

OVERVIEW AND SCRUTINY BOARD

A meeting of **Overview and Scrutiny Board** will be held on

Wednesday, 16 January 2019

commencing at **2.30 pm**

The meeting will be held in the Meadfoot Room, Town Hall, Castle Circus,
Torquay, TQ1 3DR

Members of the Board

Councillor Lewis (C) (Chairman)

Councillor Barnby
Councillor Bent
Councillor Bye
Councillor Darling (S)

Councillor Long
Councillor Morey
Councillor Sykes

Co-opted Members of the Board

A prosperous and healthy Torbay

For information relating to this meeting or to request a copy in another format or language please contact:

Kate Spencer, Town Hall, Castle Circus, Torquay, TQ1 3DR
01803 207014

Email: scrutiny@torbay.gov.uk

OVERVIEW AND SCRUTINY BOARD AGENDA

1. Apologies

To receive apologies for absence, including notifications of any changes to the membership of the Board.

2. Declarations of Interest

- a) To receive declarations of non pecuniary interests in respect of items on this agenda

For reference: Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

- b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda

For reference: Where a Member has a disclosable pecuniary interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(Please Note: If Members and Officers wish to seek advice on any potential interests they may have, they should contact Governance Support or Legal Services prior to the meeting.)

3. Urgent Items

To consider any other items that the Chairman decides are urgent.

4. Memorandum of Understanding with Torquay United Association Football Club

(Pages 4 - 5)

To consider the call-in by Cllr Tyerman and 20 other Councillors of the Elected Mayor's decision in relation to the Memorandum of Understanding with Torquay United Association Football Club.

The reasons for the call-in are as follows:

“The decision to prepare the final Memorandum of Understanding [MOU] between Torbay Council and Torquay United is contrary to the Policy Framework. The Corporate Plan identifies one of the Council's principles as “Using reducing resources to best effect”.

Given that creating a MOU will mean extra officer time we do not believe it to be an effective use of officer time.

The conduct to be undertaken by Torbay Council in the

document is the conduct that one would expect the Council to adopt with any significant partner organisations and so a document is not required.

The enabling land should be identified before any officer capacity is spent on this project.”

The Record of Decision is attached for information.

5. Proposed freehold disposal of Echo Building, St James Road, Torquay, TQ1 4AZ

(Pages 6 - 7)

To consider the call-in by Cllr Pentney and four other Councillors of the Elected Mayor’s decision in relation to the proposed freehold disposal of Echo Building, St James Road, Torquay.

The reasons for the call-in are as follows:

- “1. The Echo Building has acted as part of the Upton Community as a childrens centre, a part of Upton St James School, a community centre and a church. The Tormohun ward, in which it is located, is one of the most deprived wards in Torbay with high levels of crime, high levels of single parents and significant health needs. The building has acted as an integral part of the community and could still play a significant part in regenerating this community.
2. In the decision notice it states that no alternative options have been considered. The Mayor should explain why this is the case?
3. The Mayor agreed to register the Echo Building as an “Asset of Community Value,” on the 19th December, 2018. Less than two working weeks later he has given notice that he wishes to sell the asset. This has not given the community time to develop a business case to use this facility in their best interest.
4. The promoters of this motion would like to have sight of all the minutes and reports pertaining to the decision to dispose of this asset. This further information will result in additional questions.”

The Record of Decision is attached for information.