

Members of the Press and Public are welcome to attend Part I of this meeting. The agenda is available on the Council's [web site](#) or contact **Head of Governance: Karen Shepherd: 07766 778286**

Recording of Meetings – In line with the council's commitment to transparency the Part I (public) section of the virtual meeting will be streamed live and recorded via Zoom. By participating in the meeting by audio and/or video, you are giving consent to being recorded and acknowledge that the recording will be in the public domain. If you have any questions regarding the council's policy, please speak to the Democratic Services or Legal representative at the meeting

TO: EVERY MEMBER OF THE COUNCIL FOR THE ROYAL BOROUGH OF WINDSOR & MAIDENHEAD

YOU ARE HEREBY SUMMONED TO ATTEND the Meeting of the Council of the Royal Borough of Windsor & Maidenhead to be held in the **Council Chamber - Town Hall, Maidenhead** on **Tuesday, 20 July 2021 at 7.00 pm** for the purpose of transacting the business specified in the Agenda set out hereunder.

Dated this Monday, 12 July 2021



Duncan Sharkey
Chief Executive

*Reverend John Quick
will say prayers for the meeting*

A G E N D A

PART I

1. **APOLOGIES FOR ABSENCE**

To receive any apologies for absence

2. **COUNCIL MINUTES**

To receive the minutes of the meetings of the Council held on 27 April, 4 May and 29 June 2021.
(Pages 9 - 66)

3. **DECLARATIONS OF INTEREST**

To receive any declarations of interest
(Pages 67 - 68)

4. **MAYOR'S COMMUNICATIONS**

To receive such communications as the Mayor may desire to place before the Council

(Pages 69 - 70)

5. PUBLIC QUESTIONS

- a) Deborah Mason of Riverside ward will ask the following question of Councillor Stimson, Cabinet Member for Climate Change, Sustainability, Parks and Countryside:**

Does the Lead Member agree that the UK is facing ecological freefall, that biodiversity gain must be the over-riding priority in all natural habitats owned by the Council and that assumptions we have made in the past about public rights must be reassessed in view of this?

- b) Ed Wilson of Clewer and Dedworth West ward will ask the following question of Councillor Carroll, Cabinet Member for Adult Social Care, Children's Services, Health and Mental Health:**

Will the Lead Member confirm how much RBWM has collected through the Adult Social Care Precept since its' inception?

- c) Ed Wilson of Clewer and Dedworth West ward will ask the following question of Councillor Hilton, Cabinet Member for Finance and Ascot:**

Will the Lead Member for Finance advise by ward which roads and pavements were improved under the Clewer & Dedworth Improvement Programme?

- d) Andrew Hill of Boyn Hill ward will ask the following question of Councillor Johnson, Leader of the Council:**

In 2019 Councillors granted permission to dispose of the 50% freehold in the Nicholson Shopping centre on the understanding of multi-billion pound backing from "€22bn" Tikehau Capital. When did the Council become aware that funding for the Nicholson Quarter was no longer secured, and when was this reported to Members?

- e) Andrew Hill of Boyn Hill ward will ask the following question of Councillor Hilton, Cabinet Member for Finance and Ascot:**

In light of the s114 'bankruptcy' by Slough Borough Council, and their £159m deficit projected for 2024/25 what is RBWM's equivalent projected year end general fund reserve figure for 2024/25, and does RBWM share any joint ventures/financial interests with SBC that may be affected or miscalculated?

(The Council will set aside a period of 30 minutes to deal with public questions, which may be extended at the discretion of the Mayor in exceptional circumstances. The Member who provides the initial response will do so in writing. The written response will be published as a supplement to the agenda by 5pm one working day before the meeting. The questioner shall be allowed up to one minute to put a supplementary question at the meeting. The supplementary question must arise directly out of the reply provided and shall not have the effect of introducing any new subject matter. A Member

responding to a supplementary question will have two minutes to respond).

6. PETITIONS

To receive any petitions presented by Members on behalf of residents.

(Notice of the petition must be given to the Head of Governance not later than noon on the last working day prior to the meeting. A Member submitting a Petition may speak for no more than 2 minutes to summarise the contents of the Petition).

7. APPOINTMENT OF INDEPENDENT PERSON

To consider the above report
(Pages 71 - 76)

8. APPOINTMENT OF CHAIRMEN

To consider the following recommendation:

RECOMMENDATION: That:

- i) Councillor Haseler be appointed as Chairman of the Maidenhead Development Management Committee for the remainder of the municipal year**
- ii) Councillor Cannon be appointed as Chairman of the Windsor and Ascot Development Management Committee for the remainder of the municipal year**
- iii) Councillor Rayner be appointed as Chairman of Windsor Town Forum for the remainder of the municipal year.**

9. REFERRALS FROM OTHER BODIES

To consider referrals from other bodies (e.g. Cabinet)

I) COMMUNITY GOVERNANCE REVIEW - WINDSOR TOWN COUNCIL - FINAL RECOMMENDATIONS

To consider the report.
(Pages 77 - 108)

II) ANNUAL REPORT FROM THE AUDIT AND GOVERNANCE COMMITTEE

To consider the report.
(Pages 109 - 114)

III) ANNUAL REPORT FROM THE CORPORATE PARENTING FORUM

To consider the report.
(Pages 115 - 126)

10. MEMBERS' QUESTIONS

- a) Councillor Bond will ask the following question of Councillor Coppinger, Cabinet Member for Planning, Environmental Services, and Maidenhead:**

Following the Greenpeace investigation into UK plastic recycling being dumped in Turkey, can you confirm which countries RBWM plastic waste is now being sent to please, giving a percentage breakdown, and also what supply chain audits are undertaken to ensure it is actually recycled?

- b) Councillor Knowles will ask the following question of Councillor Johnson, Leader of the Council:**

The LGA peer review carried out last year identified areas of weakness in RBWM scrutiny process. Is it the intention to invite the LGA peer review team to revisit this and to assure us of progress being made to improve the system?

- c) Councillor Hill will ask the following question of Councillor Clark, Cabinet Member for Transport, Infrastructure and Digital Connectivity:**

The Greenfields Zebra Crossing, surrounding road markings and street furniture are in a poor state of repair and the result of numerous residents and councillor complaints. When will this area of Stafferton Link Road be renovated and brought up to standard?

- d) Councillor Price will ask the following question of Councillor Carroll, Cabinet Member for Adult Social Care, Children's Services, Health and Mental Health:**

The delivery of the Transformation Strategy is key to RBWM achieving its long-term objectives. The Cabinet Transformation sub committee was formed last year. Its TOR included monitoring progress of delivery of the Transformation Strategy. The Constitution states it will meet quarterly. Why has it therefore only met once in September 2020?

- e) Councillor Price will ask the following question of Councillor McWilliams, Cabinet Member for Housing, Sport & Leisure, and Community Engagement:**

The Transformation Strategy is clear that 'investing in strong foundations' is key to underpinning RBWM's three core values. Such underpinning includes 'modern and robust IT'. More and more information is being communicated exclusively to residents via the website. When will time, effort and money be invested in making the RBWM website easy to navigate and thus 'fit for purpose'?

- f) Councillor Larcombe will ask the following question of Councillor Cannon, Cabinet Member for Public Protection and Parking:**

On 21 June Datchet Parish Council passed a resolution requiring the Environment Agency to limit the Jubilee River conveyance capacity to a volume that is compatible with current Datchet flood defences and land drainage infrastructure. How will RBWM be demonstrating their support for the resolution?

g) Councillor Davey will ask the following question of Councillor Johnson, Leader of the Council:

One issue highlighted by the CIPFA Review of Governance 2020 was that there was “no appropriate challenge or recognition that challenge was a good thing”. What have you done to demonstrate to both the public and this council that you believe challenge is a good thing, and encourage both Members and residents to challenge?

h) Councillor Davey will ask the following question of Councillor Johnson, Leader of the Council:

The CIPFA Review of Governance 2020 suggested the new Audit Committee, and an Independent Chair. Why did you not take up the recommendation for an Independent Chair?

(The Council will set aside a period of 30 minutes to deal with Member questions, which may be extended at the discretion of the Mayor in exceptional circumstances. The Member who provides the initial response will do so in writing. The written response will be published as a supplement to the agenda by 5pm one working day before the meeting. The questioner shall be allowed up to one minute to put a supplementary question at the meeting. The supplementary question must arise directly out of the reply provided and shall not have the effect of introducing any new subject matter. A Member responding to a supplementary question will have two minutes to respond).

11. MOTIONS ON NOTICE

a) By Councillor Davey

This council agrees to review the issues highlighted within the following reports: RBWM Corporate Peer Review Challenge Sep 2017, CIPFA Review of Financial Governance of July 2019 & CIPFA Review of Governance Final Report of June 2020 and ensure they are fully addressed by March 2022.

b) By Councillor Davies

Both Parliament and this Council have declared an Environmental and Climate Emergency. There is currently a Bill before Parliament, which, if enacted, would require the government to develop a strategy to address the emergency; enshrine the Paris Agreement and Leaders’ Pledge for Nature into law; and ensure the UK takes full responsibility for our entire greenhouse gas and ecological footprints.

This Council:

- e) Declares its support for the Climate and Ecological Emergency Bill (published as the “Climate and Ecology (No. 2) Bill”);
- ii) Requests that the Leader of the Council writes an open letter to the Members of Parliament for Maidenhead and Windsor (shared with our residents through local and social media) urging them to sign up to

support the Bill; and

- iii) Further requests that the Leader of the Council writes to the CEE Bill Alliance, the organisers of the campaign for the Bill, expressing the Council's support.

(A maximum period of 30 minutes will be allowed for each Motion to be moved, seconded and debated, including dealing with any amendments. At the expiry of the 30-minute period debate will cease immediately, the mover of the Motion or amendment will have the right of reply before the Motion or amendment is put to the vote).

12. LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF PUBLIC

To consider passing the following resolution:-

"That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the remainder of the meeting whilst discussion takes place on item 13 on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1-7 of part I of Schedule 12A of the Act"

13. REFERRALS FROM OTHER BODIES

To consider referrals from other bodies (e.g. Cabinet)

I) CHILDREN'S SERVICES CAPITAL BUDGETS

(Not for publication by virtue of Paragraph 3 of Part I of Schedule 12A of the Local Government Act)

(To Follow)

COUNCIL MOTIONS – PROCEDURE

- Motion proposed (mover of Motion to speak on Motion)
- Motion seconded (Seconded has right to reserve their speech until **later** in the debate)
- Begin debate

Should An Amendment Be Proposed: (only one amendment may be moved and discussed at any one time)

NB – Any proposed amendment to a Motion to be passed to the Mayor for consideration before it is proposed and seconded.

- Amendment to Motion proposed
 - Amendment must be seconded BEFORE any debate can take place on it

(At this point, the mover and seconder of original Motion can indicate their acceptance of the amendment if they are happy with it)
 - Amendment debated (if required). Members who have spoken on the original motion are able to speak again in relation to the amendment only
 - Vote taken on Amendment
 - If Agreed, the amended Motion becomes the substantive Motion and is then debated (any further amendments follow same procedure as above).
 - If Amendment not agreed, original Motion is debated (any other amendments follow same procedure as above).
- The mover of the Motion has a right to reply at the end of the debate on the Motion, immediately before it is put to the vote.
 - At the conclusion of the debate on the Motion, the Mayor shall call for a vote. Unless a named vote is requested, the Mayor will take the vote by a show of hands or if there is no dissent, by the affirmation of the meeting.
 - If requested by any **5** Members the mode of voting shall be via a named vote. The clerk will record the names and votes of those Members present and voting or abstaining and include them in the Minutes of the meeting.
 - Where any Member requests it immediately after the vote is taken, their vote will be so recorded in the minutes to show whether they voted for or against the motion or abstained from voting

(All speeches maximum of 5 minutes, except for the Budget Meeting where the Member proposing the adoption of the budget and the Opposition Spokesperson shall each be allowed to speak for 10 minutes to respectively propose the budget and respond to it. The Member proposing the budget may speak for a further 5 minutes when exercising his/her right of reply.)

Closure Motions

a) A Member who has not previously spoken in the debate may move, without comment, any of the following Motions at the end of a speech of another Member:

- i) to proceed to the next business;
- ii) that the question be now put to the vote;
- iii) to adjourn a debate; or
- iv) to adjourn a meeting.

b) If a Motion to proceed to next business is seconded, the Mayor will give the mover of the original Motion a right of reply and then put the procedural Motion to the vote.

c) If a Motion that the question be now put to vote is seconded, the Mayor will put the procedural motion to the vote. If it is passed he/she will give the mover of the original motion a right of reply before putting his/her motion to the vote.

d) If a Motion to adjourn the debate or to adjourn the meeting is seconded, the Mayor will put the procedural Motion to the vote without giving the mover of the original Motion the right of reply

Point of order

A Member may raise a point of order at any time. The Mayor will hear them immediately. A point of order may only relate to an alleged breach of the Council Rules of Procedure or the law. The Member must indicate the procedure rule or law and the way in which he/she considers it has been broken. The ruling of the Mayor on the matter will be final.

Personal explanation

A Member may make a personal explanation at any time with the permission of the Mayor. A personal explanation may only relate to some material part of an earlier speech by the Member which may appear to have been misunderstood in the present debate. The ruling of the Mayor on the requirement of a personal explanation will be final.