

Council

Minutes of Proceedings

At the **Extraordinary Meeting of the District Council of Ryedale** held in the **Council Chamber, Ryedale House, Malton** on **Thursday 15 March 2018**

Present

Councillors Acomb, Paul Andrews, Steve Arnold, Val Arnold, Burr MBE, Clark, Cleary, Cowling, Cussons MBE, Duncan, Farnell, Frank, Goodrick, Hope, Ives, Jainu-Deen, Jowitt, Di Keal, Maud, Oxley (Chairman), Potter, Raper, Sanderson, Elizabeth Shields, Thornton, Wainwright (Vice-Chairman) and Windress

In Attendance

Beckie Bennett
Simon Copley
Jos Holmes
Peter Johnson
Julian Rudd
Clare Slater
Anthony Winship

Minutes

74 Apologies for absence

Apologies for absence were received from Councillors Joy Andrews, Bailey Gardiner.

75 Declarations of Interest

There were no declarations of interest.

The Chairman noted that a number of Members were also North Yorkshire County Councillors.

76 Notices on Motion Submitted Pursuant to Council Procedure Rule 11

Recruitment and appointment of a Chief Executive – Proposal to recruit and appoint a Chief Executive

It was moved by Councillor Ives and seconded by Councillor Wainwright

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.

This Council commits, in principle, to appoint a shared post of Chief Executive / Head of Paid Service of Ryedale District Council and Assistant Chief Executive of North Yorkshire County Council (NYCC). The appointments sub-committee is authorised to agree the terms of a shared post, the methodology and procedure

for the open recruitment process with NYCC, and commence that recruitment process; all previous decisions of Council mandating the type of recruitment process and terms of employment are rescinded.

In the event the appointments sub-committee is unable to conclude negotiations with NYCC to appoint a shared post, the sub-committee is authorised to either:

- agree the terms of a shared post with an alternative authority and commence a recruitment process; or,
- commence a unilateral recruitment process for a Head of Paid Service of Ryedale District Council.

Full Council reserves the right to approve the final appointment of a Head of Paid Service.

The interim arrangements agreed by Council on 31 August 2017 in Minute 35 (Options for the Interim Arrangements for the Post of Chief Executive) continue on the existing terms and conditions until a new Chief Executive is appointed and in post.

The requisition and notice of motion were also signed by Councillors Acomb, Steve Arnold, Val Arnold, Bailey, Cleary, Cowling, Cussons, Duncan, Farnell, Gardiner, Goodrick, Jainu-Deen, Oxley, Raper, Sanderson and Windress.

An amendment was moved by Councillor Cowling and seconded by Councillor Steve Arnold:

“Further that the Interim Chief Executive be given delegated authority to enter into an arrangement with North Yorkshire County Council (NYCC), for the provision of a Section 151 Officer and other finance services as a matter of urgency, and to determine whether similar arrangements should be made for any other services where it can be demonstrated that this represents best value for the Council.

Should such an arrangement with NYCC not be possible for the provision of a section 151 Officer or other finance services or any particular service, then the Interim Chief Executive is further authorised to conclude similar arrangements with any other local authority. For the avoidance of doubt, in the event the Interim Chief Executive is unable to conclude negotiations with NYCC or another local authority to appoint an interim Section 151 Officer then in accordance with the usual practice in such matters, a list of suitable interim Section 151 Officers be obtained from external recruitment consultants and then the Interim Chief Executive will make the appointment of an interim Section 151 Officer on such terms as are considered reasonable in consultation with the Chairman of the Policy and Resources Committee.”

Upon being put to the vote the amendment was carried.

Recorded vote

For - Councillors Acomb, Steve Arnold, Val Arnold, Cleary, Cowling, Cussons, Duncan, Farnell, Frank, Goodrick, Hope, Jainu-Deen, Ives, Maud, Oxley, Raper, Sanderson, Wainwright and Windress.

Against – Councillors Paul Andrews, Burr, Clark, Jowitt, Di Keal, Potter, Elizabeth Shields and Thornton.

Abstentions – None.

A second amendment was moved by Councillor Clark and seconded by Councillor Thornton:

Add “*interim*” between “a” and “Section 151” (an).

Upon being put to the vote the amendment was lost.

Recorded vote

For - Councillors Acomb, Paul Andrews, Burr, Clark, Jowitt, Di Keal, Potter, Elizabeth Shields and Thornton.

Against – Councillors Steve Arnold, Val Arnold, Cleary, Cowling, Cussons, Duncan, Farnell, Frank, Goodrick, Hope, Jainu-Deen, Ives, Maud, Oxley, Raper, Sanderson, Wainwright and Windress.

Abstentions – None.

A third amendment was moved by Councillor Thornton and seconded by Councillor Potter:

“The Council requests the Appointments Sub-Committee to:

- (i) Advertise the post of Chief Executive for Ryedale District Council externally on the terms previously agreed and proceed with the recruitment process. If this process fails to produce a suitable post holder, then:*
- (ii) Have discussions with North Yorkshire County Council. The discussions to look into the possibility of a shared Chief Executive / North Yorkshire post with North Yorkshire County Council. Draw up terms for a shared post (as provisionally agreed with North Yorkshire County Council) to recommend to Full Council.*
- (iii) Report to Full Council (Extraordinary Meeting if necessary) if (i) fails and during (ii).*

If (ii) fails report as a matter of urgency to Full Council.”

Upon being put to the vote the amendment was lost.

Recorded vote

For - Councillors Paul Andrews, Burr, Clark, Jowitt, Di Keal, Potter, Elizabeth Shields and Thornton.

Against – Councillors Acomb, Steve Arnold, Val Arnold, Cleary, Cowling, Cussons, Duncan, Farnell, Frank, Goodrick, Hope, Jainu-Deen, Ives, Maud, Oxley, Raper, Sanderson, Wainwright and Windress.

Abstentions – None.

Upon being put to the vote, the motion was carried.

Recorded vote

For - Councillors Acomb, Steve Arnold, Val Arnold, Cleary, Cowling, Cussons, Duncan, Farnell, Frank, Goodrick, Hope, Jainu-Deen, Ives, Maud, Oxley, Raper, Sanderson, Wainwright and Windress.

Against – Councillors Paul Andrews, Burr, Clark, Jowitt, Di Keal, Potter, Elizabeth Shields and Thornton.

Abstentions – None.

Resolved

This Council commits, in principle, to appoint a shared post of Chief Executive / Head of Paid Service of Ryedale District Council and Assistant Chief Executive of North Yorkshire County Council (NYCC). The appointments sub-committee is authorised to agree the terms of a shared post, the methodology and procedure for the open recruitment process with NYCC, and commence that recruitment process; all previous decisions of Council mandating the type of recruitment process and terms of employment are rescinded.

In the event the appointments sub-committee is unable to conclude negotiations with NYCC to appoint a shared post, the sub-committee is authorised to either:

- agree the terms of a shared post with an alternative authority and commence a recruitment process; or,
- commence a unilateral recruitment process for a Head of Paid Service of Ryedale District Council.

Full Council reserves the right to approve the final appointment of a Head of Paid Service.

The interim arrangements agreed by Council on 31 August 2017 in Minute 35 (Options for the Interim Arrangements for the Post of Chief Executive) continue on the existing terms and conditions until a new Chief Executive is appointed and in post.

Further that the Interim Chief Executive be given delegated authority to enter into an arrangement with North Yorkshire County Council (NYCC), for the provision of a Section 151 Officer and other finance services as a matter of urgency, and to determine whether similar arrangements should be made for any other services where it can be demonstrated that this represents best value for the Council.

Should such an arrangement with NYCC not be possible for the provision of a section 151 Officer or other finance services or any particular service, then the Interim Chief Executive is further authorised to conclude similar arrangements with any other local authority. For the avoidance of doubt, in the event the Interim Chief Executive is unable to conclude negotiations with NYCC or another local authority to appoint an interim Section 151 Officer then in accordance with the usual practice in such matters, a list of suitable interim Section 151 Officers be obtained from external recruitment consultants and then the Interim Chief Executive will make the appointment of an interim Section 151 Officer on such terms as are considered reasonable in consultation with the Chairman of the Policy and Resources Committee.

The Chairman thanked Members for attending the Extraordinary Meeting and recorded thanks, on behalf of the Council, to Peter Johnson, Resources and Enabling Services Lead (s151) for his long service to the Council.

There being no further business, the meeting closed at 7.53pm.