



Jacqui Sinnott-Lacey
Chief Operating Officer

52 Derby Street
Ormskirk
West Lancashire
L39 2DF

Wednesday, 21 July 2021

TO: COUNCILLORS

Dear Councillor,

Please find attached late information for the meeting of the **COUNCIL** being held in the **THE CHAPEL - ORMSKIRK ARTS HOUSE, ST HELENS ROAD, ORMSKIRK L39 4QR** on tonight at **7.30 PM**.

Yours faithfully

A handwritten signature in black ink, appearing to be 'JS', written over a light blue circular stamp.

Jacqui Sinnott-Lacey
Chief Operating Officer

AGENDA
(Open to the Public)

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	Draft list of Declarations of Interest	
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	Altered Motion	

**18c Winding Down Tawd Vale Development Company - Motion from
Councillor David Westley**
Altered Motion

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We can provide this document, upon request, on audiotape, in large print, in Braille and in other languages.

For further information, please contact:-
Jacky Denning on 01695 585384
Or email jacky.denning@westlancs.gov.uk

COUNCIL 21 JULY 2021

DECLARATIONS OF INTEREST

The following declarations were received:

1. Councillors Mrs Blake, Blane, Dereli, Gordon, Mrs Marshall, Mee, Moran, Owen, Pope, Sutton, Whittington and Witter declared a non-pecuniary interest in relation to item 10 Capital Programme Out-Turn 2020-21 and item 12 'Council Plan Annual Report 2020/21' in view of their membership of a Parish Council.
2. Councillors Aldridge, Pope and D Westley declared a non pecuniary interest in relation to item 10 Capital Programme Out-Turn 2020-2 and 12 'Council Plan Annual Report 2020/21' and Item 18a 'Derby Street Bridge – Motion', as Members of Lancashire County Council, as did Councillors Coughlan, Cummins and Gagen as an employee of Lancashire County Council.
3. Councillors Delaney, Devine, Owen, Nixon, West and J Wilkie (Tenant of a Council flat/house) Coughlan and Gregson (Tenants of a Council garage) declared disclosable pecuniary interests in relation to item 11 'Housing Account – Revenue and Capital Outturn' for the reasons indicated but were entitled to speak and vote by virtue of an exemption (nothing in these reports relates particularly to their respective interests arising from the tenancy or lease).
4. Councillors Aldridge, Blane, Cooper, Gregson, Mee, Nixon, Sutton and K Wilkie declared non-pecuniary interests in relation to item 11 'Housing Account – Revenue and Capital Outturn' as they have a connected person who is a tenant of rented Council accommodation. Insofar as that interest becomes a pecuniary interest (as it would affect the financial position of their relative and a member of the public with knowledge of the relevant facts would reasonably regard this as so significant that it is likely to prejudice their judgement of the public interest) they declared that interest but considered that they were entitled to speak and vote by virtue of an exemption as nothing in these reports relates particularly to the relevant tenancy or lease.
5. Councillor Coughlan declared a pecuniary interest in relation to Agenda Item 17. 'Leisure Facilities – Public Consultation' in respect of his appointment to West Lancashire Community Leisure.

Medium Term Financial Forecast 22/23 to 24/25

Amendment to be moved by Councillor David Whittington

- A. That the revised Medium-Term Financial Forecast (GRA) shown in Appendix A be **noted**.
- B. That the savings proposals in Appendix B are approved.
- C. That the reserves position be noted.

Governance Arrangements - Motion

An Altered Motion to moved by Councillor Owens:

"This Council recognises that the current constitutional arrangements may not be well-suited to a situation of 'No Overall Control' and resolves to consider possible changes to its Constitution and to its Governance arrangements.

The Chief Operating Officer is instructed to bring a Report to the Full Council Meeting in December 2021 setting out the options and necessary actions that would be need to be taken into account to discontinue the existing Leader and Cabinet system of decision making and to revert to a Committee system with effect from the start of the next civic year in May 2022. The Report of the Chief Operating Officer is to also set out the statutory framework, possible options for political governance structures, timescales and detailed implications of any change.

This Council also authorises:

- (a) The establishment of a cross party working group to thoroughly investigate the options for any change in the political system of governance. The working group is to comprise 3 Labour, 2 Conservative and 1 Our West Lancashire Members and is to be chaired by Councillor David Whittington. The cross party working group is expected to report its findings to the Full Council Meeting in December.
- (b) An all Member briefing on the options for change and their implications to be provided with the support of the Centre for Governance & Scrutiny and/or the Local Government Association.
- (c) That the Chief Operating Officer in consultation with the Chairman of the Cross-party working group be authorised to commission the above independent review and that it be funded by allocating appropriate reserves."**

Motion on Winding Down Tawd Valley Development Company

Altered to be moved by Councillor David Westley

Given that Members of the Conservative and Our West Lancashire Groups have the following concerns;

- TVDL building houses for the Housing Revenue Account is not in the best interests of the HRA or the Council's Tenants
- TVDL Business Plan is detrimental to Skelmersdale Regeneration as it excludes Estate Regeneration such as previously achieved in Firbeck and Beechtrees
- TVDL building new market housing on spec is an unacceptable risk to the Council, particularly outside of the Borough as proposed in Phase 3 of the current Business Plan
- Notwithstanding the setting up of the TVD Shareholders Working Group, there are continuing concerns over existing governance arrangements due to a lack of Member representation on the TVD Board

This Council resolves:

A. That the Chief Operating Officer be instructed to bring a Report to the October Meeting of the Full Council based on the findings of a commissioned external assessment. The Report to include:

- (1) an assessment of the current financial position of TVDL;
- (2) an assessment of the financial outcome to the Council of either:
 - i. continuing with the current business plan
 - ii. implementing a wind down of the amount of activities TVDL undertakes
 - iii. any other alternative options that would be considered beneficial to the Council including the Council's ability to undertake development internally.

(3) legal advice on its contractual or other responsibilities towards the company as well as advice on how each option in Paragraph A(2) above could be achieved.

B. That a Council Working Group comprising one member from the Labour, Conservative and Our West Lancashire be established to monitor progress on a monthly basis. The Assessment shall be undertaken by a suitably qualified professionals which meet the approval of the Council's external auditors. Prior to completion of the Assessment, the said Working Group shall have the opportunity to meet the appointed auditors to provide them with their thoughts on the points set out at Paragraph A(2) above.

C. That the Chief Operating Officer be authorised, in consultation with the Council Working Group, to commission external advice, the cost of which is to be met from reserves.

