



CHEL TENHAM

BOROUGH COUNCIL

EXECUTIVE DECISIONS NOTICE

Committee: **Cabinet**
Date of meeting: **Thursday, 13 October 2011**
Date of publication: **Friday 14 October 2011**
Call-in period to expire on: **Midnight on Friday 21 October 2011**

NOTE:
The publication of this document constitutes notice of the various decisions made by the Cabinet as required by the Constitution and, except where otherwise stated, those decisions will take effect five working days after they are published, unless an overview and scrutiny committee objects to them and they are called in.

Agenda item 5	The creation of a Local Authority Company with Cotswold District Council	
	<p>RESOLVED THAT</p> <ol style="list-style-type: none">1. It be agreed that all services in scope and identified in 2.2.5 of the report will be undertaken by the Local Authority Company, namely:-<ul style="list-style-type: none">• waste collection• kerbside recycling collections• organic waste collections• servicing of neighbourhood recycling sites• operation of Swindon Road recycling centre• street cleaning• public toilet cleaning• maintenance of parks and gardens, sports pitches and open spaces• fleet management and maintenance• Cheltenham Borough Homes (CBH) Grounds Maintenance 2. It be agreed that<ul style="list-style-type: none">• authority be delegated to Andrew North, Chief Executive, in consultation with the Cabinet Member Sustainability, Cabinet Member - Finance, s151 officer and Borough Solicitor to make any consequential or minor amendments as necessary to the Articles of Association and Shareholder Agreement to ensure consistency between these documents and the documents referred to below	

	<ul style="list-style-type: none"> • authority be delegated to Andrew North, Chief Executive in consultation with the Cabinet Member Sustainability, Cabinet Member Finance, s151 officer and Borough Solicitor to finalise and complete the Waste/recycling/street cleaning/grounds maintenance Contract, all other contracts (including arrangements for use of the council's depot and other assets) and all other legal documentation as necessary to enable the Company to commence business from 1st April 2012 <ol style="list-style-type: none"> 3. Grahame Lewis, Executive Director, be appointed as the council appointed director to the Company's Board of Directors and Councillor Colin Hay be selected as the member observer to the Company's Board of Directors. This member will not have any voting rights, but will have speaking rights and confidentiality obligations. This Council observer will not be the Leader or the Cabinet Member Sustainability. 4. The Borough Solicitor be authorised to register the Company at Companies House, as soon as possible after this Cabinet. 5. That a Shadow Board be set up as soon as practical after the registration of the Company at Companies House. 6. A further report on the establishment of the Gloucestershire Waste Partnership Joint Waste Committee be presented to Cabinet on 15 November 2011.
	Subject to call-in period - Yes