



NORTHAMPTON
BOROUGH COUNCIL

CABINET AGENDA

Wednesday, 25 April 2018

The Jeffrey Room, The Guildhall, St. Giles
Square, Northampton, NN1 1DE

6:00 pm

Members of the Cabinet:

Councillor: Jonathan Nunn (Leader of the Council)

Councillor: Phil Larratt (Deputy Leader)

Councillors: Mike Hallam, Tim Hadland, Stephen Hibbert, Brandon Eldred and Anna King.

Francis Fernandes

Borough Secretary & Monitoring Officer

If you have any enquiries about this agenda please contact
democraticservices@northampton.gov.uk or 01604 837722

PORTFOLIOS OF CABINET MEMBERS

CABINET MEMBER	TITLE
Councillor J Nunn	Leader
Councillor P Larratt	Deputy Leader
Councillor M Hallam	Environment
Councillor B Eldred	Finance
Councillor T Hadland	Regeneration, Enterprise and Planning
Councillor S Hibbert	Housing and Wellbeing
Councillor A King	Community Engagement and Safety

SPEAKING AT CABINET MEETINGS

Persons (other than Members) wishing to address Cabinet must register their intention to do so by 12 noon on the day of the meeting and may speak on any item on that meeting's agenda.

Registration can be by:

Telephone: (01604) 837722
(Fax 01604 838729)

In writing: Democratic Services Manager
The Guildhall, St Giles Square, Northampton NN1 1DE
For the attention of the Democratic Services Officer

By e-mail to democraticservices@northampton.gov.uk

Only thirty minutes in total will be allowed for addresses, so that if speakers each take three minutes no more than ten speakers will be heard. Each speaker will be allowed to speak for a maximum of three minutes at each meeting. Speakers will normally be heard in the order in which they registered to speak. However, the Chair of Cabinet may decide to depart from that order in the interest of hearing a greater diversity of views on an item, or hearing views on a greater number of items. The Chair of Cabinet may also decide to allow a greater number of addresses and a greater time slot subject still to the maximum three minutes per address for such addresses for items of special public interest.

Members who wish to address Cabinet shall notify the Chair prior to the commencement of the meeting and may speak on any item on that meeting's agenda. A maximum of thirty minutes in total will be allowed for addresses by Members unless the Chair exercises discretion to allow longer. The time these addresses take will not count towards the thirty minute period referred to above so as to prejudice any other persons who have registered their wish to speak.

KEY DECISIONS

 denotes the issue is a 'Key' decision:

- Any decision in relation to the Executive function* which results in the Council incurring expenditure which is, or the making of saving which are significant having regard to the Council's budget for the service or function to which the decision relates. For these purpose the minimum financial threshold will be £250,000;
- Where decisions are not likely to involve significant expenditure or savings but nevertheless are likely to be significant in terms of their effects on communities in two or more wards or electoral divisions; and
- For the purpose of interpretation a decision, which is ancillary or incidental to a Key decision, which had been previously taken by or on behalf of the Council shall not of itself be further deemed to be significant for the purpose of the definition.

NORTHAMPTON BOROUGH COUNCIL

SPECIAL CABINET

Your attendance is requested at a meeting to be held:
in The Jeffrey Room, The Guildhall, St. Giles Square, Northampton, NN1
1DE

on Wednesday, 25 April 2018

at 6:00 pm.

Francis Fernandes
Borough Solicitor & Monitoring Officer

AGENDA

1. APOLOGIES

2. INTENTION TO HOLD PART OF THE MEETING IN PRIVATE IF NECESSARY

It is the intention that this meeting be held in private as it is likely that exempt information as defined in local government act 1972:

Consideration of the information in public would give rise to the disclosure of exempt information as described in paragraph [1, 2 3, 5 & 7] of Schedule 12A of the Local Government Act 1972 –

- Information relating to any individual.
- Information which is likely to reveal the identity of an individual.
- Information relating to the financial or business affairs of any particular person (including the authority holding that information).
- Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
- Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

3. DEPUTATIONS/PUBLIC ADDRESSES

4. DECLARATIONS OF INTEREST


5. EXCLUSION OF PUBLIC AND PRESS

THE CHAIR TO MOVE:

“THAT THE PUBLIC AND PRESS BE EXCLUDED FROM THE REMAINDER OF THE MEETING ON THE GROUNDS THAT THERE IS LIKELY TO BE DISCLOSURE TO THEM OF SUCH CATEGORIES OF EXEMPT INFORMATION AS DEFINED BY SECTION 100(1) OF THE LOCAL GOVERNMENT ACT 1972 AS LISTED AGAINST SUCH ITEMS OF BUSINESS BY REFERENCE TO THE APPROPRIATE PARAGRAPH OF SCHEDULE 12A TO SUCH ACT.”

6. RECOVERY OF NTFC LOAN MONEY

(1, 2,
3, 5, 7)

 Report of Borough Secretary and Monitoring Officer
(Copy herewith)

Representations received by the decision-making body about why the special Cabinet meeting on the 25th April 2018 should be open to the public:

Representation i)

I would like to contest this item at the meeting on 28th April being discussed behind closed doors.

There are a number of issues that the council must be open with the public about, where tax payers money is, the whole debacle about how tax payers money was used for a private company against this councils own assessors advising against it, Why the council still seem to want to hide what has and is happening (as seen by trying to block the public from the meeting),

Councillors as workers for the public and are answerable to tax payers not the other way around.

Representation ii)

I wish to record my strong objection that a part of a Cabinet meeting to discuss the recovery of the £10.25M loan to Northampton Town Football Club will be held in private because of the pending legal case.

What is being scrutinised here isn't so much the £10.25M, but the £950K that was set aside to try to recover the loan, most of which has apparently been spent, with no signs of a penny being recovered. It is unreasonable and unacceptable for the review to be held in secret. The public is entitled to know how money is being spent and exactly what has been achieved.

It's bad enough that £10.25M was handed over without proper due diligence. If we're throwing away another £950K, the public must be able to hear how that's been used.

The legal case seems to have stalled, and it also appears that most of the facts surrounding it are already in the public domain – the council gave the money to the club, who paid it to a development company, who passed it on to various people without completing the work, then went bust.

The people of Northampton want to see someone punished for this theft. That doesn't look very likely to happen, but at the very least they are entitled to see how the money being used to try to nail someone is being spent.

Council response to representations received by the decision-making body about why the special Cabinet meeting on the 25th April 2018 should be open to the public:

The special Cabinet meeting to be held on the 25th April 2018 will be held in private for the following reasons: the meeting will be hearing legal strategy in a live litigation case against named individuals, together with further proposed legal recovery actions against other named individuals.

The meeting will hear from external legal advisors and will contain information about the financial affairs of named individuals. The Councils recovery actions will also have a connection with the police investigation, which is live and ongoing.

Agenda Item 6

By virtue of paragraph(s) 1, 2, 3, 5, 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

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