



THE EXECUTIVE

Meeting: Thursday, 3 December 2020 at 6.00 pm in Virtual Meeting

Present: Councillor A McKeown (Chair)

Councillors A Barrow, D Greenhalgh, F Sloman and J Todd

Councillors T Ashton, J Collins, E Thrane and S Young were also in attendance.

20/85 DECLARATIONS OF INTEREST (Agenda Item 2)

Councillor Greenhalgh declared an other interest – Item 9 (Medium Term Financial Plan 2020/21 - 2023/24 – Update) – employer receives grant from the Borough Council.

20/86 TO APPROVE THE MINUTES OF THE PREVIOUS MEETING (Agenda Item 3)

RESOLVED:

That the minutes of the meeting of the Executive held on 8 October 2020 be approved as a correct record.

20/87 WILDFIRE PUBLIC SPACES PROTECTION ORDER (Agenda Item 4)

The Executive considered a report that would introduce measures to reduce the risk of wildfires in high risk areas of the Borough.

The proposed Public Space Protection Order (PSPO) was considered at the Community Select Committee on 25 November. The issue of smoking cigarettes and application of the PSPO in relation to public rights of way were both raised during the discussions. Paragraph 4(b) of the draft Order prohibits the use of articles which cause a naked flame and thereby pose a risk of fire. It was suggested that lighting and smoking a cigarette would not normally fall foul of this provision provided that it is extinguished and disposed of appropriately. The Schedule to the proposed Order set out the areas that would be covered by the proposed Order and this would include public footpaths (but not private land). It was suggested that these two issues did not require amendments to be made to the report recommendations.

It was clarified that the order would include public rights of way but not surrounding areas of private land.

Options considered:

The Council could work with partners to raise awareness of the risks of wildfires and to encourage people to behave responsibly without the introduction of new enforcement powers.

RESOLVED:

1. That the conduct of the necessary consultation, publication and notification in relation to the draft Order appended to the report be agreed.
2. That the draft Order be subsequently approved by Individual Executive Decision unless the responses from the consultation necessitate material changes to the draft Order.

20/88

COMMUNITY TRIGGER

(Agenda Item 5)

The report sought revised procedures for the statutory ASB Review (Community Trigger) process. The Community Select Committee considered the proposed revisions to the Community Trigger process on 25 November. Committee members suggested that the process would benefit from increased public awareness of the Community Trigger and improved monitoring. Neither of these suggestions would require changes to the recommendations within the report but could be addressed as the new process begins to be implemented.

Options considered:

- The Council could seek to negotiate local arrangements with partners (not recommended).
- The Council could elect not to commit to the ASB Help pledge (not recommended).

RESOLVED:

1. That the adoption of the revised Derbyshire Community Trigger Practitioner Guidance be agreed.
2. That commitment to the ASB Help pledge be agreed.

20/89

TRANS PENNINE UPGRADE A57 LINK ROAD

(Agenda Item 6)

The report notified the Executive of the current consultation from Highways England on the A57 Link Roads, to highlight key elements of the scheme, to set out the proposed approach to consider and agree a response to the consultation and to clarify the process moving forward.

The report was considered by the Economy Select Committee on 26 November 2020. Members expressed concerns with regards to changes to

the proposed scheme, impact on air quality zones and increased levels of traffic in Tintwistle and Glossop.

Options considered:

As detailed in the report.

RESOLVED:

1. That the details of the consultation be noted and the proposed approach to the Council's response as set out at paragraph 5.16 of the report be agreed.
2. That the Executive make any comments around the proposals in response to the consultation.

20/90 ANNUAL REPORT 2019/20
(Agenda Item 7)

The purpose of the report was to present the Council's Annual Report for 2019/20, which compared High Peak's performance and costs with councils in the East Midlands region and nationally; and highlighted further action where needed. The report was considered by the Corporate Select Committee on 30 November 2020. Improved ways of displaying performance would be considered for future reports.

Options considered:

This report was for information with no decision required of the Executive.

RESOLVED:

That the findings of the benchmarking exercises and the small refocus of the Corporate Plan suggested for the following 12 months be noted.

20/91 SECOND QUARTER FINANCIAL, PROCUREMENT & PERFORMANCE REVIEW 2020/21
(Agenda Item 8)

The purpose of the report was to inform members of the Council's overall performance and financial position for the period ended 30th September ("Second Quarter 2020/21") The report was considered by the Corporate Select Committee on 30 November 2020. The position was summarised as follows:

Subject	Headline	Reference
Finance	<p>The Finance headlines for the Second Quarter were:</p> <p><i>Performance against Budget</i></p> <ul style="list-style-type: none"> At the Second Quarter stage the General Fund projected outturn for 2020/21 was an overspend of £451,070. <p><i>Efficiency Programme</i></p> <ul style="list-style-type: none"> At Quarter Two £86,000 of savings had been taken against the 2020/21 revised efficiency target of £257,000 (General Fund). <p><i>Housing Revenue Account</i></p> <ul style="list-style-type: none"> The Housing Revenue Account was predicted to be in surplus (against budget) by £771,660 at the Quarter Two stage. <p><i>Capital Programme</i></p> <ul style="list-style-type: none"> The General Fund Capital Programme budget for 2020/21 as revised was £5.05 million. The projected outturn was £3.39 million, representing an underspend of £1.66 million – mostly in respect of programme slippage due to Covid19 The HRA Programme for 2020/21 as revised was £5.4 million. The projected outturn was £4.6 million which represents a £0.8 million underspend - mostly in respect of programme slippage. <p><i>Treasury Management</i></p> <ul style="list-style-type: none"> Cash investments held at 30 September 2020 totalled £30.9 million. Council borrowing at 30 September 2020 totalled £66.8 million. The Council's net interest costs were forecast to be as budgeted for the HRA and £26,320 under for the general fund. <p><i>Revenue Collection</i></p> <ul style="list-style-type: none"> 55.72% of Council Tax was collected by 30 September 2020, compared to 56.79% for the same period last year. 52.36% of Business Rates was collected by 30 September 2020 compared with 59.11% for the same period last year. At the end of Quarter Two the value of sundry debt over 60 days old was £238,850 which compared to £165,340 at 30 June 2019 	Appendix A
Procurement	<p>The Procurement headlines for the Second Quarter were:</p> <ul style="list-style-type: none"> 24 procurement activities were completed The Procurement forward plan included 61 procurement activities for completion/start in 2020/21 (either HPBC only or joint) At the 30 September 2020, 76% of procurement activity undertaken was on the forward plan and the Council paid 94% of its invoices within 30 days 	Appendix B
Performance	<p>The Performance headlines for the Second Quarter were:</p> <ul style="list-style-type: none"> 77% of the key performance indicators on track, with 46% better than the previous year. The Council received 31 complaints, 158 comments and 98 compliments in the Second Quarter. Priority Actions - 5 green, 1 completed, remainder yet to commence 	Appendix C

The write off of irrecoverable monies was considered in the exempt part of the meeting.

Options considered:

Detailed Analysis is contained within the appendices to the report.

RESOLVED:

That the Second Quarter 2020/21 financial, procurement and performance position detailed in Appendices A, B and C and summarised at 3.3 of the covering report be noted.

20/92 **MEDIUM TERM FINANCIAL PLAN UPDATE**
(Agenda Item 9)

The report presented the Council's updated Medium Term Financial Plan (MTFP) for the period 2021/22 – 2024/25. The MTFP presented the Council's priorities in the context of the likely resources available, providing a financial context to future decision-making. The report was considered by the Corporate Select Committee on 30 November 2020.

Options considered:

There are no options to consider at this stage.

RESOLVED:

That the updated Medium Term Financial Plan be approved.

20/93 **INFORMATION GOVERNANCE UPDATE**
(Agenda Item 10)

The report provided an Information Governance update which detailed how the Council continued to embed good information management practices through its ASSURED framework. The report was considered by the Corporate Select Committee on 30 November 2020.

Options considered:

This report is for information only and no decision is required.

RESOLVED:

That the contents of the update be noted.

20/94 **VISION DERBYSHIRE**
(Agenda Item 11)

The purpose of the report was to consider:

- The work that had been taking place with Derbyshire councils on the development of a new collaborative approach to deliver non-structural reform across Derbyshire; and
- An update on the progress with the proposed publication of the Government's Devolution and Recovery White Paper and the potential for local government reorganisation.

The report was considered by the Corporate Select Committee on 30 November 2020.

Options considered:

There were no detailed options to consider at this stage – these would need to be evaluated fully as the programme of work begins to emerge.

RESOLVED:

1. That the progress with the work that has taken place with Derbyshire Councils on the development of Vision Derbyshire – a new collaborative approach to deliver non-structural reform across Derbyshire be noted.
2. That the intended publication of the Government's Devolution and Local Recovery White Paper and the potential implications in relation to local government reform be noted.
3. That Vision Derbyshire be approved as the Council's preferred option of local government reform in Derbyshire at this current time subject to further reports on confirmed proposals.
4. That the District Councils' Network's call for proposals in the Government's white paper to back the success of district councils in delivery and not distract from the local recovery effort or reduce delivery capacity through forcing local government reorganization be endorsed.
5. That the Executive receive further reports on any confirmed proposals from Vision Derbyshire when available.

20/95 **TO RESOLVE THAT THE PUBLIC AND PRESS BE EXCLUDED FROM THE MEETING FOR THE FOLLOWING ITEMS BECAUSE THERE MAY BE DISCLOSURE TO THEM OF EXEMPT INFORMATION AS DEFINED IN PART 1 OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972.**
(Agenda Item 12)

RESOLVED:

That the public and press be excluded from the meeting for the following items because there may be disclosure to them of exempt information as defined in Part I of Schedule 12A of the Local Government Act 1972.

20/96 TO APPROVE THE EXEMPT MINUTES OF THE PREVIOUS MEETING
(Agenda Item 13)

RESOLVED:

That the exempt minutes of the meeting of the Executive held on 8 October 2020 be approved as a correct record.

20/97 APPLICATION FOR WRITE OFF OF NON-RECOVERABLE DEBTS
(Agenda Item 14)

The Executive approved a report that sought the write off balances which were deemed non recoverable.

The meeting concluded at 7.02 pm

CHAIRMAN