

**MINUTES OF THE MEETING OF THE
NORTH WARWICKSHIRE BOROUGH COUNCIL HELD AT THE
COUNCIL HOUSE, ATHERSTONE ON
WEDNESDAY 26 SEPTEMBER 2012**

Present: Councillor L Dirveiks in the Chair.

Councillors Barber, Butcher, Davis, N Dirveiks, Ferro, Fowler, Fox, Hayfield, Humphreys, Johnston, Lewis, May, Moore, Morson, B Moss, M Moss, Payne, Phillips, Pickard, Sherratt, Simpson, Smith, M Stanley, Y Stanley, Sweet, Turley, Watkins, Winter and Wykes.

Apologies for absence were received from Councillors Freer, Holland, Lea and A Stanley.

Before the commencement of business, Councillor Sherratt led the Council in Prayer.

17 Disclosable Pecuniary and Non-Pecuniary Interests

Councillor Watkins declared a pecuniary interest in matters relating to the Coleshill Leisure Centre development. On each occasion he left the meeting and took no part in the discussion or voting hereon.

18 Minutes

The minutes of the meeting of the Council held on 4 July 2012 were approved as a correct record and signed by the Mayor.

19 Mayor's Announcements

The Mayor made the following announcements

- she reported receipt of a thank you letter from an Atherstone Group in connection with the Queen's Diamond Jubilee Grant it had received;
- that a Macmillan Coffee Morning was to be in the Council House on Friday 28 September 2012;
- that she was taking part in a sponsored swim at the Atherstone Leisure Complex on Saturday 3 November 2012;
- that a Charity Dinner was being held at the Purley Chase Centre on Friday 25 January 2013;
- that a Music Night was being held in conjunction with the Mayor of Nuneaton and Bedworth Borough Council at Bedworth Civic Hall on Friday 8 February 2013; and
- that her Civic Service was being held on Sunday 14 October 2012 at St Peter's Church, Mancetter.

20 Questions Pursuant to Standing Order No. 7

The following Question was received from Councillor Hayfield under Standing Order No. 7

On behalf of the Conservative Group I would like to ask a written question of the Leader of the Council as follows:

"Is he aware that over 120 local authorities of all political persuasions have decided that external providers will provide best value for their residents for kerbside collections?

Will his Administration agree to go out to open tender on any new kerbside collection contract to ensure that we achieve best value for our residents?"

The response from Councillor M Stanley, Leader of the Council, was as follows

"I am aware that some local authorities have moved to external providers and I'm also aware that some authorities have or are moving back to in house arrangements. We are having an open procurement for the kerbside recycling service and we will be doing a shadow in-house bid to assess value for money. We will always look at value for money that incorporates the savings needed along with the quality of the service required for the people of North Warwickshire."

21 Minutes of Boards/Committees

- a) **Planning and Development Board** – 16 July, 13 August and 10 September 2012

It was proposed by Councillor Sweet, seconded by Councillor Winter and

Resolved:

That the minutes of the meetings of the Planning and Development Board held on 16 July, 13 August and 10 September 2012 be approved and adopted.

- b) **Community and Environment Board** – 23 July 2012

It was proposed by Councillor Phillips, seconded by Councillor Lewis and

Resolved:

That the minutes of the meeting of the Community and Environment Board held on 23 July 2012 be approved and adopted.

- c) **Resources Board** – 3 September 2012

It was proposed by Councillor Moore, seconded by Councillor Winter and

Resolved:

That the minutes of the meetings of Resources Board held on 3 September 2012, together with the recommendations contained therein, be approved and adopted.

d) Area Forum (South) – 4 September 2012

It was proposed by Councillor Sherratt, seconded by Councillor Fowler and

Resolved:

That the notes of the meeting of Area Forum (South) held on 4 September 2012 be approved and adopted.

e) Area Forum (North) – 6 September 2012

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

Resolved:

That the notes of the meeting of Area Forum (North) held on 6 September 2012 be approved and adopted.

f) Executive Board – 25 July, 11 September and 24 September 2012

The minutes of the meeting of the Board held on 24 September 2012 were circulated at the meeting. It was proposed by Councillor M Stanley, seconded by Councillor Sweet and

Resolved:

That, with the exception of Minute No 36 (Coleshill Leisure Centre – Project Management & Appointment of Architect-Led Design Team) which is to be considered later in the meeting following the withdrawal of the public and press, the minutes of the meetings of Executive Board held on 25 July, 11 September and 24 September 2012, together with the recommendations contained therein, be approved and adopted.

f) Scrutiny Board – 17 September 2012

It was proposed by Councillor Fowler, seconded by Councillor Turley and

Resolved:

That the minutes of the meeting of the Scrutiny Board held on 17 September 2012 be approved and adopted.

g) Area Forum (East) – 18 September 2012

The notes of the meeting of the Forum held on 18 September 2012 were circulated at the meeting. It was proposed by Councillor N Dirveiks, seconded by Councillor Fox and

Resolved:

That the notes of the meeting of Area Forum (East) held on 18 September 2012 be approved and adopted.

h) Area Forum (West) – 20 September 2012

The notes of the meeting of the Forum held on 20 September 2012 were circulated at the meeting. It was proposed by Councillor B Moss, seconded by Councillor Lewis and

Resolved:

That the notes of the meeting of Area Forum (West) held on 20 September 2012 be approved and adopted.

22 Notice of Motion Under Standing Order No. 10

There were no Notices of Motion received under Standing Order No. 10.

23 The Common Seal

It was proposed by Councillor Winter, seconded by Councillor Turley 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.

24 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 in Schedule 12A to the Act.

25 **Executive Board 24 September 2012 Minute No 36 (Coleshill Leisure Centre – Project Management & Appointment of Architect-Led Design Team)**

It was proposed by Councillor Hayfield seconded by Councillor Simpson by way of amendment

“That although the Conservative Group shares Labour’s commitment to providing a new Leisure Facility in Coleshill we ask that no further action be taken regarding the appointment of an Architect-Led Design Team until:

- 1 There has been a report back to Community Board as promised on the detail of the scheme that includes:**
 - **The agreed heads-of-terms with the school over the financing the management of the project;**
 - **Details of the current level of formal agreement and sign-up with the school to this project;**
 - **Agreed heads of terms with the school detailing future customer access to the facility, facility management, repairs, etc;**
 - **suitable child safeguarding proposals relating to any proposed dual use.**
- 2 There has been a review of the proposed contract management to ensure a fully open and fair tendering process for any works that come forward should the project proceed.**
- 3 There is a clearer understanding of the future of the project should the anticipated grant application fail.**
- 4 There has been a further review of the opportunities to develop any new leisure facility in the area of the current Leisure Centre and/or Memorial Park.**
- 5 Options have been brought forward to look at the varying potential scale of any new facilities and their associated costs.”**

In accordance with Standing Order No. 11 (1) the recorded vote on the amendment by Councillor Hayfield was as follows:-

For: Councillors Barber, Davis, Fowler, Fox, Hayfield, Humphreys, Johnston, May, Payne, Sherratt, Simpson, Smith and Wykes (13)

Against: Councillors Butcher, L Dirveiks, N Dirveiks, Ferro, Lewis, Moore, Morson, B Moss, M Moss, Phillips, Pickard, M Stanley, Y Stanley, Sweet, Turley and Winter (16)

The Mayor declared the amendment to be lost.

The substantive motion was then put to the meeting

- “a That the decision by the Chief Executive to use his Urgent Business Powers to appoint Coventry City Council’s Major Projects Team to investigate and propose a suitable project delivery process be endorsed;**
- b That Coventry City Council’s role as Project Managers for the initial stage of the project (up to Grant of Planning Consent) be agreed;**
- c That the appointment from the EMPA Intermediate Projects Framework detailed in the report be approved;**
- d That the budget for Coleshill Leisure Centre detailed in the report be added to the 2012/13 capital programme and be used to cover the cost of this stage of the project programme; and**
- e That responsibility for overseeing the project be delegated to the Special Sub-Group in order to streamline the decision making process at key points in the project.”**

In accordance with Standing Order No. 11 (1) the recorded vote on the substantive motion was as follows:-

For: Councillors Butcher, L Dirveiks, N Dirveiks, Ferro, Lewis, Moore, Morson, B Moss, M Moss, Phillips, Pickard, M Stanley, Y Stanley, Sweet, Turley and Winter (16)

Against: Councillors Barber, Davis, Fowler, Fox, Hayfield, Humphreys, Johnston, May, Payne, Sherratt, Simpson, Smith and Wykes (13)

The Mayor declared the substantive motion to be carried.

Chairman of the next ensuing meeting of the Council