

SOUTH LAKELAND DISTRICT COUNCIL

South Lakeland House, Kendal, Cumbria LA9 4UQ

www.southlakeland.gov.uk



**You are summoned to attend a meeting of
the Council
on Thursday, 11 November 2021, at 6.30 p.m.
in the Assembly Room, Kendal Town Hall**

***Note – For those who wish to attend, Prayers will be said
in the Assembly Room at 6.20 p.m.***

Membership Councillors

Caroline Airey
Giles Archibald
Robin Ashcroft
Rupert Audland
Pat Bell
Ben Berry
Roger Bingham
Jonathan Brook
Helen Chaffey
Stephen Coleman
Ben Cooper
Brian Cooper
Michael Cornah
Jonathan Cornthwaite
Tracy Coward
Philip Dixon
Pete Endsor

Judy Filmore
Alvin Finch
Gill Gardner
Fiona Hanlon
Tom Harvey
Eamonn Hennessy
Hazel Hodgson
Chris Hogg
Rachael Hogg
John Holmes
Kevin Holmes
Vicky Hughes
Helen Irving
Ali Jama
Andrew Jarvis
Janette Jenkinson
Dyan Jones

Helen Ladhams
Malcolm Lamb
Kevin Lancaster
Susanne Long
Pete McSweeney (Chairman)
Ian Mitchell
Suzie Pye
Doug Rathbone
Brian Rendell
Matt Severn (Vice-Chairman)
Peter Thornton
Heather Troughton
David Webster
Ian Wharton
Janet Willis
Mark Wilson
Shirley-Anne Wilson

Note – Where relevant, agendas for Members are labelled “Private Document Pack” and contain exempt information within the papers. Any relevant pages are marked as restricted within Agendas labelled “Public Document Pack”.

Note - Due to the ongoing Covid-19 Pandemic, any members of the public who wish to attend to observe the meeting are required to contact committeeservices@southlakeland.gov.uk at least 24 hours before the meeting.

Wednesday, 3 November 2021

A handwritten signature in black ink, appearing to read 'Linda Fisher'.

Linda Fisher, Legal, Governance and Democracy Lead Specialist (Monitoring Officer)

For all enquiries, please contact:-

Committee Administrator: Inge Booth

Telephone: 01539 793190

e-mail: committeeservices@southlakeland.gov.uk



Roll Call : Apologies

AGENDA

Page Nos.

PART I

1 MINUTES

To authorise the Chairman to sign, as a correct record, the minutes of the meeting of the Council held on 27 July 2021.

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2 PUBLIC PARTICIPATION

Any member of the public who wishes to ask a question, make representations or present a deputation or petition at this meeting should apply to do so by no later than 0:01am (one minute past midnight) two working days before the meeting. Information on how to make the application can be obtained by viewing the Council's Website www.southlakeland.gov.uk or by contacting the Committee Services Team on 01539 733333.

(1) Questions and Representations

To receive any questions or representations which have been received from members of the public.

(2) Deputations and Petitions

To receive any deputations or petitions which have been received from members of the public.

3 DECLARATIONS OF INTEREST AND DISPENSATIONS

To receive declarations by Members of interests in respect of items on this Agenda and to consider any dispensations.

Members are reminded that, in accordance with the revised Code of Conduct, they are required to declare any disclosable pecuniary interests or other registrable interests which have not already been declared in the Council's Register of Interests. (It is a criminal offence not to declare a disclosable pecuniary interest either in the Register or at the meeting.)

Members may, however, also decide, in the interests of clarity and transparency, to declare at this point in the meeting, any such disclosable pecuniary interests which they have already declared in the Register, as well as any other registrable or other interests.

If a Member requires advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote, he/she is advised to contact the Monitoring Officer at least 24 hours in advance of the meeting.

4 LOCAL GOVERNMENT ACT 1972 - EXCLUDED ITEMS

To consider whether the items in Part II of the Agenda should be considered in the presence of the press and public.

5 CHAIRMAN'S ANNOUNCEMENTS

To receive announcements by the Chairman.

21 - 22

6 POLITICAL BALANCE AND CHANGES TO COMMITTEE MEMBERSHIPS

Further to the two recent by-elections and in accordance with the provisions of the Local Government and Housing Act 1989:-

(1) to note the political balance of the Council:-

Liberal Democrat – 33 Members;
Conservative – 14 Members;
Labour – 3 Members; and
Green Party – 1 Member;

(2) to note that the allocation of committee places is as that on 19 May 2021 (Minute C/10 (2021/22) refers); and

(3) to receive the following proposed changes in Committee Membership:-

(a) Councillor Pete Endsor to replace Councillor Giles Archibald on the Audit Committee; and

(b) Councillor Fiona Hanlon to take up the Liberal Democrat vacancy on the Licensing and Licensing Regulatory Committees.

7 CORPORATE FINANCIAL UPDATE QUARTERS 1 AND 2, 2021/22

23 - 50

To consider the projected year end position based on performance to the end of Quarter 2 2021/22 and officers' planned actions to ensure a balanced budget by the end of the financial year (the report includes key issues from the Quarter 1 2021/22 report which was due to be considered by Council at the scheduled meeting on 5 October 2021 that was cancelled).

8 ANNUAL PROCUREMENT UPDATE 2021/22

51 - 70

To consider an update on progress across the procurement function and a review of activity in financial year 2020/21.

9 UPDATE TO THE COUNCIL'S CONSTITUTION - CONTRACT PROCEDURE RULES AND PROCUREMENT SCHEDULE

71 - 104

To consider amendments to the Constitution to provide further delegation and clarity relating to procurement and contracting processes.

10 PLANNING COMMITTEE MEMBERSHIP

105 - 110

To review the reduction in size of the Membership of the Planning Committee following the 12 month trial period which commenced in September 2020.

11 LOCAL GOVERNMENT REORGANISATION - STRUCTURAL CHANGES ORDER

111 - 114

To update Members with regard to the Structural Changes Order for Local Government Reorganisation.

12 URGENT ITEMS

To consider any urgent items, if necessary.

13 LEADER'S ANNOUNCEMENTS AND CABINET QUESTION TIME (30 MINUTES)

To receive announcements from the Leader and, in accordance with Paragraphs 10.2 and 10.3 of the Council's Rules of Procedure, to deal with any questions to the Leader and/or Portfolio Holders on any topic which is within the jurisdiction or influence of the Council and is relevant to their Portfolio. Any Member who poses a question will be entitled to ask one supplementary question on the same topic.

Members are encouraged to give 24 hours' written notice of questions to the Monitoring Officer of questions to be raised under the Agenda Item. If no notice is received, then the Portfolio Holder can reserve the right to give a written answer. Where written notice of questions has been given, these will be taken first. Should a Member wish to ask more than one question, questions should be listed in order of priority. If more than one Member sends in a question, these will be taken in alphabetical order of Members' names, alternated from meeting to meeting. Each question and each response is restricted to three minutes.

14 MINUTES OF MEETINGS

To receive Chairmen's comments (if any notified) in respect of the minutes of the Committee meetings held between 3 May and 20 August 2021.

15 QUESTIONS TO CHAIRMAN OF THE COUNCIL OR CHAIRMAN OF ANY COMMITTEE OR SUB-COMMITTEE

To deal with any questions under Rule 10.6 of the Council's Rules of Procedure, of which due notice has been given and/or the Chairman allows as a matter of urgent business and which are in relation to any matter over which the Council has powers or duties or which affect the area.

16 URGENT DECISIONS

In accordance with the Council's Constitution, to receive details of any urgent executive or non-executive decisions taken since 21 July 2021.

115 - 116

PART II

Private Section (exempt reasons under Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, specified by way of paragraph number)

17 A590 CROSS A MOOR JUNCTION IMPROVEMENT

117 - 144

- *Paragraph 3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information)*
- *Paragraph 5 - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.*

To consider the development of Cross a Moor Roundabout.

18 JUDICIAL REVIEW - LOCAL GOVERNMENT REORGANISATION

- *Paragraph 5 - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.*

To receive a verbal update from the Monitoring Officer.