

Meeting COUNTY COUNCIL

Date Thursday, 12th May 2016 (10.30 am – 2.34 pm)

Membership

Persons absent are marked with 'A'

COUNCILLORS

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

	Reg Adair		John Knight
	Pauline Allan	A	Darren Langton
	Roy Allan		Bruce Laughton
	John Allin		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
A	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	A	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)
Paul McKay	(Adult Social Care, Health & Public Protection)
Colin Pettigrew	(Children, Families and Cultural Services)
Tim Gregory	(Place)
Sara Allmond	(Resources)
Carl Bilbey	(Resources)
Martin Done	(Resources)
Catherine Munro	(Resources)
Anna O'Daly-Kardasinska	(Resources)
Nigel Stevenson	(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 former County Councillor Ken O'Toole

OUTGOING CHAIRMAN'S ADDRESS TO THE COUNCIL

Sybil Fielding, outgoing Chairman of the County Council, made a short address, during which she referred to the highlights of her year in office, including the two royal visits, the official openings of the Worksop Bus Station, the Big House and a number of libraries and schools, and the many engagements attended including the school council visits and the presentation of the Ushakov medals to veterans of the arctic convoys. The Chairman's Charity was The Royal British Legion and over £5,000 had been raised for the charity during her time in office.

1. ELECTION OF CHAIRMAN

It was moved by Councillor John Peck JP and seconded by Councillor Keith Walker and:-

RESOLVED: 2016/019

That Councillor Yvonne Woodhead be elected Chairman of Nottinghamshire County Council, until the Annual Meeting 2017.

Arising from the above resolution, Councillor Woodhead made the prescribed Declaration of Acceptance of Office, was invested with the Chairman's Chain of Office and assumed the chair. Thereafter, Councillor Yvonne Woodhead's portrait was unveiled by the Chief Executive.

INCOMING CHAIRMAN'S ADDRESS TO THE COUNCIL

Councillor Yvonne Woodhead addressed the Council, thanking members for the opportunity to perform the civic role for the County Council. She indicated that her chosen charity was Portland College.

RETIRING CHAIRMAN VOTE OF THANKS

At the invitation of the newly elected Chairman, Councillor Darrell Pulk paid tribute to Sybil Fielding's contribution to Nottinghamshire Civic life, and moved a motion thanking her for her work as Chairman.

The motion was seconded by Councillor Mrs Kay Cutts MBE who articulated Member's appreciation and congratulations for her year of office.

Councillors Alan Rhodes and Ken Rigby also spoke in thanks of the work undertaken by Councillor Sybil Fielding as Chairman of the County Council for the municipal year 2016/17.

RESOLVED:-2016/020

That the County Council's thanks for Councillor Fielding's work as its Chairman during 2015-16 be recorded.

PAST CHAIRMAN'S BADGE OF OFFICE

Further to the above resolution, the Chairman of the County Council presented to Councillor Fielding her Past Chairman's Badge of Office and acknowledged her work during the year.

Councillor John Cottey left during consideration of this item to attend other County Council Business.

2. ELECTION OF VICE-CHAIRMAN

The appointment of Councillor Michael Pringle as Vice-Chairman was moved by Councillor John Wilkinson and seconded by Councillor Reg Adair

RESOLVED:-2016/021

That Councillor Michael Pringle be appointed Vice-Chairman of the Nottinghamshire County Council until the Annual Meeting 2017.

Arising from the above Resolution, Councillor Pringle made the prescribed Declaration of Acceptance of Office, was invested with the Vice-Chairman's chain and took his new place alongside the Chairman.

3. MINUTES

RESOLVED: 2016/022

That the Minutes of the last meeting of the County Council held on 24th March 2016 be agreed as a true record and signed by the Chairman.

4. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Ian Campbell (other), Darren Langton (medical/illness) and Martin Suthers OBE (medical/illness)

An apology for absence was also received from Councillor John Cottee (other County Council business) who would be returning to the meeting later.

5. DECLARATIONS OF INTEREST

There were no declarations of interest.

6. CHAIRMAN'S BUSINESS

FORMER COUNTY COUNCILLOR KEN O'TOOLE

The Chairman, Councillor Mrs Kay Cutts MBE, Councillor Joyce Bosnjak and Councillor Parry Tsimbiridis all spoke in memory of former County Councillor Ken O'Toole.

7a. PRESENTATION OF PETITIONS

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

- (1) Councillor Ken Rigby regarding a possible proposal to alter the junction of Eastwood Road and Maws Lane, Kimberley
- (2) Councillor Roger Jackson regarding traffic calming in Farnsfield.
- (3) Councillor Tony Roberts MBE regarding parking issues on Lincoln Street, Newark
- (4) Councillor Boyd Elliott requesting the installation of traffic lights at the junction of Mansfield Lane and Whinbush Lane, Calverton

RESOLVED: 2016/023

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.

7b. RESPONSES TO PETITIONS PRESENTED TO THE CHAIRMAN OF THE COUNTY COUNCIL

RESOLVED: 2016/024

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

8. 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.

9. RECOGNITION OF MEMBERS AND OFFICERS OF GROUPS

Councillor Steve Carroll introduced the report and moved a motion in terms of resolution 2016/025 below.

The motion was seconded by Councillor Nicki Brooks.

RESOLVED: 2016/025

- 1) That the membership of the political groups be noted.
- 2) That, in accordance with the Procedure Rules, the Officers of the Groups be noted.

10. APPOINTMENT OF COMMITTEES AND OUTSIDE BODIES

Councillor Steve Carroll introduced the report and moved a motion in terms of resolution 2016/026 below.

The motion was seconded by Councillor Nicki Brooks.

RESOLVED: 2016/026

- (a) That the establishment of the Committees and Sub-Committees of Council be confirmed with their existing terms of reference and with the membership as set out in Appendix A of the report.
- (b) That a Mental Health Guardianship Panel continues to be established with 5 members (2 Labour Group, 2 Conservative Group, 1 Liberal Democrat Group), to make decisions on renewal and discharge of guardianship under the Mental Health Act 1983.

- (c) That the membership of the Nottinghamshire Local Pensions Board be confirmed as one County Councillor, one City Councillor, two other employer representatives, one Trade Union representative and three other pension scheme member representatives.
- (d) That the continued participation in the Joint Committees be confirmed and with the membership as set out in Appendix A of the report, where listed.
- (e) That the other representatives on the following committees / sub-committees be appointed as follows:-
 - (1) Children and Young People's Committee: One representative of the Church of England Diocese, one representative of the Roman Catholic Diocese, and two Parent Governors
 - (2) Health and Wellbeing Board: Seven District / Boroughs Councillors, six NHS Clinical Commissioning Group representatives, one Healthwatch, one NHS England, the Police and Crime Commissioner, three officers – Corporate Director, Adult Social Care, Health and Public Protection, Corporate Director, Children, Families and Cultural Services, Director of Public Health
 - (3) Health Scrutiny Committee: 1 co-opted Councillor with voting rights from each of the following authorities – Ashfield District Council, Bassetlaw District Council, Mansfield District Council and Newark and Sherwood District Council.
 - (4) Pensions Investment Sub-Committee: Three City Councillors, two Nottinghamshire District / Borough Council representatives, two Trade Union Representatives, one Scheduled Body representative
 - (5) Pensions Sub-Committee: Three City Councillors, two Nottinghamshire District / Borough Council representatives, two Trade Union representatives, one Scheduled Body representative plus two pensioner representatives.
 - (6) Economic Development Committee: Two representatives of the Business Community.
- (f) That the Leader of the Council be an ex-officio member of all committees and sub-committees except the Appeals Sub-Committee, Conduct Committee, Health Scrutiny Committee, Mental Health Guardianship Panel; Planning and Licensing Committee, Senior Staffing Sub-Committee and Joint Committees; with the right to speak but not to vote.
- (g) That the Council following appointments of Chairman and Vice-Chairman until the Annual Meeting of the Council in May 2017 be approved, it being noted that the appointment of a Chairman and Vice-Chairman of the Mental Health Guardianship

Panel, Senior Staffing Sub-Committee or Conduct Committee will be a matter for that Sub-Committee:-

Committee	Chairman	Vice-Chairman
Adult Social Care and Health	Muriel Weisz	Alan Bell
Appeals Sub-Committee	Sheila Place	Nicki Brooks
Audit	Keith Walker	Sheila Place
Children and Young People	John Peck JP	Liz Plant and Kate Foale
Community Safety	Glynn Gilfoyle	Alice Grice
Corporate Parenting Sub-Committee	Liz Plant	Not applicable
Culture	John Knight	Pauline Allan
Economic Development	Diana Meale	Roy Allan
Environment and Sustainability	Jim Creamer	Pamela Skelding
Finance and Property	David Kirkham	Darren Langton
Grant Aid Sub Committee	Joyce Bosnjak	Martin Suthers OBE
Health and Wellbeing Board	Joyce Bosnjak	Appointed by the Board
Health Scrutiny Committee	Colleen Harwood	John Allin
Joint Cttee on Strategic Planning & Transport	City Councillor	Jim Creamer
Joint Health Scrutiny (with City)	Parry Tsimbiridis	City Councillor
Nottinghamshire Pension Fund	Reg Adair	Mike Pringle
Pensions Investment Sub-Committee	Reg Adair	Mike Pringle
Pensions Sub-Committee	Reg Adair	Mike Pringle
Personnel	Sheila Place	Nicki Brooks
Planning & Licensing	John Wilkinson	Sue Saddington
Policy	Alan Rhodes	Joyce Bosnjak
Public Health Committee	Joyce Bosnjak	Glynn Gilfoyle
Transport and Highways	Kevin Greaves	Steve Calvert

- (h) That the Leader of the Council continues to be the representative appointed to the City of Nottingham and Nottinghamshire Economic Prosperity Committee and the Chairman of the Economic Development Committee continues to be appointed to act as substitute.
- (i) That the current appointments to the Nottinghamshire Police and Crime Panel including the existing co-options from the Council's Conservative Group and Liberal Democrat Group be continued to maintain political balance across the area of the Panel.
- (j) That the 12 places on the Nottinghamshire and City of Nottingham Fire Authority be allocated between the groups as follows:-
- Labour Group 6
 - Conservative Group 4
 - Liberal Democrat Group 1
 - Ashfield Independents Group 1

- (k) That the Chairman of the Transport and Highways Committee continues to be the representative appointed to the Bus Lane Adjudication Service Joint Committee and the Parking Adjudication Joint Committee.
- (l) That the appointment of members of the political groups to committees, sub-committees and joint committees be undertaken by the Team Manager, Democratic Services on behalf of the Chief Executive (the Proper Officer) in order to give effect to the wishes of the political groups in accordance with the provisions of the Local Government and Housing Act 1989, the Local Government Act 2000 the relevant Statutory Regulations and the Council's Standing Orders.
- (m) That the Team Manager, Democratic Services be authorised to act on behalf of the Chief Executive (Proper Officer) to appoint people as co-optees to membership of committees when required.
- (n) That the following renewed appointments to Outside Bodies be approved:-
 - East Midlands Councils – The Leader
 - East Midlands Councils Executive Board – The Leader
 - East Midlands Councils Improvement and Transformation Board – The Leader
 - East Midlands Councils Strategic Migration Board – Councillor Mrs Kay Cutts
 - Groundwork Greater Nottingham – Councillor Jim Creamer
 - Rural Services Network – The Leader

11. NEW JOINT HEALTH OVERVIEW AND SCRUTINY COMMITTEE

Councillor Colleen Harwood introduced the report and moved a motion in terms of resolution 2016/027 below.

The motion was seconded by Councillor Kate Foale.

RESOLVED: 2016/027

- 1) That the formation of a Joint Health Scrutiny Committee comprising Nottinghamshire Barnsley, Derbyshire, Doncaster, Rotherham, Sheffield and Wakefield to examine substantial changes of service by the Commissioners Working Together Programme be agreed, with the terms of reference set out in the appendix of the report.
- 2) That the County Council's representative on the new Joint Committee be the Chair of the Health Scrutiny Committee.

12. QUESTIONS

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

No questions were received

(b) QUESTIONS TO COMMITTEE CHAIRMEN

Five questions had been received as follows:-

- 1) from Councillor Andy Sissons concerning the registration process for recycling centres (Councillor Jim Creamer replied)
- 2) from Councillor Andy Sissons regarding allocation of parking permits (Councillor Kevin Greaves replied)
- 3) from Councillor John Wilmott about decision making (Councillor Alan Rhodes replied)
- 4) from Councillor John Wilmott concerning allocation of funds from sale of land at Top Wighay Farm (Councillor Alan Rhodes replied)
- 5) from Councillor Bruce Laughton regarding temporary speed reduction on the A614 (Councillor Kevin Greaves replied)

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

Council adjourned from 12.35pm to 1.22pm.

Having previously submitted his apologies, Councillor Cottee returned to the meeting.

13. NOTICE OF MOTIONS

Motion One

Following a statement, Councillor John Peck JP withdrew the motion.

Motion Two

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

“This Council:-

- a) Recognises legitimate complaints from residents that the new registration process for access to Nottinghamshire Household Waste Recycling Centres is intrusive and wrong, because it collects too much personal information;
- b) Is concerned about the practical application and likely effectiveness and value of the HWRC access policy, including:-
 - whether the use of hand held devices to check vehicle registration numbers will be effective;

- whether the use of hand held devices could cause inconvenience to the public, especially at the busiest sites;
 - whether the recycling centre access scheme is sufficiently flexible to meet the needs of particular customers;
 - whether the changes needed to provide more flexibility would make the scheme impossible to police in an effective way;
- c) In the light of these complaints and concerns, instructs the Labour administration to reconsider the HWRC registration policy and bring a new proposal to Full Council.”

An amendment to the motion as set out below was moved by Councillor Stan Heptinstall and seconded by Councillor Steve Carr:-

“This Council:-

- a) Recognises legitimate complaints from residents that the new registration process for access to Nottinghamshire Household Waste Recycling Centres is intrusive and wrong, because it collects too much personal information;
- b) Is concerned about the practical application and likely effectiveness and value of the HWRC access policy, including:-
 - whether the use of hand held devices to check vehicle registration numbers will be effective;
 - whether the use of hand held devices could cause inconvenience to the public, especially at the busiest sites;
 - whether the recycling centre access scheme is sufficiently flexible to meet the needs of particular customers;
 - whether the changes needed to provide more flexibility would make the scheme impossible to police in an effective way;
- c) Recognises that the scheme has arisen as a consequence of the lack of an arrangement with Nottingham City Council to deal with city waste that is deposited at County facilities.**
- d)** In the light of these complaints and concerns, instructs the Labour administration to reconsider the HWRC registration policy and bring a new proposal to Full Council.”
- e) Write to the Secretary of State and local MPs to ask for a directive that all councils should work together to identify the most cost effective and energy efficient means of waste disposal and recycling.”**

Council adjourned from 1.52pm to 2.26pm to allow members to consider the amendment.

The amendment was accepted by the mover of the motion with a minor amendment to paragraph c after Nottingham City Council, include “and other authorities”.

An amendment to the motion as set out below was moved by Councillor Richard Jackson and seconded by Councillor Bruce Laughton:-

“This Council:-

- a) Recognises legitimate complaints from residents that the new registration process for access to Nottinghamshire Household Waste Recycling Centres is intrusive and wrong, because it collects too much personal information;
- b) Is concerned about the practical application and likely effectiveness and value of the HWRC access policy, including:-
 - whether the use of hand held devices to check vehicle registration numbers will be effective;
 - whether the use of hand held devices could cause inconvenience to the public, especially at the busiest sites;
 - whether the recycling centre access scheme is sufficiently flexible to meet the needs of particular customers;
 - whether the changes needed to provide more flexibility would make the scheme impossible to police in an effective way;
- c) Recognises that the scheme has arisen as a consequence of the lack of an arrangement with Nottingham City Council and other authorities to deal with **city** waste that is deposited at County facilities.
- d) In the light of these complaints and concerns, ~~instructs~~ the Labour administration agrees to discuss to reconsider the HWRC registration policy ~~and bring a new proposal to Full Council with the Environmental spokesperson of the major groups.~~”
- e) Write to the Secretary of State and local MPs to ask for a directive that all councils should work together to identify the most cost effective and energy efficient means of waste disposal and recycling.”

The amendment was accepted by the mover of the motion.

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: 2016/028

This Council:-

- a) Recognises legitimate complaints from residents that the new registration process for access to Nottinghamshire Household Waste Recycling Centres is intrusive and wrong, because it collects too much personal information;
- b) Is concerned about the practical application and likely effectiveness and value of the HWRC access policy, including:-
 - whether the use of hand held devices to check vehicle registration numbers will be effective;
 - whether the use of hand held devices could cause inconvenience to the public, especially at the busiest sites;
 - whether the recycling centre access scheme is sufficiently flexible to meet the needs of particular customers;
 - whether the changes needed to provide more flexibility would make the scheme impossible to police in an effective way;
- c) Recognises that the scheme has arisen as a consequence of the lack of an arrangement with Nottingham City Council and other authorities to deal with waste that is deposited at County facilities.
- d) In the light of these complaints and concerns, the Labour administration agrees to discuss the HWRC registration policy with the Environmental spokesperson of the major groups.”
- e) Write to the Secretary of State and local MPs to ask for a directive that all councils should work together to identify the most cost effective and energy efficient means of waste disposal and recycling.

14. ADJOURNMENT DEBATE

None

The Chairman declared the meeting closed at 2.34 pm.

CHAIRMAN