

**COUNCIL
 16 MAY 2014**

PRESENT: COUNCILLOR W J ARON (CHAIRMAN)

Councillors R Wootten, B Adams, M G Allan, A M Austin, Mrs V C Ayling, Mrs P A Bradwell, C J T H Brewis, Mrs J Brockway, M Brookes, J P Churchill, K J Clarke, C J Davie, R G Davies, S R Dodds, G J Ellis, R G Fairman, I G Fleetwood, A G Hagues, M J Hill OBE, J D Hough, D C Hoyes MBE, D M Hunter-Clarke, R J Hunter-Clarke, N I Jackson, A J Jesson, M S Jones, B W Keimach, Ms T Keywood-Wainwright, S F Kinch, R C Kirk, C E D Mair, C E H Marfleet, J R Marriott, R A H McAuley, D McNally, N M Murray, Mrs A M Newton, P J O'Connor, Mrs M J Overton MBE, C R Oxby, C Pain, S L W Palmer, R B Parker, N H Pepper, R J Phillips, Mrs H N J Powell, Miss E L Ransome, Miss F E E Ransome, Mrs S Ransome, Mrs S Rawlins, Mrs J M Renshaw, R A Renshaw, P A Robinson, Mrs L A Rollings, R A Shore, Mrs N J Smith, Mrs E J Sneath, C L Strange, Mrs C A Talbot, T M Trollope-Bellew, A H Turner MBE JP, S M Tweedale, W S Webb (Vice-Chairman), P Wood, Mrs S Woolley, L Wootten, C N Worth, Mrs S M Wray and B Young

1 TO ELECT THE CHAIRMAN OF THE COUNTY COUNCIL FOR THE ENSUING YEAR

On the nomination of Councillor M J Hill OBE, seconded by Councillor Mrs P A Bradwell, and being no other nominations, it was

RESOLVED

That Councillor W J Aron be elected as Chairman of the County Council for the year 2014/15.

Councillor Aron signed the declaration of acceptance of office, was invested with the Chain of Office by the immediate past Chairman, took the Chair and thanked the Council for electing him.

COUNCILLOR W J ARON IN THE CHAIR

CHAIRMAN'S LADY

Ms A Job was invested with the Chairman's Lady's Chain of Office.

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IMMEDIATE PAST CHAIRMAN

The Chairman presented a past Chairman's Badge to Councillor R Wootten. Members of the County Council paid tribute to Councillor Wootten's service to the County Council.

2 TO ELECT THE VICE-CHAIRMAN OF THE COUNTY COUNCIL FOR THE ENSUING YEAR

On the nomination of Councillor C J T H Brewis, seconded by Councillor Mrs M J Overton MBE, and there being no other nominations, it was

RESOLVED

That Councillor W S Webb be elected Vice-Chairman of the County Council for the year 2014/15.

Councillor Webb signed the declaration of acceptance of office, was invested with the Vice-Chairman's Chain of Office and thanked the Council for electing him.

3 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors J W Beaver, D Brailsford, A Bridges, P M Dilks, J R Hicks, D C Morgan and Mrs A E Reynolds.

4 DECLARATIONS OF COUNCILLORS' INTERESTS

There were no declarations of interest at this point in the meeting.

5 MINUTES OF THE MEETING OF THE COUNCIL HELD ON 21 FEBRUARY 2014

RESOLVED

That the minutes of the meeting of the County Council held on 21 February 2014 be approved as a correct record and signed by the Chairman.

6 SUBMISSION OF PETITIONS

(a) Petition seeking support for the demands that 1) Market Rasen Ambulance Station remains open; and that 2) A minimum of two ambulances be based at Market Rasen Ambulance Station with standby located within the LN7 and LN8 postcode areas.

In accordance with the Councils Petitions Scheme, Mr Guy Grainger spoke for not more than five minutes in explanation of the petition 'seeking support for the demands that 1) Market Rasen Ambulance Station remains open; and that 2) A minimum of two ambulances be based at Market Rasen Ambulance Station with standby located within the LN7 and LN8 postcode areas'.

As this petition had surpassed the threshold number of signatures required to trigger a debate, a debate lasting 15 minutes took place. Councillors were invited to debate the petition.

(Councillor S L W Palmer declared a non-pecuniary interest as a LIVES volunteer)

During debate, the following motion was proposed and seconded:

"That the Council notes the concerns expressed by the residents in Market Rasen and Horncastle areas about ambulance response times, it has been debated at length by the Health Scrutiny Committee for Lincolnshire and refers the petition to EMAS for its consideration"

Following debate, the above motion was withdrawn following an amendment which was proposed and seconded as follows:

"That the Council supports the concerns expressed by residents in the Market Rasen and Horncastle areas about ambulance response times and refers the petition to the East Midlands Ambulance Service (EMAS) for its considerations."

This became the substantive motion and following a vote, the motion was carried.

(b) Petition which asks the Council to reconsider the closure of Hawthorn Road as part of the A15 Lincoln Bypass Scheme

In accordance with the Council's Petition Scheme, Mrs Louise Carder spoke for not more than five minutes in explanation of the petition asking the 'Council to reconsider the closure of Hawthorn Road as part of the A15 Lincoln Bypass Scheme'.

As this petition had also surpassed the threshold number of signatures required to trigger a debate, a debate lasting 15 minutes took place. Councillors were invited to debate the petition.

During debate, the following motion was proposed and seconded:

"That the Council note the concerns expressed by the petitioners, but in view of the fact that the arguments put forward have been raised at a public enquiry, resolves that we note the petition".

An amendment was proposed and seconded which stated:

"That the Council note the concerns expressed by the petitioner and refers the petition to the executive Councillor for Highways, Transport and IT to review following the decision of the Public Enquiry"

A vote was taken on the amendment, which was lost. The vote reverted back to the original motion, and upon being put to the vote the motion was carried.

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7 CHAIRMAN TO SIGNIFY THE APPOINTMENT OF CHAIRMAN'S
 CHAPLAIN

The Chairman informed the Council that the Reverend Priscilla Smith had kindly agreed to act as Chaplain during his term of office.

8 CHAIRMAN'S ANNOUNCEMENTS

The Chairman informed Members that it was 40 years since the County Council was formed. He invited Members to join him in the quad at the end of the meeting to witness a short ceremony to mark the 40th anniversary of the authority.

Members of the Council were advised that this year's Lincolnshire Show would be held at the Lincolnshire Showground on Wednesday 18th and Thursday 19th June 2014. It was hoped that as many members of the Council as possible would be able to attend what was always an enjoyable event. Members should have received an email from the Civic Officer inviting them to take part in "Meet Your Councillor" which gave members of the public the opportunity to meet and talk to their local member. The Marquee for this would be located at the front of the County Council stand. Members were reminded that entrance tickets for the Lincolnshire Show would only be issued to those members taking part.

The County Service of Dedication would be held in Lincoln Cathedral, and would commence at 3.30 pm, on Sunday 13th July 2014. Members of the Council would be invited to attend the Service and be given the opportunity to nominate two people from their area whom they would wish to attend the Service.

The Chairman advised that a list of civic engagements relating to the immediate past Chairman and Vice-Chairman were available for inspection in the Members' Foyer.

9 THE LEADER TO REPORT ON EXECUTIVE PORTFOLIOS AND
 APPOINTMENTS TO THE EXECUTIVE AND APPOINTMENTS OF
 EXECUTIVE SUPPORT COUNCILLORS

In accordance with Article 5.02, the Leader notified the Council of the appointments to the Executive and for the purposes of Part 3 (Responsibilities for Functions) the responsibilities of each Portfolio Holder. The Leader also notified the Council of the Executive Support Councillors he had appointed in accordance with Article 5.07, as set out in Appendix A of these minutes.

10 STATEMENTS/ANNOUNCEMENTS BY THE LEADER AND MEMBERS OF
 THE EXECUTIVE

Statements by the Leader and Members of the Executive had been circulated with the agenda.

A copy of the Leader's Annual Statement had been circulated prior to the start of the meeting.

11 QUESTIONS TO THE CHAIRMAN, THE LEADER, EXECUTIVE
 COUNCILLORS, CHAIRMAN OF COMMITTEES AND SUB-COMMITTEES

Questions pursuant to Council Procedure Rule 10.3 were asked and answered as follows:

<u>Questions By</u>	<u>Answered By</u>	<u>Subject</u>
(a) R Wootten	R G Davies	Community Speedwatch scheme
(b) R B Parker	M J Hill OBE	Projected underspend from 2013/14 budget
(c) Mrs M J Overton MBE	P A Robinson	Provision of ambulance services by the Fire Service
(d) C E D Mair	Mrs P A Bradwell	School transport routes
(e) C J T H Brewis	M J Hill OBE	Recorded votes at council meetings
(f) S R Dodds	Mrs P A Bradwell	School Improvement Service
(g) S L W Palmer	C J Davie	Mis-use of car terraces
(h) C Pain	R G Davies	Sponsorship of roundabouts
(i) C L Strange	C J Davie	Launch of the Wolds Walking Festival
(j) J D Hough	M J Hill OBE	Children's Centres
(k) Mrs V C Ayling	R G Davies	Damage to roads by heavy vehicles
(l) Mrs C A Talbot	R G Davies	Access LN6 update
(m) Mrs A M Austin	C J Davie	Applications for 'fracking'
(n) G J Ellis	R G Davies	Displaying of cars on grass verges

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(o) M Brookes	C J Davie	Potential sale of the Cattle Market in Louth
(p) R C Kirk	Mrs S Woolley	Better Care Fund
(q) Mrs H N J Powell	Mrs P A Bradwell	Support for young people in sport
(r) P J O'Connor	Mrs P A Bradwell	Wellbeing agenda and the reinstatement of wardens
(s) P Wood	C N Worth	Anticipated costs of the judicial review in relation to libraries
(t) R A Renshaw	Mrs P A Bradwell	Future provision of primary school places
(u) K J Clarke	P A Robinson	Potential cuts to Lincolnshire Fire and Rescue Service
(v) J R Marriott	Mrs P A Bradwell	Provision of free school meals
(w) N I Jackson	B Young	Pay and reward review
(x) R J Phillips	R G Davies	Speed enforcement in rural areas

12 PARENT GOVERNOR REPRESENTATION

A report by the Director responsible for Democratic Services had been circulated.

It was moved, seconded and

RESOLVED

1. That the number of Parent Governor Representatives (PGR's) required to sit on the Children and Young People Scrutiny Committee and the Overview and Scrutiny Management Committee be reduced from three to two;
2. That the Constitution be amended accordingly.

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

A report by the Director responsible for Democratic Services had been circulated.

It was moved, seconded and

RESOLVED

1. That the change in the political makeup of the Council be noted; and
2. That following the approved reduction of parent governor representatives on the Children and Young People Scrutiny Committee and the Overview and Scrutiny Management Committee from three to two, Appendix A of Schedule 2, as set out in the Order of Proceedings, be adopted as the amended political balance of committees, sub committees and outside bodies.

14 APPOINTMENT OF CHAIRMEN AND VICE-CHAIRMEN OF COMMITTEES
AND SUB-COMMITTEES (EXCEPT THE LINCOLNSHIRE HEALTH AND
WELLBEING BOARD AND THE HEALTH SCRUTINY COMMITTEE FOR
LINCOLNSHIRE)

A report by the Director responsible for Democratic Services had been circulated.

It was moved, seconded and

RESOLVED

That the appointment of Chairmen and Vice-Chairmen to Committees and Sub-Committees be considered and approved.

15 CHIEF OFFICER STRUCTURE - DELEGATED POWERS

A report by the Director responsible for Democratic Services had been circulated.

It was moved, seconded and

RESOLVED

1. That the designation of the posts set out in Table 1 of the report as Chief Officers for the purposes of Article 9 of the Constitution be approved;
2. That the posts designated as statutory posts set out in Table 1 of the report be noted;
3. That the amendment of Article 9 of the Constitution to reflect paragraphs 1 and 2 above, be approved;
4. That the insertion of pages 1-29 inclusive of Appendix B of the report into the Constitution to replace the sections relating to the delegated powers of Chief

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Officers in part 3 of the Council's Constitution, subject to a change to B1 to delete clause (b) and re-letter clause (c) as clause (b), be approved;

5. That the insertion of the Management Structure at page 30 of Appendix B to the report into the Constitution to replace Part 7 of the Constitution be approved;
6. That the Commissioning Strategies that had been allocated to Chief Officers as listed in Appendix A of the report be noted.

16 OVERVIEW AND SCRUTINY ANNUAL REPORT 2013-14

A report by the Director responsible for Democratic Services had been circulated.

It was moved, seconded and

RESOLVED

That the Overview and Scrutiny Annual Report for 2013/14 be approved.

17 CALENDAR OF MEETINGS 2014/15

A report by the Director responsible for Democratic Services had been circulated.

It was moved, seconded and

RESOLVED

That the calendar of meeting dates for 2014/15, as shown in Appendix A of the report, be approved, with the addition of a meeting of the Adults Scrutiny Committee at 2.00pm on 24 July 2014 and Executive at 1.30pm on 29 July 2014.

18 APPOINTMENT OF INDEPENDENT PERSON

A report by the Director responsible for Democratic Services had been circulated.

It was moved, seconded and

RESOLVED

1. That the position regarding the appointment of an Independent Person be noted;
2. That Council delegate to the Monitoring Officer, in consultation with Group Leaders, the appointment of an Independent Person and reserve (such appointment to be for a period of four years from 1 June 2014);

3. That Council delegate to the Monitoring Officer, in consultation with Group Leaders, the appointment of an Independent Person and reserve should any vacancy arise during the above four year term.

19 TO RECEIVE THE MINUTES OF THE COUNCIL'S COMMITTEES AS FOLLOWS:

- (a) Planning and Regulation Committee - 17 February 2014

RESOLVED

That the minutes of the Planning and Regulation Committee held on 17 February 2014 be received.

- (b) Planning and Regulation Committee - 17 March 2014

RESOLVED

That the minutes of the Planning and Regulation Committee held on 17 March 2014 be received.

- (c) Planning and Regulation Committee - 7 April 2014

RESOLVED

That the minutes of the Planning and Regulation Committee held on 7 April 2014 be received.

- (d) Audit Committee - 31 March 2014

RESOLVED

That the minutes of the Audit Committee held on 31 March 2014 be received.

20 MOTIONS FOR DEBATE

A vote took place to allow suspension of Procedure Rule 13.6 to allow one debate to take place in relation to the Motions by Councillor C Pain and Councillor R A McAuley.

Motion by Councillor C Pain

It was moved, and seconded that:-

"The motion states that Lincolnshire County Council puts forward a plan, to government ministers, pushing the case for increased funding for the county and the Eastern side of the country, for improved road and rail networks. This proposal will state the benefit for massive investment and business potential that will come into the area with the improved road and rail network.

We will get our officers to draw plans that can be implemented at short notice across the county, for several stretches of dual carriageways and triple lane roads. These

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could be used, if the government make available monies for deliverable schemes, prior to the next General Election.

We will not be negative towards the Department of Transport if they plan to extend the M11 up to the Humber Bridge in their 2020 plans. Currently the DFT are producing a uniform set of strategies for the entire network. These will include the possibility of extending the M11 as part of the London to Leeds East Region.

LCC will address the park and ride situation for Lincoln.

We will open up negotiations with Hull trains for a London - Hull train link"

Motion by Councillor R A McAuley

It was moved, and seconded that:-

"The government have stated that they are considering part of the funding in 2020 to be used to extend the M11 from Cambridge to Grimsby. Lincolnshire's economy is held back by lack of infrastructure.

I am sure we all agree that this Council needs to be active in encouraging the government to invest in Lincolnshire. We need to give the positive message that Lincolnshire is open for business and we would welcome this investment.

I move that this Council now sends a very clear message to the Government, that we welcome this major investment into the County's roads and reinvigorate a dialogue for improving and upgrading our supporting A roads to dual carriageways to benefit the economy."

An amendment was proposed and seconded in relation to the motion by Councillor C Pain as follows:

"To delete paragraph one, two and three and keep the wording as shown below.

LCC will address the park and ride situation for Lincoln.

We will open up negotiations with Hull Trains for a London – Hull train Link"

Upon being put to the vote, the amendment was supported. This became the substantive motion, and upon being put to the vote the motion was carried.

A vote took place in relation to the motion by Councillor R A McAuley, and upon being put to the vote, the motion was lost.

Motion by Councillor R B Parker

It was moved, and seconded that:-

"Lincoln Castle Revealed is a key project for Lincolnshire County Council. So too is the commemoration on the 15 June 2015 of the 800th Anniversary of the sealing of the Magna Carta.

A report to Economic Scrutiny Committee in January 2014 made a number of points:

- The castle is the largest regeneration project currently taking place in the East Midlands and will gather much regional visitor interest, similarly our marketing effort will lead to greater numbers of national and international visitors
- It is estimated that the refurbishment of Lincoln Castle might reasonably be expected to ultimately unlock a major – between 29-55% - increase in the overall value of tourism to Lincoln, thereby acting to transform the visitor appeal of Lincoln as a historic destination. On the basis of current value of Lincoln's tourism sector, then this would equate to £26-68m in terms of economic impact and some 600-1,100 additional FTE jobs (ECOTEC 2009).
- An internal workshop held in September 2013 felt that 'the availability of sufficient parking is a concern'.

Recent forecasts from the Highways Directorate of the expected level of visitors by car to Lincoln from June 2015 onwards suggests that there will be a shortage of around 800 car parking spaces in the peak month of June in uphill Lincoln, although there will be spaces available in other parts of the city. Currently there are no plans in place or budget available for a Park and Ride site in or around Lincoln, to handle commuter, tourist or shopping car parking.

The Council resolves:

- a) to add £1.57 million to the 2014/15 – 2015/16 capital budget in order to construct a Park and Ride Facility in time for the Magna Carta commemoration in June 2015;
- b) to add a sum of £500,000 in the 2015/16 revenue budget, funded from underspending in the 2013-14 budget, to assist with the operation of the park and ride for the first year;
- c) to recommend to the Executive that it provide such a facility within the budget allocated; and
- d) request that the Executive considers this as an initial investment towards the longer term investment for Park & Ride envisaged in the approved Greater Lincoln Transport Strategy."

An amendment was proposed and seconded as follows:

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"To delete paragraphs a) and b) of the original motion and amend the remainder to read as follows:

The Council Resolves:

- a) To note that the provision of an East-West Link and an Eastern By-pass are integral to the successful implementation of a Lincoln Park and Ride. Funding and plans are in place to deliver the road schemes by 2017-18;
- b) To recommend to the Executive that it works with partners to ensure that there will be appropriate parking arrangements for next year's Magna Carta celebrations and the required funding will be made available to provide such facilities; and
- c) To request that the Executive considers further development towards the longer term investment for Park & Ride envisaged in the approved Greater Lincoln Transport Strategy."

The amendment was put to the vote and was supported. This then became the substantive motion, and upon being put to the vote, the motion was carried.

Motion by Councillor M S Jones

It was moved, and seconded that:-

"On the [18th September 2014](#) the residents of Scotland will be voting in a referendum to decide not only if Scotland should become an independent country but whether the United Kingdom as we know it should cease to exist.

This monumental decision will effect the lives of every citizen within the United Kingdom including the residents and businesses of Lincolnshire. This Council should speak to the people of Scotland to ensure that the collective voice of Lincolnshire's representatives are heard when that decision is taken.

This Council believes that the future of the people of Scotland, England and the whole United Kingdom is best served by Scotland remaining within the United Kingdom. Council will write to the Leaders of all the main Political Parties in Scotland and England to make clear our support for a United Kingdom of England, Scotland, Wales and Northern Ireland."

The motion, upon being put to the vote, was carried.

(Councillor R B Parker requested that it be noted that he did not support this motion)

The meeting closed at 4.00 pm