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COUNCIL

Minutes of the Virtual Annual Meeting held at 6.00pm on Wednesday 22 July 2020.

Under Regulations made under the Coronavirus Act 2020, the meeting was held virtually. Members of the public were able to view the virtual meeting via the District Council's website at www.derbyshiredales.gov.uk or via our YouTube channel.

PRESENT

Councillor Richard FitzHerbert - In the Chair

Councillors Jacqueline Allison, Jason Atkin, Richard Bright, Matthew Buckler, Susan Bull, Martin Burfoot, Sue Burfoot, Neil Buttle, David Chapman, Tom Donnelly, Graham Elliott, Steve Flitter, Helen Froggatt, Chris Furness, Clare Gamble, Alyson Hill, Susan Hobson, David Hughes, Stuart Lees, Tony Morley, Michele Morley, Peter O'Brien, Garry Purdy, Mike Ratcliffe, Mark Salt, Andrew Shirley, Peter Slack, Andrew Statham, Alasdair Sutton, Colin Swindell, Steve Wain and Mark Wakeman.

Paul Wilson (Chief Executive), Sandra Lamb (Director of Corporate Services), Tim Braund (Director of Regulatory Services), Karen Henriksen (Director of Resources), Steve Capes (Director of Regeneration and Policy), Ashley Watts (Director of Community and Environmental Services), Rob Cogings (Director of Housing), Jim Fearn (Communications and Marketing Manager) and Jackie Cullen (Committee Assistant).

APOLOGIES

Apologies for absence were received from Councillors Robert Archer, Paul Cruise, Elisa McDonagh and Joyce Pawley.

1/20 – ELECTION OF CHAIRMAN FOR THE YEAR 2020/21

Councillor Andrew Shirley arrived at 6.07pm during this item.

It was moved by Councillor Garry Purdy, seconded by Councillor Susan Hobson and

RESOLVED (unanimously)

That Councillor Richard FitzHerbert be elected Chairman of the Derbyshire Dales District Council until the next annual meeting of the Council.

2/20 – APPOINTMENT OF VICE-CHAIRMAN FOR THE YEAR 2020/21

Two nominations were received for the role of Vice-Chairman, as follows:

It was proposed by Councillor Chris Furness and seconded by Councillor Helen Froggatt:

“That Councillor Andrew Shirley be appointed Vice-Chairman for the year 2020/21”

Voting:

For	19
Against	10
Abstentions	2

It was proposed by Councillor Neil Buttle, seconded by Councillor Clare Gamble:

“That Councillor Steve Wain be appointed Vice-Chairman for the year 2020/21”

Voting:

For	10
Against	19
Abstentions	2

Councillor Andrew Shirley was duly appointed Vice-Chairman of the Derbyshire Dales District Council until the next annual meeting of the Council.

3/20 – ELECTION OF CIVIC CHAIRMAN 2020/21

It was moved by Councillor Tony Morley, seconded by Councillor Sue Bull and

RESOLVED That Councillor Helen Froggatt be appointed Civic Chairman until the next annual meeting of the Council.

Voting:

For	29
Against	0
Abstentions	3

The Chairman declared the motion CARRIED.

The duly elected Civic Chairman was invested with the Chain of Office.

The Civic Chairman thanked her predecessor, Councillor Tony Morley and his wife, Councillor Michele Morley, and expressed her thanks to Members for their vote of confidence. Councillor Froggatt advised the Council that her nominated charity would be the National Hereditary Breast Cancer Helpline.

4/20 – APPOINTMENT OF THE DEPUTY CIVIC CHAIRMAN 2020/21

Councillor Mark Salt arrived at 6.20pm during this item.

It was moved by Councillor Martin Burfoot, seconded by Councillor Neil Buttle and

RESOLVED That Councillor Steve Wain be appointed Deputy Civic Chairman until
(unanimously) the next annual meeting of the Council.

The duly elected Deputy Civic Chairman was invested with the Chain of Office.

5/20 – LEADER’S ANNOUNCEMENTS

Councillor Garry Purdy, Leader of the Council, congratulated the newly elected and appointed Councillors, and gave the following address:

A new Derbyshire Health Outbreak Board has been set up in the event that Derbyshire suffers an outbreak similar to Leicester. It is to be hoped that no action is required in such an event, but please be assured that preparations and plans are in place with the strong message still for people to play their part with regard to social distancing, washing hands, etc.

The Derbyshire Economic Recovery Board meets on a regular basis and plans are well prepared with target action to help stimulate the Derbyshire economy. Unfortunately, Derbyshire Dales figures high in the stats as a real concern for the job market, given the fact that we are essentially a tourist based area. Tourist operators such as the Heights of Abraham who have opened recently but only at 20% capacity expressed their concern at the market picking up due to low confidence and factors in the public domain such as no good public transport system and coach operator links not yet up to speed to help bring the necessary custom.

I am aware that meetings are going to be held with Councillor Lewis at Derbyshire County Council and other Leaders to try and resolve this public confidence and transport issue.

Last Monday, DCC announced a £50m pot of monies to help with the economic recovery which involves targeting a number of key areas. No doubt more monies will be required in this regard and we are still investigating the detail of that.

For my first Leader’s Announcement in May of last year I stated that I was making the search for a permanent Traveller site a top priority. Whilst it has been a bit of a bumpy ride, since then I am pleased to announce that we are very near to that goal. The Director of Regulatory Services is preparing an agenda paper for a special Council meeting, full Council meeting, which will be announced soon, when Members will be given the option of sites to decide upon for a permanent Travellers’ site. For obvious reasons, I am not prepared to disclose or discuss those sites at the present time, but modestly I would just add that when I say I’m going to do something, I do it.

6/20 – MINUTES

It was moved by Councillor Richard FitzHerbert, seconded by Councillor Jason Atkin and

RESOLVED That the Minutes of the virtual meeting of the Derbyshire Dales District
(unanimously) Council held on 02 July 2020 be approved as a correct record.

7/20 – RESPONSIBILITY FOR FUNCTIONS AND REVISIONS TO THE COUNCIL’S CONSTITUTION

The Council considered a report that sought approval of amendments to the Council’s Constitution in terms of its decision-making structure and delegation to officers, Contract Standing Orders and Financial Regulations.

At a recent meeting of the Leaders Advisory Group, changes to the decision-making structure were discussed and were set out in the report for determination by the Council.

Contract Standing Orders and Financial Regulations had also been reviewed to reflect changes to procurement thresholds and best practice. Significant amendments were highlighted in the relevant paragraphs.

In terms of decision-making, Part 3 of the Constitution set out which of Council's functions it sought to reserve, discharge to Committees, and delegate to officers. Following the meeting of the Leaders Advisory Group, changes were set out in paragraph 2.2 of the report, and the proposed decision making structure was illustrated in paragraph 2.3 of the report, with details on full Council and Committees in subsequent paragraphs.

A review of contract standing orders had been undertaken, as a result of which minor amendments had been made to update procurement thresholds set out in law and to reflect best practice.

In the annual review of the Council's Financial Regulations, amendments were proposed as set out in Section 4 of the report.

The Director of Corporate Services advised the Council of the following amendments to Appendix 1 to the report, Officer Delegation, as follows:

Community & Environment Committee p.27 Fly tipping – 2nd column, Act, should read: 'Environmental Protection Act 1990 sections 33 and 33ZA'

Governance & Resource Committee, p.52 Assets of Community Value – Officer should read:

Directory of Regulatory Services/Director of Community & Environmental Services (where primary contract has conflict of interest); and Director of Regulatory Services to be deleted from the subsequent point.

p.57 Land Transactions – Functions Delegated should read
'To grant or enter into licences, periodic tenancies and leases ...' and
'To grant or obtain or enter into easements, rights of way ...' and
'To approve the sale or purchase of land ...'

The Calendar of Meetings for 200/21 was attached as Appendix 2 to the report, for adoption by Council; however the date for the Licensing & Appeals Committee meeting should be amended to read 07 October 2020.

The following amendment to the Recommendation was proposed by Councillor Peter O'Brien and seconded by Councillor Martin Burfoot:

'That the Council reviews the impact of Recommendations 1-5 on page 4 of the report after 12 months and that this review incorporates the views of the public:

1. That the decision making structure as set out in paragraph 2.3 is approved;
2. That Council discharges functions to Committees within that revised structure and delegates decision making to Officers as

- set out in Part 3 of the Constitution, including the amendments shown above with an upper limited of £10,000 to be delegated to the Director of Resources and any amount over that limit to be approved by the Governance and Resources Committee;
3. That the revised Contract Standing Orders and Financial Regulations as described in paragraph 3 of the report is approved, with an amendment in respect of Financial Regulation B8 for an upper limit of £10,000 to be delegated to the Director of Resources and any amount over that limit to be approved by the Governance and Resources Committee;
 4. That the programme of meetings for the 2020/21 is approved;
 5. That a Councillor workshop is arranged prior to a future meeting of Council to define Commercialisation for the District Council.

Voting:

For	8
Against	21
Abstentions	4

The Chairman declared the amendment LOST.

The substantive motion was then put to the vote, and

It was moved by Councillor Garry Purdy, seconded by Councillor Susan Hobson and

- RESOLVED**
1. That the decision making structure as set out in paragraph 2.3 is approved;
 2. That Council discharges functions to Committees within that revised structure and delegates decision making to Officers as set out in Part 3 of the Constitution, including the amendments shown above with an upper limited of £10,000 to be delegated to the Director of Resources and any amount over that limit to be approved by the Governance and Resources Committee;
 3. That the revised Contract Standing Orders and Financial Regulations as described in paragraph 3 of the report is approved, with an amendment in respect of Financial Regulation B8 for an upper limit of £10,000 to be delegated to the Director of Resources and any amount over that limit to be approved by the Governance and Resources Committee;
 4. That the programme of meetings for the 2020/21 is approved;
 5. That a Councillor workshop is arranged prior to a future meeting of Council to define Commercialisation for the District Council.

Voting:

For	29
Against	0
Abstentions	4

The Chairman declared the motion CARRIED.

There followed a 10 minute adjournment.

8/20 – APPOINTMENT TO COMMITTEES AND REVIEW OF POLITICAL PROPORTIONALITY

Council considered a report regarding the appointment of Members to serve on the Committees of the Council for the year 2020/21, based on the rules of political proportionality.

The new Council had four political groups and three independent members. A table demonstrating the allocation of seats was attached at Appendix 1 to the report, with the appointments to Committees in accordance with the wishes of the political groups attached as Appendix 2 to the report.

Amendments to Committee places (Appendix 2 to the report) were shown in the Resolution below.

It was moved by Councillor Chris Furness, seconded by Councillor Andrew Shirley and

RESOLVED That Councillors be appointed to serve on the Committees of the Council in accordance with the wishes of the political groups as set out in Appendix 2 of the report, with the following amendments:

p.94 – Licensing & Appeals Committee 2020/21

Conservative (6)	Tom Donnelly Andrew Statham Stuart Lees Michele Morley Alyson Hill Mark Wakeman
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p.95 – Joint Consultative Group 2020/21

Conservative substitutes	Tony Morley Stuart Lees
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Voting:

For	31
Against	1
Abstentions	1

The Chairman declared the motion CARRIED.

9/20 – APPOINTMENT OF CHAIRMEN AND VICE-CHAIRMEN TO COMMITTEES

Council considered a report that set out the appointments to the positions of Chairman and Vice-Chairman to the various decision-making bodies, as set out in Appendix 1 to the report.

It was moved by Councillor Garry Purdy, seconded by Councillor Jason Atkin and

RESOLVED That the appointments of Committee Chairman and Vice-Chairman are approved to hold office until the next Annual Meeting of the Council.

Voting:

For	28
Against	0
Abstentions	5

The Chairman declared the motion CARRIED.

10/20 - APPOINTMENTS TO OUTSIDE BODIES

Council considered a report that reviewed its affiliations with outside bodies and invited nominations to act as the Council’s representatives.

The full list of outside bodies that required the Council’s consideration at this time was attached as Appendix 1 to the report. Council was required to consider its nominations and any changes it wished to make to those currently in place. Those affiliations recommended for deletion were highlighted in red and those that did not afford their representatives the benefit of personal liability insurance were highlighted in bold. At a previous meeting of Council it was agreed that Members report back annually on their involvement with an outside body.

The list of Approved Conferences and recommended representation was tabled in paragraph 2.1 of the report. It was recommended that the Rural Services Network be added to the list, highlighted in red. Those highlighted in red were recommended for deletion as regular events but that attendance was judged based on the relevance of the agenda and availability of finance. Authority for approval was recommended to be delegated to the Director of Corporate and Customer Services (as budget holder) based on the recommendation of the Member Development Working Group.

It was moved by Councillor Tony Morley, seconded by Councillor Jason Atkin and

RESOLVED

1. That Council approves the appointments to outside bodies identified in Appendix 1 and the deletion of those highlighted.
2. That the position of organisations where no indemnity insurance currently exists be noted accordingly.
3. That the Members identified in Appendix 1 be appointed to the relevant outside body to serve until the next Annual Meeting of the Council.
4. That the revised list of Conferences for 2020/21 is approved, with the addition of the Rural Services Network (highlighted in red).
5. That authority is delegated to the Director of Corporate and Customer Services in consultation with the relevant member(s) of CLT to determine requests for attendance at other conferences based on the relevance of the subject matter and to the availability of finance.

Voting:

For	28
Against	1
Abstentions	4

The Chairman declared the motion CARRIED.

11/20 – SEALING OF DOCUMENTS


It was moved by Councillor Richard Bright, seconded by Councillor Alyson and

RESOLVED
(unanimously)

That the common seal of the Council be affixed to those documents, if any, required to complete transactions undertaken by Committees or by way of delegated authority to officers since the last meeting of the Council.

MEETING CLOSED 8.07PM

CHAIRMAN

		Notable dates in 2020/21 25 May 2020 31 August 2020 25 December 2020 26 December 2020 01 January 2021 16 & 17 February 2021 02 April 2021 05 April 2021 03 May 2021		Spring Bank Holiday August Bank Holiday Christmas Day Boxing Day New Year's Day Shrovetide Good Friday Easter Monday May Day		PROGRAMME OF MEETINGS 2020/2021 1 = Budget Meeting 2 = Annual Meeting 3 = Annual Governance Statement 4 = Annual Statement of Accounts									
		2020							2021						
MEETINGS All at 6.00pm (unless otherwise stated)	VENUE	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	
Council	M			22 ⁽²⁾	27 ⁽⁴⁾		8	26		21		4 ⁽¹⁾ 18	22	20 27 ⁽²⁾	
Community & Environment	M				19		14		16		10		7		
Governance & Resources	M				20			19		14		11		6	
Planning	M				11	8	13	10	8	12	9	9	13	11	
Joint Consultative Group 2.30 pm	M					2			17			25			
Central Forum None Scheduled															
Southern Forum None Scheduled															
Northern Forum None Scheduled															
Ernest Bailey	M							5							
Licensing/Appeals	M						7			7			15		
Town & Parish Conference	M														
MANDATORY TRAINING: Planning & Ethics M = Town Hall, Matlock 4.00pm	M														

COMMITTEE MEMBERSHIP: 2020/21

COMMUNITY & ENVIRONMENT COMMITTEE (17 SEATS)

2020/21 Conservative 9	2020/21 Liberal Democrats 3	2020/21 Labour 3	2020/21 Green/ independent 2
Sue Bull	Martin Burfoot	Peter O'Brien	Matthew Buckler
Chris Furness	David Hughes	Joyce Pawley	Clare Gamble
Helen Froggatt	Steve Wain	Mike Ratcliffe	
Susan Hobson			
Tony Morley			
Garry Purdy			
Andrew Statham			
Alasdair Sutton			
Mark Wakeman			
Substitutes	Substitutes	Substitutes	Substitutes
<i>Jason Atkin</i>	<i>Robert Archer</i>	<i>Claire Raw</i>	<i>Neil Buttle</i>
<i>Richard Bright</i>	<i>Sue Burfoot</i>	<i>Peter Slack</i>	
<i>Tom Donnelly</i>			
<i>Richard FitzHerbert</i>			
<i>Alyson Hill</i>			

GOVERNANCE AND RESOURCES COMMITTEE (17 SEATS)

2020/21 Conservative 8	2020/21 Liberal Democrats 3	2020/21 Labour 3	2020/21 Green /independent 2	2020/21 Independent 1
Sue Bull	Robert Archer	Mike Ratcliffe	Neil Buttle	Graham Elliott
David Chapman	Paul Cruise	Claire Raw	Jacqueline Allison	
Tom Donnelly	Steve Flitter	Peter Slack		
Alyson Hill				
Susan Hobson				
Michelle Morley				
Garry Purdy				
Alasdair Sutton				
Substitutes	Substitutes	Substitutes	Substitutes	
<i>Jason Atkin</i>	<i>David Hughes</i>	<i>Peter O'Brien</i>	<i>Matthew Buckler</i>	
<i>Richard Bright</i>	<i>Steve Wain</i>	<i>Joyce Pawley</i>		
<i>Richard FitzHerbert</i>				
<i>Helen Froggatt</i>				
<i>Chris Furness</i>				

PLANNING COMMITTEE (13 SEATS)

2020/21 Conservative 7	2020/21 Liberal Democrats 2	2020/21 Labour 2	2020/21 Green/ Independent 1	2020/21 Independent 1
Jason Atkin	Robert Archer	Joyce Pawley	Neil Buttle	Graham Elliott
Richard Bright	Sue Burfoot	Peter Slack		
Sue Bull				
Tom Donnelly				
Richard FitzHerbert				
Stuart Lees				
Garry Purdy				
Substitutes	Substitutes	Substitutes	Substitutes	Substitute
<i>Helen Froggatt</i>	<i>Steve Flitter</i>	<i>Mike Ratcliffe</i>	<i>Jacqueline Allison</i>	<i>Colin Swindell</i>
<i>Chris Furness</i>				
<i>Tony Morley</i>				

LICENSING AND APPEALS COMMITTEE (12 SEATS)

2020/21 Conservative 6	2020/21 Liberal Democrats 2	2020/21 Labour 2	2020/21 Green 1	2020/21 Independent 1
Tom Donnelly	Paul Cruise	Joyce Pawley	Jacqueline Allison	Graham Elliott
Alyson Hill	Steve Wain	Claire Raw		
Stuart Lees				
Michelle Morley				
Andrew Statham				
Mark Wakeman				

LOCAL PLAN WORKING GROUP (10 SEATS)

2020/21 Conservative 5	2020/21 Liberal Democrats 2	2020/21 Labour 1	2020/21 Green/ Independent 1	2020/21 Independent 1
Jason Atkin	Martin Burfoot	Mike Ratcliffe	Matthew Buckler	Colin Swindell
Richard FitzHerbert	David Hughes			
Susan Hobson				
Tony Morley				
Garry Purdy				
Substitutes	Substitutes	Substitutes	Substitutes	Substitutes
<i>Helen Froggatt</i>	<i>Paul Cruise</i>	<i>Joyce Pawley</i>	<i>Neil Buttle</i>	<i>Graham Elliott</i>
<i>Chris Furness</i>				
<i>Stuart Lees</i>				

JOINT CONSULTATIVE GROUP (6 SEATS)

2020/21 Conservative 3	2020/21 Liberal Democrats 1	2020/21 Labour 1	2020/21 Green/ Independent 1
Tom Donnelly	Steve Flitter	Peter Slack	Clare Gamble
Helen Froggatt			
Susan Hobson			
Substitutes	Substitutes	Substitutes	Substitutes
<i>Stuart Lees</i>	<i>Martin Burfoot</i>	<i>Claire Raw</i>	<i>Matthew Buckler</i>
<i>Tony Morley</i>			

JOINT ICT SERVICE COMMITTEE (3 SEATS)

2020/21 Conservative 2	2020/21 Liberal Democrats 1
Chris Furness	David Hughes
Garry Purdy	

ERNEST BAILEY CHARITY COMMITTEE (Area based) (13 SEATS)

2020/21
Jason Atkin
Matthew Buckler
Martin Burfoot
Sue Burfoot
Paul Cruise
Steve Flitter
David Hughes
Joyce Pawley
Gary Purdy
Mark Salt (C)
Andrew Statham
Colin Swindell
Steve Wain

Based on relevant wards

APPOINTMENTS TO OUTSIDE BODIES 2020/2021

OUTSIDE BODY	Representative(s) 2020/2021	Substitute(s) 2020/2021	Indemnity Insurance 2020/2021	Expenses Paid
Active Derbyshire (Derbyshire Sport)	Alyson Hill		No	
Ashbourne Community Transport	Stuart Lees	Not Applicable	Yes	
Revenues and Benefits Strategic Board	Chris Furness			
Derby and Derbyshire Strategic Leadership Forum	Garry Purdy	Sue Hobson		
Derbyshire Economic Partnership	Garry Purdy	Tony Morley	No	
Derbyshire Dales Council for Voluntary Service	Tony Morley		Yes	
Derbyshire Police and Crime Panel	Richard Bright	Garry Purdy	As last year	
Derwent Valley Community Rail Partnership	Garry Purdy	Chris Furness	Yes	No
Derwent Valley Mills World Heritage Board	Richard FitzHerbert	Not Applicable	No	No
District Councils' Network	Garry Purdy	Sue Hobson		
East Midlands Council	Garry Purdy	Richard FitzHerbert	Yes	No
Visit Peak District and Derbyshire	Michele Morley		Yes	
Peak District Partnership	Garry Purdy	Sue Hobson	No	
High Peak and Hope Valley Community Rail Partnership	Chris Furness			
HS2 Chesterfield & Staveley Delivery Board	Gary Purdy	Susan Hobson	Non-decision making	No
LGA Cultural Champion	Richard FitzHerbert			
LGA General Assembly	Garry Purdy	Sue Hobson	No	
National Association of British Market Authorities		Not Applicable	Yes	If a Director
Peak District National Park Authority	David Chapman Chris Furness	Not Applicable	Yes	Yes, travel and subsistence
Sheffield City Region	Garry Purdy	Susan Hobson	Yes	
Sheffield City Region – Audit Committee	Not Applicable	Not Applicable	Yes	
Sheffield City Region – Overview and Scrutiny	Not Applicable	Not Applicable	Yes	