



MINUTES

Council

Date:	Monday, 22 October 2018
Venue:	Town Hall, St Annes
Members Present:	<p>Mayor (Councillor Peter Collins) Deputy Mayor (Councillor Jan Barker)</p> <p>Councillors Ben Aitken, Christine Akeroyd, Frank Andrews, Peter Anthony, Tim Ashton, Brenda Blackshaw, Julie Brickles, Alan Clayton, Delma Collins, Michael Cornah, Chris Dixon, David Donaldson, Susan Fazackerley MBE, Trevor Fiddler, Tony Ford JP, Richard Fradley, Gail Goodman JP, Shirley Green, Peter Hardy, Neil Harvey, Paul Hayhurst, Karen Henshaw JP, Paul Hodgson, Angela Jacques, John Kirkham, Cheryl Little, Roger Lloyd, Kiran Mulholland, Edward Nash, Sally Nash, Graeme Neale, Jayne Nixon, Linda Nulty, Liz Oades, Sandra Pitman, Louis Rigby, Vince Settle, Elaine Silverwood, Roger Small, Heather Speak, Ray Thomas, Thomas Threlfall, Viv Willder.</p>
Officers Present:	Allan Oldfield, Tracy Manning, Paul Walker, Ian Curtis, Simon Stott, Andrew Stell, Julie Glaister, Eddie Graves, Kassie Navarasi, Sharon Wadsworth, Tara Walsh, Andrew Brooke.
Other Attendees:	Five members of the public were present.

Prayers

Prayers were offered by Canon Brian Mayne.

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.

Councillors Blackshaw, Little and Silverwood declared a personal and prejudicial interest in Item 12 – Lowther Trust and left the room for the duration of the item.

2. Confirmation of Minutes

RESOLVED: To approve the minutes of the meeting held on 16th July 2018 as a correct record for signature by the Mayor.

3. Mayor's Announcements

The Mayor was honoured to have had attended several events since July including the Women's Aid 25th anniversary ball, Duke of Lancaster's Regiment service of remembrance in Warrington and unveiling of blue plaques at Fairhaven Lake Boathouses and The Taps in Lytham. The Mayor also attended the Lytham in Bloom Community awards and congratulated Lytham on receiving the RHS Britain in Bloom Gold award in the Coastal Town category. Wrea Green, Little Eccleston and Elswick were congratulated for receiving awards in the Lancashire Best Kept Village competition.

The Mayor reminded those present of the forthcoming charity events that were being held on Friday 26th October starting with a Halloween Coffee Morning at the Town Hall and a Reggae Night at the Hand and Dagger from 7.30pm. The Mayor then expressed his thanks to the Deputy Mayor, Councillor Jan Barker, for stepping in and attending additional events while the Mayoress had been ill.

Finally the Mayor mentioned the ongoing Constitution review and the importance that there was a consistent approach in identifying when the mover of an amendment was deemed to have spoken on the amendment.

4. Chief Executive's Communications

There were no communications from the Chief Executive on this occasion.

5. Questions from Members of the Council

There were no questions from members of the Council.

6. Questions from Members of the Public

One member of the public asked a question.

Question from Mr F Moor, St Annes;

"How many subscriptions for green bin collections has the Council received in the current subscription year to date?"

Councillor Roger Small responded advising that as at Monday 22nd October 2018, 17,806 subscriptions had been received.

Decision Items

7. Councillor Dispensation

Councillor Susan Fazackerley introduced a report requesting that Councillor Keith Beckett's ill health be accepted as a reason for his non-attendance at meetings for the purposes of section 85 of the Local Government Act 1972. This would prevent his term of office coming to an end after six months of non-attendance should this arise.

Councillor Liz Oades seconded the proposal and asked that the council's good wishes be forwarded to Councillor Beckett.

It was unanimously RESOLVED to approve Councillor Keith Beckett's ill health as a reason for his non-attendance at meetings for the purposes of section 85(1) of the Local Government Act 1972.

8. Committee Membership Nominations

Councillor Susan Fazackerley proposed changes to the committee membership, namely that Councillor Chris Dixon replaces Councillor Angela Jacques on the Environment, Health and Housing Committee, that Councillor Jayne Nixon replaces Councillor Christine Akeroyd as a member of the Planning Committee and that Councillor Sandra Pitman replaces Councillor Christine Akeroyd as a member of the Licensing Committee.

Councillor Roger Small seconded the proposal.

It was RESOLVED:

1. To remove Councillor Jacques and appoint Councillor Chris Dixon as a member on the Environment Health and Housing Committee.
2. To remove Councillor Akeroyd and appoint Councillor Jayne Nixon as a member on the Planning Committee.
3. To remove Councillor Akeroyd and appoint Councillor Sandra Pitman as a member on the Licensing Committee.

9. The Fylde Local Plan to 2032

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Councillor Trevor Fiddler introduced a report regarding the adoption of the Fylde Local Plan to 2032. Councillor Fiddler made reference to a letter that had recently been received suggesting that, despite the conclusion of the inspector, the plan was unsound, and that legal action would be taken against the council should it adopt the plan. He indicated that advice from Counsel was that the plan was sound and could safely be adopted, and that any legal challenge would be robustly resisted.

Members were advised that a learning hour dedicated to the Local Plan was to be arranged in the near future.

Following thanks to Mark Evans, Head of Planning and Housing, and the Planning Policy team, for all their work in getting the plan to this stage, Councillor Neil Harvey seconded the proposal.

It was RESOLVED that the Fylde Local Plan to 2032, including the Policies Map and Inset Maps, be Adopted as statutory Development Plan Documents by the Council for use in determining planning applications and consideration of planning enforcement decisions.

10. Granny's Bay Coastal Defence

Councillor Roger Small introduced a report for approval of investment for works at Granny's Bay as part of the replacement Coastal Defences Scheme. A funding application to the Environment Agency (EA) for a further grant in the sum of £2m had been successful. Approval was sought to increase the value of the coast protection scheme, within the approved capital programme, from £19.83m to £21.83m in total. The additional £2m being added in equal parts to years 2019/20 and 2020/21.

Councillor Small paid tribute to the officers involved for securing the funding and to members for their continued support for the scheme. Councillor Sandra Pitman seconded the proposal.

It was RESOLVED to approve an increase in the value of the coast protection scheme within the Councils approved Capital Programme in the sum of £2m (£1m for 2019/20 and £1m for 2020/21) to deliver the replacement Coastal Defences scheme at Granny's Bay, the additional works to be fully-funded from a capital grant from the Environment Agency for this purpose.

11. Exclusion of the Public

The Mayor, Councillor Peter Collins, proposed a resolution to exclude members of the public from the meeting for the consideration of Item 12 in accordance with the provisions of Section 100A (4) of the Local Government Act 1972. This was on the grounds that the business to be discussed was exempt information as defined under paragraphs 3 and 5 of schedule 12A to the Local Government Act 1972 - Information relating to the financial or business affairs of any particular person (including the authority holding that information) and information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

Councillor Sue Fazackerley seconded the proposal.

It was RESOLVED to exclude the public.

(The room was cleared of members of the public. Having declared an interest in Item 12 Councillors Blackshaw, Little and Silverwood left the room.)

12. Lowther Trust

Councillor Liz Oades proposed that standing orders 11.5, 11.7 (d), 11.8, 11.10 (ii-v) and 11.11 be suspended for the remainder of the meeting to allow for a full and open debate in relation to Item 12 on the agenda. Councillor Linda Nulty seconded the proposal.

After discussion a vote, by show of hands, was taken and the motion was LOST.

The Mayor then stated that it was his responsibility to uphold the rights of the councillors and ensure that they had the information necessary to enable decisions to be taken efficiently and effectively. He made reference to Articles 1.02, 2.03 (b (i)), 14.02 and 15.01 (b, c) of the Constitution.

The Mayor indicated that, in his view, the information provided to members in the report, and since the publication of the report, was not sufficient to allow the council to take an informed decision on the matter and

that his duty as Mayor therefore required him to refuse to allow the council to consider the item. After a number of members had spoken on that point, he closed the meeting.

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ⁱ At the Council meeting, held on 19 November 2018, it was RESOLVED to confirm that the draft minutes of the meeting of the Council held on 22 October as a true and accurate record of the meeting.

The Mayor indicated that he would decline to sign the minutes on the grounds that he believed them to be inaccurate. The Monitoring Officer advised that a note would be added to the minutes to reflect this.