

AGENDA

and

MINUTES of BOARDS and COMMITTEES

**to be considered
at the meeting of the Council
to be held at**

**THE COUNCIL HOUSE
ATHERSTONE**

on

**25 SEPTEMBER 2019
at**

6.30 pm



North Warwickshire
Borough Council

Steve Maxey BA (Hons) Dip LG Solicitor
Chief Executive
The Council House
South Street
Atherstone
Warwickshire
CV9 1DE

This matter is being dealt with by
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Your ref :

Our ref : EH

Date : 17 September 2019

To: All Members of the Council

Dear Sir / Madam

You are hereby summoned to attend a meeting of the Council, to be held in the Council Chamber, The Council House, South Street, Atherstone on Wednesday, 25 September 2019. The meeting will commence at 6.30 pm.

The following business will be transacted:

- 1 Evacuation Procedure.
- 2 Apologies for absence / Members away on official Council business.
- 3 Disclosable Pecuniary and Non-Pecuniary Interests
- 4 The Mayor to move, in accordance with Standing Order No 6(1):

“That the minutes of the Meeting of the Council held on 26 June 2019 and the Minutes of the Extraordinary Meetings of the Council held on 15 July and 7 August be approved as a correct record.”
- 5 To receive the Mayor’s announcements.
- 6 To answer Questions from Members and the Public pursuant to Standing Order No 7.

- 7 To receive and consider minutes, recommendations and notes of the following meetings circulated herewith and to make the necessary Orders thereon:
- a **Planning and Development Board** – 8 July 2019, 5 August 2019 and 2 September 2019 (Pages 36 – 50).
 - b **Community and Environment Board** – 6 August 2019 (Pages 51 - 54).
 - c **Resources Board** - 3 September 2019 (Pages 55 - 58).
 - d **Special Sub Group** – 10 September 2019 (Pages 59 – 60).
 - e **Executive Board** – 16 September 2019 (Pages 61- 67).
- 8 To receive and consider any Notice of Motion under Standing Order No 10.
- 9 To authorise the Chief Executive, in accordance with Article 13.05 of the Articles of the Constitution, to Sign and Seal, on behalf of the Council, any Orders, Deeds and Documents necessary to give effect to any resolution of the Council.

Yours faithfully



Chief Executive

**MINUTES OF THE MEETING OF THE
NORTH WARWICKSHIRE BOROUGH COUNCIL HELD AT THE COUNCIL
HOUSE, SOUTH STREET, ATHERSTONE ON
WEDNESDAY 26 JUNE 2019**

Present: Councillor Moss in the Chair.

Councillors Bell, Chambers, D Clews, T Clews, Davey, Deakin, N Dirveiks, Farrell, Gosling, Hayfield, M Humphreys, Jarvis, Jenns, Macdonald, McLauchlan, Morson, Osborne, Parker, Parsons, H Phillips, O Phillips, Reilly, Simpson, Singh, Smith, Symonds, A Wright and D Wright

Apologies for absence were received from Councillors D Humphreys, Lees, Rose and A Wright.

10 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

11 Minutes of the Annual Meeting of Council held on 15 May 2019

The minutes of the Annual Meeting of the Council held on 15 May 2019 were approved as a correct record and signed by the Mayor.

12 Mayors Announcements

The Mayor reported on recent Mayoral events.

13 Questions Pursuant to Standing Order No. 7

There were no questions pursuant to Standing Order No 7.

14 Minutes of Boards/Committees

a) Planning and Development Board – 20 May 2019 and 10 June 2019

It was proposed by Councillor Simpson, seconded by Councillor Hayfield and

Resolved:

That the minutes of the meetings of the Planning and Development Board held on 20 May 2019 and 10 June 2019, be approved and adopted.

b) Resources Board - 3 June 2019

It was proposed by Councillor D Wright, seconded by Councillor Symonds and

Resolved:

That the minutes of the meeting of the Resources Board held on 3 June 2019, be approved and adopted.

c) Community and Environment Board - 11 June 2019

It was then proposed by Councillor Bell, seconded by Councillor Smith and

Resolved:

That the minutes of the meeting of Community and Environment Board held on 11 June 2019, be approved and adopted.

d) Executive Board – 17 June 2019

It was proposed by Councillor D Wright, seconded by Councillor Hayfield and

Resolved:

That the minutes of the meeting of Executive Board held on 17 June 2019, be approved and adopted.

e) Appointments Sub-Committee – 17 June 2019

It was proposed by Councillor Wright and seconded by Councillor Symonds and

Resolved:

That the minutes of the meeting of the Appointments Sub-committee held on 17 June 2019, be approved and adopted.

15 Notice of Motion Under Standing Order No 10

a The following Notice of Motion was proposed by Councillor Farrell and Seconded by Councillor Downes.

This Council notes:

The increase in Islamophobia & the regular occurrences of weaponising terror attacks to attack, harm, discriminate or otherwise disparage and discredit Britain's Muslim community, as recorded and monitored by 'Tell MAMA' (Measuring Anti Muslim Attacks). North Warwickshire Borough Council therefore resolves to ask the Executive Board of the council to

review all equalities & equal opportunity policies and to adopt the below working definition of Islamophobia, as set out by the All Party Parliamentary Group (APPG) on British Muslims.

APPG on British Muslims – Working Definition of Islamophobia

“Islamophobia is rooted in racism and is a type of racism that targets expressions of Muslimness or perceived Muslimness.”

Contemporary examples of Islamophobia in public life, the media, schools, the workplace, and in encounters between religions and non-religions in the public sphere could, taking into account the overall context, include, but are not limited to:

- Calling for, aiding, instigating or justifying the killing or harming of Muslims in the name of a racist/ fascist ideology, or an extremist view of religion.
- Making mendacious, dehumanising, demonising, or stereotypical allegations about Muslims as such, or of Muslims as a collective group, such as, especially but not exclusively, conspiracies about Muslim entryism in politics, government or other societal institutions; the myth of Muslim identity having a unique propensity for terrorism, and claims of a demographic ‘threat’ posed by Muslims or of a ‘Muslim takeover’.
- Accusing Muslims as a group of being responsible for real or imagined wrongdoing committed by a single Muslim person or group of Muslim individuals, or even for acts committed by non-Muslims.
- Muslims as a group, or Muslim majority states, of inventing or exaggerating Islamophobia, ethnic cleansing or genocide perpetrated against Muslims.
- Accusing Muslim citizens of being more loyal to the ‘Ummah’ (transnational Muslim community) or to their countries of origin, or to the alleged priorities of Muslims worldwide, than to the interests of their own nations.
- Denying Muslim populations the right to self-determination e.g., by claiming that the existence of an independent Palestine or Kashmir is a terrorist endeavour.
- Applying double standards by requiring of Muslims behaviours that are not expected or demanded of any other groups in society, eg loyalty tests.
- Using the symbols and images associated with classic Islamophobia (e.g. Muhammed being a paedophile, claims of Muslims spreading Islam by the sword or subjugating minority groups under their rule) to characterise Muslims as being ‘sex groomers’, inherently violent or incapable of living harmoniously in plural societies.

- Holding Muslims collectively responsible for the actions of any Muslim majority state, whether secular or constitutionally Islamic.

Upon being put to the meeting the Mayor declared the motion to be lost.

- b The following Notice of Motion was proposed by Councillor Deakin and Seconded by Councillor Parsons.

This Council notes:

This Council is concerned by the rise in hate crime and racism across the UK and the wider world. North Warwickshire believes that tackling discrimination in all its forms should be a joint effort and something to be proud of and as part of this work we believe that we need to build in clearer definitions of what is and isn't acceptable, whether this relates to gender, sexuality or discrimination against people on the grounds of race, religion or culture.

North Warwickshire Borough Council expresses alarm at the rise in antisemitism in recent years across the UK. As well as physical manifestations through violence and criminal damage it has also been seen in the use of antisemitic tropes in criticism of Israel. It is legitimate to criticise the policies and practices of Israel but not if this involves using tropes and imagery of antisemitism. North Warwickshire Borough Council therefore resolves to join with the Government and the major political parties in the UK in signing up to the internationally recognised International Holocaust Remembrance Alliance guidelines on antisemitism which define antisemitism thus:

“Antisemitism is a certain perception of Jews, which may be expressed as hatred toward Jews. Rhetorical and physical manifestations of antisemitism are directed toward Jewish or non-Jewish individuals and/or their property, toward Jewish community institutions and religious facilities.”

Manifestations might include the targeting of the state of Israel, conceived as a Jewish collectivity. However, criticism of Israel similar to that levelled against any other country cannot be regarded as antisemitic. Antisemitism frequently charges Jews with conspiring to harm humanity, and it is often used to blame Jews for “why things go wrong.” It is expressed in speech, writing, visual forms and action, and employs sinister stereotypes and negative character traits.

Contemporary examples of antisemitism in public life, the media, schools, the workplace, and in the religious sphere could, taking into account the overall context, include, but are not limited to:

- Calling for, aiding, or justifying the killing or harming of Jews in the name of a radical ideology or an extremist view of religion.

- Making mendacious, dehumanising, demonising, or stereotypical allegations about Jews as such or the power of Jews as collective — such as, especially but not exclusively, the myth about a world Jewish conspiracy or of Jews controlling the media, economy, government or other societal institutions.
- Accusing Jews as a people of being responsible for real or imagined wrongdoing committed by a single Jewish person or group, or even for acts committed by non-Jews.
- Denying the fact, scope, mechanisms (e.g. gas chambers) or intentionality of the genocide of the Jewish people at the hands of National Socialist Germany and its supporters and accomplices during World War II (the Holocaust).
- Accusing the Jews as a people, or Israel as a state, of inventing or exaggerating the Holocaust.
- Accusing Jewish citizens of being more loyal to Israel, or to the alleged priorities of Jews worldwide, than to the interests of their own nations.
- Denying the Jewish people their right to self-determination, e.g., by claiming that the existence of a State of Israel is a racist endeavour.
- Applying double standards by requiring of it a behaviour not expected or demanded of any other democratic nation.
- Using the symbols and images associated with classic antisemitism (e.g., claims of Jews killing Jesus or blood libel) to characterise Israel or Israelis.
- Drawing comparisons of contemporary Israeli policy to that of the Nazis.
- Holding Jews collectively responsible for actions of the state of Israel.
- Antisemitic acts are criminal when they are so defined by law (for example, denial of the Holocaust or distribution of antisemitic materials in some countries).
- Criminal acts are antisemitic when the targets of attacks, whether they are people or property – such as buildings, schools, places of worship and cemeteries – are selected because they are, or are perceived to be, Jewish or linked to Jews.
- Antisemitic discrimination is the denial to Jews of opportunities or services available to others and is illegal in many countries.

This Council resolves to:

- 1) Restate its condemnation of all forms of racism in all its manifestations

- 2) Adopt and use the IHRA definition of antisemitism as the working model for challenging and confronting incidents of this form of racism.
- 3) Asks the Executive to look to adopt any similarly agreed definitions to confront and challenge all forms of racism and discrimination that exist within our society.
- 4) Asks the Council Executive in light of this motion to review the equal opportunities and any equalities policies, and to bring a report to the Executive Board of reviewed policies by the end September 2019.

Upon being put to the meeting the Mayor declared the motion is carried.

16 **The Common Seal**

It was proposed by Councillor Morson, seconded by Councillor Wright and

Resolved:

That the Chief Executive be authorised to affix the Common Seal to any document as necessary to give effect to the decisions of the Council, in accordance with Article 13.05 of the Articles of the Constitution.

Chairman of the next ensuing meeting of the Council

**MINUTES OF THE EXTRAORDINARY MEETING OF THE
NORTH WARWICKSHIRE BOROUGH COUNCIL HELD AT THE COUNCIL
HOUSE, SOUTH STREET, ATHERSTONE ON
MONDAY 15 JULY 2019**

Present: Councillor Moss in the Chair.

Councillors Bell, Chambers, D Clews, T Clews, Davey, Deakin, Downes, Farrell, Farrow, Gosling, Hayfield, Jarvis, Jenns, Lebrun, Less, Macdonald, McLauchlan, Morson, Osborne, Parker, Parsons, H Phillips, O Phillips, Reilly, Rose, Singh, Smith, Symonds, A Wright and D Wright

Apologies for absence were received from Councillors Dirveiks, D Humphreys, M Humphreys, Morson and Simpson.

17 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

18 Exclusion of the Public and Press

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business, on the grounds that it involves the likely disclosure of exempt information as defined by Schedule 12A to the Act.

19 Minutes of the Appointments Sub-Committee held on Tuesday, 2 July 2019

In moving the minutes of the meeting Councillor D Wright, seconded by Councillor Bell, gave notice of his alteration of the motion comprising Minute No 8 – Chief Executive Recruitment Process.

Councillor Farrell gave notice of his alteration of the motion comprising Minute No 8 – Chief Executive Recruitment Process:

Minute No 8 – Chief Executive Recruitment Process

It was proposed by Councillor Farrell and seconded by Councillor Rose

“That recommendation a remains as set out.

That recommendation b and c be replaced by the following:-

- b That the recruitment process be opened to external applicants and all internal employees . Notification of the vacancy should be advertised in media and outlets as recommended by West Midlands Employers;**
- c That the closing date for applications should be Friday 9 August 2019;**

That additional recommendations d), e), f) and g) are included as follows:-

- d That a meeting of the Appointments Sub-Committee be held on Tuesday, 13 August 2019 to shortlist applications. Following this meeting, psychometric testing and interview assessments be issued to shortlisted candidates;**
- e) That interviews should be held on Monday, 19 August 2019;**
- f) That a meeting of the Appointments Sub-Committee be held at 6.30pm on Monday, 19 August 2019 to recommend a candidate for appointment; and**
- g) That an extraordinary Full Council should be held on 21 August 2019 to consider the recommendation of the Appointments Sub-Committee held on 19 August 2019.”**

Upon being put to the meeting the Mayor declared the amendment to be lost.

It was then proposed by Councillor D Wright and seconded by Councillor Bell

“That an additional recommendation (d) is included as follows:-

- d) That the revised timetable set out in the table below, is used in the Chief Executive recruitment process:**

Date	Meeting / Action
2 July	Appointment Sub-Committee – agree interview process / testing
3 July	Minority report received
7 July	Closing Date for advert

8 July	Evaluation of applicants
15 July	Full Council to consider minority report
16 July	Vacancy offered to all employees
26 July	Evaluation of further applications by HR Manager / CDR Conference call on shortlisting assessment undertaken with Appointments Sub-Committee Candidates to be notified of the interview process
31 July	Appointment Sub-Committee – Interviews / recommendation to Full Council
7 August	Full Council – decision to appoint / commence external recruitment

Upon being put to the meeting the Mayor declared the amendment to be approved.

**Chairman of the next ensuing meeting
of the Council**

**MINUTES OF THE EXTRAORDINARY MEETING OF THE
NORTH WARWICKSHIRE BOROUGH COUNCIL HELD AT THE COUNCIL
HOUSE, SOUTH STREET, ATHERSTONE ON
WEDNESDAY 7 AUGUST 2019**

Present: Councillor Moss in the Chair.

Councillors Bell, D Clews, T Clews, Davey, Hayfield, M
Humphreys, Jarvis, Jenns, Lees, Lebrun, Macdonald, Reilly,
Simpson, Smith, Symonds, A Wright and D Wright.

Apologies for absence were received from Councillors Chambers,
Deakin, Dirveiks, Downes, Farrell, Farrow, Gosling, D Humphreys,
McLauchlan, Morson, Osborne, Parker, Parsons, H Phillips, O
Phillips, Rose, Singh.

20 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

**21 Recommendation of the Appointments Sub-Committee held on 31 July
2019**

It was proposed by Councillor D Wright, seconded by Councillor Bell and

Resolved:

**That the position of Chief Executive be offered to Mr Steve
Maxey.**

Chairman of the next ensuing meeting of the Council

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

8 July 2019

Present: Councillor Simpson in the Chair.

Councillors Bell, T Clews, Deakin, Downes, Hayfield, M Humphreys, Jarvis, Lebrun, Morson, Parsons, H Phillips, Symonds and A Wright.

Apologies for absence were received from Councillors Dirveiks and D Humphreys (substitute M Humphreys)

Councillor Lees was also in attendance

12 **Disclosable Pecuniary and Non-Pecuniary Interests**

None

13 **Minutes**

The minutes of the meeting of the Planning and Development Board held on 20 May and 10 June 2019, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

14 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board. Details of correspondence received since the publication of the agenda is attached as a schedule to these minutes. These include a further letter and technical report in respect of item (a) below.

Resolved:

- a **That Application PAP/2018/0140 (Land East of Castle Road & North of Camp Hill Road, Hartshill & Nuneaton) be deferred in order to receive a masterplan for the allocated site; to continue discussions concerning a through route, to gain more information on access to the school and to obtain more information on air over pressure and**

impacts arising from dust deposition, blasting and air quality.

Speakers: Neil Beards and John Groves, Michelle Pearson and Glenys Roberts

- b That Application PAP/2018/0716 (Land Rear of 1 to 6 Copeland Close, Warton, B79 0JE be deferred to allow more discussion between the developer and residents, for clarity to be sought on whether the amended scheme has been approved and on the Council's powers generally;**

Speakers: Will Brearley and Julie Talbot

- c That Application PAP/2018/0762 (Land East of Islington Farm, Tamworth Road, Wood End) be refused for the following reason:**

“ It is considered that the scale of the proposal does not accord with the position of Wood End within the Borough's settlement boundary as defined by policies NW2 and NW5 of the North Warwickshire Core Strategy 2014. It neither accords with policy NW12 of that Strategy or the relevant sections of the National Planning Policy Framework 2019 – particularly Section 12. This is because of the scale of the proposal which causes significant and demonstrable harm to the character and appearance of the settlement and the surrounding area, which is not outweighed by the benefits of allowing the development”.

Speaker: Brian Mullin, Derek Smith and Ray Evans

- d That in respect of application PAP/2018/0764 (Land to the rear of Trinity Close, Warton):**
 - i) that the application be approved subject to the conditions set out in the report together with conditions as recommended by the Lead Local Flood Authority, and**
 - ii) that Officers commence discussions regarding the potential development of a neighbouring land being added to this development so as to provide a more comprehensive scheme.**

Speaker: Simon Tucker and Chris Baines

- e That Application PAP/2019/0022 (Land North East of Manor Farm Buildings, Main Road, Shuttington) be approved, subject to the conditions set out in the report;

Speaker: Hannah Price

15 Warwickshire Minerals Plan – Minerals Plan Update and Policy MCS 10 – Underground Coal Gasification Consultation – May 2019

The Acting Chief Executive informed Members of an update to the consultation on Warwickshire County Council's Minerals Plan consultation, the Publication version of the plan.

Resolved:

That the recommendations and responses contained with the report as well as any additional comments by Members be forwarded to WCC as the Council's response to the Minerals plan update and policy MCS 10, Underground coal gasification consultation ending on Tuesday 9 July 2019 at 5pm.

**Councillor Simpson
Chairman**

**Planning and Development Board
8 July 2019
Additional Background Papers**

Agenda Item	Application Number	Author	Nature	Date
5/4	PAP/2018/0140	Applicant	Monitoring Report	11/6/19
		Hartshill PC	Letter	25/6/19
		Environment Practice	Letter	5/7/19
		Applicant	Monitoring Report	5/7/19
		Marcus Jones MP	Letter	4/7/19
5/63	PAP/2018/0716	Note	Site Visit	4/7/19
5/96	PAP/2018/0762	Neighbour	Objection	4/7/19
		Applicant	Note	4/7/19
		Neighbour	E-mail	8/7/19
5/117	PAP/2018/0764	WCC Flooding	Consultation	5/7/19

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

5 August 2019

Present: Councillor Simpson in the Chair.

Councillors Bell, D Clews, T Clews, Deakin, Dirveiks, Downes, Hayfield, Jarvis, Lebrun, Morson, Parsons, H Phillips, Symonds and A Wright.

Apologies for absence were received from Councillor D Humphreys (substitute Councillor D Clews)

Councillor Lees was also in attendance

16 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillor Hayfield declared a non-pecuniary interest in Minute No 18(h) – Planning Application (Application No PAP/2019/0435) - by virtue of his role as a County Councillor, left the room and took no part in the discussion or voting thereon.

17 **Budgetary Control Report 2019/20 Period Ended 30 June 2019**

The Corporate Director – Resources reported on the revenue expenditure and income for the period from 1 April 2019 to 30 June 2019. The 2019/2020 budget and the actual position for the period, compared with the estimate at that date, were given, together with an estimate of the out-turn position for services reporting to the Board.

Resolved:

That the report be noted.

18 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board. Details of correspondence received since the publication of the agenda is attached as a schedule to these minutes.

Resolved:

- a That Application No PAP/2018/0159 (Land South of Rowlands Way, Atherstone) be approved subject to Highways England conditions, the completion of a Section 106 Agreement, conditions as set out in the report of the Head of Development Control and that the County Council be requested to provide more clarity on the design and implementation of the works to the Holly Lane bridge over the West Coast Mainline.**

Speakers: Sarah Clark and Chris Bravington

- b That Application No PAP/2019/0152 (Land 100 Metres North of Woodpark Farm Cottage, Grendon Road, Polesworth) be approved subject to the conditions set out in the report of the Head of Development Control;**
- c That Application No PAP/2019/0156 (Land south of Dairy House Farm, Spon Lane, Grendon) be approved subject to the conditions set out in the report of the Head of Development Control;**
- d That in respect of Application No PAP/2019/0258 (Ansley Social Club, 142 Birmingham Road, Ansley, CV10 9PQ), provided the Highway Authority objection is withdrawn, any amended plans together with those relating to the house designs as submitted be approved in discharge of condition 1 (a), (b), (d) and (e) of PAP/2017/0150 dated 4 October 2017;**
- e That in respect of Application No PAP/2019/0299 (W M Morrison, Birmingham Road, Coleshill, B46 3LA) condition 13 of PP/2011/0529 dated 12 March 2013, be varied so as to read:**

“No service vehicles shall enter the site or deliveries be made to the site other than between 0700 hours and 2200 hours daily”

and additionally, that officers contact W M Morrison drawing attention to the approved car parking management plan for the store and requesting compliance with its conditions;

- f That Application Nos PAP/2019/0387 and PAP/2019/0391 (184-206 Long Street, Atherstone, CV9 1AE) be approved, subject to no objections being received that cannot be overcome by condition and subject to the conditions set out in the report of the Head of Development Control and any others agreed with the consultation Agencies;
- g That Application Nos PAP/2019/0388 and PAP/2019/0399 (8 to 14, Coleshill Road, Atherstone, CV9 1BW) be approved subject to no objections being received that cannot be overcome by condition and subject to the conditions as set out in the report of the Head of Development Control and any others agreed with the consultation Agencies, provided that amended plans relating to the doors in the front elevation are first agreed by the Chairman, the Vice-Chairman and Opposition Planning Spokesperson;
- h That Application No PAP/2019/0435 (Queen Elizabeth Academy, Witherley Road, Atherstone, CV9 1LZ) be supported provided that there are no objections received and subject to the conditions set out in the report of the Head of Development Control and additionally officers are requested to ask appropriate County Council officers to a meeting with Members to update them on progress made for the forward planning of schools in the Borough.

19 Submission of Fillongley Neighbourhood Plan for Adoption

The Acting Chief Executive informed Members of the progress of the Fillongley Neighbourhood Plan and sought approval to adopt in accordance with section 16 of the Neighbourhood Planning (General) Regulations 2012.

Resolved:

- a That the Fillongley Neighbourhood Plan be adopted and form part of the Development Plan; and
- b That officers write to the Parish Council on behalf of the Board to thank them for its involvement in the preparation of the Plan.

20 **Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – June 2019.**

The Acting Chief Executive informed Members of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Board for April to June 2019.

Resolved:

That the report be noted.

**Councillor Simpson
Chairman**

**Planning and Development Board
5 August 2019
Additional Background Papers**

Agenda Item	Application Number	Author	Nature	Date
5/5	PAP/2018/0159	Highways England	Consultation	2/8/19
5/34	PAP/2019/0156	Local Resident	Representation	30/7/19
		Local Resident	Objection	26/7/19
5/65	PAP/2019/0387	Environmental Health	Consultation	5/8/19
5/62	PAP/2019/0388	Atherstone Civic Society	Objection	30/7/19
		Applicant	New Plans	1/8/19
		Atherstone Civic Society	Consultation	3/8/19

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

2 September 2019

Present: Councillor Jarvis in the Chair.

Councillors D Clews, T Clews, Dirveiks, D Humphreys, M Humphreys, Jarvis, Lebrun, Morson, Parsons, H Phillips, Reilly, Symonds.

Apologies for absence were received from Councillors Bell (substitute Councillor Reilly), Deakin, Downes, Hayfield, Simpson (substitute Councillor M Humphreys) and A Wright (substitute Councillor D Clews).

Councillor Lees was also in attendance

21 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

22 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board. Details of correspondence received since the publication of the agenda is attached as a schedule to these minutes.

Resolved:

- a **That Application No DOC/2019/0052 (Heart of England, Meriden Road, Fillongley) be refused for the following reasons:**

“The proposed lighting is too intensive in a rural dark sky location. It would be harmful to the openness of the Green Belt and to the rural character of the area. The lighting proposed along the Conference Centre elevation and parking areas are harmful to Fillongley Old Hall, a Grade II listed building, to the extent that it is harmful to its setting. The scheme would be contrary to the provisions of the Council’s Adopted Supplementary Planning Guidance – A Guide for the Design of Lighting Schemes, September 2003 which seeks to avoid the use of lights simply to create a presence at night and which seeks to minimise the use of

lighting. The proposals do not accord with Policies NW10, NW12 and NW14 of the North Warwickshire Core Strategy 2014 together with policies FNP01, FNP02 and FNP06 of the Fillongley Neighbourhood Plan and the provisions of Section 13 within the NPPF 2019”;

Speakers: Liz O’Brien and Robert Pargetter

- b That Application No PAP/2018/0743 (Heart of England, Meriden Road, Fillongley) be approved subject to the conditions set out in the report of the Head of Development Control;**

Speakers: Howard Darling and Robert Pargetter

- c That Application No PAP/2018/0745 (Heart of England Conference and Events Centre, Meriden Road, Fillongley) be refused for the following reasons:**

“1 The development would be inappropriate development in the Green Belt. It would not preserve openness causing substantial actual harm by virtue of its size and its location due to the cumulative impact with an adjoining similar building. It would conflict with the Green Belt purpose of safeguarding the countryside from encroachment by virtue of its size and location. Other harm is caused in respect of the development not satisfying policies NW12 and NW13 of the North Warwickshire Core Strategy 2014 in that the proposal does not positively improve the appearance and environmental quality of the area or protect the distinctiveness of the natural environment. It is not considered that the matters advanced by the applicant clearly outweigh the cumulative substantial harm caused. The proposal does not accord with policies NW3, NW12 and NW13 of the North Warwickshire Core Strategy 2014 or the associated relevant sections of the National Planning Policy Framework together with Policies FNP01 and FNP02 of the Fillongley Neighbourhood Plan 2019;

- 2 The proposed development, by reason of its location immediately adjacent to an Ancient Woodland, would result in the deterioration of**

that woodland contrary to Paragraph 175 of the National Planning Policy Framework together with Policy NW13 of the North Warwickshire Core Strategy 2014”;

Speakers: Howard Darling and Robert Pargetter

- d That in respect of Application No PAP/2018/0716 (Land Rear of 1 to 6 Copeland Close, Warton), be deferred to allow all parties to review the Counsel’s advice recently received;**
- e That Application No PAP/2019/0037 (The Woodlands, Reddings Lane, Nether Whitacre) be deferred due to the late submission of an amended plan;**
- f That Application No PAP/2019/0237 (Land Opposite Delves Field Stables, Boulters Lane, Wood End) be refused for the following reason:**

“The proposal is not considered to accord with Policy NW12 of the North Warwickshire Core Strategy 2014 and relevant sections of the National Planning Policy Framework 2019 – particularly Section 12. This is because significant and demonstrable harm will be caused to the impact of the proposal on the character and appearance of the surrounding area and the settlement of Wood End, which is not out-weighed by the benefits of allowing the development”.

“The access to the proposed site involves use of an existing junction onto Boulters Lane. This has not been constructed in accordance with highway specifications and thus increased use would be made of a substandard access if this development was approved. This is not in accordance with Policy NW10 (6) of the North Warwickshire Core Strategy 2014 nor paragraphs 108, 109 or 110 of the National Planning Policy Framework 2019”; and

Speaker: Simon Glover

- g That in respect of Application No PAP/2019/0455 (The Belfry Hotel, Lichfield Road, Wishaw) the receipt of the application be noted and a site visit be arranged prior to determination of the proposal.**

23 Consultation on Draft Warwickshire Rail Strategy 2019-2034

The Chief Executive reported on a consultation by Warwickshire County Council on a draft Warwickshire Rail Strategy 2019-2034 and recommended a response to the consultation which ended on 20 September 2019.

Resolved:

That the comments set out in the report of the Chief Executive, together with the additional points made by Councillors, be submitted to Warwickshire County Council by the closing date, following further consideration by the Local Development Framework Sub-Committee at its meeting to be held on 11 September 2019.

24 Air Quality SPD

The Chief Executive Sought approval for adoption of a Draft Supplementary Planning Document on Air Quality.

Resolved:

That the Air Quality SPD be approved for adoption.

25 Tree Preservation Order – 99 London Road, Bassetts Pole

The Head of Development Control sought confirmation of a Tree Preservation Order at 99 London Road, Bassetts Pole.

Resolved:

That the Tree Preservation Order at 99 London Road, Bassetts Pole be confirmed.

26 Tree Preservation Order – 35 Margaret Road, Atherstone

The Head of Development Control sought confirmation of a Tree Preservation Order at 35 Margaret Road, Atherstone.

Resolved:

That the Tree Preservation Order at 35 Margaret Road, Atherstone be confirmed.

27 Appeal Update

The Head of Development Control updated the Board on recent appeal decisions, including two further appeals issued since the agenda was published.

Resolved:

That the report be noted.

**Councillor Jarvis
Chairman**

Planning and Development Board

2 September 2019

Additional Background Papers

Agenda Item	Application Number	Author	Nature	Date
4/4	PAP/2018/0716	Advice	Advice	2/9/19
4/5	PAP/2019/0037	Applicant	Amended plan	2/9/19
4/6	PAP/2019/0237	WCC Highways Applicant	Consultation Amended plan	28/8/19 2/9/19

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE COMMUNITY AND ENVIRONMENT BOARD

6 August 2019

Present: Councillor Bell in the Chair.

Councillors Dirveiks, Downes, Gosling, Lebrun, Lees, H Phillips, Rose, Singh, Smith, Symonds, A Wright and D Wright.

Apologies for absence were received from Councillors Deakin (Substitute Councillor Dirveiks), M Humphreys (Substitute Councillor D Wright) and Moss (Substitute Councillor Symonds).

Councillor Jarvis was also in attendance.

8 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

9 **Minutes of the Meeting of the Board Held on 11 June 2019**

The minutes of the meeting held on 11 June 2019, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

10 **The Unauthorised Deposit of Waste (Fixed Penalties) Regulation 2016**

The Corporate Director - Environment sought the Board's approval to increase the levels of fine to be attached to fixed penalty notices for fly tipping offences.

Resolved:

That the fixed penalty payable for a fly tipping offence be increased to £400 or £300 if the penalty is paid before the end of ten days following the date of the notice.

11 **Budgetary Control Report 2019/20 Period Ended 30 June 2019**

The Corporate Director - Resources reported on the revenue expenditure and income for the period from 1 April 2019 to 30 June 2019.

Resolved:

That the report be noted.

12 **Leisure Facilities: Service Improvement Plan and Key Performance Indicators**

The Director of Leisure and Community Development sought Members' consideration of the Service Improvement Plan (SIP) and the associated set of key performance indicators (KPIs), detailing activity through to the end of June 2019, through which the Board monitors the operational and financial performance of the leisure facilities at each of its meeting.

Resolved:

That the progress made against the requirements identified in the approved 2019/20 Leisure Facilities Service Improvement Plan and the associated set of key indicators through which operational and financial performance are monitored be noted.

13 **Community Development Update**

The Director of Leisure and Community Development outlined the progress that the Authority's Community Development section had made since the targeted approach to its work was agreed by the Board in July 2015 and, again in January 2017, the context for which was provided by a "light touch" review undertaken by external consultants.

Resolved:

- a **That the report be noted; and**
- b **That a further report be brought to a future meeting of the Board and that this report includes evidence and case studies detailing the progress being made through the targeted approach to Community Development activity.**

14 **2019 Year of Wellbeing**

The Director of Leisure and Community Development outlined the work undertaken by the Borough Council in support of the 2019 Year of Wellbeing campaign and provided the Board with an opportunity to shape related activity during what remained of the programme.

Resolved:

That the local action taken in support of the 2019 Year of Wellbeing be noted.

15 **Minutes of the Health and Wellbeing Working Party Meeting Held on 19 June 2019**

The minutes of the Health and Wellbeing Working Party meeting held on 19 June 2019 were received and noted.

16 **Kerbside Recycling Service**

The Director of Streetscape presented Members with a report prepared by consultants on the technical, economic and environmental implications of changing the Council's kerbside recycling service from the current dual-stream system to a fully commingled operation. Based on the findings of the report and the Council's own cost benefit analysis, the Director of Streetscape recommended that the Council moves to a fully commingled kerbside service as soon as practicable.

Resolved:

- a **That the report be noted;**
- b **That the Council's kerbside recycling service move from a dual-stream to fully commingled with effect from 1 November 2019;**
- c **That a comprehensive promotional campaign be undertaken to inform residents of the agreed service changes prior to their implementation and a report on a community strategy be brought to the October Board meeting; and**

Recommendation to Executive Board

- d **That a supplementary estimate of £10,200 for the recycling budget be approved.**

17 **Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – June 2019**

The Acting Chief Executive informed Members of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Community and Environment Board for April to June 2019.

Resolved:

That the report be noted.

18 **Exclusion of the Public and Press**

Resolved:

That under Section 100A (4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business, on the grounds that it involves the likely disclosure of exempt information as defined by Schedule 12A to the Act.

19 Leisure Facilities – Staff Structure Review

The Director of Leisure and Community Development outlined a proposal for revising the staff structure within the Leisure Facilities section.

Resolved:

That, subject to its approval by the Special Sub-Group, the proposal for revising the staff structure within the Leisure Facilities section, as set out in the report of the Director of Leisure and Community Development, be endorsed and implemented at the earliest opportunity.

Margaret Bell
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE RESOURCES BOARD

3 September 2019

Present: Councillor Symonds in the Chair

Councillors T Clews, Davey, Dirveiks, Farrow, O Phillips, McLauchlan, Singh, Simpson and Symonds.

An apology for absence was received from Councillor D Wright (Substitute Councillor D Humphreys).

12 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

13 **Minutes of the Resources Board meeting held on 3 June 2019**

The minutes of the meeting of the Board held on 3 June 2019, a copy having previously been circulated, were approved as a correct record and signed by the Chairman.

14 **Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – June 2019**

The Chief Executive informed Members of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Resources Board for April to June 2019.

Resolved:

That the report be noted.

15 **Capital Programme 2019/2020 Period Ended 31 July 2019**

The Corporate Director – Resources updated Members on the progress of the 2019/20 Capital Programme in terms of expenditure up to the end of July 2019.

Resolved:

That the progress made against the 2019/20 Capital Programme be noted.

16 Homelessness Reduction Act 2017

The Assistant Director (Housing) provided the Board with an update on progress being made to deliver the Council's Homelessness Strategy and Action Plan and its legal duties to deliver the requirements of the Homelessness Reduction Act (HRA) 2017.

Resolved:

- a That the progress being made to deliver the requirements of the Homelessness Reduction Act be noted; and**
- b That the update on progress to deliver the actions identified in the Homelessness Strategy Action Plan, as outlined in Appendix 2 to the report of the Assistant Director (Housing), be noted.**

17 General Fund Budgetary Control Report 2019/20 Period Ended 31 July 2019

The Corporate Director – Resources reported on the revenue expenditure and income for the period from 1 April 2019 to 31 July 2019. The 2019/20 budget and the actual position for the period, compared with the estimate at that date were given, together with an estimate of the out-turn position for services reporting to the Board.

Resolved:

That the report be noted.

18 Housing Revenue Account Budgetary Control Report 2019/20 – Period Ended 31 July 2019

The Corporate Director – Resources reported on the total Housing Revenue Account revenue expenditure and income for the period from 1 April to 31 July 2019.

Resolved:

That the budget for Rent Income from Dwellings be reduced by £217,570, giving an overall use of balances of £13,880 for 2019/20.

19 **Exclusion of the Public and Press**

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

20 **Irrecoverable Local Taxation Debts**

The Corporate Director – Community detailed the amounts recommended for write-off in accordance with the write-off policy agreed by the Resources Board on 23 May 2016.

Resolved:

- a That the write off of balances over £5,750 totalling £16,057.03 in respect of 2 unpaid Non Domestic Rate accounts as outlined in Appendix A to the report of the Corporate Director – Community, be ratified; and**
- b That the total amount of write-offs in the year to date and over the last 8 years which include those written off by the Assistant Chief Executive (Community Services) under delegated powers, summarised in Appendix B, be noted.**

21 **Condition of Council Property – Grendon Road, Polesworth**

The Director of Housing provided the Board with information about the condition of a Council owned house in Polesworth and set out options for consideration.

Resolved:

That the renovation work be undertaken.

22 **Scheme for Young Parents, Meadow House – Atherstone**

The Director of Housing provided the Board with information about a proposal for the Housing Division to support the provision of a support scheme for young parents at Meadow House, Atherstone.

Resolved:

That the Council enter into a lease for 3 years with Bromford Housing Group for Meadow House, Atherstone, and act as the Managing Agent for the premises.

23 **Garage Site – Church Lane, Middleton**

The Director of Housing provided Members of the Board with information and future options for its garage site at Church Lane, Middleton.

Resolved:

- a **That the occupation of the land be offered again to the Parish Council; and**
- b **That should the Parish Council decline the offer to occupy the land the Director of Housing be authorised to consider and pursue the most appropriate option.**

24 **Request to Purchase Land**

The Director of Housing informed the Board about a request to purchase land in the Council's ownership in Old Arley.

Resolved:

That the piece of land in Old Arley, shown at Appendix A of the report of the Director of Housing, be offered to the interested party on a leased basis.

CHAIRMAN

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE SPECIAL SUB-GROUP

10 September 2019

Present: Councillor D Humphreys in the Chair

Councillors Bell, Gosling, Jenns, Parsons and Singh

Apologies for absence were received from Councillor Hayfield (substitute Councillor Bell).

Councillors M Humphreys, Lebrun, Osborne and Smith were also in attendance.

6 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

7 **Exclusion of the Public and Press**

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business, on the grounds that it involves the likely disclosure of exempt information as defined by Schedule 12A to the Act.

8 **Leisure Facilities – Staff Structure Review**

The Director of Leisure and Community Development outlined a proposal for revising the staff structure within the Leisure Facilities section.

Resolved:

That the proposal for revising the staff structure within the Leisure Facilities section, as set out in the report of the Director of Leisure and Community Development, be endorsed and implemented at the earliest opportunity.

9 **Senior Management Restructure**

The Chief Executive sought Member approval for a Head of Legal Services.

Resolved:

That the proposal to create a Head of Legal Services, as set out in the report of the Chief Executive, be approved.

CHAIRMAN

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE EXECUTIVE BOARD

16 September 2019

Present: Councillor D Humphreys in the Chair

Councillors Bell, Farrell, Gosling, Hayfield, McLauchlan, Rose, Reilly, Simpson and D Wright.

Councillors Dirveiks, Jenns, H Phillips and Symonds were also in attendance.

10 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillor Simpson declared a non-pecuniary interest in respect of item 22 by virtue of knowing one of the applicants.

11 **Minutes of the meeting of the Board held on 17 June 2019**

The minutes of the meeting of the Board held on 17 June 2019 copies having been circulated, were approved as a correct record and signed by the Chairman.

12 **Budgetary Control Report 2019/20 Period Ended 31 August 2019**

The Corporate Director Resources reported on the revenue expenditure and income for the period from 1 April 2019 to 31 August 2019.

Recommended

That the supplementary estimate of £65,000, to cover the additional costs of the Local Plan Examination process be approved.

13 **Upgrade to data Management System for Environmental Health**

The Board was advised that an upgrade to the existing Civica APP data management system used by Environmental Health was required as the current format would no longer be supported after 2020. The Chief Executive sought funding to upgrade the management system.

Recommended:

That the decision be delegated to the Chief Executive in consultation with the Chairman, Vice Chairman and Opposition Spokesman.

14 **Council Tax Support Scheme**

The Corporate Director Communities set out the recommended Council Tax Support Scheme for 2020/21 to go out for consultation in the Autumn.

Recommended:

- a **That the retention of an 8.5% reduction (or a maximum award of 91.5%) in Council Tax Support to all current working age customers in the 2020/21 Council Tax Support Scheme, be approved; and**
- b **That the Council consult on a number of technical changes to be made to the current Local Council Tax Support Scheme to fall in line with statutory changes as advised by the Department of Work and Pensions, be approved.**

15 **Local Government and Social Care Ombudsman Annual Review 2018/19**

The Board was informed about the results of the Local Government and Social Care Ombudsman Annual Review 2018/19.

Resolved:

That the report be noted.

16 **North Warwickshire Area Transport Strategy – Key Issues and Opportunities**

Members were brought up to date on the progress of a Transport Strategy for the Borough which will feed into an update of the County's Local Transport Plan.

Resolved:

- a **That a note of the comments made at the earlier presentation and by this Board be made and circulated to Members for further comment;**
- b **That the Local Development Framework Sub Committee be asked to consider a final draft, with all Members able to comment; and**
- c **That the draft Strategy be brought back to a future meeting of the Board for comments.**

17 **Warwickshire Draft Rail Strategy**

Members were made aware that Warwickshire County Council were currently consulting on a draft Warwickshire Rail Strategy 2019-2034 and comments were required by 20 September 2019.

Resolved:

That the comments set out in Appendix B be updated with the comments made by this Board and submitted to Warwickshire County Council by 20 September 2019, together with a request for more time to submit a more detailed response.

18 **Financial Strategy 2019 – 2024**

The Corporate Director Resources reported on the Authority's Financial Strategy projects forward the Authority's General Fund budgets to 2023/24, and suggested a detailed budget approach for the 2020/21 General Fund Budget.

Recommended:

- a **That the Financial Strategy as set out in Appendix A to the report be approved;**
- b **That the General Fund budget projections for 2020/21 to 2023/24 be noted; and**
- c **That the budget approach as set out in section 8 of the report, be adopted.**

19 **Supplementary Estimate – Kerbside Recycling Service**

The Board was asked to agree a supplementary estimate of £10,200, for the recycling budget, as detailed in the appendix to the report of the Director of Streetscape.

Recommended:

That the supplementary estimate of £10,200 for the recycling budget be approved.

20 **Draft Terms of Reference Members Steering Group**

The Board were presented with a draft Terms of Reference for a Members Steering Group to guide strategic housing allocations.

Members were asked to note that at the meeting of the Local Development Framework Sub-Committee on 11 September 2019, the

item was deferred. It was agreed that a report would be brought back to the Executive Board meeting on 25 November 2019.

Resolved:

Deferral noted.

21 Review of Equal Opportunities and Equality Policies

The Board were informed about a review of the Council's Equal Opportunities and Equality Policies.

Resolved:

That the revised equality and diversity information and policy statements as set out in the report of the Chief Executive, be approved subject to a review date being inserted into the Policy.

22 Child Protection and Safeguarding Vulnerable Adults Policy and Progress

The Board were updated on the work that had been undertaken in respect of child protection and the safeguarding of vulnerable adults over the last twelve months. A revised Child Protection and Safeguarding Vulnerable Adults Policy was presented to the Board for consideration.

Resolved:

- a That the Child Protection and Safeguarding Vulnerable Adults Policy and Procedures, as attached at Appendix A to the report be adopted and implemented with immediate effect;**
- b That the safeguarding work that had been undertaken in respect of children, young people and vulnerable adults over the last twelve months, be noted;**
- c That the profile of Safeguarding issues be raised within the public areas of the Council's offices; and**
- d That the issue of food allergies be considered as part of the work of the Council in this area.**

23 Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – June 2019

Members were informed of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Board.

Resolved:

- a **That the report be noted; and**
- b **A review of the targets and presentation of performance indicators, including Members, be brought forward in time for next year's Corporate Plan.**

24 Minutes of the meeting of the Safer Communities Sub-Committee held on 1 July 2019

The minutes of the meeting of the Safer Communities Sub-Committee held on 1 July 2019 were received and noted.

25 Minutes of the meetings of the Special Sub Group held on 9 April and 9 July 2019

The minutes of the meetings of the Special Sub group held on 9 April and 9 July 2019 were received and noted.

26 Members' Code of Conduct – Independent Persons

The Chief Executive invited Members to consider applications for the role of independent Persons.

The personal details of the applications were considered under item 22 (Confidential papers) of the agenda.

Recommended

That the applications for the role of Independent Persons be accepted.

27 Exclusion of the Public and Press

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

28 Members' Code of Conduct – Independent Persons

Members were given details of the individuals who had applied to be Independent Persons.

Recommended:

That the personal details of the applicants appointed as Independent Persons be noted.

29 **Senior Management Restructure**

The Chief Executive sought approval to a number of changes relating to the management of the Council.

Recommended:

That the staffing and budget changes detailed in the report of the Chief Executive, be approved.

30 **Sub-Regional Materials Recycling Facility**

The Director of Streetscape and the Corporate Director Resources updated Members on the progress with the project to develop a Sub-Regional Materials Recycling Facility for use by local authority partners.

Recommended:

- a **That the Borough Council continues to be a Partner Council in the project to develop a wholly local authority owned Materials Recycling Facility and becomes a signatory to Joint Working Arrangement (JWA) 2 thereby committing the Council to the project through its next stages up to completion;**
- b **That authority is delegated to the Chief Executive, in consultation with the Leader of the Council, to finalise the terms and make any necessary amendments to the Joint Working Agreement (JWA2);**
- c **That once the Joint Working Agreement has been signed by all Partner Councils approval is given to the commencement of a competitive procurement process by Coventry City Council on behalf of the Partner Councils;**
- d **That the establishment of AssetCo between the Borough Council and the other Partner Councils in the project, be approved;**
- e **That provision of a loan facility to AssetCo on commercial terms up to the value of £2.1million to facilitate the construction and operation of the Materials Recycling Facility, be approved;**
- f **That £60,000 of shares in the MRF Operating Company and further expenditure related to the development costs of the project of £75,000, be approved;**

- g** Delegated authority is given to the Chief Executive, in consultation with the Leader of the Council, to finalise and agree the detailed terms of the transaction with AssetCo. The authority under this delegation shall also include:
- the power to enter into the relevant legal agreements and associated documents necessary to complete the transaction with AssetCo;
 - (in relation to the management of the loan facility) the power to negotiate and agree variations to the terms of the loan facility;
 - the power for the Council to provide such services as is deemed necessary (e.g. HR and/or Payroll) to AssetCo;
 - The power to enter into the Service Level Agreement with AssetCo committing the Councils dry recycling material for 20 years;
- h** That delegated authority to Approve the Council's officer representation on the AssetCo Board be given to the Chief Executive, following consultation with the Leader of the Council, once the format of the board is established as part of the final terms of the agreement; and
- i** That the addition of up to £2.1million to the Council's approved capital programme for the purposes of delivering the Materials Recycling Facility, be approved.

31 Supplementary Estimate – Housing Maintenance Service

The Board was asked to agree a supplementary estimate of £1,350,000 to support additional capital works, detailed in the Appendix to the report of the Director of Housing.

Recommended:

- a. That the supplementary estimate of £1,350,000 to support additional capital works be approved; and**
- b. The Director of Housing provide a presentation on the work of the Housing Division at a future meeting of the Resources Board.**

Councillor D Humphreys
Chairman