 2017 be noted.

23 **MINUTES OF THE OVERVIEW AND PERFORMANCE SCRUTINY FORUM**

RESOLVED –

That the Minutes of the meeting of the Overview and Performance Scrutiny Forum of 9 May, 2017 be approved.

24 **MINUTES OF THE COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY COMMITTEE**

RESOLVED –

That the Minutes of the meeting of the Community, Customer and Organisational Scrutiny Committee of 21 March, 2017 be approved.

25 **MINUTES OF THE ENTERPRISE AND WELLBEING SCRUTINY COMMITTEE**

RESOLVED –

That the Minutes of the meeting of the Enterprise and Wellbeing Scrutiny Committee of 30 May, 2017 be approved.

26 **QUESTIONS UNDER STANDING ORDER NO. 19**

No questions had been submitted.