



**AGENDA
for
MEETING OF
THE COUNCIL**

to be held on

Wednesday, 15th July 2020

Enquiries to: Kelly Baxter
Committee Services Direct Dial: 024 7637 6204
Direct Email: kelly.baxter@nuneatonandbedworth.gov.uk

For Public Questions:
member.services@nuneatonandbedworth.gov.uk
Copy to: brent.davis@nuneatonandbedworth.gov.uk

For Member Questions:
brent.davis@nuneatonandbedworth.gov.uk
julie.jackson@nuneatonandbedworth.gov.uk
Copy to: member.services@nuneatonandbedworth.gov.uk

Date: 7th July 2020

Our Ref: KB

To: All Members of the Borough Council

A MEETING OF THE COUNCIL will be held on **Wednesday, 15th July, 2020**
at 6.00 p.m.

All members of the Council are summoned to attend to determine the business as set out below.

Due to Government guidance on social-distancing and the Covid-19 virus this meeting will be held **VIRTUALLY AND LIVE STREAMED**. Public and press can follow the decision making online at www.nuneatonandbedworth.gov.uk/virtual-meeting.

Please note that meetings will be recorded for future broadcast.

AGENDA

1. **MEETING PROTOCOL**
To advise the meeting participants of the procedure that will be followed by the Members of the committee.
2. **APOLOGIES** - to receive apologies for absence from the meeting.
3. **FILMING** - all Members are requested to unmute their microphones when invited by the Mayor to speak, to speak clearly into the microphone and remember to turn it off when you have finished speaking.
4. **MINUTES** - to confirm the minutes of the meeting held on 17th February 2020 (**Page 9**)

5. DECLARATIONS OF INTEREST - To receive declarations of disclosable pecuniary interests and other interests in matters under consideration pursuant to Council procedure Rule 4A.2(iii).

Declaring interests at meetings

If there is any item of business to be discussed at the meeting in which you have a disclosable pecuniary interest or non-pecuniary interest (Other Interests), you must declare the interest appropriately at the start of the meeting or as soon as you become aware that you have an interest.

Arrangements have been made for interests that are declared regularly by members to be appended to the agenda (**Page 37**). Any interest noted in the Schedule at the back of the agenda papers will be deemed to have been declared and will be minuted as such by the Committee Services Officer. As a general rule, there will, therefore, be no need for those Members to declare those interests as set out in the schedule.

There are, however, TWO EXCEPTIONS to the general rule:

1. When the interest amounts to a Disclosable Pecuniary Interest that is engaged in connection with any item on the agenda and the member feels that the interest is such that they must leave the room. Prior to leaving the room, the member must inform the meeting that they are doing so, to ensure that it is recorded in the minutes.

2. Where a dispensation has been granted to vote and/or speak on an item where there is a Disclosable Pecuniary Interest, but it is not referred to in the Schedule (where for example, the dispensation was granted by the Monitoring Officer immediately prior to the meeting). The existence and nature of the dispensation needs to be recorded in the minutes and will, therefore, have to be disclosed at an appropriate time to the meeting.

Note: Following the adoption of the new Code of Conduct, Members are reminded that they should declare the existence and nature of their personal interests at the commencement of the relevant item (or as soon as the interest becomes apparent). If that interest is a Disclosable Pecuniary or a Deemed Disclosable Pecuniary Interest, the Member must withdraw from the room.

Where a Member has a Disclosable Pecuniary Interest but has received a dispensation from Audit and Standards Committee, that Member may vote and/or speak on the matter (as the case may be) and must disclose the existence of the dispensation and any restrictions placed on it at the time the interest is declared.

Where a Member has a Deemed Disclosable Interest as defined in the Code of Conduct, the Member may address the meeting as a member of the public as set out in the Code.

Note: Council Procedure Rules require Members with Disclosable Pecuniary Interests to withdraw from the meeting unless a dispensation

allows them to remain to vote and/or speak on the business giving rise to the interest.

Where a Member has a Deemed Disclosable Interest, the Council's Code of Conduct permits public speaking on the item, after which the Member is required by Council Procedure Rules to withdraw from the meeting.

6. ANNOUNCEMENTS - to receive announcements from the Mayor, Leader, Members of the Cabinet or the Executive Director.
7. BUSINESS DEFERRED FROM COUNCIL – 17TH FEBRUARY 2020
To consider items that were deferred from Council meeting 17th February 2020.

a) REVIEW OF POLLING DISTRICTS AND POLLING PLACES –

The purpose of the report from the Returning Officer was to consider the comments received arising from the polling station review. These comments were not fully explored at the time of the review. The recommendations put forward in the report was as part of the electoral commission's best practice guidance a survey be undertaken on 7 May 2020, polling day, to obtain customer feedback on potential improvements, location/site highlighted in the consultation and a further report outlining the conclusions from survey be brought to a future meeting of Council. However due to COVID-19 pandemic the election was postponed till May 2021.

Therefore it be **recommended that:**

The Review of Polling Districts and Polling Places report be brought back to Council for consideration at the September 2021 Full Council meeting when the survey data has been collected and analysed.

b) QUESTIONS FROM MEMBERS

The following question from Councillor K. Evans for the Leader of the Council received a written reply as set out below:

“Nuneaton & Bedworth Borough Council as a district Council in Warwickshire has the statutory right to sit and vote on the Warwickshire Police & Crime Panel; however, since the start of the municipal year the Borough has not had representation on the Panel for over half of the meetings. The Panel has a crucial role in scrutinising the work of the Police & Crime Commissioner and policing in Warwickshire. Can the Leader of the Council please inform me why our representative has only attended two meetings since May, why a substitute has not been sent in his place, and will she consider appointing another Councillor amongst us this evening who will actually turn up?”

The Leader of the Council replied as follows:

"Thank you for your question.

All Councillors do their utmost to attend meetings but on occasion we do sometimes get ill at short notice. I confirm that I will not be replacing Cllr Watkins on the Warwickshire Police and Crime Panel."

8. **PUBLIC PARTICIPATION** - (maximum 20 minutes). Public participation will be by written submissions only. Please submit your written question or statement, to brent.davis@nuneatonandbedworth.gov.uk and a copy to member.services@nuneatonandbedworth.gov.uk before 12 noon the day before the date of the meeting. Each submission should be no longer than 3 minutes long and will be read by an officer of the council. **Council Procedure Rule 9 is attached (Page 43)**This is not subject to debate.
9. **SPECIAL URGENCY DECISIONS** - (Access to Information Procedure Rule) Due to the COVID-19 virus it has been necessary to use special urgency decisions and the Executive Director's emergency powers to ensure that the business of the Council could continue and support provided to the community in the form of financial help. The following special urgency decisions have been taken:

Minute Number and Item	Date
DO41/2020(BD) – Business Closure Regulations	24 th Mar 2020
DO42/2020(BD) – Health Protection (Coronavirus Restrictions) (England) Regulations 2020/350	30 th Mar 2020
DO43/2020(BD) – Approval of absence pursuant to section 85 of the Local Government Act 1972	7 th April 2020
DO46/2020(SH) – To approve the expanded Council Tax Hardship Fund to support vulnerable households as part of the COVID-19 response	14 th April 2020
DO47/2020(BD) – Cancellation of Annual Council	30 th April 2020
DO01/2020(BD) – Revised Membership of Planning Applications Committee	22 nd May 2020
DO02/2020(BD) – Virtual Meeting Protocol	22 nd May 2020
DO03/2020(SH) – To update the Council's Contract Procedure Rules (CPR's) and Financial Procedure Rules which were last updated and approved by Council in April 2017	28 th May 2020
DO05/2020(BD) – Cabinet and Committee Membership 2020/21	3 rd June 2020
DO08/2020(BD) – Awarding of the Street Nameplate Framework	30 th June 2020
CB85 – CCTV Tender	11 th March 2020
CB93 – Coronavirus Business Interruption Loan	27 th May 2020
CB92- Discretionary Grant Scheme	27 th May 2020

10. URGENT DECISIONS – OSC Procedure Rule 15(h) STATES:

“The operation of the provisions relating to call-in and urgency shall be monitored annually and a report be submitted to Council, with proposals for review if necessary.”

Item	Date of Meeting
Council House Conversion	24 th July 2019
Procurement of Gas	4 th Sept 2019
Temporary Accommodation Provision	4 th Sept 2019
Town Centre Regeneration – Procurement of a Development Partnership	4 th Sept 2019
Sub Regional Recycling Facility	4 th Sept 2019
Draft Bedworth Town Centre Visioning Document – Public Consultation	13 th Nov 2019
Local Council Tax Support	13 th Nov 2019
Draft General Fund and Housing Revenue Account Budgets 2020/21	13 th Nov 2019
Electrical Services Contract – Housing Revenue Account	18 th Dec 2019
Leisure Contract Extension – Everyone Active	5 th Feb 2020
General Fund Budget and Capital Programme	12 th Feb 2020
Housing Revenue Account and Capital Programme 2020/21	12 th Feb 2020
Submission of Draft Business Case to future High Streets Fund	11 th March 2020
Rough Sleeper Initiative Year 2	11 th March 2020

11. CABINET – report by Leader of the Council attached. **(Page 44)**
Members may ask questions on the report and receive answers from the Leader or other Cabinet members, and this is not subject to debate.
12. LICENSING COMMITTEE – a report by the Director – Democracy, Planning and Public Protection is attached **(Page 49)**
13. ANNUAL OSP REPORTS – INTERNAL AND EXTERNAL
The Annual OSP report for Internal OSP 2019/20 is attached **(Page 50)** and the Annual OSP report for External OSP 2019/2020 is **to follow**
14. RECOMMENDATIONS FROM CABINET OR OTHER COMMITTEES
- a) Supplementary Planning Documents (SPDs)
The Updated SPD report and appendices were considered at Cabinet held on Wednesday 24th June, 2020 and recommended to be put forward for Full Council approval. A report of the Director – Democracy, Planning and Public Protection is attached **(Page 54)**. Recommendations are at 2.1, 2.2 and 2.3 of the report. **(NB: appendices available online only)**

b) Recommendation from Internal OSP

At the Internal OSP held on 11th June 2020 a report on the Monitoring of the Borough Plan was submitted for panel consideration. The Panel then put forward a recommendation for Council consideration:

"It be recommended to Council that the following motion be adopted: "This Council resolves that the Portfolio Holder for Planning and Development requests the Head of the Planning Department to commence a review of the Borough Plan on Thursday 16th July 2020, in accordance with regulation 10A of the Town & Country Planning (Local Planning) (England) Regulations 2012 (as amended)."

At the Local Plan Committee held on 1st July 2020 a report by the Director – Democracy, Planning and Public Protection regarding the Local Plan Review was considered (**report attached page 63**). The extracted draft minute of this item is as follows:

LPC04 Local Plan Review

The Director – Democracy, Planning & Public Protection submitted a report to the committee updating members of the progress made since the last committee meeting held on 21st January 2020

RESOLVED that it be recommended to Cabinet that;

- a) subject to the publication of the revised Government guidance, a revised Local Development Scheme with a clear timetable for the review be reported to Cabinet by the end of September 2020, together with a first draft of the list of polices that will be suggested for review;
- b) the work through the joint committee on a sub regional basis be endorsed; and
- c) the financial implications of abortive work be noted.

15. QUESTIONS BY MEMBERS - (Council Procedure Rule 10). A copy of Procedure Rule 10 is attached. (**Page 69**) and this is not subject to debate.

NOTE: Points of Order and Personal Explanation can only be raised in accordance with Council Procedure Rules which are set out below:-

Point of order

A Member may raise a point of order at any time. The Mayor will hear them at the end of the speech of the Member speaking at the time the point is raised. A point of order may only relate to an alleged breach of these Council Rules of Procedure or the law. The Member must indicate the rule of law and the way in which he/she considers it has been broken. The Mayor shall consider the Point of Order and, if necessary, take advice on the matter from the Monitoring Officer and, shall then rule on the Point of Order raised. There shall be no discussion or challenge to the advice given or the Mayor's decision in the meeting. If a Member persistently seeks to raise a Point of Order but is unable to identify the procedure rule or legal principle infringed then, after having been warned by the Mayor, any further abuse of this procedure rule shall not be tolerated and the Mayor shall move that the Member not be heard further pursuant to Procedure Rule 4.19.13. The ruling of the Mayor on the matter will be final.

Personal explanation

A Member may make a point of personal explanation at any time. The Mayor will hear them at the end of the speech of the Member speaking at the time the point is raised. A personal explanation may only relate to some material part of an earlier speech by the Member which may appear to have been misunderstood in the present debate. The ruling of the Mayor on the admissibility of a personal explanation will be final.

NUNEATON AND BEDWORTH BOROUGH COUNCIL

COUNCIL

17th February 2020

The meeting of the Nuneaton and Bedworth Borough Council was held at the Town Hall, Nuneaton, on Wednesday, 17th February 2020.

Present

The Mayor (Councillor J. Tandy)
The Deputy Mayor (Councillor W.J. Hancox)

Councillors J.B Beaumont, K. Brindley-Edwards, D. Brown, S. Croft, G. Daffern, S. Doughty, P.M. Elliott, K. Evans, J. Glass, C. Golby, S. Gran, J. Gutteridge, L. Hocking, J.A. Jackson, K.A. Kondakor, A. Llewellyn-Nash, I.K. Lloyd, B. Longden, B. Pandher, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, A. Sargeant, J. Sargeant, J. Sheppard, T. Sheppard, R. Smith, R. Tromans, H. Walmsley, C. Watkins and K.D. Wilson.

Apologies for absence were received from Councillor D. Gissane.

CL48 Minutes

Councillor K. Evans referred to Minute CL43 and informed the Mayor that he had not as yet received a written response to his question regarding the Glendale Live system. Councillor Lloyd informed the Mayor that the response had been given. The Mayor requested that the matter be resolved outside of the meeting.

RESOLVED that the minutes of the meeting held on 4th December, 2019, were approved and signed by the Mayor.

CL49 Declarations of Interests

RESOLVED that the Declarations of Interests for this meeting are as set out in the schedule attached to these minutes.

CL50 Announcements

- a) Councillor H. Walmsley thanked Members for the well wishes, kind words and thoughts received from both sides of the Chamber in regards to his wife's pregnancy. He also thanked Councillor Evans for acting as his substitute at meetings.
- b) The Mayor presented Councillor Chris Watkins with the official photograph taken at last year's Mayor Making.

CL51 Censure of a Member

a) Complaint 6/18 against Councillor Keith Kondakor

On the 29th July 2019 a hearings panel was convened to consider the following complaint:

Councillor Kondakor posted comments on Facebook and Twitter stating that the complainant was 'aggressive' and 'very dishonest' and that he had been removed as moderator of the St Nicholas Community Forum for making false claims about a planning meeting relating to Weddington. It was also stated that he is the "keenest of all Tories on increasing the amount of development on the North East of Nuneaton".

The comments suggesting that the complainant was 'aggressive' or 'too aggressive' were subjective and while inappropriate to be aired on a public forum it was not an issue for consideration under the Code of Conduct as this was Councillor Kondakor's opinion of the complainant;

The issue for consideration was calling a fellow councillor 'dishonest' as this connoted a breach of trust and criminal liability and was a serious issue for consideration as the statements had been made on a public forum.

The panel made the following findings:

The statement that the complainant was 'dishonest' was not based on facts or justified and went beyond that which was necessary and therefore damaged the reputation of the complainant and was disrespectful, therefore a breach of para 3(1);

In respect of para 5, there is a place, time and way of challenging the opposition in a reasonable manner and then there is excessive, which is when the code would be engaged. Damaging confidence in the planning system by accusing a member of being dishonest and making false statements could reasonably be regarded as bringing his office into disrepute, accusing a political party of predetermination could be regarded as bringing the Authority into disrepute and making the statements on a public forum would be classed as bringing both the office and authority into disrepute.

As a result of the findings, the panel imposed a number of sanctions one of which was to publicly censure Councillor Kondakor. This record shall be recorded in the minutes and be available for public inspection.

b) Complaint 4/19 Against Councillor Keith Kondakor

On the 16th September 2019, a Hearings Panel heard the following complaint against Councillor Keith Kondakor:

On 30th January 2019 at the Extraordinary Council Meeting Councillor Kondakor had an angry outburst in front of members of the public after becoming agitated at what he considered was a deliberate refusal by the Mayor to let him speak on the issue of green bins and in doing so raised his voice at the Mayor, shouting that he was entitled to speak and asking why he was not being allowed to speak.

Councillor Kondakor later published a video of the incident on You Tube, posted it on social media with the title "The Full Meeting/Farce".

The hearings panel concluded:

The behaviour displayed by Councillor Kondakor during the outburst was disrespectful towards the Mayor and therefore a breach of para 3a of the Code of Conduct.

In respect of para 5 of the Code of Conduct it is unacceptable to behave in the manner displayed by Councillor Kondakor at a public meeting and to subsequently post the video on social media referring to the incident as a “farce” creates a poor impression of the Council and its members and brings the Council, the Office of the Mayor and Councillor Kondakor into disrepute in breach of Para 5 of the Code of Conduct.

As a result of the findings, the hearings panel decided that Councillor Kondakor should be publicly censured for his failure to comply with the Council’s Code of Conduct, arising from his behaviour at the Extraordinary Council.

This censure shall be minuted and shall be available for public inspection.

CL52 **Public Participation**

Question/Statement 1

Mr Lee Downs asked the following question of Councillor J. Jackson, Leader of the Council:

“46,095 residents across the Borough voted to leave the European Union in June 2016, and thanks to our Prime Minister we have now got Brexit done! Can the Leader of the Council please outline why she did not agree to the requests of local residents, who wanted the Council to raise the Union Jack on top of the Town Hall on the 31st January alongside other Council’s in the Midlands, to mark our withdrawal from the European Union and bring closure for our community after 3 years of division?”

Councillor Jackson responded as follows:

“Thank you for your question Mr Downs.

“The Council flies the Union Jack every day from the Town Hall.”

Question/Statement 2

Mr Steve Hey asked the following question of Councillor J. Jackson, Leader of the Council:

“So far in 2019/20 and thanks to a dedicated group of volunteers, Nuneaton’s four food bank centres have fed nearly 4700 people of whom over 1800 are children. The Tory Government’s shambolic roll out of universal credit and their continued failure to outlaw zero-hours

contracts are a major contribution to a situation where apparently there are now more foodbanks than Macdonalds' branches.

"Can I ask the Leader of the Council to confirm that she and her colleagues condemn this disgraceful state of affairs but, that while it continues, the Council will do what can to help the local foodbank services?"

Councillor Jackson responded as follows:

"Thank you for your question Mr Hey.

"Can I begin by placing on record my sincere appreciation for the dedicated work of the local Foodbank volunteers. They do a tremendous job helping out not only adults but so many children too.

"Like you I am appalled at the shambolic roll out of Universal Credit. In my opinion the five week wait for payment is frankly cruel.

"I can confirm that of course the Council will offer appropriate help to the Foodbank."

Question/Statement 3

Mr Karl Mayer made the following statement on behalf of the Woodlands Action Group:

"Having watched the recent local plan committee meeting on video, I really could not believe that the whole meeting was taken up with the topic of finding more traveller sites. Surely the first and most important topic should have been the review of housing targets. Councillor Phillips promised an immediate review when the Residents action group handed him the 6000+ petition, he also repeated his claim in this chamber and at cabinet, what's the delay councillor Phillips? Meetings like this should've been done at the start of the local plan process, instead of a secretive manner with no minutes taken. In my opinion, the way the labour group under both past and present portfolio holders have conducted the local plan process is disgraceful, from election leaflets that were not true, to promises of returning the woodlands to green belt. Also the mysterious signing of the duty to cooperate, which lumped an extra 4000 houses onto this boroughs actual need, which by planning law they did NOT have to accept. In the paper the other night it was reported that labour councillors from Coventry are now ironically calling for their leaders to review their housing targets, citing the fact that the numbers are too high and we should be looking after our green spaces. The leader of Coventry Council then declared that maybe they could look into using available brown field sites instead of green fields. If this is the case could Councillor Phillips please contact him to ask him why they were not used by Coventry in the first place, then we might not have had to accept the 4000 extra houses from them in our Trump style climate wrecking local plan. I have also been asked by many local residents of Bedworth how the town has benefited from joining up with Nuneaton in 1974. Last week I posted a poll on the

Bedworth community forum with a simple question. Who thinks Bedworth joining Nuneaton in 1974 has been a success Yes or No, the results were astounding, 11 people saying yes and a staggering 498 saying no. Most comments also on the poll post described it as being the worst decision Bedworth has ever made in its history. They also complained about NBBC being bias towards Nuneaton and Bedworth's ruling group labour councillors of doing absolutely nothing for the Town, I would love to know how these perceptions could possibly be wrong."

Question/Statement 4

Mr Brian Walmsley asked the following question of Councillor J. Jackson, Leader of the Council:

"Recently, Cllr Bob Tromans has been on social media claiming his conservative government are giving out "*inflation busting rises for Nuneaton & Bedworth Borough Council*" and that "*NBBC is set to receive an additional £700,000 this year... an increase of almost 5%*" [1]. A big claim to be making, which he got all offended about when challenged, after many years of savage and brutal cuts to all council budgets in the country it concerns me that this is very disingenuous. Can the leader of the council please advise me if the conservative government really have given this magical/mythical "*£700,000*", "*5%*" increase to Nuneaton & Bedworth Borough Council?"

Councillor Jackson responded as follows:

"Thank you for your question Mr Walmsley.

"There has been a £700,000 increase in the Core Spending Power calculation used in the Local Government Finance Settlement. However £300,000 of this is from Council Tax as government has made the assumption that we will increase Council Tax to the full referendum limit. This is not money given by the Government but by Council Tax payers. £200,000 is New Homes Bonus and a further £200,000 from our "Start-up Funding Assessment" which has mainly come from inflation on business rates.

"I won't comment on a social media post but do believe the full information in regard to these monies will interest people in our Borough."

Question/Statement 5

Mr Lubs Cvetkovic made the following statement:

"I have noted with interest that it has been reported in the Coventry Telegraph that Coventry City Councils own plan has been criticised by some of their own controlling Labour Councillors for building on green belt land. It is a shame that some of our own NBBC Labour Councillors are not prepared to stand up in the same way for their own wards where valuable green belt land will be permanently destroyed. Primarily

in support of 4,000 houses which Coventry do not want to build themselves for their own residents.

“I was pleased to see that after the adoption of the Borough Plan in August 2019 the Local Plan Committee has finally been formed and the immediate review we have been promised has begun. Though I would not call a five month waiting period immediate, at least the process has finally begun. I hope I don't need to remind the Council that over 6,600 residents signed the Residents Action petition expecting a full and detailed review, and that this was democratically adopted by the members of this chamber.

“I was disappointed to see that the starting point that was chosen for the first meeting was Traveller sites, I understand that this needs to be looked at eventually. However this is merely tinkering at the edges of the Borough plan. If this process is to have meaning then all aspects of this plan need to be reviewed. I would urge members on the Local Plan Committee to voice these concerns to the Portfolio holder and Chair of this Committee, and ensure that the spirit and intent of the residents and petitioners is not ignored.

“I looked at the programme for the Local Plan Review and I have to say found it lacked clarity and transparency. It appears vague and ambiguous as to what will be reviewed and covered in each of the future Committee meetings. It gives tasks but does not set out any clear aims and objectives or detail on what will be reviewed as part of each meeting.

“I therefore hope that the Portfolio holder will provide greater clarity and transparency of each of the future scheduled meetings.”

CL53 **Special Urgency Decisions**

The Chair reported that the Executive Director – Operations had exercised his delegated authority, pursuant to Regulation 13 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 & the Openness of Local Government Bodies Regulations 2014, due to urgency, on 6th February 2020 and 13th February 2020 in order to convene a meeting of the Council Tax Setting Committee, as detailed in the addendum.

RESOLVED that the Special Urgency Decisions taken under delegated officer authority by the Executive Director – Operations, on 6th February 2020 and 13th February 2020, as detailed in the addendum, be noted.

CL54 **Cabinet**

The Leader of the Council submitted her report on behalf of Cabinet. The report highlighted matters considered at the Cabinet meetings held on 18th December 2019, 15th January and 5th February, 2020 and also details of

reports from the West Midlands Combined Authority Board, which had a direct impact on NBBC, namely the Board meeting of 17th January, 2020.

Several questions were raised to which the Leader of the Council, or the appropriate Portfolio Holder, gave a response.

RESOLVED that

- a) the report be noted; and
- b) a written response be provided to Councillor Evans, from the Portfolio Holder for Planning, Development and Health, detailing what steps are being taken to minimise future contract costs for collecting cash from car park ticket machines.

CL55 **Election of Mayor and Deputy Mayor**

The Council gave consideration to the selection of Mayor and Deputy Mayor for 2020/21:

(a) Mayor

It was proposed and seconded that Councillor W.J. Hancox be invited to accept the office of Mayor.

As an amendment, it was proposed and seconded that Councillor A. Sargeant, be invited to accept the office of Mayor.

As a further amendment, it was proposed and seconded that Councillor R. Tromans, be invited to accept the office Mayor.

A recorded vote was taken as follows:

FOR COUNCILLOR W.J. HANCOX:	Councillors J.B. Beaumont, G. Daffern, S. Doughty, P.M. Elliott, J. Glass, W.J. Hancox, L. Hocking, J.A. Jackson, I.K. Lloyd, B.J. Longden, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, J. Sheppard, T.E. Sheppard, J.A. Tandy and C.M. Watkins
--------------------------------	--

FOR COUNCILLOR A. SARGEANT:	Councillors K.A. Kondakor, A. Sargeant and J. Sargeant.
--------------------------------	--

FOR COUNCILLOR R. TROMANS:	Councillors K.L. Brindley-Edwards, D. Brown, S. Croft, K. Evans, C. Golby, S. Gran, J. Gutteridge, A. Llewellyn-Nash, B. Pandher, R.T. Smith, R. Tromans, H. Walmsley and K.D. Wilson
-------------------------------	---

Following a recorded vote it was **RESOLVED** that Councillor W.J. Hancox be invited to accept the office of Mayor for the Municipal Year 2020/21.

(b) Deputy Mayor

It was proposed and seconded that Councillor P.M. Elliott be invited to accept the office of Deputy Mayor.

As an amendment, it was proposed and seconded that Councillor D. Brown be invited to accept the office of Deputy Mayor.

A recorded vote was taken as follows:

FOR COUNCILLOR P.M. ELLIOTT:	Councillors J.B. Beaumont, G. Daffern, S. Doughty, P.M. Elliott, J. Glass, W.J. Hancox, L. Hocking, J.A. Jackson, I.K. Lloyd, B.J. Longden, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, J. Sheppard, T.E. Sheppard, J.A. Tandy and C.M. Watkins
---------------------------------	--

FOR COUNCILLOR D. BROWN:	Councillors K.L. Brindley-Edwards, D. Brown, S. Croft, K. Evans, C. Golby, S. Gran, J. Gutteridge, A. Llewellyn-Nash, B. Pandher, A. Sargeant, J. Sargeant, R.T. Smith, R. Tromans, H. Walmsley and K.D. Wilson
-----------------------------	--

ABSTENTION:	Councillor K.A. Kondakor
-------------	--------------------------

Following a recorded vote it was **RESOLVED** that Councillor P. M. Elliott be invited to accept the office of Deputy Mayor for the Municipal Year 2020/21.

CL56 Recommendations from Cabinet and other Committees

An addendum was distributed to Council Members detailing amendments to reports in regards to items 12 a), b), c) and d) and listing the Exercise of Delegated Authority by Officer in regards to Item e).

a) General Fund Budget and Capital Programme 2020-21

Councillor Julie Jackson, Portfolio Holder for Finance and Civic Affairs, reported on recommendations made by Cabinet at its meeting held on 12th February 2020, in respect of the above, and moved a motion for their approval.

Councillor N. Phillips seconded the motion.

Councillor K.D. Wilson put forward alternative budget proposals on behalf of the Conservative Group, which were seconded by Councillor C. Golby as follows:

CONSERVATIVE BUDGET RECOMMENDATION 17TH February 2019

- (a) That the General Fund draft revenue budget 2020/21, attached as Appendix B, and updated General Fund Capital Programme as attached as Appendix C be recommended to the Council for approval including the following items:

- The removal of the following growth items included in the Cabinet report on 12th February:

		£
a.)	Leisure Feasibility consultancy (included in table 5.7)	(50,000)
b.)	1.5 FTE Environmental Quality Officers (section 5.9)	(39,000)
c.)	Transforming Bedworth capital allocation (amendment to recommendation 2.6)	(100,000)
d.)	Additional amount for further support to leisure feasibility programme	(50,000)
		(239,000)

- Further savings/ revision to fees and charges be proposed of:

		£
a.)	Reduction in the Arts Development budget	(6,000)
b.)	Reduce public conveniences salary budgets by 1 FTE	(18,000)
c.)	Cease publication of InTouch	(15,000)
d.)	A savings target across all back office functions by not back filling vacant posts, where not absolutely necessary	(9,000)
e.)	Transfer operation of the Museum into a trust to generate NNDR savings	(10,000)
f.)	Savings from the Mayoralty budget	(1,000)
g.)	Close the Civic Hall on a Monday and Tuesday, as the least financially viable days.	(47,000)
h.)	Close the Museum for one additional day per week	(7,000)
i.)	To increase the Mobile Homes charges to £27 per week and other fees and charges by 2.7% (CPI + 1%) [Excluding car parks, cemeteries and markets]	(18,000)
j.)	Applying a competitive tendering process to the Refuse Collection and Street Cleansing service – part-year saving to allow time for the procurement process	(10,000)
k.)	Apply a reduction in the Special Responsibility Allowances for Planning and OSPs to be the same as opposition leader	(5,000)
		(146,000)

		£
a.)	A reduction in the Green Bin charge to £30 per year	198,000
b.)	Recruitment of a Fly Tipping officer (1 FTE)	40,000
c.)	Three free Sunday parking days in the run up to Christmas 2020	6,000

d.)	Deep clean of three centres twice a year (Nuneaton, Bedworth and Bulkington)	45,000
e.)	A revenue contribution to the capital programme for the purchase of six additional fly tipping cameras	54,000
f.)	A one year grant scheme for shopfront enhancements for local town centre businesses and SME's (Small to Medium Enterprises) at £1,500 per grant	40,000
g.)	Additional revenue costs associated with the additional Nomad Cameras included in a revised capital programme	7,000
		390,000

- (b) When added to the surplus of £18,604 (amended recommendation to 2.6 of the February Cabinet report) the revised draft budget position is a surplus is £403,604, and that this updated surplus be used for the following items:
- (c) Given the potential staffing implications of the savings above, the Council's Management of Change policy will be followed.
- (d) That the District Council Tax for 2020/21 be increased by £5 for a Band D property as per the Cabinet report.
- (e) That the revised budget surplus of £13,604 be added to the General Fund Balances to support the savings programme in future years.
- (f) Furthermore, it be proposed that the capital programme included in the Cabinet report of 12th February and updated by amended recommendation 2.7 be revised as follows:

		£
a.)	The removal of the Transforming Bedworth project funded from a revenue contribution	(100,000)
b.)	The addition of a project for the purchase of twelve NOMAD Cameras to funded from capital receipts	118,000
c.)	The addition of a project for the purchase of six fly-tipping cameras to be funded by a revenue contribution (as included in section b)	54,000
d.)	The addition of a project for Transforming Bedworth Preparation Fund to be funded from capital receipts	50,000
		122,000

- (g) That the Executive Director – Resources assurance statements on reserves and base budget proposals as included in Appendix A be noted.
- (h) Because of the timescales involved, the General Fund Revenue Budget 2020/21 was considered as an urgent item and not subject to call-in as provided for in paragraph 15(f) of the Overview and Scrutiny Procedure Rules in Part 4 of the Constitution.

APPENDIX A

ROBUSTNESS OF BUDGET ESTIMATES AND ADEQUACY OF THE RESERVES

1.) Introduction

The 2003 Local Government Act places specific responsibilities on the Section 151 Officer to report on the robustness of the budget and the adequacy of proposed financial reserves when the authority is setting its budget for the forthcoming year. These principles are embedded throughout the Council's budget setting and medium term financial planning processes.

2.) Robustness of Estimates

The budget estimates include assumptions on spend pressures, inflationary pressures, interest rate forecasts and current trends on demand for services. The latter is kept under constant review, especially for the income generating services. The estimates also reflect the Local Government Finance Settlement 2020/21 and the multi-year settlement, as well as the most up to date forecast of business rates income. Savings targets have also been assessed to ensure that they are realistic and achievable.

3.) Adequacy of Reserves

The minimum prudent level of reserves that the Council should maintain is a matter of judgement, taking into account a number of factors. This includes an assessment of current and future risks that the Council faces but these can and will change over time and so this cannot be the only factor. Reserve levels are ultimately the Council's safety net against unforeseen or unexpected circumstances and risks. Failure to maintain a minimum prudent level of reserves could lead to the Council being forced to cut spending during the year in an arbitrary way leading to loss of services and reputational damage.

Reserves are established and maintained in line with the Code of Practice on Local Authority Accounting, and are reviewed annually by the S151 and also the Council's external auditors as part of the Value for Money Conclusion.

The main categories of reserves to be considered:

a) Earmarked Reserves

Earmarked reserves are those which the Council builds up over a period of time to fund known or predicted liabilities. Earmarked reserves may also contain funding for specific projects to be completed in the future, often by external contributions. The Council reviews the levels, contributions and

appropriateness of these reserves annually as part of the budget setting process and when preparing the longer term financial strategy.

It is estimated that the General Fund will have revenue reserves of £6.47m and capital reserves of £3.54m as at 31st March 2020, and £6.30m and £1.44m respectively as at 31st March 2021.

b) Unallocated General Reserves (General Fund)

The Council has determined a minimum working balance of £1m for the general fund balance over the medium term (approximately 7% of future net expenditure levels) to deal with timing issues and uneven cash-flows and avoid unnecessary borrowing. The actual General Fund balance is estimated to stand at £1.44m at the end of March 2020.

Business Rates Retention has brought about much greater risk and uncertainty to local government finance. The level of reserves that are held by the General Fund are prudent and continue to reflect this on-going risk and uncertainty.

In line with established accounting practice, part of the Council's financial strategy is to ensure that funding for future spending is not dependent on the use of reserves so as to demonstrate long-term sustainability

4.) Section 151 Officer's Statement

Taking into account the above, together with all the proposals within the budget report, it is the Executive Director – Resources view that the estimates for 2020/21 are robust and the proposed level of reserves is adequate, although they are only just above that considered the minimum acceptable level.

A risk assessment of the assumptions within the budget is set out in section 9 of the Cabinet report. The proposals for as presented are accepted as being achievable.

Conservative General Fund Budget Summary

	Original Budget 2019/20	Conservative Budget 2020/21
	£	£
Arts, Leisure and Economic Development	5,630,360	5,372,440
Central Services and Refuse	4,765,440	5,144,190
Finance and Civic Affairs	3,606,680	3,924,750
Housing, Health and Communities	1,494,820	1,449,920
Planning and Development	(260,000)	(499,270)
Portfolio Total	15,237,300	15,392,030
Central Provisions	334,500	334,500
Depreciation and Impairment	(3,092,280)	(3,117,950)
Transfers To/ (From) Corporate Reserves	231,074	(2,216,783)
Financing of Capital Expenditure	2,617,720	5,082,520
PWLB Premiums	21,120	21,120
Interest and Investment Income	(361,850)	(199,030)
Minimum Revenue Provision	415,400	481,630
Debt Interest	444,500	563,290
Total Council Net Expenditure	15,847,484	16,341,327
Funded by:		
Net Retained Business Rates	(5,642,000)	(5,413,670)
New Homes Bonus	(1,360,400)	(1,621,983)
Deficit/ (Surplus) from Collection Fund	(75,000)	(150,820)
Transfer to General Fund Reserves	30,440	13,604
COUNCIL TAX REQUIREMENT	8,800,524	9,168,458

Appendix C

Conservative General Fund Capital Budget

	2019/20			2020/21 Project Budget (including re-profiled amounts from 2019/20) £
	Latest Capital Programme	Predicted Spend (Updated Capital Programme)	Amounts to re-profile to 2020/21	
	£	£	£	
<u>Arts, Leisure & Economic Development</u>				
Miners Welfare Park Environment Improvements. & Green Gym	12,300	-	-	-
Haunchwood Pavilion	5,000	-	5,000	5,000
Pingles Electronic Timing Equipment	50,000	50,000	-	-
Pauls Land Pavilion	10,500	-	10,500	10,500
Sandon Park/Jack Whetstone Pavilion	42,770	14,500	23,270	23,270
Cycle Storage - Miners Welfare Park	10,000	10,000	-	-
Target Hardening	100,000	-	100,000	100,000
Kersley Community Centre Car Park Improvements	25,000	25,000	-	-
Replacement Cemeteries Software System	34,900	34,900	-	-
Tree Management Software	7,750	7,750	-	-
Pingles Athletics Stadium - Upgrading Floodlights	-	24,630	-	-
Preliminary Works - Riversley Park Bridge	-	-	-	40,000
Pingles - Running Track Replacement	-	-	-	104,570
Tennis Courts - Miners Welfare Park	-	-	-	202,500
Leisure Strategy	-	-	-	1,160,000
<u>Central Services & Refuse</u>				
ICT Strategy Programme	100,000	100,000	-	125,000
Major Repairs	250,000	242,610	-	250,000
Vehicle & Plant Replacement	598,900	100,000	498,000	868,000
Council Chamber - Audio/Visual System	11,000	11,000	-	-
Waste Management - In Cab Technology	5,100	5,100	-	-
Sub-Regional Materials Recycling Facility	3,396,000	-	3,396,000	3,396,000
Civica APP (Flare)	76,220	76,220	-	-
Print Room Equipment	48,440	48,440	-	-
Fly Tipping Cameras	-	-	-	54,000
<u>Finance & Civic Affairs</u>				
Camp Hill - Early final phase	3,569,235	1,200,000	2,369,235	2,369,235

	2019/20			2020/21
	Latest Capital Programme	Predicted Spend (Updated Capital Programme)	Amounts to re-profile to 2020/21	Project Budget (including re-profiled amounts from 2019/20)
	£	£	£	£
Purchase of Investment Properties (incl properties to lease)	3,460,000	1,000,000	2,460,000	3,460,000
Revenue & Benefits - System Enhancement & Rationalisation	84,200	84,200	-	-
Adjustment to Council's Property Portfolio	317,500	317,500	-	-
Bedworth Market Improvements	27,720	27,720	-	-
Chilvers Coton Craft Centre	5,500	-	-	-
Transforming Bedworth - Preparation Fund	-	-	-	50,000
<u>Housing, Health & Communities</u>				
HEART	7,634,300	6,000,000	1,634,300	6,150,600
Empty Homes & Works in Default	40,000	-	-	40,000
Empty Property Loans	100,000	10,000	-	100,000
Mobile Home Sites	300,000	400,000	-	212,100
Conversion of Council House	2,100,000	1,310,000	790,000	790,000
NOMAD cameras				118,000
<u>Planning & Development</u>				
Replacement CCTV Cameras	9,700	-	9,700	9,700
Jodrell Street - Unadopted Road	17,100	-	-	-
Bermuda Connectivity Project	413,390	413,390	-	-
CCTV - Wireless Technology	120,000	-	120,000	120,000
Miscellaneous Schemes	60,400	-	-	100,000
Total Capital Programme	23,042,925	11,512,960	11,416,005	19,858,475
Financed by:				
Capital Receipts	4,929,235	2,450,000	2,579,235	2,994,335
Earmarked Reserves	3,140,787	1,179,080	1,898,950	5,082,520
Grants & External Contributions	8,393,153	6,490,130	1,751,820	6,595,620
Prudential Borrowing	6,579,750	1,393,750	5,186,000	5,186,000
Total	23,042,925	11,512,960	11,416,005	19,858,475

[Councillor K. Kondakor gave his apologies and left the Council Chamber at 7.53 p.m. He did not take part in the consideration of, or the vote on, agenda items 12 a), b), c), d) and e).]

A recorded vote was taken on Councillor Wilson's amendment as follows:

FOR: Councillors K.L. Brindley-Edwards, D. Brown, S. Croft, K. Evans, C. Golby, S. Gran, J. Gutteridge, A. Llewellyn-Nash, B. Pandher, A. Sargeant, J. Sargeant, R.T. Smith, R. Tromans, H. Walmsley and K.D. Wilson.

AGAINST: Councillors J.B. Beaumont, G. Daffern, S. Doughty, P.M. Elliott, J. Glass, W.J. Hancox, L. Hocking, J.A. Jackson, I.K. Lloyd, B.J. Longden, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, J. Sheppard, T.E. Sheppard, J.A. Tandy and C.M. Watkins.

ABSTENTIONS: None

The amendment was lost.

Councillor R. Tromans moved in accordance with Council Procedure Rule 4A.21 to suspend standing orders, as the maximum time for the meeting should not normally exceed 3 hours and that this amount of time had passed.

Councillor J. Jackson moved the following amendment which was seconded by Councillor N. Phillips:

“That Standing Orders be suspended until the completion of all business listed under Agenda Item 12.”

A vote was taken and the amendment was carried. Members were in agreement to continue the meeting until the completion of all business listed under Agenda Item 12, with items 13 and 14 being carried over to the next meeting of Full Council.

A recorded vote was taken on the substantive motion proposed by Councillor J. Jackson as follows:

FOR: Councillors J.B. Beaumont, G. Daffern, S. Doughty, P.M. Elliott, J. Glass, W.J. Hancox, L. Hocking, J.A. Jackson, I.K. Lloyd, B.J. Longden, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, J. Sheppard, T.E. Sheppard, J.A. Tandy and C.M. Watkins.

AGAINST: None

ABSTENTIONS: Councillors K.L. Brindley-Edwards, D. Brown, S. Croft, K. Evans, C. Golby, S. Gran, J. Gutteridge, A. Llewellyn-Nash, B. Pandher, A. Sargeant, J. Sargeant, R.T. Smith, R. Tromans, H. Walmsley and K.D. Wilson.

The substantive motion was carried.

RESOLVED that

- a) the forecast outturn for the General Fund revenue and capital budgets for 2019/20 be noted;
- b) the revised Capital Programme for 2019/20 of £11.513m be recommended to Council for approval;
- c) the Council Tax requirement for 2020/21 be determined as £9,168,458, an increase of £5 on a Band D, in accordance with the Local Government Finance Act 1992;
- d) the 2020/21 Business Rates forecast reported to the Department for Communities and Local Government and included in the draft budget, be noted;
- e) Cabinet consider any increases in Fees and Charges for 2020/21;
- f) the General Fund Revenue Budget be agreed and submitted to Council with the following amendments:
 - that an additional revenue contribution to capital of £100k be approved;
 - that this be used to fund a capital programme allocation of £100k in, 2020/21 to be used on Transforming Bedworth Initiatives;
 - that an additional growth item of £50k be approved to provide further support to the leisure feasibility programme;
 - that the revised surplus resources of £18,604 be added to General Fund balances to support the savings programme in future years; and
 - that it be noted that the S151 assurance statement does not require any changes as a result of the amendments above;
- g) the Capital Programme for 2020/21 be increased by £100k to include the additional allocation of £100k for Transforming Bedworth and that the revised programme of £19.736m be recommended to Council for approval;
- h) delegated authority be given to the Executive Directors to carry out procurement exercises in accordance with the Council's Contract Procedure Rules in order to deliver the capital programme for the General Fund; and
- i) due to the timescales involved with setting the budget and council tax for 2020/21, this report not be subject to the call-in procedures as provided for in paragraph 15(f) of the Overview and Scrutiny Procedure Rules in Part 4 of the Constitution.

b) Housing Revenue Account Budget and Capital Programme 2020/21

Councillor C. Watkins, Portfolio Holder for Housing and Communities, reported on recommendations made by Cabinet at its meeting held on 12th February 2020, in respect of the above, and moved a motion for their approval.

The motion was seconded by Councillor J. Jackson.

A recorded vote was taken as follows:

FOR: Councillors J.B Beaumont, K. Brindley-Edwards, D. Brown, S. Croft, G. Daffern, S. Doughty, P.M. Elliott, K. Evans, J. Glass, C. Golby, S. Gran, J. Gutteridge, W.J. Hancox, L. Hocking, J.A. Jackson, A. Llewellyn-Nash, I.K. Lloyd, B. Longden, B. Pandher, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, A. Sargeant, J. Sargeant, J. Sheppard, T. Sheppard, R. Smith, J.A. Tandy, R. Tromans, H. Walmsley, C. Watkins and K.D. Wilson.

AGAINST: None

ABSTENTIONS: None

The motion was carried.

RESOLVED that

- a) the forecast outturn for 2019/20 be noted and revised capital programme for 2019/20 of £18.485m be recommended to Council;
- b) a virement of £500k be approved for 2019/20 from earmarked reserves to the Independent Living Service within Supervision and Management to fund the increased costs for fire risk surveys and security;
- c) the draft HRA Capital programme for 2020/21 of £26.302m be approved and recommended to Council, as shown at Appendix C attached to the report;
- d) an increase in HRA dwelling rents for 2020/21 of 2.7% be approved in line with Government policy of CPI + 1%;
- e) Homeless Hostel rents be increased by 2.7% in line with the general dwellings rent increase;
- f) an increase of 2.7% for 2020/21 in line with CPI + 1% for other HRA fees and charges as set out in section 4.12 be approved;
- g) the 2020/21 draft HRA Revenue budget, including the rent and fee changes above, be recommended to Council for approval;
- h) delegated authority be given to the Executive Directors to carry out procurement exercises in accordance with the Council's Contract Procedure Rules in order to deliver the capital programme for the General Fund; and
- i) due to the timescales involved with setting the HRA budget and rents for 2020/21 this report not be subject to the call-in procedures as provided for in paragraph 15(f) of the Overview and Scrutiny Procedure Rules in Part 4 of the Constitution.

c) Treasury Strategy and Budgetary Framework 2020/21

Councillor Julie Jackson, Portfolio Holder for Finance and Civic Affairs, reported on recommendations made by Cabinet at its meeting held on 12th February 2020, in respect of the above, and moved a motion for their approval.

The motion was seconded by Councillor N. Phillips.

A recorded vote was taken as follows:

FOR: Councillors J.B Beaumont, K. Brindley-Edwards, D. Brown, S. Croft, G. Daffern, S. Doughty, P.M. Elliott, K. Evans, J. Glass, C. Golby, S. Gran, J. Gutteridge, W.J. Hancox, L. Hocking, J.A. Jackson, A. Llewellyn-Nash, I.K. Lloyd, B. Longden, B. Pandher, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, A. Sargeant, J. Sargeant, J. Sheppard, T. Sheppard, R. Smith, J.A. Tandy, R. Tromans, H. Walmsley, C. Watkins and K.D. Wilson.

AGAINST: None

ABSTENTIONS: None

The motion was carried.

RESOLVED that the proposed Treasury Strategy and Budgetary Framework 2020/21, as amended, be approved including:

- Treasury strategy
- Treasury and Prudential Indicators
- MRP Policy Statement
- Capital Strategy
- Capital Resource Allocations

d) Committee Timetable of Meetings 2020/21 and 2021/22

Councillor Julie Jackson, Portfolio Holder for Finance and Civic Affairs, reported on recommendations made by Cabinet at its meeting held on 12th February 2020, in respect of the above, and moved a motion for their approval.

The motion was seconded by Councillor N. Phillips.

Councillor K Evans moved the following amendment:

“All meetings for the 2020/21 and 2021/22 municipal years be scheduled to commence at 6 p.m. with the exception of meetings of the Planning Applications Committee.”

The amendment was seconded by Councillor H. Walmsley.

A vote was taken and the amendment was lost.

A vote was taken on the substantive motion moved by Councillor J. Jackson. The motion was carried.

RESOLVED that

- a) the timetable of meetings for Cabinet, Committees and Overview and Scrutiny panels for 2020/21, as amended, be approved;
- b) provisional timetable for 2021/22 be approved;
- c) delegated powers be granted to the Director – Arts, Leisure and Democracy, in consultation with the relevant chair, to change meetings if, for unforeseen reasons, it becomes necessary to amend a date; and
- d) the amended timetable for 2020/21 and provisional timetable for 2021/22 in respect of Council, committees and overview and scrutiny panels be referred to Council for consideration and approval.

e) Council Tax 2020/21

Councillor J. Jackson reported that as the precepts were not yet received from Warwickshire County Council and the Warwickshire Police and Crime Commissioner that a meeting of the Council Tax Setting Committee was to be held on 19th February, 2020 in order to complete the Council Tax Resolution, setting the Council Tax for the Council's area. The Committee would consist of the Mayor [as chair], three Labour Councillors, two Conservative Councillors, one Green Party Councillor and one Independent Councillor.

The motion was seconded by Councillor N. Phillips

A recorded vote was taken as follows:

FOR: Councillors J.B Beaumont, K. Brindley-Edwards, D. Brown, S. Croft, G. Daffern, S. Doughty, P.M. Elliott, K. Evans, J. Glass, C. Golby, S. Gran, J. Gutteridge, W.J. Hancox, L. Hocking, J.A. Jackson, A. Llewellyn-Nash, I.K. Lloyd, B. Longden, B. Pandher, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, A. Sargeant, J. Sargeant, J. Sheppard, T. Sheppard, R. Smith, J.A. Tandy, R. Tromans, H. Walmsley, C. Watkins and K.D. Wilson.

AGAINST: None

ABSTENTIONS: None

The motion was carried.

RESOLVED that

- a) it be noted that on 31st January 2020 the amount of 38,416.4 has been calculated and determined as the Council Tax base for the year 2020/21 for the whole council area [item T in the formula in Section

31B of the Local Government Finance Act 1992, as amended (the 'Act');

- b) the Council Tax requirement for the Council's own purposes for 2020/21 is £9,168,458.02;
- c) the following amounts be calculated by the Council for the year 2020/21 in accordance with Sections 31 to 36 of the Act:-
- i. **£106,110,792.02**
being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act;
 - ii. **£96,942,334.00**
being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act;
 - iii. **£9,168,458.02**
being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year. (Item R in the formula in Section 31B of the Act).
 - iv. **£238.66**
being the amount at 3(c) above (item R), divided by item T (1(a) above), calculated by the Council, in accordance with Section 31A(4) of the Act, as the basic amount of its Council Tax for the year.
- f) it be noted that for the year 2020/21 **Warwickshire County Council** has indicated a precept requirement to the Council of **£57,197,025.47** and has stated the amounts set out in Column 3 of the table in 6 below in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings.
- g) it be noted that for the year 2020/21 **Warwickshire Police and Crime Commissioner** has indicated a precept requirement to the Council of **£9,141,941.87** and has stated the amounts set out in Column 4 of the Table in 6 below in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of the dwellings.
- h) the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the Council's amount of Council tax as shown in column 2 below for each category of dwelling and provisionally sets the aggregate amounts shown in the table below as the amounts of Council Tax for 2020/21 for each part of its area and for each of the categories of dwellings.

1	2	3	4	5
Valuation Bands	Nuneaton & Bedworth Borough Council	Warwickshire County Council	Warwickshire Police & Crime Commissioner	Council Tax 2020/21
	£	£	£	£
AR	132.58	827.15	132.21	1,091.94
A	159.10	992.58	158.65	1,310.33
B	185.62	1,158.01	185.09	1,528.72
C	212.14	1,323.44	211.53	1,747.11
D	238.66	1,488.87	237.97	1,965.50
E	291.70	1,819.73	290.85	2,402.28
F	344.74	2,150.59	343.73	2,839.06
G	397.76	2,481.45	396.62	3,275.83
H	477.32	2,977.74	475.94	3,931.00

- i) it be noted that a Council Tax Setting Committee has been arranged for Wednesday 19th February 2020 to set the total Council Tax amounts for the area once the precepts from Warwickshire County Council and the Office of the Police and Crime Commissioner for Warwickshire have been confirmed.
- j) the Referendums Relating to Council Tax Increases (Principles)
- (England) Report 2020/21 sets out the principles which the Secretary of State has determined will apply to local authorities in England in 2020/21.
 - The Council is required to determine whether its basic amount of Council Tax is excessive in accordance with the principles approved under Section 52ZB of the Local Government Finance Act 1992.
- k) the following officers be authorised to institute or defend on behalf of the Council, proceedings before a County or Magistrates' Court, in relation to the recovery of all non-domestic rates, council tax, business improvement district and other debts and to appear in such proceedings:

Rachael Dobson

Jade Fuller

Lorna Coles

Karen Rosten

Mayor

Council - Schedule of Declarations of Interests – 2019/2020

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	General dispensations granted to all members under s.33 of the Localism Act 2011			Granted to all members of the Council in the areas of: <ul style="list-style-type: none"> - Housing matters - Statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992 - An allowance, payment given to members - An indemnity given to members - Any ceremonial honour given to members - Setting council tax or a precept under the Local Government Finance Act 1992 - Planning and Licensing matters - Allotments - Local Enterprise Partnership
	J. Beaumont		Board member of Bulkington Community Library CIC in addition to an unpaid Manager of the library. Board member of Bulkington Village Centre Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton and Bedworth Older People's Forum 	
	K. Brindley-Edwards	Teacher and Head of 6 th Form at Beauchamp College	Representative on the following Outside Body: <ul style="list-style-type: none"> • King Edward VI College Foundation - Trustee 	
	D. Brown	Employed by H.M Land Registry		
	S. Croft	Employed at Holland & Barrett Retail Ltd	Treasurer of the Conservative Association	
	G. Daffern	Trainee teacher at Sidney Stringer Academy, Coventry; Teacher of History, Etone College, Nuneaton	Co-opted Governor at Newdigate Primary School	
	S. Doughty	People in Action Cherville Limited	Unite the Union	
	P. Elliott	Employee of CW Mind's Autism Support Service	Governor at Stockingford Nursery Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Friendship Project for Children 	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	K. Evans	Employee of Academics Ltd	Executive Officer at the North Warwickshire & Bedworth Conservative Association Association Representative of Warwickshire Conservative Area Association	
	J. Glass	None	None	
	D. Gissane		Member of Warwickshire County Council	
	C. Golby		Member of Warwickshire County Council	
	S. Gran		Member of Warwickshire County Council	
	J. Gutteridge	Startin Tractors	Representative on the following Outside Bodies: • Age UK (Warwickshire Branch)	To speak and vote on any matters involving the Borough Plan related to land at Leyland Road Bulkington
	W.J. Hancox		Unite the Union Representative on the following Outside Bodies: • Building Control Partnership Steering Group • Hammersley Smith & Orton Charity	
	L. Hocking	Employed by Openreach	Member of: • Unite the Union • Communication Workers Union	
			Representative on the following Outside Bodies: • Committee of Management of Hartshill and Nuneaton Recreation Ground	
	J.A. Jackson	Any matter relating to the employment policies and procedures of Nuneaton & Bedworth Borough Council or any matter relating to the contractual arrangements with Sport & Leisure Management Ltd.	Unite the Union	Dispensation to speak and vote on matters that do not relate specifically to her husband's contract of employment.
			Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited	Dispensation to speak and vote
			Representative on the following Outside Bodies: • Coventry, Warwickshire & Hinckley and Bosworth Joint Committee • District Leaders • Local Government Association • Local Enterprise Partnership	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			<ul style="list-style-type: none"> West Midlands Combined Authority 	
	K.A. Kondakor		Member of Warwickshire County Council	
	A. Llewellyn-Nash	Employee of BMI Healthcare	<p>Treasurer of Exhall Multi-cultural Group</p> <p>Governor at Newdigate Primary and Nursery School, Bedworth</p>	
	I. Lloyd		Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited.	Dispensation to speak and vote
			<p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> Nuneaton & Bedworth Sports Forum Camp Hill Urban Village and Pride in Camp Hill Poor's Piece Charity Committee of Management of Hartshill & Nuneaton Recreation Group 	
	B.J. Longden		Daughter and son-in-law work in the NHS	
			Member of the Stockingford Community Centre	
			Ex-Officiate of the Veterans Contact Point Board	
			<p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> George Eliot Hospital NHS Trust – Public/User Board George Eliot Hospital NHS Foundation Trust Governors Armed Forces Covenant Meeting Astley Charity 	
	B. Pandher		<p>Member of Warwickshire County Council</p> <p>Treasurer & Trustee of Nanaksar Gurdwara Gursikh Temple;</p> <p>Coordinator of Council of Sikh Temples in Coventry;</p> <p>Secretary of Coventry Indian Community;</p> <p>Trustee of Sikh Monument Trust</p> <p>Vice Chair Exhall Multicultural Group</p>	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	G.D. Pomfrett	None	None	
	N. Phillips	Employee of DWP	<p>Member of:</p> <ul style="list-style-type: none"> • A5 Sterling Group (Council Representative) • Nuneaton Labour CLP • The Fabian Society • The George Eliot Society • The PCS Union • Nuneaton Credit Union <p>Non-Executive Director with Nuneaton and Bedworth Community Enterprises Limited.</p>	<p>NABCEL – to speak and vote on any matter where the Council or Cabinet is asked to approve any funding arrangement; grant; or other legal instrument with the company but this dispensation shall not apply where any Non-Executive Director benefits from the arrangements in a personal capacity.</p>
	M. Rudkin	Employee of Coventry City Council	<p>Unite the Union</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • A5 Member Partnership • PATROL Joint Committee • Warwickshire Health & Wellbeing Board • Building Control Partnership Steering Group 	
	A. Sargeant		<p>Member of Warwickshire County Council Chairman of The Nook (Nuneaton) Residents Association. Chair of Attleborough Community Matters group. Chair of Attleborough Neighbourhood Watch Volunteer at Volunteer Friends Bulkington. Member of Nuneaton Carnival Committee</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Advice Rights 	
	J. Sargeant	Head of Retail – Life Charity	Board of Directors – Volunteer Friends, Bulkington	To speak and vote on any matters related to the Salvation Army Charity (SATCOL) or related bodies, unless the matter directly affects the contract of employment of the Councillor

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	J. Sheppard		<p>Partnership member of the Hill Top and Caldwell Big Local.</p> <p>Director of Wembrook Community Centre.</p> <p>Member of the Management Committee at the Mental Health Drop in.</p> <p>Champion for Safeguarding (Children & Adults)</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Local Government Superannuation Scheme Consultative Board • Warwickshire Direct Partnership • Warwickshire Waste Partnership • West Midland Employers • Nuneaton Neighbour Watch Committee 	<p>Dispensation to speak and vote on any matters of Borough Plan that relate to the Directorship of Wembrook Community Centre</p>
	T. Sheppard	Employee of Dairy Crest	<p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Warwickshire Adult Social Care and Health Overview and Scrutiny Panel 	
	R. Smith		<p>Chairman of Volunteer Friends, Bulkington; Board member of Bulkington Village Community and Conference Centre Trustee of Bulkington Sports and Social Club</p>	
	J.A. Tandy		<p>Partnership member of the Hill Top and Caldwell Big Local.</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Nuneaton Festival of Arts • Warwickshire Race Equality Partnership • Warwickshire Race Equality Partnership • West Midlands Combined Authority Audit Group 	
	R. Tromans	Director of RTC Ltd		

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	H. Walmsley	Chief of Staff to Julian Knight MP Self-employed Public Relations Consultant.	Chartered Institute of Public Relations	
	C.M. Watkins	Landlord of a privately rented property	Representative on the following outside bodies: <ul style="list-style-type: none"> • Nuneaton and Bedworth Home Improvement Agency. • Nuneaton and Bedworth Safer and Stronger Communities Partnership. • Safer Warwickshire Partnership Board. • Warwickshire Housing Support Partnership. • Warwickshire Police and Crime Panel. 	
	K.D. Wilson	Employee of the Courts Service	Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited	Dispensation to speak and vote

Council - Schedule of Declarations of Interests – 2020/2021

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	General dispensations granted to all members under s.33 of the Localism Act 2011			Granted to all members of the Council in the areas of: <ul style="list-style-type: none"> - Housing matters - Statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992 - An allowance, payment given to members - An indemnity given to members - Any ceremonial honour given to members - Setting council tax or a precept under the Local Government Finance Act 1992 - Planning and Licensing matters - Allotments - Local Enterprise Partnership
	J. Beaumont		Board member of Bulkington Community Library CIC in addition to an unpaid Manager of the library. Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton and Bedworth Older People’s Forum 	
	K. Brindley-Edwards	Teacher and Head of 6 th Form at Beauchamp College	Representative on the following Outside Body: <ul style="list-style-type: none"> • King Edward VI College Foundation - Trustee 	
	D. Brown	Employed by H.M Land Registry		
	S. Croft	Employed at Holland & Barrett Retail Ltd	Treasurer of the Conservative Association	
	G. Daffern	Teacher at Finham Park 2	Member of NEU Staff Governor – Finham Park 2, Local Governing Body.	
	S. Doughty	People in Action Cherville Limited	Unite the Union	
	P. Elliott	Employee of CW Mind’s Autism Support Service	Governor at Stockingford Nursery Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Friendship Project for Children 	
	K. Evans	UK Parliament	Executive Officer at the North Warwickshire & Bedworth Conservative Association	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Association Representative of Warwickshire Conservative Area Association	
	J. Glass	None	None	
	D. Gissane	Self employed trading as Huxo Creative	Member of Warwickshire County Council	
	C. Golby	IPT Administration Manager	Member of Warwickshire County Council	
	S. Gran		Member of Warwickshire County Council	
	J. Gutteridge	Startin Tractors	Representative on the following Outside Bodies: <ul style="list-style-type: none"> Age UK (Warwickshire Branch) 	To speak and vote on any matters involving the Borough Plan related to land at Leyland Road Bulkington
	W.J. Hancox		Daughter holds employment position within NBBC Unite the Union Representative on the following Outside Bodies: <ul style="list-style-type: none"> Building Control Partnership Steering Group Hammersley Smith & Orton Charity 	
	L. Hocking	Employed by Openreach	Member of: <ul style="list-style-type: none"> Unite the Union Communication Workers Union Representative on the following Outside Bodies: <ul style="list-style-type: none"> Committee of Management of Hartshill and Nuneaton Recreation Ground 	
	J.A. Jackson	Any matter relating to the employment policies and procedures of Nuneaton & Bedworth Borough Council or any matter relating to the contractual arrangements with Sport & Leisure Management Ltd.	Unite the Union <ul style="list-style-type: none"> Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited Director Coventry & Warwickshire Local Enterprise Partnership Representative on the following Outside Bodies: <ul style="list-style-type: none"> Coventry, Warwickshire & Hinckley and Bosworth Joint Committee District Leaders Local Government Association Local Enterprise 	Dispensation to speak and vote on matters that do not relate specifically to her husband's contract of employment. Dispensation to speak and vote

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Partnership <ul style="list-style-type: none"> • West Midlands Combined Authority 	
	K.A. Kondakor		Member of Warwickshire County Council 100PERCENTRENEWABLEUK LTD	
	A. Llewellyn-Nash	Employee of BMI Healthcare	Treasurer of Exhall Multi-cultural Group Governor at Newdigate Primary and Nursery School, Bedworth	
	I. Lloyd		Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited.	Dispensation to speak and vote
			Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton & Bedworth Sports Forum • Camp Hill Urban Village and Pride in Camp Hill • Poor's Piece Charity • Committee of Management of Hartshill & Nuneaton Recreation Group 	
	B.J. Longden		Daughter and son-in-law work in the NHS	
			Member of the Stockingford Community Centre	
			Ex-Officiate of the Veterans Contact Point Board	
			Representative on the following Outside Bodies: <ul style="list-style-type: none"> • George Eliot Hospital NHS Trust – Public/User Board • George Eliot Hospital NHS Foundation Trust Governors • Armed Forces Covenant Meeting • Astley Charity 	
	B. Pandher		Member of Warwickshire County Council Treasurer & Trustee of Nanaksar Gurdwara Gursikh Temple; Coordinator of Council of Sikh Temples in Coventry; Secretary of Coventry Indian Community; Trustee of Sikh Monument Trust	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Vice Chair Exhall Multicultural Group	
	G.D. Pomfrett	None	None	
	N. Phillips	Employee of DWP	<p>Member of:</p> <ul style="list-style-type: none"> • A5 Sterling Group (Council Representative) • Nuneaton Labour CLP • The Fabian Society • The George Eliot Society • The PCS Union • Nuneaton Credit Union <p>Non-Executive Director with Nuneaton and Bedworth Community Enterprises Limited.</p>	<p>NABCEL – to speak and vote on any matter where the Council or Cabinet is asked to approve any funding arrangement; grant; or other legal instrument with the company but this dispensation shall not apply where any Non-Executive Director benefits from the arrangements in a personal capacity.</p>
			<p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • A5 Member Partnership • PATROL Joint Committee • Warwickshire Health & Wellbeing Board • Building Control Partnership Steering Group 	
	M. Rudkin	Employee of Coventry City Council	Unite the Union	
			<p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Bedworth Neighbourhood Watch Committee 	
	A. Sargeant		<p>Member of Warwickshire County Council Chairman of The Nook (Nuneaton) Residents Association. Chair of Attleborough Community Matters group. Chair of Attleborough Neighbourhood Watch Volunteer at Volunteer Friends Bulkington. Member of Nuneaton Carnival Committee</p>	
	J. Sargeant	Head of Retail – Life Charity	Board of Directors – Volunteer Friends, Bulkington	To speak and vote on any matters related to the Salvation Army Charity (SATCOL) or related bodies, unless the matter directly affects the contract of employment of the Councillor

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	J. Sheppard		Partnership member of the Hill Top and Caldwell Big Local. Director of Wembrook Community Centre. Member of the Management Committee at the Mental Health Drop in. Champion for Safeguarding (Children & Adults) Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Local Government Superannuation Scheme Consultative Board • Warwickshire Direct Partnership • Warwickshire Waste Partnership • West Midland Employers • Nuneaton Neighbour Watch Committee 	Dispensation to speak and vote on any matters of Borough Plan that relate to the Directorship of Wembrook Community Centre
	T. Sheppard	Employee of Dairy Crest	Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Warwickshire Adult Social Care and Health Overview and Scrutiny Panel 	
	R. Smith		Chairman of Volunteer Friends, Bulkington; Board member of Bulkington Village Community and Conference Centre Trustee of Bulkington Sports and Social Club	
	J.A. Tandy		Partnership member of the Hill Top and Caldwell Big Local. Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton Festival of Arts • Warwickshire Race Equality Partnership • Warwickshire Race Equality Partnership • West Midlands Combined Authority Audit Group 	
	R. Tromans	Director of RTC Ltd		
	H. Walmsley	Chief of Staff to Julian Knight MP	Chartered Institute of Public Relations	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	C.M. Watkins	Landlord of a privately rented property	Representative on the following outside bodies: <ul style="list-style-type: none"> • Nuneaton and Bedworth Home Improvement Agency. • Nuneaton and Bedworth Safer and Stronger Communities Partnership. • Safer Warwickshire Partnership Board. • Warwickshire Housing Support Partnership. • Warwickshire Police and Crime Panel. 	
	K.D. Wilson	Employee of the Courts Service	Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited	Dispensation to speak and vote

Agenda Item No 8

9. PUBLIC PARTICIPATION

9.1 General

At each ordinary meeting of the Council, [20] minutes (which can be extended at the discretion of the Mayor) shall be set aside for questions or statements from the public gallery by any resident of the borough in relation matters in respect of which to which the Council has powers or duties or which affect the Borough.

9.2 Notice of questions and statements

No such question shall be asked or statement made unless it shall have been delivered in writing to the Managing Director no later than 12 noon on the day before the meeting of the Council.

9.3 Scope of questions and statements

The Managing Director may reject a question or statement if it:

- is not about a matter for which the Council has a responsibility or which doesn't affect the borough;
- is defamatory, frivolous or offensive;
- is substantially the same as a question or statement which has been put at a meeting of the Council in the past six months; or
- requires or involves the disclosure of confidential or exempt information.

9.4 The Mayor will invite the relevant Cabinet Member or Committee Chair to give a reply. Such reply shall not exceed 5 minutes. In the case of a question, on the discretion of the Mayor, a supplementary question may be asked if arising directly from the reply, provided that the original allocation of 5 minutes is not exceeded. The Mayor may reject a supplementary question on any of the grounds detailed in paragraph 9.3 above.

9.5 Time Limit and Number of questions

No question or statement shall exceed 3 minutes. In the event of there being more than one question or statement, the Managing Director will draw lots to determine the order in which the questions shall be asked or statements made. At the expiry of the 20 minute period, or such period as may be agreed by the Mayor, or after the reply to the final question or statement, whichever shall first occur, the Council will proceed to the next business.

Cabinet Report to Council, 15th July 2020

1. Introduction

This report deals with the Cabinet meetings held on 11th March, 27th May and 24th June 2020.

It also includes details of any reports from the West Midlands Combined Authority Board, which have, or may have in the future, a direct impact on NBBC, namely the Board meeting of 5th June 2020.

2. 11th March, 2020 Cabinet Meeting

a) Planning, Development and Health Portfolio – Councillor N. Phillips
Supplementary Planning Documents (SPD) Adoption (Key Decision)

The SPD's for Affordable Housing, Air Quality, Concept Plans, Hot Food Takeaway and Sustainable Design and Construction were approved by Cabinet to be recommended to full council for consideration. The SPDs provide more detailed advice and guidance in relation to the implementation and interpretation of certain planning policies, with the aim of delivering sustainable development. These documents if adopted at Council will sit alongside the Borough Plan.

b) Planning, Development and Health Portfolio – Councillor N. Phillips
Town Centre Area Action Plan – Issues and Options (Key Decision)

The Town Centre Area Action Plan was submitted and approved by Cabinet. The Plan's purpose is to produce a vision for the Nuneaton and Bedworth Town Centres, objectives to achieve the vision, policies to guide development and act as a promotional tool for articulating the vision for the area. The AAP will therefore align with other Council documents such as the Transforming Nuneaton Prospectus and Capacity Study, the Bedworth Town Centre Vision and the Leisure and Parks Planning Guidance work.

c) Housing and Communities Portfolio – Councillor C. Watkins
Submission of Draft Business Case to Future High Streets Fund (Key Decision)

Cabinet approved the draft business case for submission to the Future High Streets Fund. The draft business case considered the feasibility and viability for ambitious plans to help regenerate Nuneaton Town Centre and make significant contributions towards delivering the long-term aims of the Transforming Nuneaton initiative. The total funding requested to the Future High Streets Fund is in the region of £13.6m.

3. 27th May, 2020 Cabinet Meeting

a) Finance and Civic Affairs Portfolio – Councillor J. Jackson COVID-19 Response and Impact

The Executive Director – Resources provided Cabinet with an update on the Council's response to the COVID-19 emergency and the financial and service impacts that COVID-19 has had on the Council.

The Council declared a Major Incident via the Senior Management Team on 24th March. The Council during this time has worked with partners, including the County Council and a range of Voluntary organisations to rapidly deliver a range of critical front line support to assist the vulnerable within its community, whilst also maintaining other services for the public, such as housing, and environmental health and almost its full range of refuse collection and recycling services.

It cannot be underestimated the financial implications on the Council, particularly its income streams, have been far more drastic and may have a significant impact on the resilience and sustainability of the council. The government funding of £1.3m received so far is less than half of the estimated total impact.

Cabinet noted the Council's response to the emergency and thanked staff and the community for all their hard work during this unprecedented time.

b) Finance and Civic Affairs Portfolio – Councillor J. Jackson Discretionary Grant Scheme (Key Decision)

This report came to Cabinet for urgent approval. On 2nd May the government announced an additional fund, aimed at some small businesses who were not eligible for either of the previous funds. The fund would be fixed at 5% of the Councils estimated spend on the small business and Retail, Leisure & Health grants. The Council's confirmed allocation for this initiative is £952,000 which represents the totality of the funding pot available. The Discretionary Grant Scheme will award businesses who qualify under the scheme criteria a grant of upto £10,000. This item was approved and not subject to call in to enable the funding to reach businesses who are struggling during the lockdown period and in urgent need of cash to enable re-opening.

c) Finance and Civic Affairs Portfolio – Councillor J. Jackson Coronavirus Business Interruption Loan Scheme – Loan Agreement with Coventry and Warwickshire Reinvestment Trust. (Key Decision)

The Executive Director – Resources presented the urgent report to Cabinet seeking approval for a loan of up to £250,000 to the Coventry and Warwickshire Reinvestment Trust who in turn can provide loans using the Coronavirus Business Interruption Loan Scheme to small businesses in the Borough affected by COVID-19. The loans are backed by a government guarantee of 80% of the loan amount.

Cabinet approved the recommendations in the report and that it was marked not for call in to enable the funding to reach as many businesses in need of cash as soon as possible.

4. 24th June, 2020 Cabinet Meeting

a) Planning, Development and Health Portfolio – Councillor N. Phillips
Updated Supplementary Development Plans (SPDs) (Key Decision)
The updated SPDs were brought back to Cabinet for further approval due to there being significant changes made to the SPDs since Cabinet approved them in March 2020. The SPDs were approved to be recommended to Council for adoption.

b) Finance and Civic Affairs Portfolio – Councillor J. Jackson
COVID-19 Recovery
The Executive Directors provided a report to Cabinet detailing the Council's approach to recovery from the current COVID-19 pandemic this was set out in terms of organisational, economic and health and community.
To summarise:

Organisational

- Senior managers are ensuring that the Town Hall and other corporate buildings are 'Covid' secure by taking measures such as increased cleaning in high volume areas, one way systems, Perspex screens and additional hand sanitiser stations.
- Contact centres are remaining closed for face to face except in exceptional circumstances.
- Employees are still asked to work from home wherever possible in accordance with government guidance and hot desking will not be allowed for the foreseeable future.
- Council meetings are now taking place remotely via Microsoft teams and are live streamed.
- Other services are looking at stepping back up subject to appropriate risk assessments and consultation such as Housing Repairs which was limited to emergency repairs only.
- Museum, Civic Hall, Community Centres and Leisure Centres remain closed until July at the earliest in line with current government guidance.
- From the 1st June the Grounds Maintenance contractor began a full service (with social distancing in place and amended practices).

Economic

- Economic recovery will be a key focus in the short and medium term given the significant impact that COVID continues to have on the national economy.
- 76% of Local Authorities will not recover their expected level of output based on the pre-crisis trend after 5 years. Vulnerable places will fall further behind.
- Within Warwickshire, Nuneaton & Bedworth is considered moderate in its vulnerability this is partly due to the high proportion of jobs in the health and care sector which haven't been affected in the same way.

- The Warwickshire Recovery Advisor Group agreed a number of specific economic recovery themes these include, impact of SME's, Transport and infrastructure, tourism, planning, construction, town centres and business support.
- The Council has been working closely with CWLEP, Growth Hub, Coventry and Warwickshire Chamber of Commerce and Federation of small businesses during the COVID response phase in order to share intelligence on local economy and support measures available.
- The Council has paid over £18.5m of grants to small businesses under the government scheme.
- The Council also recently launched its Discretionary Business Grant Scheme. A total of 141 applications were received and now being processed.
- Cabinet in May agreed a loan of £250k to the Coventry and Warwickshire Reinvestment Trust to assist local businesses with cashflow requirements. The legal agreement is now being finalised.
- On the 10th June the Secretary of State for MHCLG wrote to all Councils with a call for Capital Projects that could be delivered within the next 18months. These could generate new activity; help create jobs and raise overall demand in the economy.

Community and Health

- From 23rd March to 3rd June as part of 'everyone in' instruction 93 (predominately single people) have been placed in temporary accommodation. The increase in homelessness is an unprecedented situation, not only in Nuneaton and Bedworth but across the country. The Council has 124 households occupying temporary accommodation as at 3rd June 2020.
- The Council has used several of its empty properties, furnished and fitted out for temporary self-contained accommodation enabling households with children, in particular, to be able to self-isolate should they need to and also reduce the risk of infection.
- The Council is continuing to 'Direct Match' homeless households to available unallocated and suitable empty properties to relieve pressure on temporary accommodation.
- Coventry, Warwickshire and Solihull are a 'beacon council' for the Test, Track and Trace (TTT) programme. The Local Outbreak Plan is currently being put together and a very early draft has been shared. Majority of cases will be handled by a national team of call handlers, but more complex cases will be dealt with locally and it is anticipated that there may be a role for the Council on these.

Other items considered

- a) Delivering our Future – Assessment Plan
Finance and Civic Affairs Portfolio – Councillor J. Jackson
- b) Quarterly Review of Strategic Performance (End of Year 2019/20)
Finance and Civic Affairs Portfolio – Councillor J. Jackson
- c) Rough Sleeper Initiative – Year 2 (Key Decision)
Housing and Communities Portfolio – Councillor C. Watkins

- d) National Non Domestic Rates Discretionary Retail Discount Policy
Finance and Civic Affairs Portfolio
- e) Results of the Consultation on Future Leisure Facilities Proposals
Arts and Leisure Portfolio
- f) CCTV Tender (Key Decision)
Planning, Development and Health Portfolio

5. **West Midlands Combined Authority (WMCA)**

The WMCA Board meeting and AGM took place remotely on 5th June 2020. The following decisions were taken that may have some impact on the Council:

- A review of the Annual Plan for 2020/21 took place
- The application from Warwick District Council for 'Observer' status was approved. WDC can then decide if they wish to apply for formal Non-Constituent Member status.
- Economic Recovery – the ongoing work across the WMCA, local authorities and LEP's to develop employment and skills activities to support recovery plans was noted

Separately, the WMCA are also chairing the Regional Coordination Group (RCG), which meets fortnightly and is leading the approach to recovery from COVID19. The Council is a member of the RCG.

The WMCA have made a bid to Government for a total of £3.2b of funding to enable the whole of the WMCA area to deal with the economic and social effects of Covid-19 and assist the region in its recovery.

6. **Conclusion**

This report is presented on behalf of Cabinet, and, as always, my colleagues and I are only too happy to take any questions in relation to this report.

Councillor J.A. Jackson
Leader of the Council on behalf of Cabinet

NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Council

Date: 15th July 2020

From: Director – Democracy, Planning & Public Protection

Subject: Licensing Committee

1. Purpose of Report

1.1 To amend the arrangements for the chairing of Licensing Committee.

2. Recommendation

2.1 That Councillor Hancox be appointed as chair of the Licensing Committee for the remainder of the municipal year; and

2.2 Proposals for the Licensing Committee be considered at the next Annual Council meeting in 2021.

3. Background

3.1 The Licensing Committee has, over the last 18 months, experienced a significant decrease in workload, leading to the cancellation of a number of meetings. In view of this, and with a view to making a saving on Special Responsibility Allowances, the Leader of the Council has requested that Council amend the membership of the Committee to appoint the Chair of Planning Applications Committee as Chair of both Committees.

3.2 The Council's Allowances Scheme was last approved on the 12th July 2017 and retained the Rule that a member may only receive one Special Responsibility Allowance (SRA) (Minute CL25 b)). Accordingly, there will be a small saving arising from the loss of the Licensing Committee SRA.

3.3 As Councillor Hancox is already a member of the Licensing Committee, no further changes are required to give effect to this proposal. However, it does give an opportunity to review the workload of the Licensing Committee, in advance of the 2021 Annual Council meeting. The proposal is, therefore, to appoint the Chair of Planning Applications Committee for the remainder of the municipal year and the position be considered further at the next Annual Council.

PHILIP RICHARDSON

Agenda Item No 13

Report to: Internal Overview & Scrutiny Panel - 19th March 2020

Title: Overview & Scrutiny Annual Report 2019-20

Date Made	OSP	Item	Added Value - Social, Policy or Financial	Outcome	Date Implemented	Date of next Review	Recommendations	Response
06/06/2019	IOSP	Managing Attendance of the Council's Workforce - The HR Officer submitted a report to the Panel detailing the 2018/19 end of year performance for Sickness Absence, work activity and trends relating to Attendance Management of the Council's Workforce.		The report be noted.	06/06/2019	Jun-20	None	N/A
06/06/2019, 12/09/2019, 19/12/2019	IOSP	Integrated Performance Report - The Audit and Governance Manager and Governance, Risk Management and Performance Officer, submitted quarterly reports to provide the Panel with the appropriate performance measures, budget information and risk data for service areas within the scope of the Panel.		a) a report be submitted to a future meeting of the Panel detailing freedom of information requests over a three month; b) the Risk Register be included in the report for the next meeting of the Panel c) briefing note be provided to outline the impact of a change in rateable value of Council assets.	a) 12/09/2019 b) 19/12/2019 c) ongoing	June 2020, September 2020, December 2020, March 2021	None	N/A
06/06/2019	IOSP	Overview and Scrutiny Guide 2019/20 - The Director – Arts, Leisure and Democracy submitted a report seeking the Panel's view on the updated version of the Overview and Scrutiny (OSP) Guide for the Committee Period 2019/20.		a) the OSP Guide be amended, as above and, subject to approval by the External Overview and Scrutiny Panel, a recommendation be made to Council that the revised OSP Guide be approved; and b) a copy of the revised and approved Council Procedure Rules be provided to all Members of the Council prior to the Council Meeting on Monday, 10th June, 2019.	a) 11/09/2019 b) 10/06/2019	N/A	Recommendation to Council on 11/09/2020	Recommendation not approved
12/09/2019	IOSP	Formal Complaints and Freedom of Information Requests A report from the Director - Customer Services and Business Improvement provided information on the reporting and monitoring of formal complaints and Freedom of Information requests.		a) the contents of the report be noted; and b) additional information regarding escalated cases, stage 2 of the Formal Complaints process, be included in future reports.	Ongoing	Sep-20	None	N/A
12/09/2019	IOSP	Monitoring of the Grounds Maintenance Contract A report from the Acting Parks and Countryside Manager provided the Panel with information on the performance of the grounds maintenance contracts provided by Glendale Grounds Management. A presentation was given to the Panel of the arrangements and terms of the new Grounds Maintenance contract with Glendale which would come into operation in November.		a) the contents of the report be noted; and b) Glendale Grounds Maintenance be requested to arrange a demonstration of its grounds maintenance microsite at the earliest opportunity for all Members of the Council.	27/11/2019	Sep-20	All Member demonstration by Glendale	Demonstration to all members held 27/11/2019

12/09/2019	IOSP	Voluntary and Community Sector Performance Reports The Director - Housing, Communities and Economic Development submitted a report on quarter three and four performance relating to the Voluntary and Community Sector organisations which worked with the Council.	a) that the report be welcomed and the Panel's best wishes for the future be extended to David Gooding.	12/09/2019	Sep-20	None	N/A
12/09/2019	IOSP	Local Council Tax Support Scheme The Director - Finance and Procurement submitted a report which provided information on the proposed suggestions to the Local Council Tax Support Scheme.	a) that the report be noted; and b) the report submitted to Cabinet with the final proposals, together with any comments made by Cabinet, be brought back to this Panel at its meeting on 14 November 2019.	13/11/2019	N/A	Recommendation to Cabinet Meeting 13/11/2019	Recommendation approved
14/11/2019	IOSP	Local Council Tax Support Scheme Further to Minute I15, Cabinet approved that the report containing the final proposals, submitted to its meeting held on 13th November 2019, be taken back to the Internal Overview and Scrutiny Panel meeting of 14th November, 2019. An extract from the Draft Minutes of the Cabinet Meeting held on 13th November, 2019, detailing Minute CB46 Local Council Tax Support, was submitted to the Panel.	a) the Local Council Tax Support Scheme final report and Minute CB46 be noted; and b) the Panel welcomed the Cabinet's decision on the scheme.	14/11/2019	N/A	None	N/A
14/11/2019	IOSP	SLM Annual Report A presentation was made to the Panel by Simon Fearn, Everyone Active's Area Contract Manager, providing customer comments and usage statistics for the Borough's sport and leisure sites. The presentation also outlined activity and programme development, community development and the take up of Passport to Leisure broken down by Ward.	a) that the contents of the presentation be noted and Simon Fearn be thanked for his attendance at the meeting.	14/11/2019	Nov-19	None	N/A
14/11/2019	IOSP	Leisure Development Options The Head of Leisure submitted a report to provide the Panel with information on three leisure development proposals, including Destination Parks Concept Planning (Miners Welfare and Riversley Parks), in order to provide a strategic vision for leisure and open space facilities. The Nuneaton and Bedworth Strategic Outcomes Planning Guidance Report (SOPG) was submitted as Appendix A to the report and outlined a vision for change, shared local outcomes, place insight and interventions. Concept plans were also circulated in advance of the meeting and displayed for the Panel's information.	a) thanks be given for the hard work that had gone into the development of these proposals; and b) Panel Members consider the options detailed in the report and provide feedback to the Cabinet Member for Arts and Leisure.	Ongoing	N/A	Comments to be fed back to the Cabinet Member for Arts and Leisure	N/A

19/12/2019	IOSP	<p><u>Capital and Asset Strategy and Asset Management Action Plan 2016- 2019 Update Report</u></p> <p>The Executive Director – Operations submitted a report to update the Panel on the progress to date with the Capital and Asset Strategy and Asset Management Action Plan for the period 2016-2019, as attached at Appendix 1 of the report.</p>	<p>a) the progress to date with the Capital and Asset Strategy and Asset Management Action Plan for the period 2019-2019, be noted; and</p> <p>b) the new Capital and Asset Strategy and Asset Management Action Plan be developed for the period 2020 onwards and be brought to the Panel as soon as possible in 2020 for consideration and comment.</p>	Ongoing	Dec-19	None	N/A
19/12/2019	IOSP	<p><u>Car Park Charging Working Group</u></p> <p>Councillor J. Tandy, a member of the Car Park Charging Working Group, in absence of the Chair, presented a report to advise the Panel of the work undertaken by the Working Group and present its findings and recommendations, as detailed in Appendix A to the report.</p>	<p>a) the findings of the review, as detailed in Appendix A to the report be noted;</p> <p>b) the information above be provided to the relevant Members; and</p> <p>c) the actions listed in Appendix A be recommended to the Cabinet Portfolio Holder for Planning, Development and Health for consideration.</p>	15/01/2020	N/A	Actions recommended to the Portfolio Holder for Planning, Development and Health at Cabinet Meeting of 15/01/2020	Under consideration by Portfolio Holder.
19/12/2019	IOSP	<p><u>Update on Development in Nuneaton Town Centre</u></p> <p>The Head of Estates and Emergency Planning submitted a report presenting the current position relating to development in Nuneaton Town Centre, as detailed in Appendix A attached to the report. The Panel received an update in regards to page 65 of Appendix A – Acquisition Strategy/ Site Assembly, in that all parties affected had been actively engaged with in negotiations and discussions regarding alternative locations.</p>	<p>a) that the progress and future development opportunities in Nuneaton Town Centre be noted.</p>	19/12/2019	Dec-20	None	N/A
23/01/2020	IOSP	<p><u>Waste Management Performance Report</u></p> <p>The Head of Waste and Transport submitted a report providing the Panel with a waste management and environmental enforcement services update. The Contract Management and Environment Officer attended the meeting with the Head of Waste and Transport to answer any questions from the Panel.</p>	<p>a) the contents of the report be noted; and</p> <p>b) the additional information detailed above be provided to the panel.</p>	28/02/2020	Jan-21	None	N/A
23/01/2020	IOSP	<p><u>Empty Homes Review</u></p> <p>The Director – Housing, Communities and Economic Development submitted a report containing information relating to the level of empty homes within the borough and the level of void properties with NABCEL.</p>	<p>a) the content of the report be noted;</p> <p>b) the Director – Housing, Communities and Economic Development carry out research to determine the possible reasons behind the increase in empty homes and to report findings back to the Panel; and</p> <p>c) a recommendation be made to the Portfolio Holder for Housing and Communities that a full-time Empty Homes Officer be appointed.</p>	05/02/2020	N/A	Recommendation to Portfolio Holder for Housing and Communities reported to Cabinet 05/02/2020	Under consideration by Portfolio Holder.

23/01/2020	IOSP	<p><u>Review of the provision for new allotments within any area of the Bedworth, Exhall, Ash Green and Keresley sites earmarked for housing development on the adopted Nuneaton and Bedworth Borough Local Plan</u></p> <p>The Head of Planning submitted a report detailing the new allotment provision within the adopted Local Plan and how this would be considered in the determination of Planning Applications.</p>	<p>a) the contents of the report be noted; and b) the information requested above be provided to the Panel.</p>	23/01/2020	N/A	None	N/A
23/01/2020	IOSP	<p><u>Planning Portal for viewing Planning Applications</u></p> <p>The Head of Planning submitted a report providing the Panel with information regarding the new planning portal on the Council's website where the public view the details submitted as part of Planning Applications.</p>	<p>a) the contents of the report be noted; and b) a recommendation be made to the Portfolio Holder for Planning, Development and Health, that if possible, the Communications team create a video explaining how to navigate and use the system.</p>	05/02/2020	N/A	Recommendation to Portfolio Holder for Planning, Development and Health reported to Cabinet 05/02/2020	Under consideration by Portfolio Holder.

OSP Briefing Notes: Active for Life (Annual report 2018/19 & 6 month report to September 2019), Air Quality Management (Annual Report), Gresham Road Depot (Lessons Learned Report), Welfare Reform, Allotment Strategy Action Plan

NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Cabinet - 24th June 2020

From: Director – Democracy, Planning and Public Protection

Subject: Supplementary Planning Documents (SPDs) - Adoption

Portfolio: Planning, Development and Health (Councillor Neil Phillips)

Delivering Our Future Theme:

Delivering Our Future Priority:

1. Purpose of Report

The purpose of this report is to seek Full Council approval to adopt the following Supplementary Planning Documents (SPDs):

- Affordable Housing SPD
- Air Quality SPD
- Concept Plan SPDs (for the Strategic Housing and Employment Sites)
- Planning for a Healthier Area – Hot Food Takeaways SPD
- Sustainable Design and Construction SPD

2. Recommendations

It be recommended to Council that:

2.1 The following SPDs be adopted:

- Affordable Housing SPD
- Air Quality SPD
- Concept Plan SPDs (for the Strategic Housing and Employment Sites)
- Planning for a Healthier Area – Hot Food Takeaways SPD
- Sustainable Design and Construction SPD

2.2 Subject to 2.1 above, as soon as reasonably practicable, Council:

- (a) Make available in accordance with regulation 14 of the Town and Country Planning (Local Planning)(England) Regulations 2012 (as amended) –
 - (i) The supplementary planning documents; and

(ii) An adoption statement

- 2.3 Subject to consultation with the Cabinet member for Planning, Development and Health, make minor modifications to the plan prior to final publication, where these modifications correct typographical errors, amendments to numbering or cross referencing.

3. Background

- 3.1 The Nuneaton and Bedworth Borough Plan was adopted on the 11th June 2019. The Borough Plan makes reference to the production of Supplementary Planning Documents (SPDs). SPDs provide more detailed advice and guidance in relation to the implementation and interpretation of certain planning policies, with the aim of delivering sustainable development. SPDs do not form part of the development plan for the Borough, but they are a material consideration when determining planning applications.
- 3.2 The SPDs have been agreed or requested by the Planning Inspector as part of the Borough Plan Examination process and the timetable associated with the production of the SPDs is set out in the Council's Local Development Scheme, which was approved by Cabinet on the 4th September 2019.
- 3.3 The SPDs were subject to an 8 week public consultation running from 14th October to 9th December 2019. The consultation was undertaken in accordance with the Council's adopted Statement of Community Involvement (SCI) and the Town and Country Planning (Local Planning)(England) Regulations 2012.
- 3.4 In total, 744 responses were received from 95 stakeholders. In accordance with Regulation 12(a) of the above regulations, the Council has produced Consultation Statements for each of the SPDs. These set out who was consulted, summaries of the comments/issues raised and officer responses. These are included as Appendix F, but the key issues raised for each SPD are set out in section 4.
- 3.5 In March 2020, Cabinet approved the SPDs for consideration by Full Council. However, further minor amendments were required to provide additional guidance where necessary, to bring the SPDs in line with policy requirements and the Council's evidence base documentation, and to reflect the latest pre-application and planning application proposals. The updated SPDs were approved at the June 2020 Cabinet. Further amendment have also been made (for example to the HSG4 Concept Plan) to ensure that the public rights of way information shown on plans mirrors the Warwickshire Definitive Map.

4. Body of Report

SPD scope, content and issues raised

Each SPD is considered in turn below.

Affordable Housing SPD

- 4.1 The Affordable Housing SPD provides supplementary guidance to Borough Plan Policy H2 - Affordable Housing. The document reaffirms the requirement for 25% affordable housing provision for 15 dwellings or more, and provision of 2 dwellings for developments of 11-14 dwellings. The SPD also states that affordable housing will be required for developments exceeding 1000m². The SPD provides guidance on affordable housing for rent, starter homes, discounted market sales housing and other affordable routes to home ownership (e.g. shared ownership, relevant equity loans, low cost homes for sale and rent to buy). In addition, the document provides the Council's preferred tenure percentages (i.e. 74% social or affordable housing for rent/ 26% intermediate housing). This reflects discussions held with the Council's Housing Strategy team to ensure that the SPD reflects the requirements based on the latest Housing Register and Housing Strategy.
- 4.2 The SPD sets out the Council's expectations in terms of the design and location of affordable housing, timing of provision, accessibility and car parking. The SPD also addresses the issue of viability, and sets out the process for developers to follow where affordable housing provision is considered unviable, or where off-site provision is considered necessary. There is also additional guidance on section 106 arrangements, ongoing management/maintenance and occupancy.

Consultation feedback on the Affordable Housing SPD

- 4.3 Eight consultees commented on the SPD, the majority of which were developers or agents operating on behalf of landowners or developers. The main issues raised/ requirements include:
- Greater flexibility to allow for provision of less or no affordable housing where viability dictates
 - The need for flexibility with regard to tenure mix
 - Greater clarity in terms of 'clustering' of affordable units and how 'least desirable locations' are defined.
 - Flexibility in respect of how market changes may require renegotiation of affordable housing
 - Flexibility to allow signing of the s106 agreement beyond the 6 month time limit
 - Density should not be a factor in determining the number of affordable homes.

- 'Good access' to local services should be defined for extra care housing to provide clarity for developers or providers
- The need for an updated Strategic Housing Market Assessment (SHMA)
- A process to allow other providers to be registered with the Council
- Removal of the requirements checklist
- Clarity over the discrepancy between the tenure requirements set out in the SPD and the recommendations of the SHMA
- Affordable units should be exempt from the requirement for 35% accessible and adaptable dwellings.
- Holding affordable housing in perpetuity is not reasonable as it can affect site viability

4.4 No fundamental changes have been made to the SPD, although some additional clarification has been provided where necessary, such as in relation to affordable housing clustering.

Air Quality SPD

4.5 The Air Quality SPD provides supplementary guidance to Borough Plan Policies HS2 – Strategic Accessibility and Sustainable Transport and BE3 – Sustainable Design and Construction. The Borough has two defined Air Quality Management Areas (AQMAs) due to their annual average concentrations of nitrogen dioxide– Leicester Road Gyratory AQMA and Midland Road to Corporation Street AQMA - and this is covered in the SPD. The document also addresses the types of development or proposals that may give rise to air quality impacts including:

- developments that will generate significant amounts of traffic movements and/or deliver 100 or more car parking spaces;
- proposals that will cause an increase in heavy duty vehicles
- proposals that will introduce or significantly alter congestion and/or road infrastructure
- developments where significant demolition and construction works are proposed (including those where non-road mobile machinery is used such as bulldozers, cranes, diggers etc)
- developments where a combustion unit of thermal input >300kWh is proposed
- biomass boiler applications
- power generation units regulated by the Environment Agency

4.6 The SPD specifies a 3 stage assessment process: 1. classifying the development proposal; 2. assessing and quantifying the impact on local air quality; and 3. determining the level of mitigation required to make the scheme acceptable. Guidance is provided for each stage. In particular, the SPD addresses the concept of appropriate mitigation, covering issues such as electric vehicle charging points, cycling and walking schemes and infrastructure, low emission vehicles and public

transport use.

- 4.7 The SPD aims to provide greater clarity to developers on the Council's expectations in terms of the assessment process and appropriate mitigation. The document has been developed in co-operation with the other Coventry and Warwickshire Local Planning Authorities, Environmental Health Officers and Public Health specialists. Adoption of the SPD will also help demonstrate the Council's commitment to meeting air quality requirements and delivering sustainable development in the Borough.

Consultation feedback on the Air Quality SPD

- 4.8 Eight consultees commented on the SPD. The main issues raised/ requirements include:
- The need for reference to, and assessment of impacts upon, Air Quality Management Areas proximate to the Nuneaton and Bedworth area – e.g. the Coventry AQMA – as well as identified 'hotspot' areas
 - The potential impacts on viability from provision of electric vehicle charging points
 - How trip generation and car parking are to be taken into account in the damage cost calculation
 - Reference to the fact that the PM2.5 levels exceed World Health Organisation guidance of 10ug/m3
 - The SPD needs to be more ambitious to ratchet standards up to move towards zero carbon. Limits should be lower and apply to both power and volume of air and there should be more stringent requirements for home insulation etc before permitting any new emissions
- 4.9 The responses have been reviewed in consultation with the Council's Environmental Health team. The officer comments, and the final SPD, have been prepared in conjunction with, and are supported by, the Council's Environmental Health Officer who specialises in air quality monitoring and assessment. The SDP will be kept under review and where necessary, updated to reflect any material legislative or policy changes.

Concept Plan SPDs

- 4.10 Paragraph 7.6 of the adopted Borough Plan states that detailed site concept plans will be created for housing and employment sites and adopted as Supplementary Planning Documents to sit alongside the Borough Plan. Concept Plans are required to ensure co-ordinated delivery of the allocations and associated infrastructure, thereby preventing haphazard outcomes for sites, particularly for those in

multiple ownership. The Concept Plans provide a visual representation of policy requirements and it is intended that they will inform detailed masterplans for submission at the planning application stage. The Concept Plans therefore show proposed locations for residential and employment land, spine roads, utility routes, primary and secondary schools, district/ local centres, allotments, possible vehicular access points and other key infrastructure.

- 4.11 The Concept Plans also provide information on each site's context including the surrounding area, views, landscape, habitat and biodiversity, highways and transport, local facilities, heritage, environment and utilities. This will help ensure that opportunities and constraints are considered as early as possible in the masterplanning process, helping to prevent issues in terms of site delivery and encouraging the timely delivery of the sites in accordance with the Council's housing and employment trajectories.

Consultation feedback on the Concept Plan SPDs

- 4.12 The responses were wide ranging across the sites and whilst the Consultation Statements provide the full list of issues raised for each concept plan, there were a number of common issues or themes:
- Objections to the principle of the site being developed for its designated use on the basis of need, or highway, air quality, ecological, heritage, amenity, landscape or hydrological impacts
 - Concerns over impact on infrastructure and infrastructure delivery
 - Requests for additional landscaping, or landscape buffers to provide additional protection to existing properties
 - Suitability of proposed access points and queries in relation to how existing public rights of way (PROW) will be addressed.
 - Accordance with latest pre-application or planning application proposals
 - Suitability of proposed locations for on-site infrastructure
- 4.13 The principle of the strategic sites being developed for the designated uses was established following the Examination and subsequent Adoption of the Borough Plan. However, all impacts would be assessed at the planning application stage following the submission of the necessary technical information in support of the planning application.
- 4.14 The requests for additional landscaping have been duly assessed but are not considered justified at this stage on the basis that the landscape buffers, as specified in the relevant Borough Plan policies, have a specific purpose and predominantly relate to the recommendations of the Landscape Assessments supporting the Borough Plan. Nonetheless, Policy SA1 requires that landscape features should be incorporated into the scheme design and existing hedgerows, hedgerow trees and specimen trees should be retained. Additional landscaping or landscape buffers may however be justified at the planning application stage once a detailed proposal is submitted

and once the impacts upon existing residents can be ascertained.

- 4.15 Some amendments have been made in relation to the proposed access points in order to bring the Concept Plans in line with the recommendations of the 2016 Strategic Transport Assessment and/or up-to-date advice provided by Warwickshire County Council. Nonetheless, a transport assessment would need to be submitted at the planning application stage to ascertain the highway and transportation impacts of the proposed development.
- 4.16 Changes have also been made to bring the concept plans in line with proposals submitted as part of the planning application process where it is considered that they provide overriding benefits compared to the original Concept Plan layout.

Planning for a Healthier Area – Hot Food Takeaways SPD

- 4.17 The Hot Food Takeaways SPD provides supplementary guidance to Borough Plan policy HS7 – Creating a Healthier Food Environment. The purpose of the document is to help improve the health of the residents of the Borough by controlling the appropriate locations of Hot Food Takeaways. The SPD sets out how applications for hot food takeaways (either as new build developments or changes of use) will be dealt with and elaborates on existing policy and evidence in relation to health and wellbeing. Restrictions on hot food takeaways is considered appropriate, as the Borough falls below the Warwickshire and national averages for a number of health indicators, including overweight and obesity levels.
- 4.18 The SPD reaffirms the policy requirement that hot food takeaways should be directed to Nuneaton and Bedworth town centres. Outside of the town centres, proposals will be permitted provided that:
- the proposal is not within 400m radius of a principal point of access to an existing secondary school or sixth form college (although this does not apply when the buffer zone overlaps with a centre boundary)
 - the proposal does not jeopardise the provision of an essential service
 - the proposal does not increase the number of units under the A5 use class to over 20% of the district and local centre's total usage
 - customer visits by car would not have an unacceptable impact on existing or proposed public transport provision, traffic movements, road or pedestrian safety
 - a sequential assessment is provided which demonstrates that there are no sequentially preferable sites.
- 4.19 The SPD clarifies that two adjacent outlets together within district and local centres is the maximum appropriate. Three or more adjoining

takeaways are considered to be excessive. Reduced clustering will increase variety of shop fronts and improve vitality within the centres.

- 4.20 The SPD also addresses the issue of opening times and requires that the following are taken into account:
- Impacts to residential amenity
 - Whether there is an existing night time economy in the area; and
 - Existing character and levels of activity and noise in the area.

Consultation on the Hot Food Takeaway SPD

- 4.21 Three consultees responded to the SPD. No substantive issues were raised, but the document was updated to bring it in line with the latest available information and guidance provided by Warwickshire County Council's Public Health team.

Sustainable Design and Construction SPD

- 4.22 The Sustainable Design and Construction SPD provides supplementary guidance to Borough Plan policy BE3, providing sustainable design considerations for residential and commercial developments, as well sustainable construction principles. The SPD sets out seven established principles for successful urban design: character; continuity and enclosure; quality of the public realm; ease of movement; legibility; adaptability; and diversity.
- 4.23 In pursuing high quality design, the SPD requires developers to address a range of considerations including local context, current use of buildings, ownership and tenure, street layout, patterns of development, residential amenity, site arrangement, built form, passive solar design, security and potential sources of pollution. The SPD also provides further guidance in relation to demonstrating compliance with the Building for Life 12 standard, meeting the requirement for 35% accessible and adaptable dwellings, and passive solar design and Secured by Design principles. The SPD includes a checklist for developers to submit with their application and will be used by officers to assess compliance with the policy.

Consultation on the Sustainable Design and Construction SPD

- 4.24 Twelve consultees responded to the SPD. The main issues raised/ requirements include:
- Additional flexibility should be provided to take account of the site context, constraints and viability – particularly in respect of requirements regarding parking, electric vehicle charging points, density, nationally described space standards, minimum 35% accessible and adaptable dwellings, solar orientation, locally sourced materials, thermal massing, cul-de-sacs etc.

- The sustainability checklist to be submitted in support of applications should be optional and is irrelevant for outline planning applications
- The wording for Policy BE3 in the SPD needs to be amended to mirror the wording of Policy BE3 in the Borough Plan

4.25 No fundamental changes were made to the SPD, although some additional clarification has been provided where considered necessary. Again, the proposed changes can be seen in the Consultation Statement for the SPD.

Next steps

4.26 If Council approves the SPDs, the documents will be adopted as Council guidance from the date of adoption. However, there will be a 3 month window whereby any person with sufficient interest in the decision to adopt the SPD may apply to the High Court for permission to apply for judicial review of the decision to adopt.

5. Conclusion

5.1 Council is recommended to adopt the SPDs as supplementary planning guidance.

6. Appendices

- Appendix A – Affordable Housing SPD
- Appendix B – Air Quality SPD
- Appendices C1-C16 – Concept Plan SPDs
- Appendix D – Planning for a Healthier Area – Hot Food Takeaways SPD
- Appendix E – Sustainable Design and Construction SPD
- Appendix F – Consultation Statements for each of the SPDs

7. Background Papers (if none, state none)

AGENDA ITEM NO 14b.

NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Local Plan Committee - July 1st 2020

From: Director – Democracy, Planning & Public Protection

Subject: Local Plan Review

Portfolio: Planning and Development and Health (Councillor Neil Phillips)

1. Purpose of Report

To update members of progress since the last report in January 2020.
(Attached as Appendix A)

2. Recommendations

The Committee recommend to Cabinet:

- 2.1 Subject to the publication of the revised Government guidance, a revised Local Development Scheme with a clear timetable for the review be reported to Cabinet by the end of September 2020, together with a first draft of the list of polices that will be suggested for review;
- 2.2 The work through the Joint Committee on a sub-regional basis be endorsed; and
- 2.3 The financial implications of abortive work be noted.

3. Background

3.1 Recent Developments

Since the last meeting of this committee, the first tranche of Supplementary Planning Documents are to be considered for adoption at the next meeting of Council, following public consultation.

In addition, the Town Centres Area Action Plan has been approved for consultation by Cabinet on the 11th March. The consultation exercise has been delayed because of the Covid-19 pandemic. However, now that it is possible for open air markets to operate, the options for the consultation are being updated with a view to starting the process.

There is a separate report on the Gypsies and Travellers Development Plan document for consideration at this meeting.

3.2 The next stages

The Next Stages are set out in the approved Local Development Scheme (LDS). These include:

- 3.2.1 A further tranche of Supplementary Planning Documents required by the adopted Local Plan. Officers are currently working on these.

- 3.2.2 Preparation of a Community Infrastructure Levy (CIL). The LDS timetable indicates that a report will be submitted to Cabinet in the late summer or early autumn. The CIL has the potential to increase the amount of monies available to mitigate the impact of development in the Borough, in addition to the planning obligations required in the Borough Plan from the strategic development sites. It is an essential tool for ensuring that the maximum benefit to local residents can be obtained from new development.

3.3 Early Review of the Local Plan

- 3.3.1 In accordance with Regulation 10A of the Town and Country Planning (Local Planning) (England) Regulations 2017 and paragraph 33 of the National Planning Policy Framework 2019, the Council must review the Borough Plan within five years of the date of adoption.

- 3.3.2 The purpose of a review is to ensure that the Plan is kept up to date and is responding to changing needs and circumstances. If an authority reviews its plan but decides not to update it, it must publish its reasons.

- 3.3.3 A review of a Local Plan can be either a complete review of all policies; or a selection of policies. The evidence base will dictate the appropriate approach to take as, clearly, where nothing has changed, there is nothing to be gained from reviewing that part of the plan. On this basis, it is anticipated that many of the policies in the adopted plan will not require significant updating. However, any review must be carried out in compliance with the Regulations. This means that relevant and up to date evidence must be available. To undertake a review, therefore, requires the evidence base to be refreshed or updated, as the case

may be. In accordance with the Regulations, no lawful decisions can be taken on an out of date evidence base.

- 3.3.4 In addition, the baseline for the plan period on review has to be extended by at least a further 5 years. The review of the plan will, therefore, need to take account of the anticipated needs of the Borough up to 2036. By implication, this will require significant work to determine the housing and employment needs for the Borough up to that date.
- 3.3.5 It is anticipated that some of the work can be undertaken in house, when the outstanding documents and other work mentioned above has been completed. More specialized or complex pieces of work will need to be out sourced.
- 3.3.6 As set out in the January report, work on the review of plans particularly in relation to a joint evidence base covering the whole of the sub-region is overseen by the Joint Committee of all Warwickshire Councils together with Coventry and Hinckley & Bosworth. The Joint Committee has endorsed continued joint working, which worked well and was seen as good evidence indicating the compliance with the Duty to Cooperate.

3.4 Refreshing the Evidence Base

- 3.4.1 The National Planning Policy Framework expects strategic policy-making authorities to follow the standard method in assessing local housing need. However, the Government's Guidance clearly states that this is only the starting point. The guidance goes on to state:

*"The standard method uses a formula to identify the minimum number of homes expected to be planned for, in a way which addresses projected household growth and historic under-supply. The standard method set out below identifies a minimum annual housing need figure. **It does not produce a housing requirement figure.**"*

- 3.4.2 Government guidance on a number of studies can be found by following the attached link:

<https://www.gov.uk/guidance/housing-and-economic-development-needs-assessments>

3.4.3 Based upon the Guidance, the baseline for the Borough begins with the 2014 household projections. It was these projections which were considered by the local plan inspector in paragraphs 70 -72 of his report (see the link below)

https://www.nuneatonandbedworth.gov.uk/downloads/file/3215/ins40_nuneaton_and_bedworth_borough_plan_final_report_9_apr_2019

3.4.4 The Borough Plan already takes account of the 2014 Household Projections. The Inspector also considered whether the Coventry and Warwickshire Housing Market Area was the correct one for Nuneaton and Bedworth in paragraph 73, and concluded that it was. Going forward, this will be a material consideration for the review, as any departure from it would require robust and compelling evidence to justify coming to a different conclusion.

3.4.5 Guidance on the Standard Method is to be updated by the Government shortly. In a ministerial statement in March 2020, the minister said:

"To that end, I'm announcing that we will review the formula for calculating local housing need, taking a fresh approach, which means building more homes, but encouraging greater building in urban areas."

3.4.6 To begin the review, it will be necessary to undertake a major assessment of the Housing and Employment needs for the whole of the sub-region. This satisfies the Duty to Co-operate and meets the tests as set out in the Regulations. It also reflects the approach endorsed by the Inspector in his decision letter recommending adoption of the Borough Plan. By taking a sub-regional approach this has also enabled the costs of this activity to be shared across all the partners, managed through the Joint Committee.

3.4.7 Without the new guidance, any action to determine the Housing & Employment requirement either for the Borough or the Sub-region is likely to be abortive. The costs of undertaking this specific activity is estimated to be in the order of £ 100,000.

3.4.8 The current proposal to begin this work, once the new guidance is issued, requires a commissioning brief to be drafted jointly by officers of the authorities within Coventry and Warwickshire. This brief will commission a sub-

regional study of the housing and employment needs of each Council area, based upon the revised guidance. From this process, the Council will then be able to determine both its own need, as well as engage in the discussion with its partners in the housing market area under the Duty to Co-operate. Arising from this process, a requirement can be identified for this Council, which will be fed into the review, for consideration by this Committee.

3.5 Consultation

3.5.1 As with all Plan making, the review will have to undertake periods of public consultation before a draft plan can be submitted for examination. It is estimated that, taking account of the minimum period prescribed, the minimum period for a review and submission to the Planning Inspectorate of the revised plan would be at least 2 years this would then be followed by the examination. This would be longer, if abortive work is undertaken.

3.5.2 It is also worth noting the very strong rumours in the Planning and National Press that the forthcoming Planning White Paper will overhaul the Planning System, as mentioned in this year's budget statement. This is likely to coincide with the economic recovery work following the Covid 19 pandemic.

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/872091/Planning_for_the_Future.pdf

3.6 Financial Considerations

3.6.1 It is estimated that our contribution to a Housing and Employment Needs Assessment could be between £15,000 and £25,000 for a sub-regional study. Should the Council decide to undertake its own study, the costs are estimated to be in the order of £35,000. Similarly, a sub-regional Green Belt study is expected to cost between £10,000 and £15,000. In total, undertaking all of the external studies on its own is likely to increase the costs to the Council of the review by about £50,000. This sum has not been allowed for in the Council's budget and provision would have to be made for this.

3.6.2 In a similar vein, any of the work undertaken prematurely will incur additional abortive costs that would fall onto the General Fund, at a time when resources are extremely limited. The only way to mitigate the risk would be to delay the start of the review until such time as the Government

Guidance is released. At that point, it would be possible to assess the merits of the “Go it alone” approach, as against the Joint Committee approach.

- 3.6.3 Given the uncertainty over the revised housing need guidance, officers would recommend that a revised Local Development Scheme with a clear timetable for the review be reported to Cabinet by the end of September, together with a first draft of the list of polices that will be suggested for review.

6. Appendices

Appendix A The January report

7. Background Papers (if none, state none)

Included within the document

4A.10 QUESTIONS BY COUNCILLORS

4.10.1 A Member of the Council may ask the Leader of the Council or the Chair of a Committee any question without notice upon an item of the report of the Cabinet or a Committee (respectively) when that item is being received or under consideration by the Council.

4.10.2 Questions on Notice at Full Council

At each meeting a Member of the Council may ask no more than one question (but see 10.3(b) below) on any matter in relation to which the Council has powers or duties, or which affects the Borough. For questions from Members, Paragraph 4.9.4 shall apply. A Member may choose to ask their permitted question of either:

- a Member of the Cabinet; or
- the Chair of any Committee, Panel or Sub-Committee

4.10.3 No such question under paragraphs 10.2 or 10.3 shall be asked unless: (a) the question has been delivered in writing to the Head of Paid Service and Leader before 12 noon on the day before the meeting of the Council; or (b) where the question relates to urgent matters, they have the consent of the Mayor or the Leader of the Council or the Portfolio Holder to whom the question is to be put or in the case of a Committee, Panel or Sub-Committee, the Chair, and the content of the question is given to the Head of Paid Service at least three hours before the time that the meeting is due to start.

4.10.4 Response

An answer may take the form of:

- (a) a direct oral answer;
- (b) where the desired information is in a publication of the Council or other published work, a reference to that publication; or
- (c) where the reply cannot conveniently be given orally, a written answer circulated later to the questioner.

4.10.5 Time Limit

The maximum time for Members' questions shall not normally exceed 24 minutes, and the Mayor shall have discretion to limit the questions as he or she shall see fit.

4.10.6 Reference of Question to the Cabinet or a Committee

Any Member may move that a matter raised by a question be referred to the Cabinet or the appropriate Committee. Once seconded, such a motion will be voted on without discussion.

4.10.7 Any question or statement which cannot be dealt with because of lack of time will be dealt with in writing in accordance with paragraph 10.5 (c).

4.10.8 Questions on Notice at Committees, Panels or Sub- Committees

A Member of a Committee, Panel or Sub-Committee may, upon giving notice, ask the Chair of it one question on any matter in relation to which the Council has powers or duties, or which affect the Borough and which falls within the Terms of Reference of that Committee, Panel or Sub-Committee