

**COUNCIL  
16 SEPTEMBER 2016**

**PRESENT: COUNCILLOR T M TROLLOPE-BELLEW (CHAIRMAN)**

Councillors A G Hagues (Vice-Chairman), M G Allan, W J Aron, A M Austin, Mrs V C Ayling, Mrs P A Bradwell, D Brailsford, A Bridges, Mrs J Brockway, M Brookes, K J Clarke, C J Davie, R G Davies, P M Dilks, S R Dodds, G J Ellis, I G Fleetwood, 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, J R Marriott, R A H McAuley, D McNally, D C Morgan, 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 F E E Ransome, Mrs S Ransome, Mrs S Rawlins, Mrs J M Renshaw, R A Renshaw, R A Shore, Mrs N J Smith, Mrs E J Sneath, C L Strange, Mrs C A Talbot, A H Turner MBE JP, S M Tweedale, W S Webb, M A Whittington, P Wood, Mrs S Woolley, L Wootten, R Wootten, C N Worth, Mrs S M Wray and B Young

**26     APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors B Adams, J W Beaver, C J T H Brewis, R G Fairman, R L Foulkes, C E H Marfleet, Miss E L Ransome, Mrs A E Reynolds, P A Robinson and Mrs L A Rollings.

**27     DECLARATIONS OF COUNCILLORS' INTERESTS**

There were no declarations of councillors' interests at this point in the meeting.

**28     MINUTES OF THE MEETING OF THE COUNCIL HELD ON 20 MAY 2016**

**RESOLVED**

That the minutes of the meeting held on 20 May 2016 be signed by the Chairman as a correct record.

**29     CHAIRMAN'S ANNOUNCEMENTS**

The Chairman thanked all those councillors who attended the annual County Council Service of Dedication in the Parish Church of St Michael and All Angels, Uffington. It had been a most pleasurable day for the Chairman and his Lady and from the feedback received the Chairman's decision to hold the service in his Electoral Division had been well received.

It was reported that this was the last full Council meeting before the retirement of Dr Tony Hill, Executive Director of Public Health Lincolnshire. The Chairman thanked him, on behalf of the Council, for his work over the past three and a half years.

The Chairman congratulated all the Team GB Olympians and Paralympians for their successes in Rio, particularly those from Lincolnshire. It was hoped that there would be an event to celebrate their achievements, not only the medal winners, but those who qualified as well.

The Chairman reported that this year's Lincolnshire Show had been a huge success, particularly with the County Council stand winning the Ransom Cup for Best Non-Agricultural Stand. Particular thanks were expressed to Mark Stoneham and the Communications Team for all their hard work with this year's Show.

On a sadder note, the Chairman reported the death of former County Councillor Larry Wells who represented the Lincoln Boultham electoral division from May 1981 to May 1993. Councillors and Officers stood in silent memory, and were then invited to pay tribute.

30      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. Further to the statement by Councillor B Young, which was printed in the agenda pack, he provided members with an update to the Council's Pay Policy Statement regarding Draft Government Regulations, as follows:

The Pay Policy Committee considered a report at its meeting in July 2016, regarding the changes to be made to the Pay Policy Statement, as a result of the draft Repayment of Public Sector Exit Payments Regulations 2016, for recommendation to this meeting.

Due to delays in finalising the Regulations, the revised Pay Policy Statement cannot be presented to this meeting.

An update will be provided at a future meeting once the position is clarified.

Furthermore, it was anticipated that the Public Sector Exit Cap Regulations, due to be implemented on or around 1st October 2016 will be delayed. Again, a future update will be provided to the Council once full details are known, including how this will impact on the Council's Pay Policy.

31      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>Question by</u>	<u>Answered by</u>	<u>Subject</u>
(a) R C Kirk	Mrs P A Bradwell	Delayed transfers of care
(b) Mrs M J Overton MBE	M J Hill OBE	Commissioning of contracts
(c) I G Fleetwood	C J Davie	Growth agenda
(d) S R Dodds	Mrs P A Bradwell	Government proposals regarding grammar schools
(e) S L W Palmer	M J Hill OBE	Supporting the work of the town and parish councils
(f) C E D Mair	R G Davies	Councillors contacting highways officers
(g) J D Hough	M J Hill OBE	Impacts of 'Brexit'
(h) C Pain	C J Davie	Maintenance of riverbanks by the Environment Agency
(i) N M Murray	C N Worth	Support for St Giles Youth Centre
(j) R Wootten	M J Hill OBE	Opening hours at Grantham Hospital
(k) Mrs H N J Powell	R G Davies	Grass cutting and roundabouts
(l) N I Jackson	R G Davies	Sunday train services
(m) K J Clarke	B Young	Government levy on apprenticeships
(n) A M Austin	Mrs P A Bradwell	Recruitment of care workers in Boston

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(o) W S Webb	M J Hill OBE	Update on present position with the devolution agenda
(p) R B Parker	M J Hill OBE	Local government finance settlement
(q) G J Ellis	R G Davies	Road improvement schemes
(r) P M Dilks	Mrs P A Bradwell	Grammar Schools
(s) R A Renshaw	R G Davies	Visit to Nettleham Road, Lincoln
(t) V C Ayling	R G Davies	Site visit to Toynton All Saints.

**32**      REVIEW OF FINANCIAL PERFORMANCE 2016/17

A report by the Executive Director Finance and Public Protection had been circulated.

It was proposed, seconded and agreed that the Council Procedure Rules be temporarily suspended to allow for one debate to take place.

It was moved and seconded that

The County Council be recommended to:

1. Note the carry forwards set out in paragraph 1.2 and 1.3 of the report, which were made in line with the Council's Financial Regulations, and approve the Information and Commissioning underspend up to 1% not being carried forward as part of the Information and Commissioning budgets but instead added to the underspends above 1% for the purposes of recommendation 2 below;
2. Approve the proposed use of carry forwards of over and under spending in excess of 1% as set out in paragraph 1.4 of the report;
3. Note the transfers to and from reserves summarised in Table A of this report and the position of earmarked reserves as at 31 March 2016 summarised in Table B of the report;
4. Note the position in relation to general reserves set out in paragraph 1.8 and Table C of this report; and
5. Note performance against the Prudential Indicators for 2015/16 as set out in paragraphs 1.10 to 1.11 and Table D of the report.

An amendment by the Labour Group was moved and seconded as follows:

Summary: To amend the amount recommended to be transferred to the Financial Volatility Reserve by £3.5 million and instead to use that funding to create a

- a Household Waste Recycling Centres reserve - £0.5m
- a Adult Care Services Cost Pressures Reserve - £1.5m
- a Children's Services Cost Pressures Reserve - £1.5m

Page 96 – Recommendation 3 – add the words 'as amended' after both Table A and Table B.

Page 71 – 1.4 – first bullet point, first sentence - amend year end transfer to £9.675m from £13.175m.

Page 71 – 1.4 – fourth bullet point – add three new reserves as follows:

Household Waste Recycling Centres reserve - £0.5m

Adult Care Services Cost Pressures Reserve - £1.5m

Children's Services Cost Pressures Reserve - £1.5m

Page 72 – Table A – Other Earmarked Reserves block – add the three new reserves as follows:

Household Waste Recycling Centres reserve - £500,000

Adult Care Services Cost Pressures Reserve - £1,500,000

Children's Services Cost Pressures Reserve - £1,500,000

Page 72 – Table A – amend the figure in the Financial Volatility Reserve line from £8,011,183 to £4,511,183.

Page 73 – Table B – Earmarked Reserves block – add the three new reserves as follows:

Household Waste Recycling Centres reserve - £500,000

Adult Care Services Cost Pressures Reserve - £1,500,000

Children's Services Cost Pressures Reserve - £1,500,000

Page 73 – Table B – amend the Financial Volatility Reserve line from £23.623m to £20.123m.

A request for a recorded vote on the amendment was successful, and upon being put to the vote, the amendment was lost.

Details of recorded vote taken:

Those voting for the amendment:

K J Clarke, P M Dilks, S R Dodds, G J Ellis, J D Hough, N I Jackson, A J Jesson, T Keywood-Wainwright, R C Kirk, D C Morgan, N M Murray, Mrs M J Overton MBE, S L W Palmer, R B Parker, Mrs H N J Powell, Mrs J M Renshaw and R A Renshaw.

Those voting **FOR – 17**

Those voting against the amendment:

M G Allan, W J Aron, A M Austin, Mrs V C Ayling, Mrs P A Bradwell, D Brailsford, A Bridges, Mrs J Brockway, M Brookes, C J Davie, R G Davies, I G Fleetwood, A G Hagues, M J Hill OBE, D C Hoyes MBE, D M Hunter-Clarke, R J Hunter-Clarke, M S Jones, B W Keimach, S F Kinch, C E D Mair, J R Marriott, R A H McAuley, D McNally, Mrs A M Newton, P J O'Connor, C R Oxby, C pain, N H Pepper, R J Phillips, Mrs S Ransome, Mrs S Rawlins, 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, M A Whittington, P Wood, Mrs S Woolley, L Wootten, R Wootten, C N Worth, Mrs S Wray and B Young.

Those voting **AGAINST – 49**

Those voting **ABSTAIN – 0**

A vote was taken on the original motion, and upon being put to the vote, the motion was carried and it was

**RESOLVED**

That the County Council:

1. Note the carry forwards set out in paragraph 1.2 and 1.3 of the report, which were made in line with the Council's Financial Regulations, and approve the Information and Commissioning underspend up to 1% not being carried forward as part of the Information and Commissioning budgets but instead added to the underspends above 1% for the purposes of recommendation 2 below;
2. Approve the proposed use of carry forwards of over and under spending in excess of 1% as set out in paragraph 1.4 of the report;
3. Note the transfers to and from reserves summarised in Table A of this report and the position of earmarked reserves as at 31 March 2016 summarised in Table B of the report;

4. Note the position in relation to general reserves set out in paragraph 1.8 and Table C of this report; and
5. Note performance against the Prudential Indicators for 2015/16 as set out in paragraphs 1.10 to 1.11 and Table D of the report.

33     BUDGET UPDATE - EFFICIENCY STRATEGY AND PLAN PLUS  
         FLEXIBLE USE OF CAPITAL RECEIPTS

A report by the Executive Director Finance and Public Protection had been circulated.

It was moved and seconded that

It was recommended that the Council:

1. Approve adoption and publication of the Efficiency Plan attached at Appendix A of the report as the Council's Efficiency Plan for the purposes of applying for a four year settlement and the Council's Flexible Use of Capital Receipts Strategy for 2016/17;
2. Note the effect of the above Flexible Use of Capital Receipts Strategy on the Council's Prudential Indicators for the period 2016/17 to 2019/20 as set out in Appendix A of the report; and
3. Approve acceptance of the offer of a four year funding settlement from government (for the period 2016/17 to 2019/20).

A recorded vote was successfully requested, and upon being put to the vote the motion was carried:

Those voting for the amendment:

W J Aron, A M Austin, Mrs P A Bradwell, Mrs J Brockway, M Brookes, C J Davie, R G Davies, I G Fleetwood, A G Hagues, M J Hill OBE, D C Hoyes MBE, M S Jones, B W Keimach, J R Marriott, D McNally, Mrs A M Newton, P J O'Connor, C R Oxby, N H Pepper, R J Phillips, Mrs S Rawlins, R A Shore, 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, Mrs S Woolley, L Wootten, R Wootten, C N Worth, Mrs S Wray and B Young.

Those voting **FOR - 38**

Those voting against the amendment:

M G Allan, Mrs V C Ayling, A J Jesson, C E D Mair, R A H McAuley, Mrs M J Overton MBE, C Pain, S L W Palmer, Miss F E E Ransome, Mrs S Ransome, Mrs N J Smith and P Wood.

Those voting **AGAINST – 12**

Those abstaining:

K J Clarke, P M Dilks, G J Ellis, J D Hough, D M Hunter-Clarke, R J Hunter-Clarke, N I Jackson, R C Kirk, D C Morgan, N M Murray, R B Parker, Mrs H N J Powell, Mrs J M Renshaw and R A Renshaw.

**ABSTENTIONS – 14**

RESOLVED

That the Council:

1. Approve adoption and publication of the Efficiency Plan attached at Appendix A of the report as the Council's Efficiency Plan for the purposes of applying for a four year settlement and the Council's Flexible Use of Capital Receipts Strategy for 2016/17;
2. Note the effect of the above Flexible Use of Capital Receipts Strategy on the Council's Prudential Indicators for the period 2016/17 to 2019/20 as set out in Appendix A of the report; and
3. Approve acceptance of the offer of a four year funding settlement from government (for the period 2016/17 to 2019/20).

**34     CHANGES TO THE CONSTITUTION**

A report by the Monitoring Officer had been circulated.

It was moved, seconded and

RESOLVED

That the Council approve the changes to Part 2 and Part 3 of the Council's Constitution as set out in Appendix A and B of the report respectively, to take effect from 17 October 2016.

**35     MOTIONS ON NOTICE SUBMITTED IN ACCORDANCE WITH THE COUNCIL'S CONSTITUTION**

(1) Motion by Councillor R Wootten

It was moved and seconded:

That this Council understands the staffing shortages throughout health and care services in Lincolnshire and the decision to temporarily close emergency services at Grantham Hospital if patient safety is at risk. However, this Council urges United



Lincolnshire Hospital Trust to re-instate those services at the hospital at the earliest opportunity.

The mover of the amendment previously submitted in the Order of Proceedings requested that the amendment be withdrawn. This was granted by the Council

Upon being put to the vote, the motion was unanimously carried.

(2) Motion by Councillor P M Dilks

It was moved and seconded that:

This Council pays tribute to the dedication and achievements of staff and pupils at our existing secondary schools across Lincolnshire, whether Comprehensive, Grammar or Secondary Modern.

GCSE results at all levels across Lincolnshire clearly demonstrate that the most academic students can excel whether they are selected at age 11 as academically elite and destined for a grammar education or whether they are educated in a true all-ability comprehensive.

We welcome new Prime Minister Theresa May's ambition to improve social mobility but agree with her predecessor David Cameron's statements in May 2007 when he said history shows that establishing Grammar Schools was

*"extremely difficult and... often leads to them being very unpopular and they are then got rid of".*

Mr Cameron dismissed the Grammar School debate as pointless adding:

*"...Parents fundamentally don't want their children divided into sheep and goats at the age of 11."*

Dividing and separating children from their peers only serves to reinforce the deep divisions in our society, rather than challenge them.

Evidence from Lincolnshire and across the country shows that where there is selection there is a bigger attainment gap between disadvantaged children and their peers. The achievement gap last year in the numbers achieving 5+ A\*-C GCSE's in selective areas was 37 but in England as whole was only 28.

Almost 12% of students in Lincolnshire's Secondary Modern Schools are on free school meals, compared to only 3% at Grammar Schools.

So much for the claim that Grammar Schools improve social mobility. The fact is, today, here in Lincolnshire, and elsewhere, selection acts as a glass ceiling to young people from the most socially deprived sections of the communities.

Real school improvement and equality of opportunity comes not from selection but through schools collaborating, and being properly supported along with relentless focus on the quality of teaching and leadership.

We believe that the Prime Minister's offer of allowing every school to become selective is as flawed as the previous Government's plan announced just a few months ago for mandatory Academisation of every school.

This Council understands why many parents support the notion of a Grammar School in every town - until their own child fails the entrance examination and is consigned to what is seen by many as a lifetime of rejection.

Where a local secondary school chooses to go selective and refuses places to local children on academic ability, there will be no choice for 11-plus failures but to be bussed out of their community for secondary education.

The existing network of partial selection across Lincolnshire already results in this Council paying one of the highest home-to-school transport bills in the country which we have spent years struggling to reduce by removing free transport for many who needed it.

Expansion of selection can only increase the number of school buses criss-crossing our county road network every day, taking children past the gates of their local school to be educated miles away from their local community.

It is therefore proposed that:

1. This Council pays tribute to the dedication and achievements of staff and pupils at our existing secondary schools across Lincolnshire, whether Comprehensive, Grammar or Secondary Modern.
2. This Council welcomes new Prime Minister Theresa May's ambition to improve social mobility; but agrees with her predecessor, David Cameron's statements in May 2007 when he said history shows that establishing Grammar Schools was *"extremely difficult and... often leads to them being very unpopular and they are then got rid of"*.

3. This Council, in light of the clear evidence, calls on the Government to withdraw its plans for more selection, and to concentrate instead on helping every child to reach their full potential.

Upon being put to the vote, the motion was lost

(3) Motion by Councillor Mrs M J Overton MBE

An alternative motion to that in the Order of Proceedings was put forward as follows:

Plans for the transformation of our Health and Care Services are underway, submitted from Lincolnshire to NHS England by the end of June. The Lincolnshire Sustainability and Transformation Plan (STP) includes the Lincolnshire Health and Care Programme.

The NHS has been given the mandate to develop STP's for both health and social care, but with very limited input from local authorities. It is important that Councils get involved and have a say on how their local health services are to be provided.

Major changes to the service will need consultation, which is expected to start in December in order to complete by the electoral purdah period in mid-March. However, if the NHS and budget are already set, it will be too late for elected members to have a proper influence.

Lincolnshire's Health Scrutiny, and Health and Wellbeing Board have had briefings on the process, but the content remains unknown. Without Council engagement the outcomes of the STP's are weakened.

The last Spending Review committed the government to full integration of health and care by 2020, although the detailed policy framework is still awaited. The STP's are expected to contain such plans. Health and Wellbeing Boards are well placed with board membership including health and social care representatives and doctors representing the clinical care commissioning groups.

Although the STP's and Health and Wellbeing Boards are intended as overarching umbrella bodies setting priorities, neither have to be politically representative, which is normally an important tenet in local government. Some have taken an inclusive approach to good effect.

As well as implementing the Better Care Fund, many local areas are developing more ambitious integrated health and care provision. This is through joint commissioning, integrated provider models or devolved accountabilities. The STP guidance requires STPs to be aligned with these local integration programmes and ambitions.

These plans from Lincolnshire were submitted to NHS England, but not published. The Council and the public need to be included at an early stage to get the best outcomes.

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It is proposed that:

- (1) This Council welcomes the inclusion of the Council and the public in shaping and reviewing the Sustainability and Transformation Plan for Health and Social Care in Lincolnshire.
- (2) We call for transparency and full engagement of our members and the public at all stages.

Upon being put to the vote, the alternative motion was not accepted by the Council.

The mover of the original motion then proposed that the original motion be withdrawn. Upon being put to the vote, this was carried and the motion was withdrawn.

The meeting closed at 4.08 pm