



B O S T O N

B O R O U G H C O U N C I L

REPORT TO:	FULL COUNCIL
DATE:	26 OCTOBER 2020
SUBJECT:	REFERRAL FROM CALL IN – PE21 THE NEXT STEPS
PORTFOLIO HOLDER:	COUNCILLOR NIGEL WELTON
REPORT AUTHOR:	DEPUTY CHIEF EXECUTIVE (STRATEGY)
EXEMPT REPORT?	NO

SUMMARY:

At its meeting on the 9 September Cabinet resolved that the Deputy Chief Executive (Strategy) be authorised to communicate to the Principal of Boston College that the Council is minded to enter into an agreement to lease and a lease for the Geoff Moulder Centre in order to facilitate the development of the College's Mayflower Centre project. This decision was called-in by four non-executive Members, in accordance with the Council's Constitution.

At its meeting held on the 1 October 2020 the Corporate and Community Committee facilitated the Call-In and agreed recommendation 3 of the Call-in protocol; to refer the matter to Full Council for further debate.

RECOMMENDATIONS

That Full Council considers the called-in issue in accordance with the call-in protocol and the recommendation from the Call-In meeting of the Corporate and Community Committee meeting, and...

1. Determine that the decision should not have been called-in, in which event the decision of the Cabinet will take effect; or
2. Refer the matter back to Cabinet for their further reconsideration setting out in writing the nature of the concerns of both the Call-In meeting and those of Full Council

REASONS FOR RECOMMENDATION:

In accordance with the procedure as set out in the Council's Constitution.

ALTERNATIVES CONSIDERED

N/A

REPORT:

1. At its meeting on 9th September 2020, Cabinet received a report by the Deputy Chief Executive – Strategy relating to the PE21 Project and resolved that the Deputy Chief Executive - Strategy be authorised to communicate to the Principal of Boston College that the Council is minded to enter into an agreement to lease and a lease for the Geoff Moulder Centre in order to facilitate the development of the College's Mayflower Centre project. The minutes of the Cabinet meeting are attached at Appendix 1.
2. In accordance with the established procedures the executive decision on the report was called in within the five day time period and by the stipulated number of Members.

The reasons given for the call-in are:

Inadequate consultation prior to the decision being made

All Elected Members should have been consulted

Absence of evidence for the reason

All information relating to the project should have been made available

The decision is contrary to the Council's policy framework

No presentation to the Corporate and Community Committee

The decision is contrary to, or not wholly in accordance with, the Council's budget

No indication of costs in the 2020/21 Budget and MTFS

A copy of the call-in form is attached at Appendix 2.

3. At its meeting held on the 1 October 2020 the members of the Corporate and Community Committee considered the reasons for the call-in and agreed that the matter be referred to Full Council to allow further debate on the subject.
(The minutes of this meeting are attached at Appendix 3)
4. Full Council is asked to consider the called-in issue in accordance with the call-in protocol and decide whether the decision should not have been called-in, in the first instance, or if it wishes Cabinet to reconsider further the comments of both the Corporate and Community Committee and of Full Council prior to Cabinet making its final decision.

FINANCIAL IMPLICATIONS:

Not relevant to covering report.

LEGAL IMPLICATIONS:

Not relevant to covering report.

CONSULTATION:

Not relevant to covering report.

APPENDICES

Appendices are listed below and attached to the back of the report: -

Appendix 1	Cabinet Minute (93)
Appendix 2	Call-In – activated
Appendix 3	Corporate and Community Committee Minute (47)

BACKGROUND PAPERS:

None

CHRONOLOGICAL HISTORY OF THIS REPORT

Name of Body	Date
Cabinet	9 September 2020
Corporate and Community Committee <i>Call-In meeting.</i>	1 October 2020