



# MINUTES

## Council

<b>Date:</b>	Monday, 6 February 2023
<b>Venue:</b>	Town Hall, St Annes.
<b>Committee Members Present:</b>	Mayor Councillor Ben Aitken Deputy Mayor Councillor Alan Clayton  Councillors Frank Andrews, Peter Anthony, Tim Armit, Karen Buckley, Delma Collins, Peter Collins, Chris Dixon, Sue Fazackerley MBE, Trevor Fiddler, Ellie Gaunt, Shirley Green, Noreen Griffiths, Peter Hardy, Will Harris, Gavin Harrison, Paul Hayhurst, Karen Henshaw JP, Paul Hodgson, Angela Jacques, John Kirkham, Matthew Lee, Roger Lloyd, Michelle Morris, Ed Nash, Sally Nash-Walker, Jayne Nixon, Linda Nulty, Liz Oades, David O'Rourke, Richard Redcliffe, Michael Sayward, Elaine Silverwood, John Singleton JP, Roger Small, Heather Speak, Ray Thomas, Tommy Threlfall, Stan Trudgill, Viv Willder, Michael Withers.
<b>Officers Present:</b>	Allan Oldfield, Tracy Manning, Ian Curtis, Sharon Wadsworth, Christine Wood, Mark Evans, Gemma Broadley, Ross McKelvie, Howie Dawson, Kassie Navarasi, Lucie Warburton.
<b>Other Attendees:</b>	Councillor Mark Bamforth (via remote access) Parish Councillor Fabian Craig-Wilson

### Prayers

Prayers were offered by the Mayor's Chaplain, Father Philip Newbold.

A minute's silence was observed in memory of Councillor Kiran Mulholland, who had passed away recently. Following the silence, the Mayor offered some words of condolence on behalf of the Council followed by tributes from councillors.

#### 1. Declarations of Interest

Members were reminded that any disclosable pecuniary interests should be declared as required by the Localism Act 2011 and any personal or prejudicial interests should be declared as required by the Council's Code of Conduct for Members. No declarations of interest were made on this occasion.

#### 2. Confirmation of Minutes

RESOLVED: To approve the minutes of the Council meeting, held on 5 December 2022, as a correct record for signature by the Mayor.

#### 3. Mayor's Announcements

The Mayor congratulated Councillor Hayhurst, on behalf of Elswick Parish Council, for achieving the In Bloom Champion of Champions award.

The Mayor thanked those that attended the enjoyable charity Race night that raised £600 for the Mayoral charities. He thanked Councillor Harris for organising the evening. On-going support would be welcomed for the following

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upcoming Mayoral events; afternoon tea at Wesham Community Centre on Saturday 1<sup>st</sup> April between 10.30-12.30; and the Mayors Ball at Ribby Hall, Wrea Green on Saturday 15<sup>th</sup> April 2023.

4. Chief Executive's Communications

The Chief Executive had no announcements.

5. Questions from Members of the Council

No questions had been received from Members of the Council.

6. Questions from Members of the Public

No questions had been received from members of the public.

Decision Items

7. Financial Forecast Update 2022/23 to 2026/27

Councillor Buckley introduced the update of the financial forecast for the council for the five years 2022/23 to 2026/27 that reflected the impact of the provisional 2023/24 Local Government Finance Settlement that was announced on 19th December 2022. The report also detailed the allocation of the New Homes Bonus grant for 2023/24 to the town and parish councils.

Councillor Withers seconded the proposal.

It was unanimously RESOLVED:

1. To note the implications of this updated financial forecast; and
2. To note that following the confirmation of the amount of New Homes Bonus grant to be received for 2023/24, allocations of a proportion of this grant to town and parish councils have been calculated in the total sum of £25,805 in accordance with the decision of the Finance and Democracy Committee on this matter at the meeting of 21<sup>st</sup> November 2022.

8. Council Tax Premiums 2024/25

This item had been withdrawn from the agenda.

9. Constitution

Councillor Gaunt presented the report that detailed proposed changes to the Constitution to reflect the new governance system from May 2023. Councillor Gaunt thanked members that had sat on the cross party working group for their time and input in the Constitution Working Group and for the officers' support.

Councillor Nash seconded the proposal.

Councillor Lee moved an amendment to part 15.01 Questions from Members of the Public at Full Council Meetings by amending to following paragraphs to read:

*(f) The question will be put at the meeting by the person who has submitted the question or, if the person is not present or does not wish to put the question themselves, by the Chief Executive or another senior officer, and will be answered by the Leader of the Council or any other member nominated by them, so long as that member has consented before the meeting.*

*(g) If the question was put by the person who submitted it, that person may then ask one supplementary question, which must arise out of the answer given to the original question and take no longer than two minutes to ask, and the member who answered the original question must answer the supplementary question.*

Councillor Peter Collins seconded the amendment.

Following a brief discussion it was unanimously voted, by show of hands, that the amendment was CARRIED.

Following a vote on the now substantive motion it was RESOLVED:

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1. To adopt the documents referred to in paragraph 4 of the report, as amended to include the additional wording at 15.01 (together with any updated members' allowances scheme) as the council's constitution with effect from 9 May 2023.

### 10. Section 106 Agreements - Proposed Transfer of Funds to Lancashire County Council

Councillor Fiddler introduced the report that proposed to transfer Section 106 funds, currently held by Fylde Council, to Lancashire County Council in order to secure the increase in number of primary school places in the borough. The transfer would be subject to Lancashire County Council entering into an agreement to indemnify the Council against any claims from a developer that the funds had been spent for purposes outside those for which they were originally secured.

Councillor Redcliffe seconded the proposal.

It was unanimously RESOLVED that, subject to Lancashire County Council entering into a satisfactory agreement to indemnify Fylde Council against any claim relating to the spending of Section 106 funds for purposes other than those for which they had been secured or the spending of those funds beyond a repayment date set out in a Section 106 agreement, to approve a revenue budget increase of £310,455.80, fully funded from Section 106 monies held by the council, and to authorise the contributions towards the provision of additional primary and secondary school places currently held by Fylde Council in the sum of £310,455.80 be transferred to Lancashire County Council.

### 11. In Year Budget Increase – St Annes Paddling Pool: Water Quality Improvements Scheme

Councillor Sayward introduced the report, that had been considered at the Tourism and Leisure Committee on 12<sup>th</sup> January 2023, regarding the scheme for the installation of recirculatory plant and equipment, designed to improve water quality for the Paddling Pool facility in St Annes. The plant and equipment would contain a dosing element to maintain sufficient chemical levels within the water body to meet paddling pool water quality standards.

Councillor Harrison seconded the proposal, and it was RESOLVED:

1. To approve a fully funded addition to the Councils Capital Programme in 2022/23 in the sum of £53,400 to the 'St Annes Paddling Pool: Water Quality Improvements' scheme, to be met from the Capital Investment Reserve.
2. To approve an ongoing unfunded addition to the base revenue budget in the sum of £13,700 from 2023/24 onwards as set out in the report.
3. To note that a retrospective drawdown expenditure report will be brought to the relevant committee to detail the actual project spend as detailed within the report.

### 12. Fully Funded In Year Budget Increase – UK Shared Prosperity Fund

Councillor Buckley introduced the report in relation to the Government announcement for a new £2.6billion investment programme titled UK Shared Prosperity Fund (UKSPF), that replaced the old EU structural funding. As part of the funding allocation process, the Council prepared and submitted an Investment Plan in August 2022 which was then approved by Government in December 2022.

Fylde's allocation of UKSPF monies amounted to £2.6m, to be defrayed over 3 financial years until the end of 2024/2025. The Investment Plan detailed where the funding would be concentrated across the three investment themes as set out in the Government's UKSPF guidance documents.

The Finance and Democracy Committee considered the report at its 30 January 2023 meeting.

Councillor Small seconded the proposal.

Councillor Lee moved the following amendment "*I propose that this item be deferred until the next full Council meeting*" as he felt that members that not had sufficient time to study the circulation of additional information earlier in the day that contained an extract from the Investment Plan that formed part of the submission to Government on the capital and revenue spend profile.

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Councillor Peter Collins seconded the amendment.

In response to the additional information Councillor Buckley highlighted the various projects that funding had been allocated to in the submission.

A vote was taken on the amendment by a show of hands and was LOST.

Following a vote on the substantive motion, and it was RESOLVED to:

1. Approve a fully funded addition to the Councils Capital Programme in 2022/23 in the sum of £82,500 to the 'UK Shared Prosperity Funding' scheme, to be met from external funding provided by the Department of Levelling Up, Housing and Communities.
2. Approve a fully funded addition to the base revenue budget in the sum of £258,288 for 2022/2023, to be met from external funding provided by the Department of Levelling Up, Housing and Communities.
3. To note that a retrospective drawdown expenditure report would be brought to a future meeting of the new scrutiny committee structure to detail the actual project spend as detailed within the Investment Plan.

### 13. Declaration of Vacancy – Kirkham North Ward

Councillor Buckley presented the report that confirmed that under the Local Government Act 1972, Councillor Paula Brearley had automatically ceased to be a councillor because of non-attendance of meetings. The council was required to declare her office to be vacant.

Councillor Small seconded the proposal.

It was RESOLVED that, as required by section 86 of the Local Government Act 1972, the office of Councillor in Kirkham North ward, previously held by Councillor Paula Brearley, be declared to be vacant.

### Information Items

### 14. Decision Notice – Standards Hearing, Audit and Standards Committee

A Standards decision notice regarding a complaint made about Councillor Cheryl Little was brought to the attention on the Council for information.

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