

**COUNCIL****Wednesday, 10th October, 2018**

Present:-

Councillor Brittain (The Mayor)

Councillors	Bagley	Councillors	Flood
	P Barr		P Gilby
	Bellamy		T Gilby
	Bexton		Hill
	Bingham		Hollingworth
	Blank		Huckle
	Borrell		J Innes
	Brady		P Innes
	Brunt		Ludlow
	Burrows		Miles
	Callan		A Murphy
	Catt		T Murphy
	Caulfield		Niblock
	D Collins		Perkins
	L Collins		Rayner
	Davenport		Redihough
	Derbyshire		Rogers
	Dyke		Sarvent
	Elliott		Serjeant
	Falconer		

**25 MINUTES****RESOLVED –**

That the Minutes of the meeting of the Council held on 18 July, 2018 be approved as a correct record and be signed by the Chair.

**26 MAYOR'S COMMUNICATIONS**

The Mayor referred to the following recent Mayoral engagements:

- A celebration of the 80<sup>th</sup> anniversary of Chesterfield Sea Cadets at Ogston Reservoir.
- The Motorfest event in the town centre in August.
- The Manor Fields Dog Show in September.
- A thanksgiving service at Spital Cemetery to mark the 100<sup>th</sup> anniversary of the death of Sargent Clem Collis, a gunner in the Royal Marine Artillery service, who had been born in Chesterfield.
- The visit of HRH The Duke of Gloucester to Hollingwood Hub the previous day in recognition of the work of the Chesterfield Canal Trust's volunteers.

## 27 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors J Barr, Dickinson, A Diouf, V Diouf, Simmons and Wall.

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

No declarations of interest were received.

## 29 **PUBLIC QUESTIONS TO THE COUNCIL**

No questions had been received.

## 30 **PETITIONS TO COUNCIL**

No petitions had been received.

## 31 **QUESTIONS TO THE LEADER**

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

- Councillor D Collins asked for further information on the previous day's announcement that Chesterfield was one of six shortlisted locations to become the base for a new UK factory planned by Spanish train manufacturer Talgo;

- Councillor Derbyshire asked whether improved training opportunities for local residents could arise from the possible location of the Talgo factory in the borough;
- Councillor Borrell asked what other potential initiatives were in the process of being considered for economic development in the area;
- Councillor Borrell asked how the Council could assist in finding solutions for sustaining vehicular access to the Inspire Community Garden.

### **32 ELECTION TO THE BOROUGH COUNCIL - 4 OCTOBER, 2018**

The Chief Executive and Returning Officer reported that Councillor Tony Rogers had been elected as Councillor for the Moor Ward at the by-election held on 4 October, 2018.

#### **RESOLVED –**

That it be noted that Councillor Tony Rogers had been elected as Councillor for the Moor Ward.

### **33 CHANGES TO COMMITTEE APPOINTMENTS 2018/19**

The Chief Executive reported that a review of the political balance of Committees had been undertaken in accordance with Section 15 of the Local Government and Housing Act 1989, following the election of Councillor Rogers (the Liberal Democrat Party candidate) as Councillor for the Moor Ward on 4 October, 2018.

#### **RESOLVED –**

That the recent change to the political composition of the Council be noted and that the following changes to the membership of committees as proposed by the political groups be agreed:

#### **Licensing Committee**

- addition of Councillor Rogers as a Liberal Democrat group member;

**Appeals and Regulatory Committee**

- addition of Councillor Dickinson as a Labour group member, subject to agreement from Councillor Dickinson.

**34 RISK MANAGEMENT STRATEGY AND ANNUAL REVIEW**

Pursuant to Standards and Audit Committee Minute No.23 the Director of Finance and Resources submitted a report on risk management developments during 2017/18 and recommended for approval the updated Risk Management Policy, Strategy and Corporate Risk Register for 2018/19.

**RESOLVED –**

That the Risk Management Policy, Strategy and Corporate Risk Register for 2018/19 be approved.

**35 TREASURY MANAGEMENT ANNUAL REPORT 2017/18 AND MONITORING REPORT 2018/19**

Pursuant to Standards and Audit Committee Minute No. 33 the Director of Finance and Resources submitted a report for Members to consider the Annual Treasury Management Report for 2017/18 and the Treasury Management activities for the first five months of 2018/19.

**RESOLVED –**

1. That the outturn Prudential Indicators for 2017/18 be approved;
2. That the treasury management stewardship report for 2017/18 be approved;
3. That the treasury management position for the first five months of 2018/19 be noted.

**36 THE CONSTITUTION**

The Monitoring Officer submitted a report for Members to note recent changes and to confirm the current version of the constitution.

The constitution was updated to ensure it reflected current legislation, practices, functions and structures and efficient working of the authority,

with minor changes made by the Monitoring Officer or more substantive changes approved by the Standards and Audit Committee. The report included a schedule of changes to the constitution since 2011, including changes resulting from the Monitoring Officer's rolling review of each part of the constitution.

**RESOLVED -**

1. That the updates to the constitution approved in the past year be noted.
2. That the current published version of the constitution be confirmed and approved.

**37 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 1 of Part 1 of Schedule 12A of the Act.

**38 APPOINTMENT OF INDEPENDENT PERSONS FOR STANDARDS MATTERS**

The Monitoring Officer submitted a report to inform members about the recruitment process for Independent Persons, who would be consulted as part of the councillor complaints process, and a supplementary report to seek approval for two appointments to be made as recommended by the Chair of the Standards and Audit Committee and Monitoring Officer under the Localism Act 2011.

The recommended appointments were to replace the two existing Independent Persons who were not continuing in the role.

**RESOLVED –**

That the applicants recommended by the Chair of the Standards and Audit Committee and the Monitoring Officer be appointed as Independent Persons under the Localism Act 2011.

**39 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.

**40 MINUTES OF COMMITTEE MEETINGS****RESOLVED -**

That the Minutes of the following Committees be noted:-

Appeals and Regulatory Committee of 4, 11 and 18 July and 1, 8, 15 and 22 August, 2018;

Employment and General Committee of 10 September, 2018;

Licensing Committee of 25 July and 19 September (two meetings) 2018;

Planning Committee of 16 July, 6 and 28 August and 17 September, 2018;

Standards and Audit Committee of 25 July, 2018.

**41 MINUTES OF THE CABINET****RESOLVED –**

1. That the Minutes of the meeting of Cabinet of 17 July, 2018 be noted.
2. That the recommendation at Minute No. 34 (1) be approved.

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

That the Minutes of the meetings of the Joint Cabinet and Employment and General Committee of 17 July and 11 September 2018 be noted.

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

**RESOLVED –**

That the Minutes of the meeting of the Overview and Performance Scrutiny Forum of 3 July, 2018 be approved.

44 **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 17 July, 2018 be approved.

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

**RESOLVED –**

That the Minutes of the meeting of the Enterprise and Wellbeing Scrutiny Committee of 24 July, 2018 be approved.

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

No questions had been submitted.