



Public Document Pack

Uttlesford District Council

Chief Executive: Dawn French

Extraordinary Council Remote Meeting

To all Members of Uttlesford District Council, you are hereby summoned to attend the meeting of the District Council to be held as shown below to deal with the business set out in the agenda.

Date: Tuesday, 23rd June, 2020

Time: 6.00 pm

Venue: Zoom - <https://zoom.us/>

Broadcast: <https://uttlesford.moderngov.co.uk/ieListDocuments.aspx?CIId=159&MIId=5576>

Kind regards

Dawn French
Chief Executive

Chair: Councillor M Foley

Members: Councillors A Armstrong, H Asker, G Bagnall, S Barker, M Caton, A Coote (Vice-Chair), C Criscione, C Day, A Dean, G Driscoll, D Eke, J Evans, P Fairhurst, R Freeman, N Gregory, N Hargreaves, V Isham, R Jones, A Khan, P Lavelle, G LeCount, P Lees, M Lemon, B Light, J Lodge, J Loughlin, S Luck, S Merifield, E Oliver, R Pavitt, L Pepper, N Reeve, G Sell, A Storah, M Sutton, M Tayler and J De Vries

Public Participation

Members of the public who would like to listen to the meeting live can do so [here](#). The broadcast will be made available as soon as the meeting begins.

At the start of the meeting there will also be an opportunity of up to 15 minutes for members of the public to make statements via the virtual meeting platform Zoom subject to having registered their intention to speak by 12 noon on Friday, 19 June.

Please contact Democratic Services to register to speak on 01799 510410/548

or committee@uttlesford.gov.uk. Technical guidance will be provided on the practicalities of speaking to a virtual meeting at the point of confirming your registration. Further information relating to public participation can be found on page 3 of this document.

AGENDA PART 1

Open to Public and Press

1 Apologies for Absence and Declarations of Interest

To receive any apologies and declarations of interest.

2 Exclusion of public and press

Consideration of reports containing exempt information within the meaning of section 100I and paragraph 3 part 1 Schedule 12A Local Government Act 1972.

PART 2

Exclusion of Public and Press

3 Investment Opportunities

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To consider the endorsement of the Investment Opportunities and to authorise the necessary borrowing as set out in the reports.

REMOTE MEETINGS AND THE PUBLIC

Due to the Government's social distancing measure imposed in the wake of Covid-19, the way in which the public can participate in Uttlesford District Council meetings has changed. Meetings are no longer being held on site or in person and 'remote meetings' will be held on the virtual meeting platform Zoom until further notice. Members of the public are welcome to listen live to the debate of any of the Council's Cabinet or Committee meetings. All live broadcasts and meeting papers can be viewed on the Council's [calendar of meetings](#) webpage.

Members of the public and representatives of parish and town councils are permitted to speak or ask questions at this meetings. If you wish to make a statement via Zoom video link, you will need to register with Democratic Services by midday on Friday, 19 June. There is a 15 minute public speaking limit and 3 minute speaking slots will be given on a first come, first served basis. Those wishing to make a statement via video link will require an internet connection and a device with a microphone and video camera enabled.

Technical guidance on the practicalities of participating via Zoom will be given at the point of confirming your registration slot, but if you have any questions regarding the best way to participate in this meeting please call Democratic Services on 01799 510410/548 who will advise on the options available.

The agenda is split into two parts. Most of the business is dealt with in Part I which is open to the public. Part II includes items which may be discussed in the absence of the press or public, as they deal with information which is personal or sensitive for some other reason. You will be asked to leave the meeting before Part II items are discussed.

Agenda and Minutes are available in alternative formats and/or languages. For more information please call 01799 510510.

Facilities for people with disabilities

If you are deaf or have impaired hearing and would like a signer available at a meeting, please contact committee@uttlesford.gov.uk or phone 01799 510548/410 as soon as possible prior to the meeting.

For information about this meeting please contact Democratic Services

Telephone: 01799 510410 or 510548

Email: Committee@uttlesford.gov.uk

General Enquiries

Council Offices, London Road, Saffron Walden, CB11 4ER

Telephone: 01799 510510

Fax: 01799 510550

Email: uconnect@uttlesford.gov.uk

Website: www.uttlesford.gov.uk

Agenda Item 3

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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NOTICE OF KEY DECISION(S) TO BE MADE UNDER REGULATIONS 5 (7) AND 10 (GENERAL EXCEPTION)

Notice is hereby given under the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 (“the Regulations”) Regulations 5(7) (private meetings) and 10 (general exception), that the following key decision(s) will be made by the Executive.

INVESTMENT OPPORTUNITIES

The Chair of the Scrutiny Committee, Cllr Gregory, has been informed of the matter about which the decision is to be made and has responded in writing.

Reason why notice of the decision cannot be published at least 28 clear days before the key decision is to be made and therefore requires general exception measures – Due to the commercial nature of the opportunities, an urgent decision is required as the investment opportunities are only viable for a limited period of time, following endorsement from the Investment Board on Thursday, 11 June 2020.

NOTICE OF KEY DECISION(S)

Uttlesford District Council intends to take key decisions on the issue set out below.

Key decisions are decisions which:

- Are likely to result in the Council incurring expenditure or making savings in excess of £100,000 subject to the following:
 - Decisions on the acquisition or disposal of land or of an interest in land will be key decisions if their value exceeds £500,000¹.
- Are likely to be significant in terms of its effects on communities living or working in Uttlesford.

¹ Please note, the following are not key decisions:

- Loans or borrowing decisions made in accordance with the Treasury Management Policy.
- Decisions relating to the engagement of staff unless falling within paragraph 4.
- Contract awards or renewals for vehicles, plant, machinery, goods, supplies and services where budget provision has been made and the award or renewal is within budget.
- Contract awards where the decision to let the contract has already been treated as a key decision.
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- Relate to the adoption or revision of plans and policies which would have a significant impact on the way in which the Council carries out its statutory functions.
- Relates to consideration by the Cabinet of proposals which would have a significant impact on the provision of services to the public or on the operational management of the Council.

Decisions to be taken in private are also listed (this is where specific exemptions apply under Schedule 12A of the Local Government Act 1972).

All documents and decisions are also published on the Council's website www.uttlesford.gov.uk or are available from Democratic Services by contacting committee@uttlesford.gov.uk

NOTICE OF KEY DECISION

Published 15 June 2020

Decision maker	Details of Decision	Reasons for Part 2	Other options considered and rejected	Conflict of interest declared by any Executive member consulted	Contact officer from where the documents can be obtained
Cllr John Lodge, Leader of the Council	<p>Endorses the conclusions of the Investment Board and that</p> <p>a. The property purchases as set out are agreed:</p> <p>i. Investment Opportunity - Rotherham, subject to the acquisition being for the freehold, up to the sum of £6,100,000</p> <p>ii. Investment Opportunity - Bracknell, subject to the establishment of an acceptable Parent Company Guarantee, up to the sum of £22,000,000</p> <p>iii. Investment Opportunity - Gloucester, up to the sum of</p>	<p>The information is exempt from publication in that the exemption outweighs the public interest in disclosing the information as it relates to the business affairs of the Council; the exemption category is:</p> <p>The information is exempt information under Section 100I of the Local Government Act 1972 as it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Act</p>	N/A	N/A	<p>Adrian Webb – Director – Finance and Corporate Services</p> <p>awebb@uttlesford.gov.uk</p>

	<p>£39,500,000</p> <p>iv. Investment Opportunity - Melksham, up to the sum of £8,000,000</p> <p>b. The funding ratio is on an 80% interest only and 20% repayment basis.</p> <p>c. The purchase costs are capitalised.</p> <p>d. The purchases are made as a direct investment by Uttlesford District Council.</p> <p>e. The loan to Aspire (CRP) Ltd in the sum of £2,600,000 on an interest only basis, at a rate of 4.5% per annum for a period of 37 years is agreed.</p> <p>f. The Director of Finance and Corporate Services in consultation with the Leader, Portfolio Holder for Investments and Business, and the Portfolio Holder for Finance and Budget to conclude the acquisition; subject to recommendation g.</p> <p>g. Council is requested to endorse the purchases and to authorise the</p>				
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	necessary borrowing.				
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