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## COUNCIL

### **Council Summons and Agenda**

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You are hereby summoned to attend an **Ordinary Meeting of Ryedale District Council** to be held in the **Council Chamber, Ryedale House, Malton** on **Thursday, 14 December 2017** at **6.30 pm** in the evening for the transaction of the following business:

#### **Agenda**

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1 **Emergency Evacuation Procedure**

The Chairman to inform Members of the Public of the emergency evacuation procedure.

2 **Apologies for absence**

3 **Public Question Time**

4 **Minutes**

(Pages 7 - 18)

To approve as a correct record the minutes of the Ordinary Meeting of Council held on 12 October 2017.

5 **Urgent Business**

To receive notice of any urgent business which the Chairman considers should be dealt with at the meeting as a matter of urgency by virtue of Section 100B(4)(b) of the Local Government Act 1972.

6 **Declarations of Interest**

Members to indicate whether they will be declaring any interests under the Code of Conduct.

Members making a declaration of interest at a meeting of a Committee or Council are required to disclose the existence and nature of that interest. This requirement is not discharged by merely declaring a personal interest without further explanation.

**7 Announcements**

To receive any announcements from the Chairman and/or the Head of Paid Service.

**8 To Receive any Questions submitted by Members Pursuant to Council Procedure Rule 10.2 (Questions on Notice at Full Council)**

**To Councillor Clark, Chairman of Overview and Scrutiny Committee, from Councillor Wainwright:**

Please will Cllr Clark tell Members of the progress made by the Scrutiny Committee into the investigation of alleged bullying of employees at Ryedale District Council?

**To Councillor Ives, Chairman of Policy and Resources Committee, from Councillor Frank:**

How much money has been spent on paper copies of the agendas since we were issued with the tablets? We were told that the tablets would save £15,000 per year. How has that turned out? Have we made the savings promised?

**9 To consider for Approval the Recommendations in respect of the following Part 'B' Committee Items:** (Pages 19 - 62)

**Overview and Scrutiny Committee – 2 November 2017**

Minute 55 - Treasury Management Mid-Year Review (page 19)

**Policy and Resources Committee – 23 November 2017**

Minute 42 – Timetable of Meetings 2018 - 2019 (page 31)

Minute 43 – Localisation of Council Tax Support 2018/2019 Scheme (page 37)

Minute 45 - Application to the Department for Communities and Local Government for a North Yorkshire and East Riding 100% Business Rates Retention Pilot in 2018/19 (page 43)

Minute 47 – Combined Authority Update (page 57)

**10 Notices on Motion Submitted Pursuant to Council Procedure Rule 11 (Pages 63 - 80)**

**1. Proposed by Councillor Paul Andrews and seconded by Councillor Jowitt**

1. Standing Order 14.2 be waived so as to allow the following motion to be debated notwithstanding that a similar motion was not approved by Ryedale District Council at its meeting on 6<sup>th</sup> July last and notwithstanding that unless Standing Orders are waived, the six months rule will apply.

2. This Council resolves to task Officers with the preparation of a brief for consultants to represent the Council at the Examination In Public of the Joint Minerals and Waste Plan. This will help to gauge the availability of consultants and the level of potential cost. The brief shall be drafted by the Head of Planning and will be consistent with the representations made by this Council to the plan. The brief will be agreed in consultation with group leaders. It is also resolved that the Head of Planning, in consultation with group leaders be given authority

to appoint suitable consultants.

The reasons for the motion are as follows:

- a) Ryedale District Council has made representations on the plan. Some of the representations have been taken into account to a greater or lesser extent: others, not. Members should wish to vigorously support all the comments made which have been taken into account and to vigorously pursue all those comments which have not been taken into account.
- b) Ryedale District Council will be expected to provide full professional representation at the Examination In Public. This would normally mean the attendance of officers. However, the Council's officers do not have the experience of highly skilled specialists in minerals planning. The Council could therefore be at a disadvantage if it does not engage consultants who are experienced specialist mineral planners.
- c) The Examination In Public into the Joint Minerals and Waste Plan is imminent and an urgent decision is required as this may be the last Council meeting before the Examination In Public commences.

*[A report from the Monitoring Officer on the implications of the above notice on motion is included on the agenda at page 63. This report has previously been presented to Council at its meeting on 6 July 2017.]*

## **2. Proposed by Councillor Ives and seconded by Councillor Burr**

### **Recruitment and appointment of a Chief Executive – Proposal to recruit and appoint a Chief Executive internally from amongst the Council's existing officers**

Motion on notice submitted under Council Procedure Rule 14.1, signed by at least one quarter of the whole number of Members of the Council, to rescind a previous decision made by Council in the past six months.

#### **Background**

Council notes the following decisions made at its meeting on 31 August 2017:

#### ***Minute 35 - Options for the Interim Arrangements for the Post of Chief Executive***

*That Council approve:*

*(i) That the Deputy Chief Executive be appointed as the Interim Chief Executive of Ryedale District Council and Head of Paid Service for up to 6 months, with the option to extend on a month by month basis, if necessary, by the Senior Management Contracts Working Party sitting as the Appointments Sub-Committee;*

*(ii) That the reassignment of the statutory duties of Electoral Registration Officer and Returning Officer be approved, in the interim, to the following Officer:*

*(a) Electoral Registration Officer - Principal Specialist - Democracy*

*(b) Returning Officer - Principal Specialist - Democracy*

### **Minute 37 - Recruitment and Selection for the Permanent Chief Executive Post**

*That the following future arrangements be agreed for the job specification for the post of Chief Executive:*

- (i) Hours from a minimum of 3 days a week to a maximum of full time;*
- (ii) The existing job description and person specification;*
- (iii) A salary band of £80-95k pa, with no car allowance.*

*That the following arrangements be agreed for the recruitment process for the post of Chief Executive:*

- (i) That quotes be sought from North Yorkshire County Council and from recruitment agencies for running the process;*
- (ii) That if the County Council was a third or more cheaper than the recruitment agencies, they be selected to run the process, and if not a quote from an agency be accepted;*
- (iii) That the quotes be shared with Members of the Working Party;*
- (iv) That the recruitment process be started immediately and the organisation appointed be asked to distribute the suggested timetable by email/post;*
- (v) That the Appointments Sub-Committee meet to review the applications received and be involved in all aspects and stages of the selection process for the post of Chief Executive.*

### **Proposals Going Forward**

- a) That Council rescind the resolution in Minute 37 - Recruitment and Selection for the Permanent Chief Executive Post;
- b) That the Council seek to make the appointment of the Chief Executive from amongst its existing officers in accordance with the officer Employment Procedure Rules by internal process;
- c) That the Appointments Sub-Committee meet to review the applications received and be involved in all aspects and stages of the selection process for the post of Chief Executive with a view to making a recommendation to Council;
- d) That the following future arrangements be agreed for the job specification for the post of Chief Executive:
  - (i) Hours - full time;
  - (ii) The existing job description and person specification as revised and updated as necessary by the Appointments Sub-Committee;
  - (iii) A salary band of £80-95k pa, with no car allowance;
  - (iv) That the Appointments Sub-Committee decide whether or not the Chief Executive post should include the Returning Officer and Electoral Registration Officer roles.

Reasons for proposal:

- (i) The motion on notice is made on the grounds of cost and value for money. This is in addition to the rationale of maintaining organisational stability following a period of significant change.
- (ii) The Council needs to satisfy a legal requirement that the appointment is based on merit: therefore an advertisement and a selection process is still required to demonstrate that an assessment has been made and that any internal candidates meet the specified requirements of the role.

Signed by at least one quarter of the whole number of Members of the Council:

Councillors Ives, Burr, Acomb, Steve Arnold, Val Arnold, Bailey, Cowling, Frank, Goodrick, Elizabeth Shields and Wainwright.

*[A report from the Monitoring Officer is included on the agenda at page 75.]*

#### **11 Changes to Committee Membership**

For Councillor Burr to be appointed as the New Independent Group's member of the Policy and Resources Committee, with Councillor Paul Andrews as substitute.

For Councillor Paul Andrews to be appointed as the New Independent Group's member of the Planning Committee, with Councillor Burr as substitute.

#### **12 Any other business that the Chairman decides is urgent.**



Clare Slater  
Chief Executive (Interim)