

**COUNCIL****Wednesday, 17th July, 2019**

Present:-

Councillor Simmons (The Mayor)

Councillors	Bagshaw	Councillors	Hollingworth
	Barr		Holmes
	Bingham		J Innes
	Blakemore		P Innes
	Blank		Kellman
	Borrell		Kelly
	Brittain		Ludlow
	Callan		Mannion-Brunt
	Catt		Mann
	Caulfield		Marriott
	D Collins		Miles
	L Collins		A Murphy
	Coy		T Murphy
	Davenport		P Niblock
	Dyke		S Niblock
	G Falconer		Perkins
	K Falconer		Rayner
	Flood		Redihough
	Fordham		Rogers
	P Gilby		Serjeant
	T Gilby		Snowdon

**6 MINUTES OF COUNCIL****RESOLVED –**

That the Minutes of the meetings of the Council held on 13 and 15 May, 2019 be approved as a correct record and be signed by the Chair.

**7 MAYOR'S COMMUNICATIONS**

The Mayor welcomed Ade McCormick and Christine Durrant, the Council's newly appointed Executive Directors, to their first meeting of the

Council. He also expressed the Council's best wishes to Councillors Mick Brady and Kate Sarvent, who were unable to attend the meeting due to ill health.

The Mayor referred to the following recent Mayoral engagements which he and the Mayoress had attended:

- The annual Whit Walk at the end of May;
- An event at Staveley Memorial Gardens to mark the 75<sup>th</sup> anniversary of the D-Day Landings;
- Hosting Children from St Mary's and Cavendish schools on visits to the Mayor's Parlour;
- The Peak FM awards, recognising the outstanding achievements and bravery of people from Chesterfield;
- The concert at the Winding Wheel where Lesley Garrett performed with the Philharmonic Choir and the Choir of Chesterfield Parish Church;
- The Treaty of Versailles event, marking the 100<sup>th</sup> anniversary of the date that the treaty was signed to put an end to the conflict of the First World War.

The Mayor thanked members of the Council for their support of the Mayor's Appeal, and he referred to the bottle stall to be held at the Medieval Market on 30 July, 2019.

## **8 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Bellamy, Brady, Perry, Sarvent and Thornton.

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

No declarations of interest were received.

**10 NOTICE OF MOTION UNDER STANDING ORDER NO. 21**

In accordance with Standing Order No. 4.5 at the Mayor's discretion the Notice of Motion submitted under Standing Order No. 21 was considered at this point in the meeting.

It was moved by Councillor Serjeant and seconded by Councillor P Gilby that:

"This Council notes the Intergovernmental Panel on Climate Change (IPCC) 'Special Report on Global Warming of 1.5°C', published in October 2018, which confirmed the catastrophic consequences of manmade climate change and the urgent need to act to address the marked increases that we are already seeing with regards higher sea levels, flooding, other extreme weather events, crop failures and destruction of land and marine ecosystems.

This Council therefore:

- (a) declares unequivocally that our town and borough, country and planet are facing a CLIMATE EMERGENCY;
- (b) agrees to establish a Chesterfield Climate Change working group to respond to this challenge, with representation from key borough stakeholders including our schools, college and university, the private sector and community and voluntary organisations, including Transition Chesterfield, Chesterfield Climate Alliance and young people's representative groups, with the shared purpose of enabling Chesterfield to become a low carbon, resilient and sustainable borough;
- (c) invites the working group to report back and make recommendations to Full Council on a realistic date for Chesterfield to be carbon neutral, and to develop a costed action plan, by March 2020, setting out the required work to achieve this outcome;
- (d) resolves to work with other local authorities and public, private and voluntary sector partners on carbon reduction projects;

- (e) calls on the Government to provide the necessary resources and powers for Chesterfield Borough Council to achieve its ambition of becoming a carbon neutral town and borough.”

As an amendment, it was moved by Councillor K Falconer and seconded by Councillor Bingham that paragraph (c) of the motion be amended to read as follows:

- “(c) invites the working group to report back and make recommendations to Full Council for Chesterfield to be carbon neutral, by 2030 and to develop a costed action plan, within six months, setting out the required work to achieve this outcome;”

On being put to the vote the amendment to the motion was declared lost.

As an amendment, it was moved by Councillor Fordham and seconded by Councillor Niblock that paragraph (d) of the motion be amended to read as follows:

- “(d) Resolves to work with other local authorities and public, private and voluntary sector partners on carbon reduction projects and that this might include:
- i. To support the transition towards electric vehicles throughout Chesterfield and in particular in our car parks;
  - ii. To look for a step change in the vehicle fleet that services the Council, either directly or through contract, to ensure that as they are replaced they be electric, biogas or hybrid;
  - iii. For the Council and all of its offices and associated venues to become free of single-use plastic in all of its activities within 12 months;
  - iv. To begin a full review of all investments by the Borough and through associated pension and other bodies to divest of all fossil fuel investments by 2024;
  - v. For all new build Council houses to be built eco-friendly and carbon neutral including water capture, solar panels and heat retention;
  - vi. For the existing Borough Housing stock to be given options of eco measures on a rolling basis from the HRA that enable home provision of electric charging points, solar panels and water capture, in order to limit fossil fuel use;
  - vii. To lead and co-ordinate a Borough-wide dialogue with all local and regional managers of supermarkets within the Borough to

- encourage and facilitate measures to include scrapping of single-use plastic packaging, persuading them to cease the offering of all plastic bags at supermarkets and enabling the provision of re-useable cardboard boxes and paper carrier bags for shoppers in all stores. The aim should be to work with all local traders and commercial outlets in the community with the ambition of declaring the Borough plastic bag free by 2022;
- viii. To identify and publicly promote Chesterfield as an eco-Borough with separate public rubbish disposal in all public spaces, with the encouragement of plastic re-use, removal of single use plastic, removal of all non-biodegradable plastic bags within the Borough from all public and commercial outlets;
- ix. To examine the document from Friends of the Earth – “33 actions local authorities can take on climate change” and to seek to secure progress urgently on those recommendations within the power of the Borough Council.”

On being put to the vote the amendment to the motion was declared lost.

On being put to the vote the motion was declared carried.

## 11 **PUBLIC QUESTIONS TO THE COUNCIL**

Under Standing Order No. 12, the following questions were asked:

(1) by Lisa Hopkinson, Transition Town Chesterfield:

“Given that road transport is the biggest single source of carbon emissions as well as deadly roadside nitrogen dioxide pollution and given that the majority of cars on the road over the next 10 years will still be petrol or diesel, what is the Borough Council doing to encourage less car-based development and reduce car use in the borough generally, for the benefits of all residents particularly children and the elderly?”

Councillor T Gilby, Cabinet Member for Economic Growth, provided a verbal response, referring to:

- the Council’s Local Plan seeking to concentrate new development within walking and cycling distance of existing centres and on sites in need of regeneration, to provide residents, employees and visitors with healthier and more sustainable travel choices;

- conditions being placed on all new developments requiring the provision of Electric Vehicle Charging facilities to encourage take up of these vehicles;
- working with partners to enhance the strategic walking and cycling network.

Lisa Hopkinson asked a supplementary question as to whether the Council would commit to publishing an air quality action plan in the next three months.

Councillor T Gilby agreed to provide a written response.

(2) by Alastair Meikle, Secretary, Chesterfield Cycle Campaign:

“Cycling is an effective way to cut carbon emissions and increase the amount of physical activity, benefitting the environment and public health. Will Chesterfield Borough Council fully commit to supporting and insisting upon cycling infrastructure both within new developments and connections outside developments to the wider Chesterfield cycle network to allow citizens an opportunity to have a choice to not use private cars for local journeys?”

Councillor T Gilby, Cabinet Member for Economic Growth, provided a verbal response, referring to:

- the Council’s Local Plan seeking to ensure that new developments were within walking and cycling distance of town and district shopping centres and key facilities wherever possible;
- aiming to secure contributions from developers where improvements were required to make links to the strategic walking and cycling network;
- working closely with partners to continue to improve and expand the town’s and borough’s strategic cycling network and links to national routes.

Alastair Meikle asked a supplementary question as to whether the Council would include Chesterfield Cycle Campaign as one of the stakeholders on the Chesterfield Climate Change working group.

Councillor P Gilby provided a verbal response confirming that the Chesterfield Cycle Campaign would be included on the working group.

(3) by Darryl Cowley:

“Tree planting is one of the most effective ways to capture carbon from the atmosphere. Has the Council done an assessment of the potential for tree planting on its land and would it be willing to facilitate opportunities for volunteers and the community to undertake large scale tree planting on council land?”

Councillor Mannion-Brunt, Cabinet Member for Health and Wellbeing, provided a verbal response, referring to:

- an assessment having been undertaken of the quantity, quality and potential of the Council’s existing parks and open spaces to inform current and future policy;
- advisory and enforcement work to protect existing trees;
- consideration of the potential for further tree planting as part of the climate change strategy, engaging with the Woodland Trust;
- the contribution of local schools to tree planting.

(4) by Roger Green:

“The installation over the past few weeks of electric vehicle charging points in Soresby Street, Durrant Road and St. Mary’s Gate car parks in Chesterfield is very welcome and has at last overcome the reputation the town has had of being a desert when it came to refuelling an electric vehicle. However, in the cases of Durrant Road and St. Mary’s Gate, allowing non-electric vehicles to park in spaces with the chargers in a ‘mixed use’ arrangement, and having only one space reserved specifically for an electric vehicle, is already leading to the majority of spaces being taken up by diesel or petrol vehicles. This means that most of the chargers will scarcely be used, thus wasting public money presumably spent on installing them. As they are slow chargers, drivers plugging in will want to stay there for several hours to get a decent amount of charge, further restricting availability for other electric vehicles, if the mixed use spaces are occupied by conventional vehicles. My question is – will the Council therefore consider reserving most, if not all, of these spaces with chargers for electric vehicles, therefore allowing them to be used for the purpose intended and not merely as parking for non-electric vehicles?”

Councillor J Innes, Cabinet Member for Business Transformation and Customers, provided a verbal response, referring to:

- 19 electric vehicle charging points to be shortly available in the town centre at St Mary’s Gate, Soresby Street, Durrant Road and the

new Saltergate multi-storey car park, with 11 of these for electric vehicle use only and with potential to increase these further;

- the possible charging times of different charging points ranging from 40 minutes to four hours;
- the potential to convert the mixed use bays to electric vehicle only bays over time as demand increases, based on monitoring of use.

Roger Green asked a supplementary question as to whether the Council could have done more to ensure that an electric vehicle charging point was included at the new Lidl store.

Councillor P Gilby agreed to provide a written response.

## 12 **PETITIONS TO COUNCIL**

No petitions had been received.

## 13 **QUESTIONS TO THE LEADER**

Under Standing Order No.14 Councillor Fordham asked the Leader about actions the Council was taking to engage with NACRO following two recent deaths in Brockwell ward.

The Leader provided a verbal response regretting the loss of life and she agreed that Councillor Fordham be provided with further details of proposed actions.

## 14 **GENERAL FUND BUDGET OUTTURN REPORT 2018/19**

Pursuant to Cabinet Minute No. 6 (2019/20) the Director of Finance and Resources submitted a report on the General Fund Revenue and Capital Outturns for 2018/19. The report provided details of significant variations from the revised estimates previously approved by Cabinet on 26 February, 2019 (Cabinet Minute No. 104, 2018/19).

### **RESOLVED –**

That the report on the General Fund Revenue and Capital Outturns for 2018/19 be noted.

**15**     **QUARTER 1 BUDGET MONITORING 2019/20 & UPDATED MEDIUM TERM FINANCIAL FORECAST**

Pursuant to Cabinet Minute No.24 (2019/20) the Acting Chief Finance Officer submitted a report outlining the budget position at the end of the first quarter, covering the General Fund Revenue budget, the General Fund Capital Programme and the Housing Revenue account.

**RESOLVED –**

1. That the financial performance in the first quarter of the financial year 2019/20, as set out in section 4 of the officer's report, be noted.
2. That the new medium term forecast, as detailed in section 6 of the officer's report, be noted.
3. That the proposed changes to the medium term forecast, as outlined in section 6 of the officer's report, be approved.
4. That the growth request, as outlined in paragraph 4.3 of the officer's report, be approved.
5. That the reserves position, as outlined in section 5 of the officer's report, be noted.
6. That the updated capital programme, as outlined in section 7 of the officer's report, be noted.
7. That the additions to the capital programme detailed in paragraph 7.2 of the officer's report, be approved.
8. That the proposed financing arrangements for the capital programme, as detailed in paragraph 7.3 of the officer's report, be approved.
9. That the position of the Housing Revenue Account budgets, included in section 8 of the officer's report, be noted.

**16**     **RISK MANAGEMENT STRATEGY AND ANNUAL REVIEW**

Pursuant to Standards and Audit Committee Minute No.10 (2019/20), the Director of Finance and Resources submitted a report on risk

management developments during 2018/19, recommending for approval the updated Risk Management Policy, Strategy and Corporate Risk Register for 2019/20.

**RESOLVED –**

That the Risk Management Policy, Strategy and Corporate Risk Register for 2019/20 be approved.

**17 ANNUAL REPORT OF THE STANDARDS AND AUDIT COMMITTEE**

Pursuant to Standards and Audit Committee Minute No. 6 (2019/20), the Chair of the Standards and Audit Committee, the Internal Audit Consortium Manager and the Local Government and Regulatory Law Manager submitted the Annual Report of the Standards and Audit Committee, attached at Appendix 1 to the officer's report, which summarised the work carried out by the Committee during the financial year 2018/19.

**RESOLVED –**

That the Annual Report of the Standards and Audit Committee for 2018/19 be approved.

**18 SCRUTINY ANNUAL REPORT 2018/19**

Pursuant to Overview and Performance Scrutiny Forum Minute No. 5 (2019/20) the Senior Democratic and Scrutiny Officer submitted the Scrutiny Annual Report, attached as Appendix A to the officer's report, detailing the work of the Overview and Scrutiny Committees during 2018/19 and providing an outline of overview and scrutiny work programme plans for 2019/20.

**RESOLVED –**

That the Scrutiny Annual Report for 2018/19 be approved.

19 **EQUALITY AND DIVERSITY STRATEGY AND ACTION PLAN 2019-2023**

Pursuant to Cabinet Minute No. 26 (2019/20), the Policy Officer submitted a report seeking approval of a new Chesterfield Borough Council Equality and Diversity Strategy and Action Plan for 2019-2023.

In accordance with Standing Order No. 24, Councillor Fordham requested that his vote against the recommendation be recorded.

**RESOLVED –**

That the Equality and Diversity Strategy and Action Plan 2019-2023 be approved and implemented.

20 **STRENGTHENED LOCAL ENTERPRISE PARTNERSHIPS**

The Chief Executive submitted a report to enable the Leader of the Council to advise full Council of her decision on Chesterfield Borough Council's future membership of Derby Derbyshire Nottingham Nottinghamshire (D2N2) Local Enterprise Partnership (LEP) or Sheffield City Region (SCR) LEP and of the reasons behind the decision.

Further to the decision of full Council on 27 February, 2019 to delegate authority to the Leader to respond to the government's Local Enterprise Partnerships review and to make the final decision on council membership of SCR and D2N2 LEPs (Council Minute No. 84, 2018/19), the Leader had considered a further report, attached at Annex 1 to the Chief Executive's report, to reach a final decision on 5 July, 2019, in order to provide clarity on the Council's position.

**RESOLVED –**

That the Leader's decision for the Council to remain a member of D2N2 LEP, to relinquish its membership of SCR LEP with effect from 1 April, 2020 and to remain a non-constituent member of SCR Mayoral Combined Authority (MCA) be noted.

**21 MINUTES OF COMMITTEE MEETINGS****RESOLVED -**

That the Minutes of the following Committees be noted:

- Appeals and Regulatory Committee of 22 and 29 May, 5, 12 and 19 June and 3 July, 2019;
- Planning Committee of 20 May, 10 June and 1 July, 2019;
- Standards and Audit Committee of 24 April, 2019.

**22 MINUTES OF CABINET****RESOLVED –**

That the Minutes of the meetings of Cabinet of 21 May and 4 and 25 June, 2019 be noted.

**23 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 4 June, 2019 be noted.

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

No questions had been submitted.