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COUNCIL

Minutes of a Council Meeting held at the Wirksworth Leisure Centre, Wirksworth at 6.00 pm. on Thursday, 14 October 2021.

PRESENT

Councillor Andrew Shirley, - In the Chair

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

Paul Wilson (Chief Executive), James McLaughlin (Director of Corporate & Customer Services), Tim Braund (Director of Regulatory Services), Joanna Hill (Climate Change Project Officer), Jason Spencer (Electoral & Democratic Services Manager), Lee Gardner (Legal Services Manager), Tommy Shaw (Business Support Assistant).

This meeting was recorded and broadcast live on YouTube

APOLOGIES & CHAIRMAN'S STATEMENT

Apologies for absence were received from Councillors Sue Bull and Graham Elliott, Lewis Rose and Steve Wain.

The Vice-Chair of the Council, Councillor Andrew Shirley advised that, in the absence of Councillor Sue Bull, he would be chairing the meeting. He then proposed that motion B under item 17 be considered under item 8 – Petition, Waste Management Services as the subject matter was closely related to the request in the petition.

He also proposed to consider motion A under item 12 – Vision Derbyshire Joint Committee Governance Arrangements but it was confirmed that this motion had been withdrawn at the request of Councillor Mike Ratcliffe who had submitted the motion

The Chairman announced the recent death of Councillor Hillary Young the current Mayor of Bakewell and a former member of the District Council. The Council paused in silent tribute to the memory of Councillor Young.

151/21 - PUBLIC PARTICIPATION

In accordance with the procedure for public participation, Rev. Louise Petheram, a Bradwell Local Resident, made a statement on agenda item 9 - Parking Offer in December 2021.

The following questions were submitted in writing and responses circulated at the meeting:

Item 8 – PETITION – WASTE MANGEMENT SERVICES

STATEMENT and QUESTION from Ms Sue Bliss, Matlock Local Resident

“I am writing to register my dissatisfaction about the inadequate service Serco is delivering.

To date the tax payer has subsidised Serco to the tune of £500,000. It is wholly unacceptable for the hard working residents of Derbyshire Dales to subsidise a company that makes millions in profit. It beggars belief that this council continues to throw money at Serco. The recent decision which gave additional funds to Serco means we are paying for an increase in pay to Serco's drivers and yet the service is still appalling.

The Tory government's policy is to deprive companies of European workers on the basis that companies will then increase wages, attract British workers and it will all be fine in the long term. The food processing industry, the care industry and many companies are struggling to survive under this tory ideology. And yet Derbyshire Dales District Council, even though it is tory run, has broken from this impractical, unfair and disastrous ideology to do the exact opposite. I seriously challenge the wisdom of this District Council.

Derbyshire Dales's management of our refuse collection has been disastrous. The decision to contract out and the negotiation of a badly designed contract suggests in my opinion that this council's ability to do business with the corporate world is inadequate. I have repeatedly complained about the litter that Serco drops during their collections. I have been told by the waste management department that the workers don't have time to pick it up. We have a litter problem in the Dales and the amount of rubbish Serco drop is a significant part of that problem. This has been happening for years - nothing to do with the pandemic and everything to do with the inadequate setting up and management of the service.

It is clear to the residents if not to the district council that we have every right to exit the Serco contract as they have repeatedly breached it. The sooner we do this the sooner we can take control and offer a refuse collection that our residents deserve.”

Conservative ideology is to operate in a 'free market'. The DDDC tax payer has been subsidising Serco (a company which makes millions in profits), which hardly follows this ideology. The GMB says its workers are still not getting a fair pay deal (despite the recent injection which was specifically designated to increase HGV rates) and as a result there will be strike action. When are the conservative councillors on this council going to stop serving the interests of shareholders and start looking after its residents?

RESPONSE:

Whilst there may be some dismay amongst the workforce regarding the HGV driver rates of pay, given the current climate, the proposed industrial action relates to the annual pay award offer. GMB have confirmed this does not relate solely to the Derbyshire Dales contract, nor does it solely relate to Serco – they are having these issues across the country.

The District Council has, throughout the negotiation period, encouraged both GMB and Serco to find a solution to this issue, as we believe our residents have already suffered enough disruption.

STATEMENT from Mrs C Elliott, Grindleford Local Resident

“I support the motion for a public enquiry into waste management. The 3 month recovery plan proposed and brokered by DDDC with Serco from August 2021 in itself is ineffectual as evidenced by sporadic and partial collections, despite assurances to the contrary. Out of 3 collections since the recovery plan was in place only 2 green wastes have been collected, with no communication or explanation from DDDC about the failed and not caught up collection. Further evidence of flawed waste management over a prolonged period of time by Serco and thereby DDDC.

As residents we pay council tax and then pay extra for green bin waste collection. This is on the understanding of services being delivered each month, not sporadically and not with no communication regarding issues. Seemingly there is no recourse for us as residents or sanctions for non-delivery of waste services for either Serco or DDDC.

A public inquiry is necessary to restore public confidence in DDDC waste management handling.”

Item 9 – PARKING OFFER IN DECEMBER 2021

QUESTION from Rev. Louise Petheram, Bradwell Local Resident

“I am writing as a trustee of Hope Valley Climate Action. I see that on agenda item 9 you are discussing a proposal for free car parking during December between 2.00 pm and midnight. I would like to ask how encouraging the use of private cars, in preference to public transport, is furthering the Council’s target towards achieving net zero carbon emissions?”

RESPONSE:

Thank you for your question, the proposal put to Members this evening is based on a historic arrangement designed to encourage visitors to the Dales and, in turn, support the local business community.

Whilst this was the primary driver was to support the local economy, we do hope that visitors and residents make best use of public transport, car sharing, cycling or walking where possible. The Council has also completed its first phase of installation of EV charge points across the district, with further installations planned.

152/21 – INTERESTS

None

153/21 – APPROVAL OF MINUTES

It was moved by Councillor Garry Purdy seconded by Councillor Mrs Michele Morley and

RESOLVED That the Minutes of meetings of the Derbyshire Dales District Council (unanimously) held on 8 July 2021 and 27 July 2021 be approved as a correct record.

The Chairman declared the motion CARRIED.

154/21 - LEADERS' ANNOUNCEMENTS

Councillor Gary Purdy Leader of the Council, made the following statement:

"I am sure you will join with me Members & Officers in sending our sincere condolences to Cllr Robert Archer and his family on the recent sad loss of his Father.

I also want to send best wishes to Cllr Steve Bull who is quite poorly with Covid. Steve is Husband to our Chair Cllr Sue Bull who is very sorry that she cannot be here but understandably needs to be with her Husband.

I want to pay tribute to all those Officers and staff who have worked hard during difficult times in the production of much work on the business of the Authority as highlighted in the latest Organisational Update put out on email to Members by Jim Fearn. I am aware that Cllrs Sue Hobson, Mike Ratcliffe and Paul Cruise have paid tribute to Paul on the amount of positive achievement by the staff of this Authority, but it is sad to reflect that no other Members have made any comment. It takes a lot of time to produce such an article to help keep Members up to date and I believe that a simple few words of praise and appreciation goes a long way towards staff morale.

I recently attended the launch of a Hydro project at Arkwright Mills in Cromford, the birthplace of the Industrial Revolution. The project will provide an excellent environmental and sustainable clean power source to help toward the Mills target of zero emissions by 2039. Yesterday I met with Simon Gill, Director of the Arkwright Society together with his Architect James Brown and I am grateful for Dr Mark Askey and Chris Whitmore for attending to witness the green energy plans for this historic mill and to be able to give their professional advice with regard to the necessary planning application. The project has been extremely well supported by Vaillant Boilers of Belper and who are currently working on a new Domestic Boiler that can be powered by gas and hydrogen providing for a much cleaner energy source. This is expected to come on stream in about the 2030's but will of course have to address the question of supply. Isn't it amazing that the wheel is coming full circle since the 1771 when Sir Richard Arkwright built his first Mill in Cromford utilising the power of the River Derwent and is now to be repeated but with much more sophisticated means. I am convinced that advancing technology will help us move forward swiftly to a much greener and cleaner environment. Only last week I read a report that Toyota has tested an Hydrogen powered car in the USA and that it had achieved over 600 miles. Our time will come to be known in the future as the 2nd Industrial Revolution, but a Green Revolution and isn't it great that it is happening right here in the Derwent Valley.

With thanks to Dave Turvey whose idea it was - On the evening of 23rd October there is a dedication evening at Matlock Bath Illuminations for Cllr Joyce Pawley who sadly passed away a few months ago when hopefully an Arbour will be in place in Derwent Gardens Matlock Bath with the help of Cllr Peter Baranek and as a result of the kind generosity of Matlock Bath Parish Council and a number of Traders in Matlock Bath who have donated monies in honour of Joyce to mark her work and dedication to Masson Ward. This has been carried out with and in conjunction of her Husband Chris and family who are to attend on the evening. At the request of Chris and the family any monies raised on the night will go to the Macmillan Cancer Charity. It would be nice to see more Councillors at this event to show their support for Joyce, Chris and his Family.”

155/21 - CHAIRMAN’S ANNOUNCEMENTS

In his absence Councillor Steve Wain circulated the following statement:

“On 28th July 2021, I attended the Derbyshire scouts annual general meeting at the Cavendish Hall, Chatsworth.

On the 21st of August I attended Matlock Welcome Back film festival in Hall Leys Park and the following day my chosen charity the Air Ambulance had a stall on the Matlock artisan market. Both events were well attended and over £500 was raised. Thanks to Councillor Cruise and the excellent DDC staff who attended for delivering this event.

On the 2nd of September I attended the ABF soldiers Charity black-tie event at Chatsworth House. Saturday, the 11th of September saw me attend the poppy centenary event of the Bakewell branch, on Bakewell recreation ground. This event was organised by the local British Legion and I would like to thank Councillor Mark Wakeman for his excellent work on that day and his service to his local community and congratulations on his recent Legion award.

Again on the 11th September, I was honoured to switch on the Matlock Bath illuminations. This was a special evening and once again thanks for the excellent staff who bring this event about and also for the hard work they do over the weekends through September and October. Thank you very much.”

156/21 – COMMITTEES

In considering the minutes of the meeting of Panning Committee held on 14 September 2021, the Chair of the Committee Councillor Jason Atkin made the following statement:

“Thank you for your question Councillor Gamble and for a further opportunity to address the concerns that you have raised.

As members will know, Planning Committee meetings can be challenging meetings to chair. Nevertheless, it is vital that all members feel their contributions are accepted, respected and valued. On this occasion, I apologise that my approach fell short of the expectations I have of myself and that we should hold of each other.

I also welcome the opportunity for further training, as well as feedback generally from members and officers on the committee following each meeting on what should improve as well as what has gone well.

It is regrettable that you felt the need to complain formally to the Monitoring Officer and my intention will be to ensure that you do not have cause to make any such complaints in the future.

I hope that we can put the matter behind us and focus on ensuring that our contributions to the Planning Committee will be positive and respectful from here on.”

It was moved by Councillor Tom Donnelly seconded by Councillor Susan Hobson and

RESOLVED That the non-exempt minutes of the Committees listed in the Minute
(unanimously) book for the period 8 July 2021 2021 to 30 September 2021 be received.

157/21 – PETITION WASTE MANAGEMENT SERVICES

In accordance with Article 3 of the Constitution, the Council received a petition containing 597 signatures calling for the Council “to commission an independent enquiry into Serco’s delivery of its 2020 waste contract and impose penalties for non-compliance where they are found to be applicable. We believe this is necessary so that the Council can meet its environmental and climate commitments in the future while representing value for money for tax payers and residents.”

The Petitions Officer had reviewed the petition and classified it as an Ordinary Petition, within the meaning detailed in Article 3.4.1 of the Constitution. As such, it was a matter for Council to determine the request.

In accordance with the procedure the Chairman invited the relevant officer to set the background to the issue and invited the petition organiser, Mr Dobbs to address the meeting for up to three minutes.

After the Chairman had been given the opportunity to ask questions and the Officer the chance to respond, the following motion was moved by Councillor Paul Cruise and seconded by Councillor Colin Swindell.

“That this Council notes that:

- *Serco have dramatically under delivered on the DDDC waste management contract and as a local authority we have let our residents down.*
- *The promise of a convenient outsourcing arrangement has fallen flat.*
- *Serco have failed to provide an essential service to residents across the district over a prolonged period of time during 2021.*
- *There have been problems in communicating service failure to residents.*
- *Environmental impacts of service failure have not been quantified.*
- *Our residents are furious that DDDC continues to run a contract that is under delivering whilst subsidising the large corporation responsible for the contract – a large corporation that is making millions of £s profit.*
- *Approx 600 residents of the Derbyshire Dales have signed a petition requesting that an independent review is undertaken into the DDDC/Serco waste management contract. They have lost confidence in the Council and Serco.*

This Council wants:

- *To see its expectations and those of residents met in respect of the collection of DDDCs waste and recycling contract with SERCO across the Derbyshire Dales.*
- *Independent scrutiny of the contract and contractual arrangements between DDDC and Serco in respect of the provision of waste management services including details of the extent of service failure. Councillors and Officers will be open to feedback on how the Council can improve as well as Serco's performance.*
- *To have instigated improvements in the operational delivery of the waste service before the end of 2021.*

Therefore this Council resolves:

- *To establish an immediate independent review into the customer service, financial and environmental performance of the contract with Serco to date from August 2020.*
- *To set a deadline for the review report to be submitted to a meeting of the Council of the end of November 2021.*
- *To appoint the Association of Public Service Excellence to undertake the review and pause its work on the Clean and Green Review in order to facilitate this urgent review.”*

The following amendment was then moved by Councillor Garry Purdy, seconded by Councillor Susan Hobson:

Replace “*Therefore this Council resolves:*” with “*Therefore this Council resolves to:*”

Replace the final three bullet points and replace them with the following:

- *“Initiate an independent review of the Waste and Recycling Collection Contract to establish Serco’s performance against the requirements of the contract using qualitative and quantitative methods.*
- *Require an evaluation of current contractual and operational issues including current market conditions, environmental impacts and financial impacts arising as a result of service disruptions encountered.*
- *Require an assessment of the decisions taken, the likelihood of rectification within current contract parameters and identify possible alternative solutions.”*

Add the following:

4. *In the interest of expediency, that authority be delegated to the Community and Environment Committee to agree appropriate Terms of Reference and to commission “Recircle Consulting” to undertake the review given their knowledge of the Derbyshire Dales, the contractual requirements with Serco and their relevant market intelligence.*
5. *That the review be completed by 31st December 2021 and reported to an Extraordinary meeting of Community and Environment Committee in January 2022.*
6. *That a supplementary revenue estimate of £20,000 be approved for 2021/22 for the appointment of ‘Recircle Consulting’ to undertake the review”*

During debate on the amendment Councillors discussed why Recircle Consulting had been selected to carry out the review and questioned their independence. Councillors were advised that as they had been involved in the development of the tender documentation they had a good understanding of the content of the contract and were therefore in a strong

position to complete the review within the proposed timescales. To give reassurance to Councillors it was agreed that if the amendment was approved a report would be presented to the next meeting of Community and Environment Committee setting out details of Councillor Involvement in the review and proposals on how to make sure that there was independent input into the findings.

On this basis the mover and seconder of the original motion agreed to incorporate the proposed amendment into their motion.

During the discussion on the substantive motion Mr Dobbs was thanked for the time and energy he had put into organising the petition and presenting it to the Council.

The amended motion was put to the vote and it was

RESOLVED
(Unanimously)

1. That this Council notes that:
 - Serco have dramatically under delivered on the DDDC waste management contract and as a local authority we have let our residents down.
 - The promise of a convenient outsourcing arrangement has fallen flat.
 - Serco have failed to provide an essential service to residents across the district over a prolonged period of time during 2021.
 - There have been problems in communicating service failure to residents.
 - Environmental impacts of service failure have not been quantified.
 - Our residents are furious that DDDC continues to run a contract that is under delivering whilst subsidising the large corporation responsible for the contract – a large corporation that is making millions of £s profit.
 - Approx 600 residents of the Derbyshire Dales have signed a petition requesting that an independent review is undertaken into the DDDC/Serco waste management contract. They have lost confidence in the Council and Serco.
2. This Council wants:
 - To see its expectations and those of residents met in respect of the collection of DDDCs waste and recycling contract with SERCO across the Derbyshire Dales.
 - Independent scrutiny of the contract and contractual arrangements between DDDC and Serco in respect of the provision of waste management services including details of the extent of service failure. Councillors and Officers will be open to feedback on how the Council can improve as well as Sercos performance.
 - To have instigated improvements in the operational delivery of the waste service before the end of 2021.
3. Therefore this Council resolves to:
 - Initiate an independent review of the Waste and Recycling

Collection Contract to establish Serco's performance against the requirements of the contract using qualitative and quantitative methods.

- Require an evaluation of current contractual and operational issues including current market conditions, environmental impacts and financial impacts arising as a result of service disruptions encountered.
 - Require an assessment of the decisions taken, the likelihood of rectification within current contract parameters and identify possible alternative solutions.
4. In the interest of expediency, that authority be delegated to the Community and Environment Committee to agree appropriate Terms of Reference and to commission "Recircle Consulting" to undertake the review given their knowledge of the Derbyshire Dales, the contractual requirements with Serco and their relevant market intelligence.
 5. That the review be completed by 31st December 2021 and reported to an Extraordinary meeting of Community and Environment Committee in January 2022.
 6. That a supplementary revenue estimate of £20,000 be approved for 2021/22 for the appointment of 'Recircle Consulting' to undertake the review"

The Chairman declared the motion CARRIED.

158/21 – PARKING OFFER IN DECEMBER 2021

The Director of Community and Environmental Services presented a report recommending to the Council that, In light of another difficult year for residents and businesses due to the Covid-19 pandemic, the Council should offer 'Free Parking after 2pm' in District Council pay and display car parks from 1st December 2021 to 31st December 2021.

The offer had been originally introduced 13 years ago to help promote businesses and encourage people to shop local in the run-up to Christmas. It was noted that, as the 'Free After 2pm' parking promotion in December had been running for 13 years, it was not possible to indicate what the potential loss of income would be and there was no comparable month within the last year to use as a guide. It was also noted that, in recognition of the on-going challenges the high street has faced due to the pandemic, in July 2021 the Council had agreed that the same offer would run throughout September in the four market towns Ashbourne, Bakewell, Matlock, Wirksworth plus Matlock Bath with a view to help extend the holiday season.

The report also suggested that going forward the Director of Community and Environmental Services be given delegated authority to make decisions on whether to run the free after 2pm scheme in December, subject to consultation with the Leader of the Council.

In response to the comments made by the public speaker and Councillors the Director of Community and Environmental Services agreed to promote the use of public transport and encourage car sharing during the operation of the scheme. Councillor Purdy

provided an update on the County Council's plans for an enhanced partnership arrangement with all the bus operators operating in the County and suggested that in the longer term there was a need to review car park charges. It was suggested that in light of climate change and air quality issues the provision of park and ride options should be considered in future years,

It was moved by Councillor Garry Purdy, seconded by Councillor Tom Donnelly and

RESOLVED

1. That from 1st December to 31st December between 2pm and midnight each day in all District Council pay and display car parks to be free of charge.
2. That future decisions on whether to run the 'Free after 2pm' in December, be delegated to the Director of Community and Environmental Services in consultation with the Leader of the Council

Voting

For	31
Against	3
Abstain	0

The Chairman declared the motion CARRIED.

159/21 – CLIMATE CHANGE UPDATE AND DELIVERY PLAN

The Director of Regulatory Services presented a report updating the Council on actions taken following the approval of the Climate Change Strategy and Action Plan in October 2020 and seeking approval for a programme of works and delivery plan to progress towards the Council's target to achieve net zero carbon emissions by 2030. In introducing the report the figures in paragraph 2.5 were amended so that the total cost of the works at the Town Hall, ABC and Northwood depot was £872,050 of which £807,116 would be the grant and the Council contribution would be £643,934 to reflect that, as some of the heaters were less than 5 years old, they did not qualify for funding from the Public Decarbonisation Scheme.

It was noted that in April 2021 a Climate Change Project Officer had been appointed and the Climate Change Working Group had met twice with the newly appointed officer and the Director of Regulatory Services (June and August 2021) to provide support in assessing and delivering the recommendations of the Council's Climate Change Strategy and Action Plan. During these discussions it had been suggested that the following amendment be made to the terms of reference of the Working Group to reflect the necessary focus on the Council's own operations and its community development role:

"To make recommendations to Council addressing the issue of climate change, with the aim of;

- Addressing the climate change actions set out in the Corporate Plan 2020-24;
- Delivering the recommendations of the Council's Climate Change Strategy and Action Plan;
- Developing the Council's community actions in relation to climate change issues;
- Developing the Council's internal policies in relation to climate change and sustainability."

The report confirmed that measured emissions had fallen to 585.5t CO₂e because:

- Gas – overall usage in buildings decreased by 22%. Bakewell Pavilion was not heated in 2020/21
- Electricity – overall usage in buildings decreased by 16.5%. Bakewell Pavilion was not used in 2020/21. Several public toilets have been transferred out of Council ownership
- There has been further decarbonisation of the national grid - the CO₂e factor decreased by 9% (in comparison to 2020) due to a decrease in coal use in electricity generation and an increase in renewable generation
- Fleet vehicles – fuel usage fell by 37% due to reduced operational requirements during the pandemic
- Staff business travel (grey fleet) – fuel use decreased by 58% due to the pandemic
- More accurate data has been collected with fewer assumptions made

It was reported that detailed surveys been carried out for the main Council estate – the Town Hall (17.7% of total emissions), the ABC (13%) and the depot and these had been used to develop an application to Phase 3 of the Public Sector Decarbonisation Scheme (PSDS) which opened for applications on the 6th of October. If successful applicants would be informed from November onwards with any funded works completed by 31st March 2023. The total cost of the works would be £807,000 of which it was proposed that the Council contributed £172,000. The predicted carbon emissions reduction upon completion of the three projects was estimated at 149.78t CO₂e annually along with a reduction in energy costs.

In terms of solar energy the council had was engaging with a Community Benefit Society in the Hope Valley to look at potential sites for a community energy ground solar PV project. The society was in the process of applying for funding from the Rural Community Energy Fund to explore whether it would be feasible for them to build and own an installation in Stoney Middleton, with the possibility of the Council guaranteeing to purchase the electricity at an agreed price over a set period.

As the Council's fleet was the 'largest single emissions source, accounting for over a third of emissions, the Council was developing a plan for the transition to low emission vehicles a fleet review in progress, with the support of Nottingham City Council. It was noted that there was currently no allocation in the capital programme for the installation of EV charging infrastructure. The report went on to recommend the Civic Car, due for renewal during 2021-22, should not be replaced reducing ongoing direct emissions and negating the inherent 'carbon footprint' associated with the production of a new vehicle.

As Chair of the Climate Change Working Group, Councillor David Chapman welcomed the report and thanked all members of the Working Group and Officers for their significant contributions.

It was moved by Councillor David Chapman, seconded by Councillor David Hughes and

RESOLVED
(Unanimously)

1. That the updated 'Terms of Reference' for the Climate Change Working Group in paragraph 1.6 of the report be approved.
2. That the emissions report for 2020-21 in Appendix 1 be approved.
3. That the proposal to make an application to a future round of the Public Sector Decarbonisation Scheme to fund the energy efficiency and heat decarbonisation works to the Town Hall, Agricultural Business Centre and Northwood depot be approved

4. That a revenue budget of up to £30,000 to fund the engagement of a partner to carry out, as a first step, a detailed feasibility study into the technical and financial viability of ground mounted solar photovoltaic arrays on Council land be approved
5. That the recommendation to dispose of and not replace the civic car be approved
6. That the proposed approach to reporting and reducing scope 3 emissions be approved
7. That the trial of a 'climate change impact assessment tool' to be applied to all reports from November 2021 and reviewed in April 2022 be approved
8. That the proposed delivery plan in Appendix 3, specifically the activities in relation to supporting area wide emissions reductions, be approved
9. That the revenue budget required to fund these projects, estimated at £11,700 for 2021/22, be approved,
10. That Council recognises and develops its role to support the residents and businesses of the Dales in reducing their carbon footprints.
11. That Council determines whether it wishes to support the Local Energy Bill and if so delegates authority to sign the relevant petition to the Director of Regulatory Services.

160/21 – DELEGATION OF AUTHORITY – APPOINTMENT OF COUNCILLORS TO TANSLEY PARISH COUNCIL

The Director of Corporate and Customer Services presented a report asking the Council to give him delegated authority to make appointments to Tansley Parish Council, which was inquorate and unable to act.

It was moved by Councillor Chris Furness, seconded by Councillor Steve Flitter and

RESOLVED
(Unanimously)

1. That authority be delegated to the Director of Corporate and Customer Services to make the necessary order to appoint temporary parish councillors to serve on Tansley Parish Council until May 2023.
2. That authority be delegated to the Director of Corporate and Customer Services to make temporary appointments to parish councils in the district that are inquorate and unable to act until such time as an election or co-option can be held and those elected or co-opted have taken up office.

The Chairman declared the motion CARRIED.

161/21 – MOTION TO CONTINUE

It was moved by Councillor Jason Atkin, seconded by Councillor Chris Furness and

RESOLVED That, in accordance with Rule of Procedure 13, the meeting continue
(Unanimously) beyond 2 hours 30 minutes to enable the next item of business on
the agenda to be concluded.

The Chairman declared the motion CARRIED.

Councillor Richard Bright left the meeting at 8.25pm.

162/21 – VISION DERBYSHIRE JOINT COMMITTEE GOVERNANCE ARRANGEMENTS

The Director of Corporate and Customer Services presented a report considering revisions to the governance arrangements for the Vision Derbyshire Joint Committee, which the Council approved in July 2021, and the impact of these on the Council's own governance arrangements and functions.

The revised governance arrangements for the Vision Derbyshire Joint Committee were set out at Appendix 1 of the report, the changes were:

- Removal of participating and non-participating authorities. Membership will not be restricted, but only authorities which have delegated functions will have voting rights in respect of the discharge of functions
- Removal of provisions to delegate functions to individual authorities and confirmation that delegations would be limited to sub-committees of the Joint Committee or officers
- Confirmation that the Chair and Vice-Chair will be a Member of an authority(ies) that has/have delegated functions to the Joint Committee
- Confirmation that scrutiny of the Joint Committee will be undertaken according to the governance arrangements of each authority.

It was reported that further clarification had been provided in respect of the functions of the Joint Committee which were as follows:

- Oversee the Vision Derbyshire Delivery Programme
- Determine the programme of projects and work streams, how those will be managed and communicated to stakeholders and the public
- Monitor and review performance in respect of services delivered through the Vision Derbyshire Joint Committee and authorise the publication of an annual report of performance and outcomes
- Commission strategic outline and full business cases for individual councils to consider opportunities for more collaborative working in respect of shared services
- Approve annual business plans for the delivery of shared services
- Provide or assume democratic oversight for existing joint committee and partnership arrangements
- Provide a platform for the devolution of powers from Government to authorities in Derbyshire
- Determine requests from individual authorities or groups of authorities to work collaboratively on specific projects or work streams
- Provide a forum for councils and their representatives to provide challenge to each other with the aim of increasing collaboration to deliver efficient, effective and

economic services, which equally improve the offer and outcomes to residents and businesses

- Delegate functions and responsibilities to sub-committees or officers as the Committee deems appropriate.

It was noted that having previously agreed to become a founding member of the Vision Derbyshire Joint Committee, the Council had already delegated the majority of the above functions to the Joint Committee. However it was noted that no specific service functions had been delegated to the Joint Committee, as the body would act as a steering group for progressing the Vision Derbyshire initiative until such a time as formal functions were delegated by the Council. Therefore, every time a function was proposed to be delegated to the Joint Committee, this would need to be approved by the Council by way of a majority vote. In delegating any functions, the Council had the authority to remove itself from the Joint Committee and cease making financial contributions to the initiative by way of a majority vote at a meeting of the Council.

The Officer recommendation was moved by Councillor Garry Purdy, seconded by Councillor Susan Hobson. During the debate Councillor Garry Purdy moved the procedural motion “that the question now be put”. This was seconded by Councillor Susan Hobson put to the vote and carried with 18 votes for and 15 votes against.

The motion was then put to the vote and it was

RESOLVED

1. That approval be given to the revised governance arrangements for the Vision Derbyshire Joint Committee.
2. That approval be given to the consequential amendments required to be made to Part 3 (Responsibility for Functions) of the Constitution with the insertion of the terms of reference for the Vision Derbyshire Joint Committee.

Voting

For	18
Against	9
Abstain	6

Following this item the Chair closed the meeting and confirmed that the remaining agenda items 13-19 would be referred a future meeting of the Council.

MEETING CLOSED 9:00pm

CHAIRMAN