

MINUTES of the MEETING of the
SOUTH DERBYSHIRE DISTRICT COUNCIL
held at the Civic Offices, Civic Way, Swadlincote
on Thursday 20th September 2018
at 6.00pm

PRESENT:-

Conservative Group

Councillor Stanton (Chairman), Councillor Muller (Vice-Chairman) and Councillors Atkin, Billings, Mrs Coe, Dr Coyle, Ford, Grant, Mrs Hall, Harrison, Hewlett, MacPherson, Murray, Mrs Patten, Roberts, Smith, Swann and Watson

Labour Group

Councillors Bambrick, Chahal, Dunn, Dr Pearson, Richards, Shepherd, Southerd, Mrs Stuart, Taylor, Tilley and Wilkins

Independent (Non-Grouped Members)

Councillor Tipping

CL/50 **COUNCILLOR WHEELER**

At the behest of the Chairman all present stood for a minute's silence in memory of Councillor Wheeler. Councillor Ford paid tribute to his fellow Councillor noting that despite his condition, Councillor Wheeler had fulfilled his wish of walking his daughter down the aisle on her Wedding Day. Councillor Ford spoke of his friendship with Councillor Wheeler, noting that he would be deeply missed.

Councillor Richards also paid tribute, noting the former Councillor Wheeler's approachable nature and dedication to the end.

The Chief Executive echoed the words delivered in the eulogy, noting that Councillor Wheeler had been the best Leader you could wish for. He sought delegation from Council to himself, the Leader, the Leader of Opposition and Chairman to authorise the naming of a place in Swadlincote in memory of Councillor Wheeler, which was approved.

CL/51 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Mrs Brown and Mrs Wyatt (Conservative Group), Councillor Rhind (Labour Group) and Councillor Coe (Independent Non-Grouped Member).

CL/52 **PRESENTATION: EAST MIDLANDS' AIRPORT**

The Corporate Social Responsibility Manager, East Midlands' Airport delivered a presentation to Council providing an overview including passenger routes, airlines, performance, approach, consultation activity and the airport's response to the feedback received in relation to the draft noise action plan,

Councillor Mrs Patten raised concerns in relation to the Arrivals Terminal specifically litter, queues, the limited number of electronic passport gates, and the lack of toilet facilities. The Councillor expressed her disappointment, urging for improvements to be made. Further comments were made by some Members regarding noise control, late-night departures and clarification was sought on how this was being monitored. The Corporate Social Responsibility Manager addressed all matters highlighting that plans to improve the service were being devised and were in the process of being implemented.

The Chairman was joined by Council in thanking the representative for the presentation and the responses provided.

CL/53 **MINUTES OF COUNCIL**

The Open Minutes of the Council Meeting held on the 28th June 2018 (CL/28-CL/46) were approved as a true record.

Councillor Richards referenced Minute No. CL/37 and sought clarification on Councillor Rhind's query. The Strategic Director (Service Delivery) responded that 17 council houses had been sold this current financial year.

CL/54 **DECLARATIONS OF INTEREST**

Council was informed that no declarations of interest had been received.

CL/55 **ANNOUNCEMENTS FROM THE CHAIRMAN**

The Chairman of the Council outlined a summary of events attended since the last Council Meeting, including a visit to the home of Alan Gifford, who had been awarded an honorary degree from the University of Derby for his contribution to the field of welding and nuclear power stations. The Chairman noted the success of the Council's 'Proms in the Park' event and thanked the Officers involved and noted his recent visit to St George's Park welcoming a Japanese Under 11's football team where he was presented with a Samurai helmet as a gift. The Chairman also noted that due to health reasons he was unable to attend the Civic Service and thanked the Vice-Chairman for attending on his behalf.

CL/56 **ANNOUNCEMENTS FROM THE LEADER**

The Leader joined the Chairman in commending the Officers involved in facilitating the 'Proms in the Park' event. The Leader informed Council that a motion to take the idea of a strategic alliance forward was carried by the County Council at its recent Meeting and advised that this Council would be informed of any update.

CL/57 ANNOUNCEMENTS FROM THE HEAD OF PAID SERVICE

The Chief Executive gave notice of the Linton By-Election scheduled to be held on 25th October 2018 advising that submissions for nominations would close on Friday 28th September 2018.

The Chief Executive advised Members of the Etwall Joint Management Committee, that following the recent cancellation of its Meeting, contact had been made with the John Port Spencer Academy to highlight the requirement of the governors in order for the meetings to be quorate. Council were advised that the Academy would be reviewing and considering the appointment of another governor in due course. An update was also provided by the Chief Executive on the report relating to the Infinity Garden Village which would be put to Members in due course. Council was informed of the plans for the 100 years passing from the cessation of the hostilities of World War I.

In relation to Remembrance Day, Councillors Tilley and Richards sought clarification on the arrangements raising concern that attendance of all events across the District will not be possible if the events are held at the same time. The Chief Executive responded that this would be reviewed and that further information would be made available at the next Council Meeting.

CL/58 QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10

Council were informed that no questions had been received.

CL/59 QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11

Council were informed that no questions had been received.

CL/60 SEALED DOCUMENTS

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
22.06.18	12024	Transfer – 15 Durham Close, Midway
18.07.18	12046	Transfer – 21 Limetree Avenue, Midway
07.08.18	12056	Transfer – 65 Trent Avenue, Willington
15.08.18	12059	Transfer – 263 Woodville Road, Hartshorne
23.08.18	12068	Transfer – 40 Heathway, Hatton

RESOLVED:

That the Sealed Documents listed, for which there is no specific authority, be duly authorised.

CL/61 **ANNUAL AUDIT LETTER FOR YEAR ENDING 31st MARCH 2018**

The External Auditor presented the report highlighting the key issues arising from the audit, advising that at its recent Meeting, the Audit Sub Committee had considered and approved the recommendation within the report.

Councillor Dunn thanked the external auditor and the Officers involved in meeting the deadlines to deliver the report. Councillor Shepherd expressed concern that no reference had been made to the Scheme of Delegation within the external auditor's report in relation to the decision to identify the site at Wragley Way and the subsequent submission of an Expression of Interest.

Councillors Harrison and Grant thanked the External Auditor for their work and commended the report.

RESOLVED:

Council considered and approved the Annual Audit Letter for 2017/18.

CL/62 **ANNUAL REPORT 2017/18**

The Chief Executive presented the report, highlighting that the report had been written and designed to appeal to the residents and businesses in South Derbyshire.

RESOLVED:

Council approved the 2017/18 Annual Report.

CL/63 **ANIMAL WELFARE (LICENSING OF ACTIVITIES INVOLVING ANIMALS) (ENGLAND) REGULATIONS 2018**

The Senior Licensing Officer presented the report to Council.

Councillor Taylor queried whether the distinction between a dog breeder and a breeding business can be easily identified. The Senior Licensing Officer responded that it can be difficult, but each case its reviewed on its own merits. A further question regarding the number of establishments licensed by the Council was asked by Councillor Atkin, which the Senior Licensing Officer answered; 4 pet shops, 38 boarding kennels, 6 that hire out horses, 11 dog breeding establishments, which is in the top 5% of the country, and 10 performing animals that the County currently license.

RESOLVED:

1.1 Council noted the changes in legislation regarding animal licensing.

1.2 Council re-appointed all Licensing Officers as inspectors under the Animal Welfare Act 2006.

1.3 Council approved the inclusion of ‘animal licensing’ in the Council’s Scheme of Delegation and delegated the Monitoring Officer to make the relevant amendment.

1.4 The proposed fees for licensable activities were approved by Council to come into effect on 1st October 2018.

CL/64 **MAKE A STAND**

The Strategic Director presented the report advising that the Chartered Institute of Housing launched a campaign; this report seeks Council’s approval to sign the ‘Make a Stand’ pledge.

The Leader and Leader of the Opposition welcomed the report.

RESOLVED:

Council agreed to sign the ‘Make a Stand’ Campaign Pledge.

CL/65 **LOCAL GOVERNMENT AND SOCIAL CARE OMBUDSMAN – ANNUAL REVIEW LETTER 2018 AND UPDATE ON RECENT DEVELOPMENTS TO THE OMBUDSMAN SERVICE**

The Chief Executive presented the report.

RESOLVED:

That Council accepts the Local Government and Social Care Ombudsman’s Annual Review Letter 2018.

CL/66 **OPEN MINUTES**

Council received and considered the open minutes of its Committees.

RESOLVED:-

That the open minutes of the following Committees and Area Forum meetings were approved as a true record:-

Committee	Date	Minute Numbers
Overview and Scrutiny	20.06.18	OS/1-OS/11
Planning	26.06.18	PL/24-PL/34
Licensing and Appeals Sub-Committee	29.06.18	LAS/6-LAS/8
Licensing and Appeals Sub-Committee	10.07.18	LAS/11-LAS/15
Etwell Leisure Centre Joint Management Committee	11.07.18	EL/1-EL/7
Planning	17.07.18	PL/35-PL/47
Licensing and Appeals Sub-Committee	25.07.18	LAS/16-LAS/18
Finance and Management: Special – Final Accounts	26.07.18	FM/27-FM/41
Planning	07.08.18	PL/50-PL/63

Environmental and Development Services	16.08.18	EDS/24-EDS/39
Housing and Community Services	23.08.18	HCS/17-HCS/26
Finance and Management	30.08.18	FM/47-FM/60
Planning	04.09.18	PL/64-PL/76

In relation to the Minutes of the Finance and Management Committee, Councillor Richards noted the resignation of its Vice-Chairman, Councillor Plenderleith and conveyed thanks for the Councillor's services, wishing her success in her new career.

Area Forum	Date	Minute Numbers
Swadlincote	23.05.18	SA/1-SA/7
Etwall	06.06.18	EA/1-EA/7
Melbourne	12.06.18	MA/1-MA/7
Linton	13.06.18	LA/1-LA/7
Repton	19.06.18	RA/1-RA/7
Newhall	27.06.18	NA/1-NA/7

CL/67 **THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

RESOLVED:

Council approved the following amendments:

Finance and Management Committee

Councillors Mrs Coe and Murray to replace Councillors Plenderleith and Wheeler

Environmental and Development Services Committee

Councillor Watson to replace Councillor Wheeler

Housing and Community Services Committee

Councillor Mrs Wyatt to replace Councillor Stanton

Licensing and Appeals Sub-Committee

Councillors Atkin and Swann to replace Councillors Plenderleith and Wheeler

CL/68 **COMPOSITION OF SUBSTITUTE PANELS**

RESOLVED:

Council approved the following amendments:

Finance and Management Committee

Councillors Mrs Coe and Murray removed

Environmental and Development Services Committee

Councillors Plenderleith and Wheeler removed

Housing and Community Services Committee
Councillor Plenderleith removed

Single Status Steering Group
Councillor Plenderleith removed

CL/69 **REPRESENTATION ON OUTSIDE BODIES**

RESOLVED:

Council approved the following amendments:

29. Local Government Information Unit
Councillor Billings replaced Councillor Wheeler

35. Rosliston and Caldwell Village Hall Management Committee
Councillor Grant replaced Councillor Wheeler

41. Sharpe's Pottery Heritage & Arts Trust Ltd.
Councillor Mrs Patten replaced Councillor Wheeler

44. South Derbyshire CVS
Councillor Muller replaced Councillor Mrs Hall

CL/70 **MEMBER CHAMPIONS**

RESOLVED:

Council approved the following amendments:
Procurement & Business Improvement
Councillor Ford replaced Councillor Mrs Plenderleith

Training
Councillor Mrs Patten replaced Councillor Mrs Hall

CL/71 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:-

That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined under the paragraphs of Part 1 of Schedule 12A of the Act as indicated in the reports of Committees.

EXEMPT MINUTES OF THE COUNCIL

The Exempt Minutes of the Council Meeting held on 28th June 2018 (CL/47-CL/49) were approved as a true record.

EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NUMBER 11

Council was informed that no questions had been received.

EXEMPT MINUTES

Council received and considered the Exempt Minutes of its committees.

RESOLVED:-

That the Exempt Minutes of the following Committees be approved as a true record:-

<i>Committee</i>	<i>Date</i>	<i>Minute No.'s</i>
<i>Licensing and Appeals Sub-Committee</i>	<i>29.06.18</i>	<i>LAS/9-LAS/10</i>
<i>Planning</i>	<i>17.07.18</i>	<i>PL/48-PL/49</i>
<i>Licensing and Appeals Sub-Committee</i>	<i>25.07.18</i>	<i>LAS/19-LAS/20</i>
<i>Finance and Management (Special)</i>	<i>26.07.18</i>	<i>FM/42-FM/46</i>
<i>Environmental and Development Services</i>	<i>16.08.18</i>	<i>EDS/40-EDS/41</i>
<i>Housing and Community Services</i>	<i>23.08.18</i>	<i>HCS/27-HCS/31</i>
<i>Finance and Management</i>	<i>30.08.18</i>	<i>FM/61-FM/68</i>

The meeting terminated at 7.35pm.

COUNCILLOR M STANTON

CHAIRMAN OF THE DISTRICT COUNCIL