

Committee: Shareholder Committee
Date: Monday 3 December 2018
Time: 4.30 pm
Venue: Bodicote House, Bodicote, Banbury OX15 4AA

Membership

Councillor John Donaldson Councillor Tony Ilott
Councillor Barry Wood

AGENDA

1. Apologies for Absence

2. Declarations of Interest

Members are asked to declare any interest and the nature of that interest which they may have in any of the items under consideration at this meeting.

3. Appointment of Chairman for the Municipal Year 2018/19

4. Chairman's Announcements

To receive communications from the Chairman

5. Minutes (Pages 1 - 8)

To confirm as a correct record the minutes of the meeting held on 20 December 2016.

6. Exclusion of the Public and Press

The following items of business contain exempt information as defined in the following paragraphs of Part 1, Schedule 12A of Local Government Act 1972.

- 3 Information relating to the financial or business affairs of any particular person (including the authority holding that information)

Members are reminded that whilst the following items have been marked as exempt, it is for the meeting to decide whether or not to consider each of them in private or in public. In making the decision, members should balance the interests of individuals or the Council itself in having access to the information. In considering their discretion members should also be mindful of the advice of Council Officers.

Should Members decide not to make a decision in public, they are recommended to pass the following recommendation:

“That, in accordance with Section 100A(4) of Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, on the grounds that they could involve the likely disclosure of exempt information as defined in paragraph 3 of Schedule 12A of that Act and that in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.”

7. Amendment and Restatement Agreement in relation to a Facility Agreement dated 11 August 2014 between Graven Hill Village Development Company Limited and Graven Hill Village Holdings Limited and Cherwell District Council (Pages 9 - 14)

Exempt Report of Assistant Director, Law and Governance

8. Graven Hill 2018/19 Business Plan and Budget (Pages 15 - 38)

Exempt Report of Assistant Director, Law and Governance

9. Shareholders' Agreement (Pages 39 - 68)

Exempt Report of Assistant Director, Law and Governance

Councillors are requested to collect any post from their pigeon hole in the Members Room at the end of the meeting.

Information about this Meeting

Apologies for Absence

Apologies for absence should be notified to democracy@cherwell-dc.gov.uk or 01295 221589 prior to the start of the meeting.

Declarations of Interest

Members are asked to declare interests at item 2 on the agenda or if arriving after the start of the meeting, at the start of the relevant agenda item. The definition of personal and prejudicial interests is set out in the constitution. The Democratic Support Officer will have a copy available for inspection at all meetings.

Personal Interest: Members must declare the interest but may stay in the room, debate and vote on the issue.

Prejudicial Interest: Member must withdraw from the meeting room and should inform the Chairman accordingly.

With the exception of the some very specific circumstances, a Member with a personal interest also has a prejudicial interest if it is one which a Member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest.

Local Government and Finance Act 1992 – Budget Setting, Contracts & Supplementary Estimates

Members are reminded that any member who is two months in arrears with Council Tax must declare the fact and may speak but not vote on any decision which involves budget setting, extending or agreeing contracts or incurring expenditure not provided for in the agreed budget for a given year and could affect calculations on the level of Council Tax.

Evacuation Procedure

When the continuous alarm sounds you must evacuate the building by the nearest available fire exit. Members and visitors should proceed to the car park as directed by Democratic Services staff and await further instructions.

Access to Meetings

If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named below, giving as much notice as possible before the meeting.

Mobile Phones

Please ensure that any device is switched to silent operation or switched off.

Queries Regarding this Agenda

Please contact Natasha Clark, Democratic and Elections
natasha.clark@cherwellandsouthnorthants.gov.uk, 01295 221589

Yvonne Rees
Chief Executive

Published on Friday 23 November 2018

Cherwell District Council

Shareholder Committee

Minutes of a meeting of the Shareholder Committee held at Bodicote House, Bodicote, Banbury OX15 4AA, on 20 December 2016 at 2.00 pm

Present: Councillor Ken Atack (Chairman)

Councillor Barry Wood
Councillor John Donaldson

Officers: Paul Sutton, Chief Finance Officer / Section 151 Officer
James Doble, Assistant Director: Transformation Governance /
Monitoring Officer
Natasha Clark, Interim Democratic and Elections Manager

1 **Declarations of Interest**

There were no declarations of interest.

2 **Appointment of Chairman for the Municipal Year 2016/2017**

Resolved

That Councillor Ken Atack be appointed Chairman of the Shareholder Committee for the Municipal Year 2016/17.

3 **Chairman's Announcements**

There were no Chairman's announcements.

4 **Graven Hill - Creation of Additional Companies**

The Assistant Director - Transformational Governance submitted a report to consider a request from Graven Hill Village Holding Company for the creation of additional subsidiary companies that are required to carry out specific roles required as part of the delivery of Graven Hill.

Resolved

- (1) That approval be given to the creation of a Graven Hill Site Wide Management Company as a company limited by guarantee and that Graven Hill Village Holding Company be requested to prepare

governance documents for final approval by the Shareholder representative before registration and director nominations occur.

- (2) That approval be given to the creation of Individual Apartment Management Companies as required and that Graven Hill Village Holding Company be requested to prepare template governance documents for final approval by the Shareholder representative and then subsequent approval prior to each Individual Apartment Company being established.
- (3) That the above companies be included within the proposed shareholder agreement.

5 **Exclusion of the Public and Press**

Resolved

That, in accordance with Section 100A(4) of Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, on the grounds that they could involve the likely disclosure of exempt information as defined in paragraphs 2, 3 and 4 of Schedule 12A of that Act and that in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

6 **Verbal Update on Shareholder Role**

The Assistant Director - Transformation Governance gave an exempt verbal update on the Shareholder role.

Resolved

- (1) That the exempt verbal update be noted.

7 **Director Appointments and Nomination**

The Assistant Director: Transformation Governance submitted an exempt report regarding Director appointments and nominations.

Resolved

- (1) As set out in the exempt minutes.
- (2) As set out in the exempt minutes.
- (3) As set out in the exempt minutes.
- (4) As set out in the exempt minutes.
- (5) As set out in the exempt minutes.

- (6) As set out in the exempt minutes.
- (7) As set out in the exempt minutes.

The meeting ended at 3.30 pm

Chairman:

Date:

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

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