

Meeting COUNTY COUNCIL

Date Thursday, 24<sup>th</sup> March 2016 (10.30 am – 4.15 pm)

**Membership**

Persons absent are marked with `A`

**COUNCILLORS**

Sybil Fielding (Chairman)  
Yvonne Woodhead (Vice-Chairman)

Reg Adair		John Knight
Pauline Allan		Darren Langton
Roy Allan		Bruce Laughton
John Allin	A	Keith Longdon
Chris Barnfather		Rachel Madden
Alan Bell		David Martin
Joyce Bosnjak		Diana Meale
Nicki Brooks		John Ogle
Andrew Brown		Philip Owen
Richard Butler		Michael Payne
Steve Calvert		John Peck JP
Ian Campbell		Sheila Place
Steve Carr		Liz Plant
Steve Carroll		Mike Pringle
John Clarke		Darrell Pulk
John Cottee		Alan Rhodes
Jim Creamer		Ken Rigby
Mrs Kay Cutts MBE		Tony Roberts MBE
Maureen Dobson		Mrs Sue Saddington
Dr John Doddy		Andy Sissons
Boyd Elliott		Pam Skelding
Kate Foale		Martin Suthers OBE
Stephen Garner		Parry Tsimbiridis
Glynn Gilfoyle		Keith Walker
Kevin Greaves		Stuart Wallace
Alice Grice		Muriel Weisz
John Handley		Gordon Wheeler
Colleen Harwood		John Wilkinson
Stan Heptinstall MBE		Jacky Williams
Tom Hollis		John Wilmott
Richard Jackson		Liz Yates
Roger Jackson		Jason Zadrozny
David Kirkham		

## **HONORARY ALDERMEN**

Martin Brandon-Bravo OBE  
Terence H Butler  
John Carter

## **OFFICERS IN ATTENDANCE**

Anthony May	(Chief Executive)
Jayne Francis–Ward	(Resources)
David Pearson	(Adult Social Care, Health & Public Protection)
Colin Pettigrew	(Children, Families and Cultural Services)
Tim Gregory	(Place)
Chris Kenny	(Public Health)
Sara Allmond	(Resources)
Carl Bilbey	(Resources)
Martin Done	(Resources)
Catherine Munro	(Resources)
Anna O'Daly-Kardasinska	(Resources)
Michelle Welsh	(Resources)

## **OPENING PRAYER**

Upon the Council convening, prayers were led by the Chairman's Chaplain.

## **MINUTE SILENCE**

A minute silence was held in memory of the victims of the terrorist attacks in Brussels.

## **1. MINUTES**

### **RESOLVED: 2016/012**

That the Minutes of the last meeting of the County Council held on 25<sup>th</sup> February 2016 be agreed as a true record and signed by the Chairman.

## **2. APOLOGIES FOR ABSENCE**

An apology for absence was received from Councillor Keith Longdon (medical/illness).

Apologies for absence were also received from Councillor Boyd Elliott (medical/illness) and Councillor Tony Roberts MBE (other reasons) who would both be arriving late.

## **3. DECLARATIONS OF INTEREST**

Councillor Martin Suthers OBE declared a non-pecuniary private interest in item 11, motion 1 as he was a member of the Environment Agency's Trent and Ancholme Partnership Group, and a member of the Trent Valley Internal Drainage Board as a representative for Rushcliffe Borough Council.

Councillor Roger Jackson declared a non-pecuniary private interest in item 11, motion 1 as he was a member of the Trent Valley Internal Drainage Board.

Councillor Bruce Laughton declared a non-pecuniary private interest in item 11, motion 1 as he was a member of the Environment Agency Trent Regional Flood and Coastal Committee.

Councillor Sybil Fielding declared a non-pecuniary private interest in item 11, motion 1 as she was a member on the Trent Valley Internal Drainage Board as a representative for Bassetlaw District Council.

#### **4. CHAIRMAN'S BUSINESS**

##### **(a) STATEMENT FROM THE LEADER OF THE COUNCIL**

Councillor Alan Rhodes, Leader of the Council made a public apology to the Chamber apologising to the victims and their families for the Council's past failure in its duty to protect children in its care, in relation to historic abuse. The statement is attached at Appendix A.

##### **(b) PRESENTATION OF AWARDS**

###### **Apprenticeships 4 England Awards – Apprenticeship Recruitment Bronze Award**

Councillor Alan Rhodes introduced the award won by the Council in respect of its support in preparing local young people for substantive employment through its own apprenticeship scheme as an employer in its own right. The Chairman received the award from Councillor Rhodes and presented it to Helen Richardson, Senior HR Business Partner and Marjorie Toward, Service Director Customers and Human Resources.

##### **(c) FORMER COUNTY COUNCILLOR KEN O'TOOLE**

The Chairman informed Full Council that she had been advised that morning of the sad news that former County Councillor Ken O'Toole had passed away having been unwell for a while.

#### **5. CONSTITUENCY ISSUES**

The following Members spoke for up to three minutes on issues which specifically related to their division and were relevant to the services provided by the County Council.

Councillor John Ogle – ongoing campaign for a pedestrian crossing outside Tuxford Primary Academy

Councillor Philip Owen – state of pavements in Horsendale Estate, Nuthall following utilities repairs.

Councillor John Wilmott – various transport and highways issues in his division.

## **6. PRESENTATION OF PETITIONS**

The following petitions were presented to the Chairman as indicated below:-

- (1) Councillor Nicki Brooks request for a 24 hour residents parking scheme for Matlock Street, Netherfield
- (2) Councillor Nicki Brooks request for a 24 hour residents parking scheme for Kenrick Street, Netherfield.
- (3) Councillor Jacky Williams request for a residents parking scheme for Windsor Crescent, Stapleford
- (4) Councillor John Ogle request for traffic calming measures for Main Street in Bothamsall
- (5) Councillor John Wilkinson regarding traffic outside Holgate Primary School, Hucknall
- (6) Councillor David Martin requesting a pavement extension on Alfreton Road, Underwood
- (7) Councillor Stan Heptinstall MBE request for a residents parking scheme for Cemetery Road, Stapleford

### **RESOLVED: 2016/013**

That the petitions be referred to the appropriate Committees for consideration in accordance with the Procedure Rules, with a report being brought back to Council in due course.

## **6b. RESPONSES TO PETITIONS PRESENTED TO THE CHAIRMAN OF THE COUNTY COUNCIL**

### **RESOLVED: 2016/014**

That the contents and actions taken as set out in the report be noted.

## **7. CLARIFICATION OF MINUTES**

The report provided Members with the opportunity to raise any matters of clarification in the Minutes of Committee meetings published since the last meeting.

## **8. PAY POLICY STATEMENT 2016/17**

Councillor Alan Rhodes introduced the report and addendum and moved a motion in terms of resolution 2016/015 below.

The motion was seconded by Councillor Joyce Bosnjak.

### **RESOLVED: 2016/015**

That the Pay Policy Statement, as appended to the report, which sets out the Council's existing policies, procedures and terms and conditions of employment for all staff be approved for publication on the Council's website by 1<sup>st</sup> April 2016.

## **9. RECOGNITION OF OFFICERS OF GROUPS**

Councillor Steve Carroll introduced the report and moved a motion in terms of resolution 2016/016 below.

The motion was seconded by Councillor Nicki Brooks.

### **RESOLVED: 2016/016**

That, in accordance with the Procedure Rules, the Officers of the Groups be noted.

## **10. QUESTIONS**

### **(a) QUESTIONS TO NOTTINGHAMSHIRE AND CITY OF NOTTINGHAM FIRE AUTHORITY**

No questions were received

### **(b) QUESTIONS TO COMMITTEE CHAIRMEN**

Six questions had been received as follows:-

- 1) from Councillor Bruce Laughton about changes to the Rights of Way department (Councillor John Wilkinson replied)
- 2) from Councillor Ken Rigby regarding academies and parent governors (Councillor John Peck JP replied)
- 3) from Councillor John Wilmott about pothole repairs in Hucknall (Councillor Kevin Greaves replied)

The full responses to these questions are set out in Appendix B to these Minutes.

Having previously submitted his apologies, Councillor Boyd Elliott arrived at the meeting during this agenda item.

The time limit of 60 minutes allowed for questions was reached before the following three questions were asked. A written response to each question would be provided to the Councillor who asked the question within 15 days of the meeting and be included within the papers for the next Full Council meeting.

- 4) from Councillor John Wilmott regarding dangerous parking outside schools (Councillor John Peck JP to reply)
- 5) from Councillor Rachel Madden concerning accessing funding allocated in the budget (Councillor Kevin Greaves to reply)
- 6) from Councillor John Wilmott concerning S106 funding (Councillor Jim Creamer to reply)

## **11. NOTICE OF MOTIONS**

### **Motion One**

A motion as set out below was moved by Councillor Bruce Laughton and seconded by Councillor Roger Jackson:-

“That this Council:-

- 1) Notes the explanation of funding sources for Flood & Coastal Erosion Risk Management set out in a paper issued in December 2015 by the Department for Environment, Food and Rural Affairs, which can be read at:  
[www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/480527/Funding\\_for\\_Flood\\_and\\_Coastal\\_Erosion\\_in\\_England\\_Dec\\_2015.pdf](http://www.gov.uk/government/uploads/system/uploads/attachment_data/file/480527/Funding_for_Flood_and_Coastal_Erosion_in_England_Dec_2015.pdf);
- 2) Recognises the importance of the local levy raised by the Environment Agency's Regional Flood & Coastal Committees, noting that Nottinghamshire County Council pays around £270,000 per year to the Trent Regional Flood & Coastal Committee;
- 3) Notes that the Trent Regional Flood & Coastal Committee already holds £2.8 million in local levy reserves, with the contributions for 2016/17 still to come;
- 4) Resolves to write a letter to the Chairman of the Trent Regional Flood & Coastal Committee stating:-
  - i) that this money should be spent on providing physical flood protection schemes (e.g. flood barriers) for our local communities, and protection for individual properties where necessary;

- ii) that this money should NOT be diverted to cover maintenance and revenue costs which should be met by individual Lead Local Flood Authorities, the Environment Agency or Internal Drainage Boards;
- 5) Instructs Nottinghamshire County Council's finance officers to support our flood prevention officers to prepare bids for areas in the county which are at high risk of flooding in order that money can be drawn down from the local levy reserve, in line with point 4 i) above;
- 6) Will send a copy of the letter (described in point 4) as soon as possible to the relevant borough, district and parish councils with areas at risk of flooding, expressing the importance of their support in this matter."

An amendment to the motion as set out below was moved by Councillor Steve Calvert and seconded by Councillor Alice Grice:-

"That this Council:-

- 1) Notes the explanation of funding sources for Flood & Coastal Erosion Risk Management set out in a paper issued in December 2015 by the Department for Environment, Food and Rural Affairs, which can be read at: [www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/480527/Funding\\_for\\_Flood\\_and\\_Coastal\\_Erosion\\_in\\_England\\_Dec\\_2015.pdf](http://www.gov.uk/government/uploads/system/uploads/attachment_data/file/480527/Funding_for_Flood_and_Coastal_Erosion_in_England_Dec_2015.pdf);
- 2) Recognises the importance of the local levy raised by the Environment Agency's Regional Flood & Coastal Committees, noting that Nottinghamshire County Council pays around £270,000 per year to the Trent Regional Flood & Coastal Committee (RFCC);
- 3) ~~Notes that the Trent Regional Flood & Coastal Committee already holds £2.8 million in local levy reserves, with the contributions for 2016/17 still to come~~ Notes the letter dated 9<sup>th</sup> March 2016 sent by the Chairman of the Trent RFCC and the Area Manager (Derbyshire, Nottinghamshire and Leicestershire) of the Environment Agency to all Lead Local Flood Authorities (LLFAs) in the Area which referred to;
  - i) the increasing awareness at Government level of the impact of global warming and the unprecedented extreme weather patterns that are being experienced on an increasingly frequent basis;
  - ii) the agreement at the last Trent RFCC meeting on 26<sup>th</sup> January to increase the Local Levy on all LLFAs by 2%;
  - iii) the commitment to reduce current balances of £2.83 million to around £500,000 by Spring 2017;

- iv) the need for all LLFAs to prioritise the submission of bids for Local Levy funding for schemes and projects which will reduce flood risk in their communities;
  - v) the offer from the Environment Agency to provide advice and guidance to Local Authority staff in order to accelerate the number of scheme submissions;
- 4) Resolves to write a letter reply to the Chairman of the Trent Regional Flood & Coastal Committee stating:-
- i) that it continues to value the importance of the effective partnership working of the Trent RFCC;
  - ii) that this money should be spent on providing physical flood protection schemes (e.g. flood barriers) for our local communities, and protection for individual properties where necessary;
  - iii) that this money should NOT be diverted to cover maintenance and revenue costs which should be met by individual Lead Local Flood Authorities, the Environment Agency or Internal Drainage Boards;
  - iv) that it welcomes the officer of advice and guidance from the Environment Agency instructs Nottinghamshire County Council's finance officers to support our flood prevention officers to prepare bids for areas in the county which are at high risk of flooding in order that money can be drawn down from the local levy reserve, in line with point 4 i) above;
- 5) Will send a copy of the letter (described in point 4) as soon as possible to the relevant borough, district and parish councils with areas at risk of flooding, expressing the importance of their support in this matter."

The amendment was accepted by the mover of the motion.

Council adjourned from 12.36pm to 1.39pm. Following the adjournment Councillor Dr John Doddy did not return to the meeting and Councillor Colleen Harwood did not return to the meeting until later in the agenda. Having previously submitted his apologies, Councillor Tony Roberts MBE arrived at the meeting at 1.39pm during the debate.

Following a debate, the motion as amended was put to the meeting and after a show of hands the Chairman declared that it was carried and it was:-

**RESOLVED: 2016/017**

"That this Council:-



- 1) Notes the explanation of funding sources for Flood & Coastal Erosion Risk Management set out in a paper issued in December 2015 by the Department for Environment, Food and Rural Affairs, which can be read at:  
[www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/480527/Funding\\_for\\_Flood\\_and\\_Coastal\\_Erosion\\_in\\_England\\_Dec\\_2015.pdf](http://www.gov.uk/government/uploads/system/uploads/attachment_data/file/480527/Funding_for_Flood_and_Coastal_Erosion_in_England_Dec_2015.pdf);
- 2) Recognises the importance of the local levy raised by the Environment Agency's Regional Flood & Coastal Committees, noting that Nottinghamshire County Council pays around £270,000 per year to the Trent Regional Flood & Coastal Committee (RFCC);
- 3) Notes the letter dated 9<sup>th</sup> March 2016 sent by the Chairman of the Trent RFCC and the Area Manager (Derbyshire, Nottinghamshire and Leicestershire) of the Environment Agency to all Lead Local Flood Authorities (LLFAs) in the Area which referred to;
  - i) the increasing awareness at Government level of the impact of global warming and the unprecedented extreme weather patterns that are being experienced on an increasingly frequent basis;
  - ii) the agreement at the last Trent RFCC meeting on 26<sup>th</sup> January to increase the Local Levy on all LLFAs by 2%;
  - iii) the commitment to reduce current balances of £2.83 million to around £500,000 by Spring 2017;
  - iv) the need for all LLFAs to prioritise the submission of bids for Local Levy funding for schemes and projects which will reduce flood risk in their communities;
  - v) the offer from the Environment Agency to provide advice and guidance to Local Authority staff in order to accelerate the number of scheme submissions;
- 4) Resolves to write a reply to the Chairman of the Trent Regional Flood & Coastal Committee stating:-
  - i) that it continues to value the importance of the effective partnership working of the Trent RFCC;
  - ii) that this money should be spent on providing physical flood protection schemes (e.g. flood barriers) for our local communities, and protection for individual properties where necessary;
  - iii) that this money should NOT be diverted to cover maintenance and revenue costs which should be met by individual Lead Local Flood Authorities, the Environment Agency or Internal Drainage Boards;

- iv) that it welcomes the officer of advice and guidance from the Environment Agency to support our flood prevention officers to prepare bids for areas in the county which are at high risk of flooding in order that money can be drawn down from the local levy reserve, in line with point 4 i) above;
- 5) Will send a copy of the letter (described in point 4) as soon as possible to the relevant borough, district and parish councils with areas at risk of flooding, expressing the importance of their support in this matter.”

### **Motion Two**

Councillor Steve Carr moved the motion in terms of resolution 2016/018 below.

The motion was seconded by Councillor Stan Heptinstall MBE.

Following a debate the motion was put to the meeting and after a show of hands the Chairman declared it was carried.

The requisite number of Members requested a recorded vote and it was ascertained that the following 35 Members voted ‘**For**’ the motion:-

Pauline Allan	John Knight
Roy Allan	Darren Langton
John Allin	Diana Meale
Alan Bell	Michael Payne
Joyce Bosnjak	John Peck JP
Nicki Brooks	Sheila Place
Steve Calvert	Liz Plant
Steve Carr	Mike Pringle
Steve Carroll	Darrell Pulk
John Clarke	Alan Rhodes
Jim Creamer	Ken Rigby
Sybil Fielding	Pam Skelding
Kate Foale	Parry Tsimbiridis
Glynn Gilfoyle	Muriel Weisz
Kevin Greaves	John Wilkinson
Alice Grice	Jacky Williams
Stan Heptinstall MBE	Yvonne Woodhead
David Kirkham	

The following 2 Members voted ‘**Against**’ the motion:-

Stephen Garner	Andy Sissons
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The following 27 Members ‘**Abstained**’ from the vote:-

Reg Adair	Chris Barnfather
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Andrew Brown  
Richard Butler  
Ian Campbell  
John Cottee  
Mrs Kay Cutts MBE  
Maureen Dobson  
Boyd Elliott  
John Handley  
Tom Hollis  
Richard Jackson  
Roger Jackson  
Bruce Laughton  
Rachel Madden

David Martin  
John Ogle  
Philip Owen  
Tony Roberts MBE  
Mrs Sue Saddington  
Martin Suthers OBE  
Keith Walker  
Stuart Wallace  
Gordon Wheeler  
John Wilmott  
Liz Yates  
Jason Zadrozny

The Chairman declared the motion was carried and it was:-

**RESOLVED: 2016/018**

That this Council believes that Nottinghamshire is better within the European Union.

Councillor Colleen Harwood returned to the meeting at 2.14pm, left the meeting at 2.43pm and returned at 3.17pm during consideration of Motion Two.

**Motion Three**

A motion as set out below was moved by Councillor Liz Yates and seconded by Councillor John Ogle:-

“This Council:-

- 1) Notes the intention of Bassetlaw District Council to apply for full constituent membership of the Sheffield City Region Combined Authority, whilst still expecting to become a non-constituent member of the Nottinghamshire/Derbyshire Combined Authority;
- 2) Is concerned that this decision should not have been taken by Bassetlaw District Council in isolation and without proper consultation with the residents of Bassetlaw;
- 3) Is concerned that this decision should not have been taken without full consideration of the implications for the position of the people of Bassetlaw within the County of Nottinghamshire;
- 4) Strongly advises Bassetlaw District Council to conduct a full referendum across the whole of the district to establish the views of all the people it represents;

- 5) Resolves to write immediately to the Leader and Chief Executive of Bassetlaw District Council to this effect.”

Following a debate, the motion was put to the meeting and after a show of hands the Chairman declared it was lost.

The requisite number of Members requested a recorded vote and it was ascertained that the following 29 Members voted ‘**For**’ the motion:-

Reg Adair	Rachel Madden
Chris Barnfather	David Martin
Andrew Brown	John Ogle
Richard Butler	Philip Owen
Ian Campbell	Tony Roberts MBE
John Cottee	Mrs Sue Saddington
Mrs Kay Cutts MBE	Andy Sissons
Boyd Elliott	Martin Suthers OBE
Stephen Garner	Keith Walker
John Handley	Stuart Wallace
Stan Heptinstall MBE	Gordon Wheeler
Tom Hollis	John Wilmott
Richard Jackson	Liz Yates
Roger Jackson	Jason Zadrozny
Bruce Laughton	

The following 33 Members voted ‘**Against**’ the motion:-

Pauline Allan	John Knight
Roy Allan	Darren Langton
John Allin	Diana Meale
Alan Bell	Michael Payne
Joyce Bosnjak	John Peck JP
Nicki Brooks	Sheila Place
Steve Calvert	Liz Plant
Steve Carroll	Mike Pringle
John Clarke	Darrell Pulk
Jim Creamer	Alan Rhodes
Sybil Fielding	Ken Rigby
Kate Foale	Pam Skelding
Glynn Gilfoyle	Parry Tsimbiridis
Kevin Greaves	Muriel Weisz
Alice Grice	John Wilkinson
Colleen Harwood	Yvonne Woodhead
David Kirkham	

The following 3 Members ‘**Abstained**’ from the vote:-

Steve Carr	Jacky Williams
Maureen Dobson	

The Chairman declared that the motion was lost.

## **12. ADJOURNMENT DEBATE**

None

The Chairman declared the meeting closed at 4.15 pm.

**CHAIRMAN**

