

MINUTES OF ANNUAL COUNCIL MEETING HELD ON 15 MAY 2017

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NORTH EAST DERBYSHIRE DISTRICT COUNCIL
MINUTES OF THE MEETING OF ANNUAL COUNCIL
HELD ON 15 MAY 2017

Present:

Councillor S Peters (Outgoing Chair)
Councillor R Smith (Incoming Chair)

Councillor W Armitage

“ J Austen
“ N Barker
“ B Barnes
“ J Barry
“ G Baxter MBE
“ L Blanshard
“ S Boyle
“ G Butler
“ A Cooper
“ S Cornwell
“ A Dale
“ P Elliott
“ Miss M Emmens
“ Mrs A Foster
“ A Garrett
“ M Gordon
“ R Hall
“ D Hancock
“ Mrs E A Hill
“ J Hill

Councillor G Hopkinson

“ C Hunt
“ P R Kerry
“ H Laws
“ J Lilley
“ T Mansbridge
“ G Morley
“ A Powell
“ T Reader
“ B Rice
“ B Ridgway
“ Mrs J Ridgway (Incoming Vice Chair)
“ Mrs L Robinson
“ K Rouse
“ D Skinner
“ Mrs C A Smith
“ L Stone
“ R Welton
“ J Windle
“ B Wright

1 Election of Chair of the Council for the Municipal Year 2017/18

Two nominations were received for the position of Chair of the Council for the 2017/18 Municipal Year.

In moving the Conservative Group nomination Councillor Dale requested that it be noted that the Conservative Group disagreed with the politicisation of the roleS of Chair and Vice Chair of the Council.

RESOLVED – That Councillor R Smith be elected Chair of the Council for the 2017/18 Municipal Year.

Councillor S Peters handed over the Chains of Office to Councillor R Smith, who signed the Declaration of Acceptance of Office and took the Chair's position. Councillor S Peters returned to the back benches.

2 Appointment of Vice-Chair of the Council for the Municipal Year 2017/18

Two nominations were received for the position of Vice-Chair of the Council for the 2017/18 Municipal Year.

RESOLVED – That Councillor J Ridgway be appointed Vice-Chair of the Council for the 2017/18 Municipal Year.

Councillor J Ridgway took the Vice Chair's Medallion, signed the Declaration of Acceptance of Office and took the Vice-Chair's position.

3 Apologies for Absence

Apologies for absence had been received from Councillors P Antcliff, C Cupit, S Ellis, M Foster, Mrs P A Holmes, Mrs C D Huckerby, B Lewis, K Tait, M E Thacker and C Tite.

4 Declarations of Interest

Members were requested to declare the existence and nature of any disclosable pecuniary interest and/or other interest, not already on their register of interests, in any item on the agenda and withdraw from the meeting at the appropriate time.

There were no interests declared at this meeting.

5 Chair's Announcements

The Chair began her announcements by thanking all Members for electing her. She undertook to be a fair and even handed Chair and to serve the Council to the best of her ability.

The Chair nominated Derbyshire Domestic Violence & Sexual Abuse Service and the Spinal Injury Unit at Sheffield Hospitals Charity as her appeal charities for 2017/18. Representatives from the charities attended the meeting to explain more about their work.

To get the appeal off and running, the Chair was to auction off the plants around the Council Chamber supplied by the Parks Department.

6 Chief Executive's Announcements

The Chief Executive congratulated the Chair and Vice-Chair on their appointments and looked forward to working with them.

7 Cabinet 2017/18

The Leader advised the Council that there were no changes to the Cabinet Members or their Portfolios.

RESOLVED – That Council notes the Cabinet for 2017/18, as attached to the Agenda.

8 Appointment to Committees and Advisory Groups 2017/18

The Governance Manager (Acting) informed the Council of a number of alterations to the nominations for appointments to Committees and Advisory Groups 2017/18 that were contained in the report that had been circulated.

RESOLVED – That Council approves the appointments of Members to Committees and Advisory Groups for 2017/18, attached as **Appendix A** to these Minutes.

9 Appointment of Chairs and Vice-Chairs of Committees 2017/18

RESOLVED - That the Chairs and Vice-Chairs of Committees for 2017/18, attached as **Appendix B** to these Minutes, be approved.

10 Review of the Council's Constitution

Council considered a report of the Assistant Director of Governance and Solicitor to the Council & Monitoring Officer, presented by Councillor B Ridgway, Chair of the Standards Committee, which sought approval of proposed changes to the Council's Constitution.

The Standards Committee had undertaken a review of the Council's Constitution to ensure it was up-to-date in line with legislation and current Best Practice. A Working Group had been set up to consider the review, which included the Council Procedure Rules, the Officer Scheme of Delegation, the Petition Scheme, Guidance on Planning Committee, Levels of Key Decisions and the Code of Conduct.

The level of the financial thresholds for Key Decisions had also been reviewed and it was recommended that the thresholds be changed to £100,000 in relation to Revenue Income or Expenditure and £250,000 in relation to Capital Income or Expenditure.

A table summarising all of the proposed changes to the Constitution was attached to the report as Appendix A.

An Addendum to the report was circulated to Members at the meeting, which included a minor alteration to the Council Procedure Rules specifying that the election of the Leader of the Council takes place at the Annual Meeting of the Council in the year of the District Council Elections only.

RESOLVED That:-

- (1) The amendments to the Constitution, attached as Appendix A to the report, be approved.
- (2) The areas of focus for the forthcoming 2017/18 Review be noted.

- (3) That delegated power be given to the Monitoring Officer to make changes to the Constitution arising from any new legislation, administrative errors or conflicts in interpretation.

(Governance Manager - Acting)

11 Appointment of Members to Outside Bodies

Council were advised of a number of changes to the Appointments to Outside Bodies for 2015-2019 with the full list of the appointments attached to the Agenda.

RESOLVED That the Appointments to Outside Bodies for 2015-2019 be approved.

12 Operation of Urgency Rules

The Council was required under legislation to report instances where Special Urgency Rules had been utilised in respect of Key Decisions. This was where it was impracticable to give the requisite notice of Key Decisions before they were made. Council had taken two such decisions in the previous year and these were set out in the report.

At the same time the Council had a constitutional requirement to advise of those occasions when it had taken decisions where Call-In provisions had been waived. The Council had taken four such decisions in the previous 12 months and details were given in the report.

RESOLVED - That Council:-

- (1) Notes the decisions taken over the past 12 months under Special Urgency Rules, attached as Appendix A to the report.
- (2) Notes the decisions taken over the past 12 months under Urgency provisions in the Council's Scrutiny Rules, attached as Appendix B to the report.

(Governance Manager - Acting)

13 Chair's Urgent Business

There was no Chair's urgent business to be considered at this Annual Council Meeting.

NORTH EAST DERBYSHIRE DISTRICT COUNCIL

15 MAY 2017

APPOINTMENT TO COMMITTEES AND ADVISORY GROUPS

- 1.1 Political Groups are requested to nominate members to serve on the following Committees and Advisory Groups with effect from 15 May 2017 for the 2017/18 Council year.
- 1.2 The Committees are subject to the political balance requirements of the Local Government and Housing Act 1989.
- 1.3 The Advisory Groups are not subject to the political balance requirements.

COMMITTEES

COMMITTEE	LABOUR GROUP	CONSERVATIVE GROUP	INDEPENDENT MEMBER	LIB DEM MEMBER	TOTAL SEATS
Audit and Corporate Governance Scrutiny	(6) Cllrs B Barnes, G Butler, A Garrett, G Morley, D Skinner and Mrs C A Smith	(3) Cllrs S Ellis, G Hopkinson and M Thacker			9
Communities Scrutiny	(6) Cllrs B Barnes, J Hill, C Hunt, T Reader, L Robinson and C Tite	(3) Cllrs W Armitage, L Blanshard and M Foster			9
Growth Scrutiny	(6) Cllrs S Boyle, S Cornwell, B Rice, R Smith, Mrs C A Smith and J Windle	(3) Cllrs C Cupit, A Powell and K Tait			9
Licensing	(8) Cllrs M Gordon, J Austen, G Butler, P R Kerry, H Laws, T Reader, B Ridgway and J Windle	(5) Cllrs M Emmens, M Foster Mrs C D Huckerby, M Thacker and R Welton	(1) Cllr A Cooper	(1) Cllr D Hancock	15
Organisation Scrutiny	(6) Cllrs J Barry, T Mansbridge, L Robinson, B Ridgway, D Skinner and B Wright	(3) Cllrs A Dale, B Lewis and R Welton			9

Planning	(10) Cllrs H Laws, B Barnes, J Barry, S Boyle, G Butler, J Hill, Mrs P A Holmes, S Peters, B Ridgway and Mrs C A Smith	(7) Cllrs P Antcliff, W Armitage, C Cupit, P Elliott, R Hall, Mrs C D Huckerby and A Powell	(1) Cllr A Cooper		18 All remaining members are substitutes
Standards	(6) Cllrs B Ridgway, G Butler, S Boyle, A Garrett, S Peters and K Rouse	(3) Cllrs P Antcliff, W Armitage and A Powell			9 plus two parish representatives

JOINT COMMITTEES

COMMITTEE	LABOUR GROUP	CONSERVATIVE GROUP	INDEPENDENT MEMBER	LIB DEM MEMBER	TOTAL SEATS
Joint Crematorium	(4) Cllrs J Austen, M Gordon P R Kerry and J Lilley				4
Joint ICT Committee	(2) Cllrs J Austen and P R Kerry	(1) Cllr W Armitage			3
Joint Scrutiny Panel	(2) Cllrs D Skinner and J Barry	(1) Cllr K Tait			3
Strategic Alliance Joint Committee	(6) Cllrs G Baxter, G Butler, M Gordon, Mrs E A Hill, P R Kerry and J Windle	(3) Cllrs A Dale, S Ellis and A Powell			9 from NEDDC and 9 from Bolsover

ADVISORY GROUPS

COMMITTEE	LABOUR GROUP	CONSERVATIVE GROUP	INDEPENDENT MEMBER	LIB DEM MEMBER	TOTAL SEATS
Council Joint Consultative Group (plus named substitutes)	⁽³⁾ The Leader, Deputy Leader and Relevant Portfolio Holder				3 plus 6 representatives of employees and officers
Disabled People's Consultative Group (plus named substitutes)	⁽⁴⁾ Cllrs L Robinson, Mrs C A Smith, D Skinner and J Lilley (Subs – Cllrs G Butler and Mrs E A Hill)	⁽²⁾ Cllrs L Blanshard and R Hall (Sub – Cllr M Emmens)			6 plus representatives from Disabled People's Organisations
Member Development Working Group	⁽⁵⁾ Cllrs J Austen, N Barker, G Baxter, M Gordon and J Windle		⁽¹⁾ Cllr A Cooper	⁽¹⁾ Cllr D Hancock	7 members
Local Plan Steering Group	⁽⁵⁾ Vice Chair of Planning, Cllrs J Austen, N Barker, M Gordon and J Windle	⁽²⁾ Cllrs W Armitage and Mrs A Foster	⁽¹⁾ Cllr A Cooper		8 plus officers
Site Inspection Group (plus named substitutes)	⁽²⁾ Chair and Vice Chair of Planning (Subs – Cllrs J Barry and J Hill)	⁽¹⁾ Cllr P Antcliff			3 plus local Members and appropriate Officers
Urban Design Best Practice Group	⁽⁴⁾ Leader, Deputy Leader, Relevant Portfolio Holders	⁽¹⁾ Cllr C Cupit			5 plus officers

Appendix B

CHAIRS AND VICE-CHAIRS OF COMMITTEES 2017/18

<u>POSITION</u>	<u>CHAIR</u>	<u>VICE CHAIR</u>
<u>Council</u>		
Chair	Cllr R Smith	Cllr J Ridgway
<u>Licensing Committee</u>		
Chair	Cllr M Gordon	
<u>Planning</u>		
Chair	Cllr H Laws	Cllr B Barnes
<u>Growth Scrutiny Committee</u>		
Chair	Cllr J Windle	Cllr R Smith
<u>Communities Scrutiny Committee</u>		
Chair	Cllr T Reader	Cllr C Tite
<u>Organisation Scrutiny Committee</u>		
Chair	Cllr D Skinner	Cllr T Mansbridge
<u>Audit & Corporate Governance Scrutiny Committee</u>		
Chair	Cllr G Morley	Mrs C A Smith
<u>Standards Committee</u>		
Chair	Cllr B Ridgway	Cllr G Butler

Note:

- The Chair of the Licensing Sub-Committees will be appointed at each individual meeting of this body.
- The Vice-Chair of Licensing Committee will be appointed in the absence of the Chair for a specific meeting.