

Mid Devon District Council

Cabinet

Tuesday, 3 January 2023 at 10.00 am
Phoenix Chamber, Phoenix House, Tiverton

Next ordinary meeting
Tuesday, 7 February 2023 at 10.00 am

Please Note: This meeting will take place at Phoenix House and members of the Public and Press are able to attend via Zoom. If you are intending to attend in person please contact the committee clerk in advance, in order that numbers of people can be appropriately managed in physical meeting rooms.

[Join Zoom Meeting Here](#)

Meeting ID: 829 0760 4167
Passcode: 876094

Join by Skype for Business
<https://us06web.zoom.us/skype/82907604167>

Membership

Cllr R M Deed
Cllr C J Eginton
Cllr R J Chesterton
Cllr Mrs C P Daw
Cllr D J Knowles
Cllr S J Penny
Cllr C R Slade

A G E N D A

Members are reminded of the need to make declarations of interest prior to any discussion which may take place

1. **Apologies**
To receive any apologies for absence.
2. **Public Question Time**
To receive any questions relating to items on the Agenda from members of the public and replies thereto.
3. **Declarations of Interest under the Code of Conduct**
To record any interests on agenda matters.
4. **Minutes of the Previous Meeting** (*Pages 5 - 14*)
To consider whether to approve the minutes as a correct record of the meeting held on 29 November 2022.
5. **Financial Monitoring**
To receive a verbal update from the Deputy Chief Executive (S151) presenting a financial update in respect of the income and expenditure so far in the year.
6. **LGA Peer Challenge Review – Follow Up** (*Pages 15 - 28*)
Report of the Chief Executive.
7. **Cullompton Town centre Relief Road - Update** (*Pages 29 - 32*)
Report of the Director of Place.
8. **Budget 23/34 - Update** (*Pages 33 - 50*)
Report of the Deputy Chief Executive and S151 Officer.
9. **Council Tax Base** (*Pages 51 - 56*)
Report of the Deputy Chief Executive and S151 Officer.
10. **Access to Information - Exclusion of Press and Public**
Discussion with regard to the next items, may require the Cabinet to pass the following resolution to exclude the press and public having reflected on Article 12 12.02(d) (a presumption in favour of openness) of the Constitution. This decision may be required because consideration of this matter in public may disclose information falling within one of the descriptions of exempt information in Schedule 12A to the Local Government Act 1972. The Policy Development Group would need to decide whether, in all the circumstances of the case, the public interest in maintaining the exemption, outweighs the public interest in disclosing the information.

Recommended that under Section 100A(4) of the Local Government Act 1972 the public be excluded from the next item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 respectively of Part 1 of Schedule 12A of the Act, namely information relating to the financial or business affairs of any particular person (including the authority holding that information)

11. **Planning and Design Consultancy Services 2023 - 2026, Award report** (Pages 57 - 62)
Report of the Corporate Manager for Public Health, Regulation and Housing
12. **3 Rivers project appraisal for development in Bampton** (Pages 63 - 86)
Report of the Deputy Chief Executive and S151 Officer.
13. **3 Rivers project appraisal for development in Park Road, Tiverton** (Pages 87 - 140)
Report of the Deputy Chief Executive and S151 Officer.
14. **3 Rivers Development Ltd Business Plan.** (Pages 141 - 188)
Following a report of the Deputy Chief Executive (S151), the Scrutiny Committee made the following recommendations:
 1. That the Cabinet refer the matter to full Council

The Audit Committee made the following recommendations:

 1. That the Audit Committee recommend to the Cabinet that more detail of the risks and various options going forward be sought from the S151 Officer.
 2. That the other options be included in the business plan and consequences of not supporting it need to be highlighted.
 3. That the Audit Committee feeds back to Cabinet that it recommends that the business plan in its current form is not supported due to the level of risk to the Council from the likelihood of needing to impair loans on those projects with very narrow rates of return.
15. **Notification of Key Decisions** (Pages 189 - 198)
To note the contents of the Forward Plan.

Stephen Walford
Chief Executive

Wednesday, 21 December 2022

Meeting Information

From 7 May 2021, the law requires all councils to hold formal meetings in person. The Council will enable all people to continue to participate in meetings via Zoom.

If you want to ask a question or speak, email your full name to Committee@middevon.gov.uk by no later than 4pm on the day before the meeting. This will ensure that your name is on the list to speak and will help us ensure that you are not missed. Notification in this way will ensure the meeting runs as smoothly as possible.

Please note that a reasonable amount of hardcopies at the meeting will be available, however this is a limited number. If you are attending the meeting and would like a hardcopy of the agenda we encourage that you notify Member Services in advance of the meeting to ensure that a hardcopy is available. Otherwise, copies of the agenda can be found on our website.

If you would like a copy of the Agenda in another format (for example in large print) please contact Andrew Seaman on: aseaman@middevon.gov.uk

Public Wi-Fi is available in all meeting rooms.