



**North East
Derbyshire**
District Council

Our Ref:

Contact: Nicola Calver

Tel:

Email:

Date: Friday, 1 November 2019

To: **All Members of the Council**

You are summoned to attend a meeting of the Council to be held on **Monday, 11 November 2019 at 3.00 pm in the Council Chamber**,. District Council Offices, 2013 Mill Lane, Wingerworth, Chesterfield.

Please note that a number of parking spaces will be reserved for Member use on the day of the meeting.

Yours sincerely

A handwritten signature in black ink that reads "Sarah Steuberg".

Joint Head of Corporate Governance and Monitoring Officer

PLEASE NOTE:

1 For Members' information the following room arrangements have been made for Group Meetings prior to this Council meeting:

Labour Group	-	Executive Meeting Room
Conservative Group	-	Council Chamber
Liberal Democrat	-	Meeting Room 102A

2 Members are requested to bring their laptops and iPads to the meeting where assistance will be provided to anyone who may require it in order to follow the meeting electronically.

AGENDA

1 Apologies for Absence

2 Declarations of Interest

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

3 Minutes of Last Meeting (Pages 7 - 20)

To approve as a correct record and the Chair to sign the attached Minutes of the Council meeting held on 9 September 2019.

4 Chair's Announcements (if any)

5 Voluntary of Community Organisations - Derbyshire Law Centre

To receive a presentation from Tony McIlveen and Lisa Haythorne from the Derbyshire Law Centre.

6 Public Participation

In accordance with Council Procedure Rule No 8 to allow members of the public to ask questions about the Council's activities for a period up to fifteen minutes. The replies to any such questions will be given by the appropriate Cabinet Member. Questions must be received in writing or by email to the Monitoring Officer by 12 noon seven clear working days before the meeting.

No questions have been submitted under Procedure Rule No 8 for this meeting.

7 To answer any questions from Members asked under Procedure Rule No 9.2

In accordance with Council Procedure Rule No 9.2 to allow Members to ask questions about Council activities. The replies to any such questions will be given by the Chair of the Council or relevant Committee or the appropriate Cabinet Member. Questions must be received in writing or by email to the Monitoring Officer by 12 noon seven clear working days before the meeting.

(a) Question submitted by Councillor Oscar Gomez Reaney to Councillor Charlotte Cupit, Portfolio Holder for Environment & Climate Change

Following this Council's unanimous declaration of a climate and ecological emergency in July this year, can you provide an update for residents and Cllrs on what progress and actions have been taken so far to progress our agreed climate change action plan?

(b) Question submitted by Councillor Ross Shipman to Councillor Charlotte Cupit, Portfolio Holder for Environment & Climate Change

The Liberal Democrats note, with some concern, the investment in new

diesel road sweepers despite the Council's recent declaration of a climate emergency. We would therefore ask how Councillor Cupit feels that this investment is consistent with the Council's climate change objectives.

8 To consider any Motions from Members under Procedure Rule No 10

In accordance with Council Procedure Rule No 10 to consider Motions on notice from Members. Motions must be received in writing or by email to the Monitoring Officer by 12 noon seven clear working days before the meeting.

- (a) Motion proposed by Councillor Ross Shipman, seconded by Councillor Pam Windley

"Council notes:-

The sale and redevelopment of council owned land and the resultant mix of executive homes and affordable housing on such plots. That a significant number of these properties are outside the affordability of many North East Derbyshire residents.

The Liberal Democrats believe that such sales are not in the interests of the residents of North East Derbyshire as they fall significantly short of meeting the needs to existing local residents.

Council resolves:-

That future sales of council owned land for development will only be condition that 100% of the proposed development will be for social and affordable housing".

- (b) Motion proposed by Councillor David Hancock, seconded by Councillor Ross Shipman

"Council notes:-

The wording of rule 12.13 – Personal Explanation in the Council's Constitution that there is no provision within the Constitution for Members to correct misleading or untrue statements made about them during the course of a meeting.

Council believes:-

That this lack of provision, however unintentionally, enables misrepresentation of elected Members in Council and adversely impacts on public perception of their elected representatives.

Council resolves:-

That rule 12.13 be amended to:- A Councillor may make a personal explanation at any time. A personal explanation shall relate to some material part of any comment made during debate, which:-

- (a) *may have been made by the Member and appear to have been misunderstood in the present date.*
- (b) *to correct any misleading or untrue statement made by any other Member during the present debate.*

The ruling of the Chair of the Council on the admissibility of a personal explanation will be final”.

- (c) Motion proposed by Councillor Pam Windley, seconded by Councillor David Hancock

“Council notes:-

That there are still a number of business and community premises around North East Derbyshire which lack adequate disabled access. That a number of these premises are struggling to find appropriate support in accessing grants and funding to enable them to make the appropriate changes.

Council resolves:-

To undertake a review into disabled access and walkways around the District and to work with all relevant stakeholders to make adjustments, where necessary”.

9 Report of the Joint Chief Executive (Pages 21 - 42)

Review of Polling Districts, Polling Places and Polling Places

10 Reports of Councillor Alex Dale, Deputy Leader of the Council and Portfolio Holder for Council Services (Pages 43 - 75)

- (a) Draft Organisational Policy
- (b) LGPS Pension Discretions 2019

11 Reports of Councillor Paul Parkin, Portfolio Holder for Finance (Pages 76 - 97)

- (a) Annual Audit Letter 2018/19
- (b) Treasury Management Update

12 Report of the Chair of Standards Committee (Pages 98 - 101)

Change to the Constitution – Joint Employment and Appeals Committee – North East Derbyshire District Council only appointments – referral by Standards Committee

13 Appointments to Committees, Advisory Groups and Outside Bodies

To appoint:-

- (a) A Labour Member to the Communities Scrutiny Committee (nominated Member: Cllr J Birkin) as a replacement for Cllr B Hill.
- (b) A Labour Member to the Growth Scrutiny Committee (nominated Member: Cllr N Barker) as a replacement for Cllr J Barry.

14 Exclusion of Public

The Chair to move:-

That the public be excluded from the meeting during the discussion of the following items of business to avoid the disclosure to them of exempt information as defined in Paragraphs 1, 2 & 3, Part 1 of Schedule 12A to the Local Government Act 1972, (as amended by the Local Government (Access to Information) (Variation) Order 2006).

15 Reports of Councillor Paul Parkin, Portfolio Holder for Finance (Pages 102 - 113)

- (a) Dedicated Head of Service – Finance and Resources (including Section 151 Officer role)
(Paragraphs 1 & 3)
- (b) Treasury Management Strategy Update – Whiteleas Development
(Paragraph 3)

16 Report of the Joint Head of Corporate Governance and Monitoring Officer (Pages 114 - 118)

Councillor Dispensation
(Paragraphs 1, 2 & 3)

17 Strategic Alliance Management Team Review - Proposals

Members will need to bring the report that went to Cabinet on 7 November 2019 to this meeting of Council.
(Paragraph 3)

18 Chair's Urgent Business

To consider any other matter which the Chair is of the opinion should be considered as a matter of urgency.



***We speak
your language***

Polish
Mówimy Twoim językiem

French
Nous parlons votre langue

Spanish
***Hablamos su
idioma***

Slovak
***Rozprávame Vaším
jazykom***

Chinese
我们会说你的语言

If you require
this agenda in
large print

or another
format
please call
us on

**01246
217753**

If you require an adjustment to enable you to participate in or access the meeting please contact the Governance Team at least 72 hours before the meeting starts.