

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Cabinet**
held on Tuesday, 6th October, 2009 at Council Chamber, Municipal Buildings,
Earle Street, Crewe CW1 2BJ

PRESENT

Councillor B Silvester (Vice-Chairman)

Councillors R Domleo, D Brickhill, D Brown, P Findlow, F Keegan, A Knowles,
J Macrae and P Mason.

Councillors in attendance:

O Hunter, A Moran, D Neilson, L Smetham, A Thwaite and R Westwood.

Officers in attendance:

Chief Executive, Strategic Director People, Strategic Director Places, Head of
Organisational Development, Head of Policy and Performance, Borough
Treasurer and Head of Assets, and Borough Solicitor.

113 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor W Fitzgerald.
Councillor J Macrae was present for the final item only.

114 DECLARATIONS OF INTEREST

Minute 119 (Appointments to Outside Organisations) - John Nicholson
(Strategic Director Places) declared a personal interest by virtue of being a
Member of the South East Cheshire Enterprise Board and Councillor D
Brown declared a personal interest by virtue of being a Director of that
Board. Councillors P Findlow and B Silvester each declared a personal
interest by virtue of being among those named for appointment to the
County Councils Network.

115 PUBLIC SPEAKING TIME/OPEN SESSION

Sir Giles Watmough addressed the Cabinet on a number of his concerns.

116 MINUTES OF PREVIOUS MEETING

RESOLVED

That the minutes of the meeting held on 22 September 2009 be approved
as a correct record.

117 **CLIMATE CHANGE AND SUSTAINABILITY: THE LEADERSHIP
ROLE OF THE COUNCIL**

Consideration was given to the report of the Strategic Director Places on the role of the Council in leading the climate change/environmental sustainability agenda and endorsement was sought for the development of short, medium and long term objectives. At the meeting the Strategic Director (Places) reported that the draft plan, circulated as Appendix 1 to the report, incorrectly referred to a Climate Change Committee and he confirmed that it was intended to continue with the existing Steering Group approach.

RESOLVED

For the reasons set out in the report: -

1. That Cabinet endorses the commitment to the climate change agenda and commits to the engagement of senior Members and Officers to deliver against the key activities outlined in the report.
2. That a comprehensive climate change and sustainable development strategy be developed for Cheshire East, one of the first components of which will be the production of an interim Carbon Management Plan
3. That the potential financial impact of the Carbon Reduction Commitment from 1 April 2010, and the need for a project plan to mitigate the risks and to make appropriate provision within the Medium Term Financial Strategy to address this risk, be noted.

118 **ANTI MONEY LAUNDERING POLICY**

Consideration was given to an Anti-Money Laundering Policy, to ensure that the Council establishes prudent and responsible anti-money laundering controls and reporting arrangements, to detect and avoid involvement in the offences described in the regulations.

RESOLVED

For the reasons set out in the report: -

That approval be given to the Anti-Money Laundering Policy set out in Appendix A of the report.

119 **APPOINTMENTS TO OUTSIDE ORGANISATIONS**

John Nicholson and Councillors D Brown, P Findlow and B Silvester had all declared personal interests in this item.

Consideration was given to a number of issues that had arisen in respect of appointments to the South and East Cheshire Enterprise Board, to the addition of the County Councils Network to the list of Category 1

organisations (outside organisations within the remit of the Cabinet) and to the appointment of four Councillors to it.

RESOLVED

For the reasons set out in the report: -

1. That Councillors D Brown, J Hammond, J Macrae and B Moran, the current appointees to South and East Cheshire Enterprise Board be appointed to Congleton Learning Partnership, with immediate effect;
2. That the term of office be coterminous with the appointment to the South and East Cheshire Enterprise Board;
3. That Cheshire East Council joins County Councils Network as a member authority;
4. That County Councils Network be added to the list of Category 1 outside organisations which fall within the remit of Cabinet to make appointments;
5. That Councillors W Fitzgerald, P Findlow, B G Silvester and Councillor A Moran be appointed as the Council's representatives on County Councils Network.

120 MANAGING WORKFORCE CHANGE

Consideration was given to the report of the Head of Human Resources and Organisational Development on progress made towards completing the Council's organisational structures, and on the management of redeployment.

RESOLVED

For the reasons set out in the report: -

That Cabinet notes how changes to the Council's workforce are being managed including the arrangements to manage redeployment.

121 EXCLUSION OF THE PRESS AND PUBLIC

That the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 1, 2, 3 and 5 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

MANAGING WORKFORCE CHANGE

Consideration was given to the report of the Head of Human Resources and Organisational Development. It was reported that since the report had been prepared an additional application for voluntary redundancy had been received, details of which were circulated.

RESOLVED

For the reasons set out in the report: -

1. That Cabinet notes how changes to the Council's workforce are being managed including the arrangements to manage redeployment.
2. That Cabinet supports the decision of the Chief Executive to release the Personnel Manager, Personnel Officer, Clerical Assistant and Business Support Manager, under the arrangements agreed in relation to severance provisions for non teaching employees in the Council.
3. That approval be given to the additional application from the Environmental Services Manager on the same terms as (2) above.

PROCUREMENT AUDIT - MACCLESFIELD

Consideration was given to the report of the Borough Solicitor.

RESOLVED

For the reasons set out in the report: -

That approval be given to enter into discussions with the current developer on the following basis: -

1. The balance of any renegotiation must rectify so far as possible the weaknesses of the current agreement.
2. External legal advice from Nabarro Nathanson should be obtained on procurement, vires and the drafting of any new agreement.
3. External valuers should be retained to assist with valuation and negotiation.
4. The Audit Commission should be made aware of the position.
5. There must be compliance with proper procurement practices.

The meeting commenced at 2.00 pm and concluded at 3.00 pm