

MINUTES OF THE APPOINTMENTS COMMITTEE

Monday, 28 February 2011 at 6.00 pm

PRESENT: Councillors Feakes, Hall, Maines, Maslin and Smith

ALSO PRESENT: The Mayor

1. Election of Chair

Councillors Hall and Maines were both moved and seconded for the position of Chair.

Councillor Feakes queried the validity of the candidature of Councillor Hall which appeared to be in conflict with the Constitutional provision limiting the number of Chairs which could be held by any individual.

The Committee was advised by the Head of Law that the terms of reference of the Appointments Committee in Article 9 of the Constitution were the pertinent consideration. She stated a view would have to be taken as whether or not the Appointments Committee was a Standing Committee. Generally there would be an expectation that a Standing Committee should have a fixed membership. She said it was open to the Committee to take a view and that should the Appointments Committee be deemed not to be a Standing Committee, then the nomination of Councillor Hall would be valid.

Councillor Feakes said he accepted the advice of the Head of Law but would like the relevant Constitutional provisions to be further considered at a future meeting of the Constitution Working Party.

A vote was conducted for Chair and Councillor Hall received three votes and Councillor Maines received two votes. Councillor Maines was thereafter elected unopposed as Vice-Chair of the Committee.

RESOLVED That Councillor Alan Hall be elected as Chair for the Municipal Year 2010/11 and Councillor Chris Maines be elected as Vice-Chair for the Municipal Year 2010/11.

2. Declarations of Interests

There were none.

3. Minutes

RESOLVED that the minutes of the meetings held on April 28 2010 be confirmed as a correct record.

4. Exclusion of the Press and Public

RESOLVED that under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 3, 4 and 5 of Part 1 of Schedule 12(A) of the Act, as amended by the Local Authorities (Executive Arrangements) (Access to information) (Amendments) (England) Regulations 2006 and the public interest in maintaining the exemption outweighs the public interest in disclosing the information:

5. Terms and conditions of the Chief executive

The Committee considered a confidential paper and received presentations from the Head of Personnel and Development and from Stephen Taylor of Blakesley Associates who had been appointed by the Mayor to offer independent advice on the possible flexible retirement of the Chief Executive.

After detailed consideration of the implications of the proposals and receipt of further advice from the Executive Director for Resources and the Head of Law, the Committee unanimously agreed the resolution shown below.

RESOLVED That approval be given to the retirement of the Chief Executive on a flexible basis from the Council's service in accordance with the Council's flexible retirement procedures as from 1 June 2011.

