

URGENCY ITEMS - MINUTE OF DECISION

Delegation arrangements for dealing with matters of urgency

Paragraph 7.2.1 of the Council's Constitution provides that Chief Officers may take urgent decisions if they are of the opinion that circumstances exist which make it necessary for action to be taken by the Council prior to the time when such action could be approved through normal Council Procedures. They shall, where practicable, first consult with the Leader and Chairman (or in their absence the Vice-Chairman) and the Opposition Spokesperson of the appropriate committee.

Subject: Open Agenda Items 5, 6, 7, 8, 9, 10 and 11 considered at Policy & Finance Committee on 2 April 2020

Appropriate Committee: Policy & Finance Committee

Details of Item (including reason(s) for use of urgency procedure):

Due to the Covid-19 Pandemic, attendance at, and public access to, the Policy and Finance Committee on 2 April 2020 were by remote means. The Government had passed legislation enabling Regulations to be made for Councils to undertake committee meetings remotely. However, the Regulations setting out the detailed provisions and the procedures to be followed were not yet published by the date of the meeting. Therefore, the Committee was asked to make recommendations to the Council's Chief Executive to determine each item under the urgency provisions set out above, taking into account the Committee's recommendations.

Agenda Item 5 - Arkwood Developments – Bowbridge Road Development, Newark

Decision

To recommend to the Chief Executive that the progress made with the development and associated loan agreement and land transfer be noted.

Agenda Item 6 - Possible Purchase of Land – Bowbridge Road, Newark

Decision

To recommend to the Chief Executive that the Director - Growth & Regeneration be given delegated authority to:

- a) confirm to the land agent representing both landowners that the Maximum Offer is the full and final offer from this Council to purchase of the two freehold interests detailed at Appendix A to the report presented to the Committee, subject also to the agreement of the Trust to lease the land; and
- b) confirm to the land agent representing both landowners that the Maximum Offer will be withdrawn at 5pm on the 18th April 2020.

Agenda Item 7 - Yorke Drive Regeneration

Decision

To recommend to the Chief Executive that:

- a) the selection of developer A as preferred development partner be approved with delegated authority being given to officers to progress negotiations and discussion on the terms of the contract;
- b) delegated authority be given to the Director - Governance & Organisational Development to enter into contract with the preferred developer, after consultation with the Chairman, Vice Chairman and Opposition Spokesperson of the Committee, where costs remain within the pre-approved cost envelope and there is no material change to the project's risk profile; and
- c) the option of a lump sum payment for disturbance payment for those residents being decanted from their homes be approved, as set out in paragraphs 4.3.1/4.3.2 and Appendix 1 to the report presented to the Committee.

Agenda Item 8 - Footpath and Access Realignment and Levelling at Epperstone Manor

Decision

To recommend to the Chief Executive that:

- a) the Business Manager - Legal Services ask Epperstone Developments Limited's solicitor to enter into a land swap in respect of the land detailed at paragraph 2.4 of the report presented to the Committee [shown with red marker/ red hatched area in Figure 2] and that completion was concluded as soon as is practicable;
- b) delegated authority be given to Director – Planning & Growth to commission contractors to install a fence along an appropriate route, having regard to ownership issues as set out in the report presented to the Committee and confirmation from the Business Manager - Legal Services that such issues have been legally resolved to mitigate risk to the Council;
- c) a budget of up to £12,212 + VAT be set up in 2020/21 to cover the cost of the works to implement (b) above; and
- d) authorisation be granted to the Business Manager - Legal Services to recover all such reasonable costs from the developer.

Agenda Item 9 - Warm Homes Fund Bid Outcome

Decision

To recommend to the Chief Executive that:

- a) Members note the outcome of the Warm Homes Bid; and

b) a budget be set up in the Capital Programme in 2020/21 for £97,488, financed by the grant from the Warm Homes Fund.

Agenda Item 10 - Allocation and Approval of Savings Accrued as Part of the Housing Management Implementation Project

Decision

To recommend to the Chief Executive that delegated authority be given to the Homes & Communities Committee to approve the allocation of savings to the Housing Revenue Account that have accrued as part of the Housing Management Implementation project, in line with the framework approach as set out in Appendix A to the report presented to the Committee.

Agenda Item 11 – Urgency Item – Castle House Concessions Policy

Decision

For noting only.

Members Consulted:

Councillor David Lloyd – Chairman and Leader of the Council
Councillor Paul Peacock – Opposition Spokesperson



Signed
John Robinson, CEO

Date: 28/04/2020