

COUNCIL

Meeting held in the Council Chamber, Council Offices, Urban Road, Kirkby-in-Ashfield,

on Thursday, 25th May, 2017 at 7.00 pm

Present: Councillor David Griffiths in the Chair;

Councillors Lee Anderson, Jim Aspinall, Chris Baron, Rachel Bissett, Ben Bradley, Tony Brewer, Amanda Brown, Tim Brown, Cheryl Butler, Steve Carroll, Christian Chapman, Don Davis, Helen Hollis, Tom Hollis, Jackie James, John Knight, Rachel Madden, Cathy Mason, Glenys Maxwell, Lauren Mitchell, Keir Morrison, Lachlan Morrison, Mick Murphy, Nicolle Ndiweni, Kevin Rostance, Phil Rostance, Robert Sears-Piccavey, Helen-Ann Smith, Mike Smith and Jason Zadrozny.

Apologies for Absence: Councillors Christine Quinn-Wilcox and Sam Wilson.

Officers Present: Lynn Cain, Ruth Dennis, Katherine Green, David Greenwood, Mike Joy, Alan Maher, Robert Mitchell and Julie Robinson.

C.1 Declarations of Disclosable Pecuniary and Non Disclosable Pecuniary/Other Interests

There were no declarations of interest made.

C.2 Election of Chairman of the Council

Being duly moved and seconded, nominations were received for Councillors Lachlan Morrison and Mick Murphy. Having been put to the vote it was

RESOLVED

that Councillor Lachlan Morrison be elected Chairman of the Council until the next Annual Meeting.

C.3 Declaration of Acceptance of Office by the Chairman

The newly elected Chairman subscribed the Declaration of Acceptance of Office of Chairman pursuant to the provisions of Section 83 of the Local Government Act 1972 and thanked Members of the Council for his appointment.

Councillor Lachlan Morrison took the Chair.

C.4 Vote of thanks to the retiring Chairman, Presentation of Past Chairman's Badge and Chairman's Award

Thanks were given to Councillor Griffiths in the following terms:-

Councillor Cheryl Butler - Leader of the Council

“David, we mentioned last time our vote of thanks but I would like to re-echo that you’ve been a fantastic advocate for Ashfield. You’ve represented us at many events and at every event you have made sure that Ashfield is spoken about...is put there at the top of the agenda... so for that I thank you sincerely and wholeheartedly. Thank you very much.”

Councillor Lachlan Morrison – Chairman of the Council

“I would like to take this opportunity to thank the previous Chairman, David Griffiths. Over the last year David has served as a model custodian to the role bringing humour, humility and integrity to the role.

One particular memory of mine was mine and David’s Christmas promo with staff. True to form I arrived in a Christmas jumper and David, on the other hand, was in a suit. I felt in that moment a bit like the Only Fools and Horses sketch where Del and Rodney arrive at the party dressed as Batman and Robin...no one else was wearing fancy dress. In the end I managed to persuade David to sport some festive headgear and the photo remains one of my favourites over the last year.

I do believe that our time as Chairman and Vice Chairman will be remembered; in future people will talk of the great comedy duo...the Two Ronnies, Morecambe and Wise and Morrison and Griffiths. It almost rolls off the tongue!

We became known as the odd couple on the chain-gang circuit but despite our many differences in age, height and beauty, it has been a pleasure to serve with David, a man I am proud to not only call a colleague but also my friend.

So David, on behalf of the people of Ashfield, everyone at the Council and from me personally, thank you very much.”

The Past Chairman’s badge was presented by the Chairman to Councillor Griffiths and he firstly took the opportunity to say thank you as follows:-

“First of all ladies and gentlemen, for those of you who are not aware, our new Chairman recently got married and I’m sure we would all like to offer our congratulations to Lachlan and Hannah Butler, his wife.

I have a few words myself. My Chairmanship of the Council has coincided with many interesting and unexpected events locally, nationally and internationally. All of you will have some idea of what I am hinting at and indeed, I’d hoped to include some light hearted remarks about them but on reflection....in this week....it hardly seems appropriate.

Instead, I'd like to express my thanks to my colleagues across the political divide and to the officers and staff of Ashfield District Council for their support in my civic role this past twelve months. It has been an honour and a privilege to serve as Chairman and to represent our District at many and varied events. Some formal, such as the investiture of a local D-Day veteran with the French award, the Légion d'honneur, quite moving and some downright fun and indeed funny even at my expense!

The journey which took me from being an ordinary person who late one evening decided to join the party of his choice, given my background it was online typically, to being Council Chairman in just over five years was for me quite unexpected. I just felt strongly enough to get involved in politics as did the other Members of our Council whatever their persuasion.

I don't think my next words break the purdah rule as I am not going to urge support for one party or another here, all I would do is to urge people, especially younger people, to get involved in public life to try and make a difference and to see where it takes them.

There is a novel on one of my many bookshelves at home, an American one about politics oddly enough called 'Capable of Honour' and I like to think that public service involvement is just that...capable of honour and of honourable intentions on the part of all who get involved. It has certainly been the greatest honour I have ever received to be your Chairman over these past twelve months and to support my charities which somehow raised just about eleven hundred pounds for the British Lung Foundation and Action for Pulmonary Fibrosis."

Secondly, in relation to the 2017 Chairman's Award, Councillor Griffiths presented a trophy to the winner, Rob Gifford and acknowledged the nominees as follows:-

Team Nominations:

- Senior Community Action Officer and Community Action Officers
- Disabled Facilities Grants Team
- Information and Support Team
- Tenancy Services

Individuals:

- Dianne Holmes, Community and Wellbeing Team Leader
- Rob Gifford, ASB and Nuisance Officer, Community Protection
- Ross Bowskill, System and Reconciliation Officer
- Robbie Steel, Planning Forward Plans.

C.5 Election of Vice-Chairman of the Council

Being duly moved and seconded, nominations were received for Councillors Mike Smith and Rachel Madden. Having been put to the vote it was

RESOLVED

that Councillor Mike Smith be elected Vice-Chairman of the Council until the next Annual Meeting.

C.6 Declaration of Acceptance of Office by the Vice Chairman

Councillor Mike Smith subscribed the Declaration of Acceptance of Office of Vice-Chairman pursuant to the provisions of Section 83 of the Local Government Act 1972 and thanked Members of the Council for his appointment.

C.7 Minutes

RESOLVED

that the minutes of the meeting of the Council held on 20th April, 2017, as now submitted, be received and approved.

C.8 Chairman and Head of the Paid Service Announcements

Chairman

"I would like to announce and this may not come as a surprise to some, that my chosen charity for the next year will be Nottinghamshire Scouts. Scouts is a wonderful organisation aiming at helping every young person to achieve their full potential. In Nottinghamshire there are over 10,000 members involved in scouting including 2,500 adult volunteers. Hopefully the money I raise will help those from disadvantaged backgrounds achieve experiences they otherwise wouldn't have access to."

Head of the Paid Service

"As you all know, Dave Greenwood is leaving the Authority and this is his last Council meeting and I expect he is ever so pleased it's on such a glorious and pleasant evening! Before Dave leaves I want to put on record my thanks to Dave for his dedicated and successful service to the Council. Dave is very well respected throughout the Council and further afield but more importantly he is very well liked by his colleagues at the Council and we wish him all the best for the future.

I know that Dave would just like to say a few words, thank you....."

Dave Greenwood – Deputy Chief Executive (Resources)

"Thank you very much and thank you Mr. Chairman for the opportunity just to thank Members for their kind words at the last Council meeting which I didn't get chance to formally respond to.

I'd like to thank you all for your strong support over the last seven years. It has been a really challenging time for Local Government and often I have had to deliver some quite difficult messages but the support from my Portfolio Holders, Cabinet, the wider group of Members, all of you have made it possible to move the Council into a very financially robust position I believe. I know you will support Sharon just as well, who is taking over, in the same way and I know in doing that you will go from strength to strength.

I'll leave Ashfield with nothing but happy memories. I'd like to thank you all for that...for this great opportunity. I value all the friends and colleagues I have worked with and many of whom I will be definitely staying in touch with. So it just remains for me to wish you every success for the future. Thank you."

C.9 Composition of the Executive

RESOLVED

that in accordance with Council Procedure Rule 1.1(viii) and (ix), Council notes the composition of the Executive for the coming year, the names of Members appointed to the Cabinet (as outlined below) and the Scheme of Delegation for the Discharge of Executive Functions as advised by the Leader of the Council:-

<u>Cabinet</u>	<u>Portfolio</u>
Amanda Brown	Health and Wellbeing
Tim Brown	Environment
Cheryl Butler	LEADER
Don Davis	DEPUTY LEADER – Place and Economic Growth
Nicolle Ndiweni	Safer and Stronger Communities
Jackie James	Corporate Resources and Finance
Keir Morrison	Housing and Assets

Reason:

Failure to report this information would be in breach of the Council's Constitution.

C.10 Appointment of Committees, Panels and Working Groups

Council was requested to determine the appointment of Committees, Panels and Working Groups including Chairmen, Vice Chairmen and membership seats for the ensuing year.

A request was then made to consider the appointment of the Chairman for the Rural Area Committee separately from the Committee Membership schedule (as circulated at the meeting) and this course of action was agreed by the Chairman.

A vote was taken to approve the Committee Membership schedule minus the Chairman's appointment to the Rural Area Committee and having been put to the vote, the recommendations were duly carried.

A nomination was then moved and seconded for Councillor Robert Sears-Piccavey to be the Rural Area Committee Chairman for the ensuing year.

Having been put to the vote, the nomination duly fell.

RESOLVED that

- a) in accordance with Council Procedure Rule 1.3 (i) and (iv), the following Committees be appointed for the ensuing year:-

Overview and Scrutiny Committee
Scrutiny Panel A
Scrutiny Panel B
Planning Committee
Licensing Committee
Audit Committee
Local Joint Consultative Committee
Chief Officers' Employment Committee
Standards and Personnel Appeals Committee
Charities Committee
Local Plan Steering Group
Hucknall Area Committee
Kirkby Area Committee
Sutton Area Committee
Rural Area Committee

- b) as a result of (a) above, the following appointments for Chairmen, Vice Chairmen and membership seats be approved:-

Scrutiny Panel A (9)

(6 Labour, 2 The Independent Group, 1 Conservative)

Jim Aspinall (Chairman)
Ben Bradley
Tony Brewer
Steve Carroll
Joanne Donnelly
John Knight (Vice Chairman)
Cathy Mason
Lachlan Morrison
Helen-Ann Smith

Scrutiny Panel B (9)

(6 Labour, 2 The Independent Group, 1 Non Aligned Independent)

Rachel Bissett
Helen Hollis (Chairman)
Rachel Madden
Glenys Maxwell
Lauren Mitchell
Christine Quinn-Wilcox
Paul Roberts
Mike Smith (Vice Chairman)
Sam Wilson

Overview and Scrutiny Committee (9)
(6 Labour, 2 The Independent Group, 1 Conservative)

Lee Anderson (Chairman)
Ben Bradley
Christian Chapman
Helen Hollis
John Knight
Cathy Mason
Lauren Mitchell
Christine Quinn-Wilcox
Paul Roberts

Planning Committee (15)
(9 Labour, 3 The Independent Group, 2 Conservatives,
1 Non Aligned Independent)

Lee Anderson
Jim Aspinall
Chris Baron
Tim Brown
Cheryl Butler
David Griffiths (Chairman)
Tom Hollis
Rachel Madden
Glenys Maxwell (Vice Chairman)
Keir Morrison
Kevin Rostance
Phil Rostance
Mike Smith
Sam Wilson
Jason Zadrozny

Licensing Committee (13)
(8 Labour, 3 The Independent Group, 1 Conservative,
1 Non Aligned Independent)

Lee Anderson
Jim Aspinall
Tony Brewer
Christian Chapman
David Griffiths
Helen Hollis
Cathy Mason (Chairman)
Mick Murphy
Nicolle Ndiweni
Paul Roberts
Robert Sears-Piccavey
Mike Smith
Sam Wilson

Audit Committee (7)

(4 Labour, 2 The Independent Group, 1 Conservative)

Lee Anderson
Chris Baron
Rachel Bissett
Jackie James
Christine Quinn-Wilcox
Kevin Rostance (Chairman)
Robert Sears-Piccavey

Charities Committee (5)

(3 Labour, 1 The Independent Group, 1 Conservative)

Tony Brewer
Amanda Brown
Cheryl Butler
David Griffiths (Chairman)
Phil Rostance

Chief Officers' Employment Committee (9)

(6 Labour, 2 The Independent Group, 1 Conservative)

Tim Brown
Cheryl Butler (Chairman)
Don Davis (Vice Chairman)
Jackie James
Rachel Madden
Keir Morrison
Nicolle Ndiweni
Kevin Rostance
Robert Sears-Piccavey

Standards and Personnel Appeals Committee (9)

(6 Labour, 2 The Independent Group, 1 Conservative)

Amanda Brown
Steve Carroll
Jackie James
Cathy Mason
Lauren Mitchell (Chairman)
Lachlan Morrison
Phil Rostance
Helen-Ann Smith
Jason Zadrozny

Local Joint Consultative Committee (5)

(Not subject to political balance rules)

Tim Brown
Don Davis
Lachlan Morrison
Christine Quinn-Wilcox
Kevin Rostance

Local Plan Steering Group (13)
(8 Labour, 3 The Independent Group, 2 Conservatives)

Jim Aspinall
Ben Bradley
Don Davis
Joanne Donnelly
David Griffiths (Chairman)
Helen Hollis
Tom Hollis
Mick Murphy
Nicolle Ndiweni
Paul Roberts
Helen-Ann Smith
Mike Smith
Jason Zadrozny

Hucknall Area Committee (10)

Chris Baron
Rachel Bissett
Ben Bradley
Lauren Mitchell
Keir Morrison
Lachlan Morrison
Mick Murphy
Nicolle Ndiweni (Chairman)
Kevin Rostance
Phil Rostance

Kirkby Area Committee (8)

Cheryl Butler
Don Davis
Joanne Donnelly
Jackie James (Chairman)
John Knight
Rachel Madden
Mike Smith
Jason Zadrozny

Sutton Area Committee (13)

Lee Anderson
Jim Aspinall
Tony Brewer
Amanda Brown
Tim Brown
Steve Carroll
David Griffiths
Helen Hollis
Tom Hollis

Cathy Mason
Glenys Maxwell
Paul Roberts (Chairman)
Helen Smith

Rural Area Committee (4)

Christian Chapman
Christine Quinn-Wilcox
Robert Sears-Piccavey
Sam Wilson

- c) Councillor Sam Wilson be appointed as Chairman of the Rural Area Committee for the ensuing year.

Reason:

The Authority has a statutory duty at its Annual Meeting each year to make a determination as to political representation on its Committees, Panels and Working Groups in accordance with the provisions of the Local Government and Housing Act, 1989.

C.11 Calendar of Council and Committee Meetings 2017/18

Council was requested to approve the Schedule of Council and Committee Meetings for 2017/18 subject to a change to the start time of the Local Joint Consultative Committee (LJCC) from 4.00 p.m. to 4.30 p.m.

A request was then made to consider the provisional dates for the Kirkby Area Committee and Sutton Area Committee separately from the meeting schedule and this course of action was agreed by the Chairman.

A vote was taken to approve the Schedule of Meetings for 2017/18 with the amended start time of 4.30 p.m. for the Local Joint Consultative Committee and minus the provisional dates for the Kirkby Area Committee and Sutton Area Committee meetings. Having been put to the vote, the recommendations were duly carried.

An amendment was then moved and seconded for the Kirkby Area Committee and Sutton Area Committee meetings to be held on separate evenings rather than on the same dates to enable the County Councillor for Ashfields, Councillor Jason Zadrozny, to attend both meetings and represent his constituents as required. A suggestion was made to hold the Kirkby Area Committee meetings on the same evenings as the Hucknall Area Committee meetings.

Having been put to the vote, the amendment duly fell.

RESOLVED that

- a) in accordance with Council Procedure Rule 1.1(x), the Schedule of Council and Committee meetings for 2017/18, as circulated at the meeting, be approved subject to the amended start time of 4.30 p.m. for the Local Joint Consultative Committee;

- b) the Kirkby Area Committee and Sutton Area Committee meeting dates, as outlined in the schedule attached to the agenda, be approved and remain unchanged.

Reason:

To ensure the Council has an agreed programme of meetings for 2017/18 to enable the Council's decision making structure to operate effectively.

(During consideration of this item, Councillor Glenys Maxwell left the room at 7.40 p.m. and returned to the meeting at 7.43 p.m.)

C.12 Annual Constitution Review

Council was requested to consider and approve the proposed changes to the Council's Constitution as presented.

RESOLVED

that the proposed changes to the Council's Constitution, as outlined in the report, be received and approved.

Reason:

To ensure that the Council's Constitution remains up to date and fit for purpose.

(During consideration of this item, Councillor Keir Morrison left the room at 7.50 p.m. and returned to the meeting at 7.52 p.m.)

C.13 Appointment to Outside Bodies

Council was requested to nominate/appoint representatives to the bodies listed in the schedule appended to the agenda. A request was made to consider the appointments to the Teversal Grange Advisory Committee separately from the schedule and this course of action was agreed by the Chairman.

A vote was taken to approve the Schedule of Outside Bodies and having been duly carried, an amendment was moved and seconded to replace Councillor Glenys Maxwell on the Teversal Grange Advisory Committee with Councillor Tony Brewer.

An adjournment took place at 8.11p.m. and the meeting reconvened at 8.16 p.m.

The Assistant Chief Executive (Governance) and Monitoring Officer advised Council that Councillor Brewer had already been appointed to sit on the Charities Committee and in accordance with Minute No. CC4.3 (Charities Committee 2009/10), being a member on both Committees was discouraged due to potential ongoing conflicts of interest.

It was agreed that should the amendment be carried, Councillor Brewer would vacate his seat on the Charities Committee but having been put to the vote, the amendment duly fell.

RESOLVED that

a) the following representatives be appointed to the under-mentioned bodies:-

<u>Body</u>	<u>Reps</u>	<u>Term Ending</u>
Ageing Well Network	Cllr. Jim Aspinall	31st May, 2018
Ashfield Citizens' Advice Bureau Management Committee	Cllr. Lauren Mitchell	31 st May, 2020
Ashfield Community Safety Partnership Joint Strategic Group	Cllr. Cheryl Butler Cllr. Nicolle Ndiweni	31st May, 2018
Ashfield Homes Limited	Cllr. Amanda Brown Cllr. David Griffiths Cllr. Jackie James Cllr. Cathy Mason	31st May, 2018
Citizens' Reference Panel (NHS)	Cllr. Lauren Mitchell	31st May, 2018
D2N2 Local Enterprise Partnership Board	Cllr. Cheryl Butler	31 st May, 2018
East Midlands Councils	Cllr. Cheryl Butler Cllr. Don Davis	31st May, 2018
Economic Prosperity Committee	Cllr. Cheryl Butler Cllr. Don Davis (substitute)	31st May, 2018
Greater Nottingham Joint Planning Advisory Board	Cllr. Don Davis	31st May, 2018
Greenwood Community Forest Steering Group	Cllr. David Griffiths	31st May, 2018
Groundwork Cresswell, Ashfield & Mansfield	Cllr. Don Davis	31st May, 2018
Health and Wellbeing Board (County Council)	Cllr. Amanda Brown	31 st May, 2018

Hucknall & District Voluntary Partnership (Under One Roof Project)	Cllr. Lauren Mitchell	31st May, 2018
Hucknall Partnership Group	Cllr. Rachel Bissett Cllr. Lauren Mitchell Cllr. Nicolle Ndiweni	31st May, 2018
Mansfield & Ashfield Economic Development Partnership (MAEDP)	Cllr. Cheryl Butler Cllr. Don Davis	31st May, 2018
Mansfield & District Crematorium Joint Committee	Cllr. Tim Brown Cllr. Cheryl Butler Cllr. Don Davis	31st May, 2018
Market Traders Consultative Committee	Cllr. Joanne Donnelly Cllr. David Griffiths Cllr. Lauren Mitchell Cllr. Kevin Rostance Cllr. Robert Sears-Piccavey Cllr. Helen-Ann Smith Cllr. Sam Wilson	31st May, 2018
NET Partnership Group	Cllr. Don Davis	31st May, 2018
N.I.D.A.S	Cllr. Helen Hollis	31st May, 2018
Nottinghamshire Building Preservation Trust	Cllr. Paul Roberts	31 st May, 2018
Nottinghamshire Joint Waste Management Committee	Cllr. Tim Brown	31st May, 2018
Nottinghamshire Wildlife Trust	Cllr. Lachlan Morrison	31st May, 2018
PATROL Adjudication Joint Committee	Cllr. Keir Morrison	31st July, 2018
Rural Community Action Nottinghamshire	Cllr. Sam Wilson	31st May, 2018
Sherwood Forest Hospitals NHS Foundation Trust	Cllr. Jim Aspinall	31st May, 2018
Teversal Grange Advisory Committee	Cllr. Glenys Maxwell Cllr. Paul Roberts Cllr. Helen-Ann Smith	31st May, 2018

- b) it be reaffirmed that attendance at meetings of the above-mentioned outside bodies be designated as approved duties in accordance with the Members' Allowances Scheme.

Reason:

To fulfil the Council's obligations to be adequately represented on Outside Bodies.

(During consideration of this item, Councillor Cathy Mason left the room at 8.04 p.m. and returned to the meeting at 8.06 p.m.)

C.14 Urgent Notice of Motion

In accordance with Council Procedure Rule 14.6, the Council received an urgent notice of motion as moved by Councillor Jason Zadrozny and seconded by Councillor Ben Bradley. The motion was accepted by the Chairman as urgent following the recent terrorist attack in Manchester.

"This Council would like to recognise the atrocious terror attack that has taken place in Manchester and express its deep condolences and support to the residents of the City, and all those who have been affected by this terrible incident.

Terrorists must know that we stand in defiance against their acts against humanity and that British people stand resolute against everything they stand for.

They have taken the lives of our residents lightly and we will not forget the horror they have imposed on so many families. We will not allow their hatred to stop us collectively working towards a more open and tolerant society for our residents.

This Council resolves to:

- a) Open a book of condolence in each of our offices that can be sent once completed to Manchester City Council.*
- b) For the Leaders of the three groups on this Council to write a joint letter to the Leader of Manchester City Council, expressing our sorrow and offering our solidarity.*
- c) Make a statement to the residents of Ashfield that this Council has and will remain vigilant. Also confirming that we are working with partner agencies to ensure threats to the safety of our residents are monitored and risks minimised."*

During consideration of the motion, Councillor Butler moved an amendment to the motion to include the Chairman of the Council's signature on the joint letter to the Leader of Manchester City Council and to also send a copy of the letter to the Mayor of Greater Manchester. Having been seconded this change was duly agreed by the mover and seconder of the motion.

Having been fully debated, the motion was then put to the vote and it was

RESOLVED

that the Council agrees to

- a) open a book of condolence in each of the Council's offices that can be sent, once completed, to Manchester City Council;
- b) facilitate the writing of a letter to the Leader of Manchester City Council and the Mayor of Greater Manchester, expressing the Council's sorrow and offering solidarity, having been duly signed by the three Group Leaders and the Chairman of the Council;
- c) make a statement to the residents of Ashfield that this Council has and will remain vigilant, also confirming that the Council continues working with partner agencies to ensure threats to the safety of our residents are monitored and risks minimised.

The meeting closed at 8.33 pm

Chairman.