

COUNCIL

Tuesday, 2 December 2008

Present: Councillor Terry Brown (Mayor), Councillor Iris Smith (Deputy Mayor), Councillors Ken Ball, Nora Ball, Eric Bell, Julia Berry, Judith Boothman, Alistair Bradley, Alan Cain, Pat Case, Henry Counce, Alan Cullens, Magda Cullens, Mike Devaney, David Dickinson, Doreen Dickinson, Dennis Edgerley, Anthony Gee, Peter Goldsworthy, Marie Gray, Pat Haughton, Harold Heaton, Catherine Hoyle, Keith Iddon, Kevin Joyce, Hasina Khan, Roy Lees, Laura Lennox, Peter Malpas, Thomas McGowan, June Molyneaux, Greg Morgan, Simon Moulton, Mick Muncaster, Mark Perks, Debra Platt, Geoffrey Russell, Rosie Russell, Edward Smith, Joyce Snape, Ralph Snape, John Walker, Stella Walsh and Peter Wilson

08.C.196 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillor Marion Lowe, Adrian Lowe and Shaun Smith.

08.C.197 DECLARATIONS OF ANY INTERESTS

No Member declared an interest in relation to matters under consideration at the meeting.

08.C.198 MAYORAL ANNOUNCEMENTS

The Mayor informed the Council of the recent death of Councillor Adrian Lowe's mother and requested that their sincere condolences be conveyed to Councillor Lowe and his family.

The Mayor informed Members that this would be the last Council meeting for the Democratic Services Officer Gordon Bankes as he would shortly be retiring from the authority and wished to place on record the Council's thanks and appreciation for his 21 years service with the authority.

Christmas Raffle

The Mayor invited Members to buy a ticket for his Christmas Raffle and that he would be drawing the winning ticket on Monday 15 December at 9.30am in the Committee Room 1.

Christmas Cards

The Mayor reminded Members that there was still time to make a donation to his Christmas charity appeal instead of sending Christmas cards to each other. Donations to be sent to his Secretary with the names of the Members who have donated to be displayed in the Members Room the following week.

Charity Ball

The Mayor informed Members that his Charity Ball would be taking place at Park Hall Hotel in Charnock Richard on Friday 13 February. Tickets would be £30.00 per person or for a table of 10 £300.00. The Mayor requested as many as possible to join him for what he was sure to be a great night and would hopefully raise lots of money for his chosen charities.

Forthcoming Charity Events

The Mayor informed Members that he was planning a few more charity events next year including a meal after full Council on 27 January, another Quiz Night in February and a Sportsman's Dinner on Friday 13 March. More details would be available next year.

Changes to Key Dates in 2009

The Mayor announced that owing to the issuing of a double postal votes for the County Council and European Elections on Thursday 4 June 2009 a number of key dates in 2009 would be changed.

The new dates would be:

Annual Council Wednesday 13 May 2009

Civic Dinner Friday 15 May 2009

Civic Sunday Sunday 17 May 2009

Season Greetings

The Mayor wished everyone a very Happy Christmas and great 2009 and thanked all for the support given to him so far this year.

08.C.199 PUBLIC QUESTIONS

There had been no questions from any member of the public to speak at the meeting on any of the agenda items.

08.C.200 MINUTES

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** that the minutes of the Special Council held on 4 November 2008 be confirmed as a correct record for signature by the Mayor, subject to the deletion of the words "or project" in the third bullet point under Resolution 2 Minute 08.C.195 on page 4.

08.C.201 THE COUNCIL'S CORPORATE STRATEGY 008/09 TO 2010/11

The Executive Member (Policy and Performance) presented a report confirming the Council's Corporate Strategy for 2008/09 to 2010/11 following the inclusion of revisions agreed at the Special council meeting held on 4 November 2008.

It was moved by the Executive Member (Policy and Performance), seconded by the Executive Leader and subsequently **RESOLVED** that the submitted Corporate Strategy for 2008/09 to 2010/11 be confirmed subject to the document being amended and take into consideration the deletion of the word 'project' and include as a long term outcome the "improvement and extension of the green corridor of Chorley".

08.C.202 EXECUTIVE CABINET

Capital Programme 2008/2009 – Monitoring

The Executive Member for Resources presented a report recommending a number of changes to the 2008/09 Capital Programme and reviewing the availability of capital resources required for the financing of the programme.

The report proposed the reduction of the 2008/09 Capital Programme by £970,270 to £9,227,320 made up of the following amendments.

- slippage of £945,000 to 2009/2010 and other reduction of £20,870;
- a net increase of £45,800 in respect of the Covered Market;
- an increase in the externally finance Clayton Brook Play Area budget to £13,740;
- deletion of the £80,400 allocation for the Astley Park Woodland Management project and its transfer to the revenue budget.

The report explained that the majority of the slippage on the affordable housing budget related to the development of Council owned surplus sites, and the consequent dependence on partners' actions. The Council would endeavour to ensure the development of as many parcels of land as possible whenever appropriate funding sources become available.

It was moved by the Executive Member for Resources (Councillor A Cullens) seconded by the Executive Leader and subsequently **RESOLVED** that the revised Capital Programme for 2008/09 be approved at a total cost of £9,227,320 as set out in the Appendix to the submitted report.

08.C.203 GENERAL REPORT FROM EXECUTIVE CABINET MEETINGS HELD ON 2 OCTOBER 2008 AND 13 NOVEMBER 2008

The Executive Leader presented a report, which summarised the principal matters considered at the meeting of the Executive Cabinet held on 2 October 2008 and 13 November 2008.

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** that the report be noted.

08.C.204 OVERVIEW AND SCRUTINY COMMITTEE AND TASK AND FINISH GROUPS

The Chair of the Overview and Scrutiny Committee (Councillor Dennis Edgerley) presented a report, which summarised briefly the matters discussed at meetings of the Overview and Scrutiny Committee held on 29 September and 10 November 2008. The report also summarised the situation and issues discussed at meetings that had taken place of the Task and Finish Groups.

It was moved by the Chair of the Overview and Scrutiny Committee (Councillor Dennis Edgerley), seconded by the Vice-Chair of the Overview and Scrutiny committee (Councillor Alan Cain) and subsequently **RESOLVED** that the report be noted.

08.C.205 STANDARDS COMMITTEE

The Council received a verbal update from the Vice-Chair of the Standards Committee (Councillor Keith Iddon) informing the Council that the person appointed as an Independent Member of the Standard Committee at the last meeting had been unable to take up the position.

The Members of the Standards Committee had agreed to recommend the alternate candidate.

It was moved by the Vice-Chair of Standards Committee (Councillor Keith Iddon), seconded by Councillor Thomas McGowan and subsequently **RESOLVED** that Chris Sewell be appointed as the third Independent Member of the Standards Committee.

08.C.206 PLANNING APPLICATION 08/00957/CB3

The Chair of the Development Control Committee (Councillor Greg Morgan) presented a report requesting the Council to approve an application for deemed planning permission for the change of use from public open space to residential curtilage and erection of 1.8 high fencing to delineate boundaries.

The Committee were minded to support the application, but as the Council's Constitution precluded the Development Control Committee determination of applications for deemed planning permission, the application was required to be submitted before the full Council for decision.

It was moved by the Chair of the Development Control Committee (Councillor Greg Morgan) and seconded by the Vice-Chair (Councillor Geoff Russell) that the planning permission be granted to applicant 08/00957/CB3.

RESOLVED - That planning permission be granted for planning application 08/00957/CB3 for the change of use from public open space to residential curtilage and erection of 1.8 high fencing to delineate boundaries on land 10 m east of 21 to 33 Buchanan Street, Chorley, subject to the following conditions:

1. The fencing hereby permitted shall be erected in conformity with the approved details within 3 months of the land being transferred into the residents' private ownership, unless otherwise agreed in writing by the Local Planning Authority.
Reason: To ensure a visually satisfactory form of development, to provide reasonable standards of privacy to residents and in accordance with Policy No.GN5 of the Adopted Chorley Borough Local Plan Review.
2. The proposed development must be begun not later than three years from the date of this permission.
Reason: Required to be imposed by Section 51 of the Planning and Compulsory Purchase Act 2004.

08.C.207 FINANCIAL SHARED SERVICES JOINT COMMITTEE

Further to Minute 08.C167(2) (15 July 2008) it was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** that Councillor Alan Cullens and Councillor Alan Cain be appointed to serve on the Financial Shared Services Joint Committee with South Ribble Council

08.C.208 LOCAL GOVERNMENT PENSION SCHEME AND REDUNDANCY DISCRETIONARY PAYMENTS

The Executive Member for Resources (Councillor Alan Cullens) presented a report requesting Members to approved recommendations as a result of changes to the Local Government (Early Termination of Employment) Regulations 2006, in particular those that relate to the discretions around early retirement and voluntary redundancy.

It was moved by the Executive Member for Resources (Councillor Alan Cullens), seconded by the Executive Leader and subsequently **RESOLVED** that the following recommendations be approved:

1. Not to introduce pensionable service augmentation for all employees.
2. To continue to offer statutory redundancy payment based on actual salary.
3. To note that enhanced severance payments are no longer paid to employees under the age of 50.
4. To approve the policy on late application into the pension fund.

08.C.209 PETITION RECEIVED FROM A GROUP OF YOUNG PEOPLE REGARDING IMPROVEMENTS TO THE SKATE PARK AT TATTON RECREATION PARK

The Executive Leader reported that a petition had been received from a group of young people regarding improvements to the skate park at Tatton Recreational Park.

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** to note the receipt of the petition.

08.C.210 PETITION RECEIVED FROM RESIDENTS OF GILLIBRAND SOUTH ESTATE REGARDING THE PARK BEHIND REDWING DRIVE

The Executive Leader reported that a petition had been received from the residents of Gillibrand South Estate regarding the park behind Redwing Drive. The residents expressed concern about the way in which the park had been left which they believe was a danger to the children who use it.

It was moved by the Executive Leader, seconded by Councillor Pat Case (Deputy Leader of the Council) and subsequently **RESOLVED** to note the receipt of the petition.

Mayor