

Minutes

Extraordinary Council 11.9.2013

Membership/Attendance

- | | |
|--------------------|-------------------|
| * Cllr Aspinell | * Cllr Kerlake |
| * Cllr Baker | * Cllr Le-Surf |
| Cllr Mrs Beeston | * Cllr Lloyd |
| * Cllr Braid | * Cllr McCheyne |
| * Cllr Carter | Cllr Mrs McKinlay |
| * Cllr Chilvers | * Cllr Morrissey |
| * Cllr G Clark | * Cllr Mrs Murphy |
| * Cllr N Clarke | * Cllr Mynott |
| * Cllr Mrs Coe | * Cllr Dr Naylor |
| Cllr Mrs Cohen | * Cllr Parker |
| * Cllr Mrs Cornell | * Cllr Mrs Pound |
| * Cllr Mrs Davies | * Cllr Quirk |
| * Cllr Ms Golding | * Cllr Reed |
| * Cllr Mrs Henwood | * Cllr Russell |
| * Cllr Hirst | * Cllr Sapwell |
| * Cllr Mrs Hones | Cllr Sleep |
| * Cllr Hossack | * Cllr Sparling |
| * Cllr Keeble | * Cllr Tee |
| * Cllr Kendall | |

*present

Officers Present

Jennifer Candler
Alison Crowe
Chris Gill
Jo-Anne Ireland

David Lawson
Philip Ruck
Jean Sharp
Lee Taylor

Also ex-officer Brian Partridge

154. Apologies for Absence

Apologies for absence were received from Cllrs Mrs Beeston, Mrs Cohen, Mrs McKinlay and Sleep.

155. William Hunter Way

The report before Members sought agreement to note the report and the verbal update given by Chair of the Planning and Development Committee, Cllr Mrs Coe, on the outcome of the Planning and Development Committee meeting held immediately before the current full council meeting.

Cllr Hirst MOVED and Cllr Parker SECONDED the recommendation and following a full discussion a Member requisitioned pursuant to Part 4.1 of the Constitution, Rule 9.5, that voting on the Motion be recorded.

Members voted as follows:

FOR: Cllrs Braid, Mrs Coe, Mrs Cornell, Ms Golding, Mrs Henwood, Hirst, Mrs Hones, Hossack, Kerlake, McCheyne, Mrs Murphy, Dr Naylor, Parker, Mrs Pound, Reed, Russell and Sparling (17)

AGAINST: Cllrs Aspinell, Baker, Chilvers, Clark, Clarke, Keeble, Kendall, Le-Surf, Lloyd, Morrissey, Mynott, Quirk and Sapwell (13)

ABSTAIN: Cllrs Carter, Mrs Davies and Tee (3)

The Motion was CARRIED and it was RESOLVED to note the report and the verbal update on the outcome of the planning committee meeting which took place immediately before the current meeting.

(Cllr Lloyd declared a non-pecuniary interest under the Council's Code of Conduct by virtue of a family member working at Marks and Spencer and Cllr Mynott declared a pecuniary interest under the Council's Code of Conduct by virtue of living adjacent to the proposed development site. However, the Interim Monitoring Officer had granted a dispensation for Cllr Mynott to participate in the Extraordinary Council Meeting on the grounds that it was in the interests of persons living in the authority's area that he be able to put their views and concerns).

156. The Town Hall

The report before Members was provided for information to enable consideration of options for the future of the Town Hall following approval of the Outline Business Case (OBC) by Council in July 2012.

Members were reminded that, at the Ordinary Council meeting in July 2011, it was reported that the Town Hall in its current state:

- Was not fit for purpose
- Was barely Disability Discrimination Act (DDA) compliant
- Required modernisation
- Had high energy usage

The outline business case (OBC) made it clear that to do nothing was not an option as the building would fall into further disrepair, with potential failure of infrastructure affecting service.

The aim of the proposed scheme was in line with the OBC in that it

- Provided a modern, economic civic office building
- Created business opportunities within Brentwood (via the availability of flexible commercial office space)
- Provided flexible office space for community sector use
- Improved the overall utilisation of space within the Town Hall

Cllr Kerslake MOVED and Cllr Quirk SECONDED the recommendations included in the report. Members of the Town Hall Delivery Group and relevant officers were thanked for their work in progressing the Town Hall project, also Chromex and CAN for their co-operation.

During the debate, in relation to recommendation 2.5 in the report, Cllr Hirst advised that the Administration proposed that any further decision needing to be made should be considered by Full Council.

Following a full discussion a Member requisitioned pursuant to Part 4.1 of the Constitution, Rule 9.5, that voting on the Motion be recorded.

Cllr Russell left the meeting before the vote was taken.

Members voted as follows:

FOR: Cllrs Aspinell, Baker, Braid, Carter, Chilvers, Clark, Clarke, Mrs Coe, Mrs Cornell, Mrs Davies, Ms Golding, Mrs Henwood, Hirst, Mrs Hones, Keeble, Kendall, Kerslake, Le-Surf, Lloyd, Morrissey, Mrs Murphy, Mynott, Dr Naylor, Parker, Mrs Pound, Quirk, Reed, Sapwell, Sparling and Tee (30)

AGAINST: Cllrs Hossack and McCheyne (2)

ABSTAIN: None

The Motion was CARRIED and it was RESOLVED

1. That the Chromex proposal be approved, detailed Heads of Terms be agreed, and to authorise conclusion of a lease with Iridium Assets with a parent company guarantee to be provided by the Chromex Group and that delegated authority to take appropriate decisions to conclude the lease be granted to the Managing Director in consultation with the Leader of the Council and the Chair of the Town Hall Delivery Group.
2. That the CAN proposal be approved, detailed Heads of Terms be agreed, and to authorise conclusion of a lease with CAN and that delegated authority to take appropriate decisions to conclude the lease be granted to the Managing Director in consultation with the Leader of the Council and the Chair of the Town Hall Delivery Group.
3. Prior to the conclusion of leases at 1 and 2 above, a surrender be sought of the County Council lease
4. That authority is given to formally appoint the design team and to tender the works to the Council part of the building
5. That authority is given to incur capital and revenue expenditure on the project up to a maximum as previously agreed by Council (a capital cost envelope of £3,571,794 and a one off revenue budget of £35,000). If the final estimates are greater than 5% different to the agreed levels, a further report to be brought back to Full Council for approval.

- 157. Urgent Business – Appointment of Monitoring Officer** (The following item was considered by the Mayor to be urgent business pursuant to Section 100B(4)(b) of the Local Government Act (as amended) in order that Members could consider the matter without further delay).

A Monitoring Officer needed to be appointed for Brentwood Borough Council since the previous Monitoring Officer left the Council's employ on 30th August 2013.

Cllr Hirst MOVED and Cllr Aspinell SECONDED and it was RESOLVED UNANIMOUSLY that:

1. David Lawson is appointed as the Council's Monitoring Officer in accordance with Section 5 of the Local government and Housing Act 1989.
 2. Fiona Taylor and Alison Stuart are appointed as the Council's Deputy Monitoring Officers.
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