

**LINCOLNSHIRE COUNTY COUNCIL
ANNUAL GENERAL MEETING**

20 MAY 2011

ORDER OF PROCEEDINGS

The agenda in the Green Book will be followed

Prayers will be led by the Reverend Andrew Higginson

Councillor P Bedford in the Chair

A G E N D A

Chairman to state: -

Before we move to the main business on the agenda, I would like to present cheques to my chosen charities.

(Photo opportunity)

1. ELECTION OF CHAIRMAN OF THE COUNTY COUNCIL

Councillor P Bedford will invite nominations for the election of the Chairman.

Proposer of nomination – Councillor M J Hill OBE

Seconder of nomination – Councillor P A Robinson

Nomination to be put to the Council.

Newly elected Chairman to indicate acceptance of office and sign declaration of acceptance of office.

New Chairman takes the Chair

Speech of thanks by the Chairman.

(The new Chairman will present the past Chairman's badge to Councillor P Bedford and there will be an opportunity for Members of the Council to speak).

Speech of thanks by Councillor P Bedford.

2. ELECTION OF VICE-CHAIRMAN OF THE COUNTY COUNCIL

The Chairman will invite nominations for the election of Vice-Chairman.

Proposer of nomination – Councillor N D Cooper

Seconder of nomination – Councillor C J Davie

Nomination to be put to the Council.

Newly appointed Vice-Chairman to indicate acceptance of office and sign declaration of acceptance of office.

Speech of thanks by the Vice-Chairman.

3. APOLOGIES FOR ABSENCE

List of apologies to be read by the Chief Executive.

4. DECLARATIONS OF COUNCILLORS' INTERESTS

Councillors to announce any interests.

(NB Councillors are reminded that there is no need to declare an interest unless he/she is being asked to take a decision on any matter in which he/she has an interest)

5. MINUTES OF THE MEETING OF THE COUNTY COUNCIL HELD ON 11 FEBRUARY 2011

The Chairman to state: -

That the minutes of the meeting held on 11 February 2011 be approved as a correct record and signed by the Chairman.

6. CHAIRMAN TO SIGNIFY THE APPOINTMENT OF CHAIRMAN'S CHAPLAIN

The Chairman to state:-

The Reverend Colin Bowden (Burgh-le-Marsh) has kindly agreed to act as my Chaplain during my term of office.

7. Chairman's Announcements

The Chairman to state:-

Will members of the Council please note that this year's Lincolnshire Show will be held at the Lincolnshire Showground, Grange-de-Lings, on Wednesday 22 June and Thursday 23 June 2011. It is hoped that as many members of the Council as possible will be able to attend what is always an enjoyable event. May I remind members that entrance tickets

for the Lincolnshire Show will only be issued to those members taking part in "Meet your Councillor".

The Service of Dedication will be held in Lincoln Cathedral, commencing at 3.30 pm on Sunday 10 July 2011, followed by a reception which will be held in Lincoln Castle grounds. Members of the Council will be invited to attend the service and will be given the opportunity to nominate up to four people from their particular area whom they would wish to attend the service and reception.

A list of civic engagements relating to the immediate past Chairman and Vice-Chairman are listed and available for inspection in the Members' Foyer.

8. THE LEADER TO REPORT ON EXECUTIVE PORTFOLIOS, APPOINTMENTS TO THE EXECUTIVE AND APPOINTMENTS OF EXECUTIVE SUPPORT COUNCILLORS

In accordance with Article 5.02 the Leader notifies the Council of the appointments to the Executive and for the purposes of Part 3 (Responsibilities for functions) the responsibilities of each Executive Councillor. The Leader also notifies the Council of the Executive Support Councillors he has appointed in accordance with Article 5.07.

(NOTE: Schedule 1 attached details the appointments).

9. STATEMENTS/ANNOUNCEMENTS BY THE LEADER AND MEMBERS OF THE EXECUTIVE

The Chairman to state:-

The statements/announcements are detailed as report reference 9.0 in the Green Book.

Copies of the Leader's Annual Statement will be placed in Councillors' pigeon holes.

Leader to address Council.

10. QUESTIONS TO THE CHAIRMAN, LEADER, EXECUTIVE COUNCILLORS, CHAIRMEN OF ANY COMMITTEE OR SUB-COMMITTEE AND THE NOMINEE OF THE POLICE AUTHORITY

The Chairman to state:

I am anxious to allow a good spread of questions across the Chamber within the time allocated. I intend to allow 45 minutes for questions. I am expecting Councillors to be disciplined because of the time available.

Would Councillors wishing to ask questions please indicate by pressing their button to join the queue and may I remind Councillors that once you have joined the queue you do not need to press your button when I invite you to speak, or when you sit down.

11. COMMITTEE STRUCTURE 2011/2012

1) COMMITTEE STRUCTURE, POLITICAL BALANCE ON COMMITTEES AND SUB-COMMITTEES AND ALLOCATION OF PLACES

A report by the Executive Director Performance and Governance has been circulated.

Councillor M J Hill OBE to move:

- (1) That the reduction in the number of members on its Pensions Committee from 19 to 11 be approved.**
- (2) That the allocation of seats on Committees, Sub-Committees and other bodies between political groups, as set out at Appendix A to the report, be approved.**
- (3) That the making of appointments to Committees, Sub-Committees and those other bodies be carried out by the Chief Executive, in accordance with the wishes of the Group Leaders, Deputy Group Leaders and Group Whips, pursuant to his delegated powers.**
- (4) That, in relation to (1) above, the Council's Constitution be amended accordingly.**

Councillor T M Trollope-Bellew to second.

(NOTE: Schedule 2 shows proposed membership of Committees and Sub-Committees).

2) APPOINTMENT OF CHAIRMEN AND VICE-CHAIRMEN OF COMMITTEES AND SUB-COMMITTEES (EXCEPT STANDARDS AND HEALTH SCRUTINY COMMITTEE FOR LINCOLNSHIRE)

A report by the Executive Director Performance and Governance has been circulated.

Councillor M J Hill OBE to move:

That the appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees, as detailed in Schedule 3 attached, be approved.

Councillor T M Trollope-Bellew to second.

(NOTE: Schedule 3 attached details the appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees).

12. CALENDAR OF NEW MEETING DATES 2011/2012

A report by the Executive Director Performance and Governance has been circulated.

Councillor P A Robinson to move:

That the calendar of meeting dates for 2011/2012, as set out at Appendix A to the report, be approved.

Councillor Mrs S Woolley to second.

13. APPOINTMENTS TO OUTSIDE BODIES

A report by the Executive Director Performance and Governance has been circulated.

Councillor C J Davie to move:

(1) That Councillor E J Poll be appointed as the joint member representative to the Anglian (Northern) Regional Flood Defence Committee for the period 2011/2013.

(2) That the appointment of members to outside bodies, as set out at Appendix A to the report, be noted.

Councillor R J Palmer to second.

14. MEMBERS' ALLOWANCES 2011/2012

A report by the Executive Director Performance and Governance has been circulated.

Councillor M J Hill OBE to move:

(1) That the County Council notes the increased level of allowances agreed and provided for in the Members Allowances Scheme as recommended by the Independent Remuneration Panel (IRP) in its 2010 report but not as yet acted on (with the exception of IRP recommendation 2, abolition of 10,000 mile threshold, and recommendation 8 increasing/decreasing allowances by the Consumer Price Index).

(2) That, due to the current economic climate and the impact of budget reductions on the Council, the County Council resolves not to act on any of the outstanding IRP recommendations for a period of two years from today, save that the County Council resolves to increase the mileage rate to 45p in line with the tax free rate agreed by Her Majesty's Revenue and Customs.

(3) Notwithstanding the decision made at Annual Council in 2010, the County Council resolves not to act on recommendation 8

(increasing/decreasing allowances by the Consumer Price Index) for a period of two years from today.

(4) That the Council's Constitution is amended accordingly.

Councillor K J Smith to second.

15. ADOPTION OF 3rd LINCOLNSHIRE LOCAL TRANSPORT PLAN

A report by the Executive Director for Communities has been circulated.

Councillor W S Webb to move:

That the 3rd Lincolnshire Local Transport Plan as proposed be adopted.

Councillor R G Davies to second.

16. OVERVIEW AND SCRUTINY ANNUAL REPORT 2010/11

A report by the Executive Director Performance and Governance has been circulated.

Councillor H R Johnson to move:

That the Overview and Scrutiny Annual Report for 2010-2011 be approved.

Councillor C J T H Brewis to second.

17. STANDARDS COMMITTEE ANNUAL REPORT/INTERIM ARRANGEMENTS

A report by the Executive Director Performance and Governance has been circulated.

Councillor D R Dickinson to move:

(1) That the Standards Committee Annual Report be approved.

(2) That the proposed extensions to the initial term of appointments for Mr George Krawiec and Mrs Carol Lloyd, be approved.

Councillor N I Jackson to second.

18. CONSTITUTION CHANGES

A report by the Executive Director Performance and Governance has been circulated.

Councillor M J Hill OBE to move:

(1) That Part 1 "A Summary of the Constitution of Lincolnshire County Council", as detailed at Appendix A to the report, be approved.

- (2) That the amendments as detailed in the report and attached at Appendices B and C to the report be approved.**
- (3) That the proposed changes throughout the Constitution, as a result of the Management Review, be approved.**
- (4) That the proposed changes to the Constitution, as a result of the changes to the Accounts and Audit Regulations as detailed at paragraph 15 to the report, be approved.**

Councillor P A Robinson to second.

19. MINUTES OF COMMITTEES

AUDIT

Councillor B Young to move:

That the minutes of the meetings of the Audit Committee of 31 January 2011 and 21 March 2011 be received.

No recommendations.

PLANNING AND REGULATION

Councillor I G Fleetwood to move:

That the minutes of the meetings of the Planning and Regulation Committee of 14 February 2011, 14 March 2011 and 11 April 2011 be received.

No recommendations.

PENSIONS

Councillor A H Turner MBE JP to move:

That the minutes of the meeting of the Pensions Committee of 14 April 2011 be received.

No recommendations.

STANDARDS

Mr G Krawiec to move:

That the minutes of the meeting of the Standards Committee of 18 April 2011 be received.

No outstanding recommendations.

20. MOTIONS FOR DEBATE

The Chairman to state:

Members are reminded of the Rules of Debate. These are set out below:

(i) Rule 13.5 (When a Councillor may speak again)

A Councillor who has spoken on a motion may not speak again whilst it is the subject of debate, except:

- (a) In exercise of a right of reply;
- (b) on a point of order or information; and
- (c) by way of personal explanation.

(ii) Rule 13.9 (Right of reply)

- (a) The mover of a motion has a right to reply at the end of the debate on the motion, immediately before it is put to the vote;
- (b) if an amendment is moved, the mover of the original motion has the right of reply at the close of the debate on the amendment, but may not otherwise speak on it; and
- (c) the mover of the amendment has no right of reply to the debate on his or her amendment.

(i) Motion by Councillor J R Marriott

Councillor J R Marriott to move:

‘Many Lincolnshire voluntary groups are now struggling to survive following the decision by the County Council to withdraw the grants it pays to them. In order to assist these groups, and others who currently receive no direct funding, Lincolnshire County Council agrees to set up a small team of officers to help them establish viable business plans and to give them advice as to how they might gain access to funding from other sources in these difficult transitional times. Such teams exist in other authorities and appear to be providing a very worthwhile service.’

Councillor R Sellars to second.

(ii) Motion by Councillor R B Parker

Councillor R B Parker to move:

‘The Government is seeking to rapidly expand the academies programme which means that councils need to reflect on what that means for education policy, practice and services in their locality.

Recognising the likelihood of change in national education policy following the change of government, the Executive Director of Adults and Children’s wrote to the Chairs of Governors and Head Teachers on 3 June 2010. In that letter the Director, following discussions with the Leader of the Council and

Portfolio Holder, sought to set out some advice to governing bodies considering applying for academy status. The letter also made it clear that 'Lincolnshire would continue to offer services to academies and maintained schools, however all academies will be charged full costs of all services as the schools will be independent of the local authority'.

On 11 February 2011 a letter was sent by Lincolnshire School Improvement Service / CFBT inviting attendance at a meeting for schools interested in academy status. The purpose of the meeting was to discuss 'an emerging proposal to join the CFBT Schools Trust. The proposals [were said to] have the support of senior Councillors at Lincolnshire County Council'.

In the Schools White Paper the government has described the strong strategic roles of Councils as 'champions of local children and families and of educational excellence'.

new Under the Education Bill currently going through Parliament, the Department of Education has made it clear that local authorities will be given a critical role as strengthened champions of choice, securing a wide range of education options for parents and families, including ensuring that there are sufficient high quality school places and co-ordinating fair admissions.

what What is now necessary in Lincolnshire is for the County Council to make a clear policy statement through the formal decision making process about what it sees as its leadership role both as a champion of education excellence and as a provider of support services to local schools. This would provide greater certainty to schools in Lincolnshire which are considered seeking academy status because it would make explicit what schools could expect from Lincolnshire County Council.

Accordingly this Council asks the Executive Director Adults and Children's to prepare a policy paper for submission to the Children and Young People Scrutiny Committee and to the Executive for decision.'

Councillor J D Hough to second.

21. AT THE CONCLUSION OF THE MEETING

The Chairman to state:

Members are reminded that a briefing session is being held in Committee Room One following on from this meeting for any Councillor wishing to know more about the publication of the Preliminary Flood Risk Assessment, which is an initial review of flood risk from surface water at a strategic level across the County.

Members are also reminded to collect their post from their pigeon holes after the meeting.

(At the conclusion of the meeting will all Members please be upstanding in their places until the Chairman has left the Chamber).