

**PRESENT: COUNCILLOR E R CHAPMAN (CHAIRMAN)**

Councillors W J Aron, E N Bauer, P Bedford, Mrs P Bosworth, Mrs P A Bradwell, D Brailsford, C J T H Brewis, M Brookes, P A Carpenter, K J Clarke, Reverend S P Cliff, N D Cooper, C J Davie, R G Davies, D R Dickinson, M Exton, Mrs C M H Farquharson, C Farrar, I G Fleetwood, G M Gooding, Mrs B Harvey OBE, J R Hicks, M J Hill OBE, R Hills, J D Hough, D C Hoyes, N I Jackson, Miss A M Jenkyns, H R Johnson, Mrs J Johnson, B W Keimach, C E H Marfleet, J R Marriott, G A Marsh, Mrs P A Mathers, K Milner, Major R Newell, P J O'Connor, Mrs M J Overton, C R Oxby, R J Palmer, R B Parker, R J Phillips, E J Poll, R Sellars, R B Singleton-McGuire, P A Skinner, K J Smith, M Smith, C L Strange, A N Stokes, E W Strengiel, J M Swanson, Mrs C A Talbot, M Tinker, T M Trollope-Bellew, A H Turner MBE, C J Underwood-Frost, Mrs P F Watson, W S Webb, A P Williams, S F Williams, Mrs S Woolley, R Wootten, N Worth and B Young.

Also present were Mr J Hanna and Group Captain P J Rodgers MBE who are both Independent Members of the Standards Committee.

Prayers were led by the Reverend Christine Pennock.

42. APOLOGIES

Apologies for absence were received from Councillors G K Dark, M Gilbert, R L Hubbard, S F Kinch, P S Przyszlak, Mrs A Puttick, P A Robinson, R A Shore and B G Singleton.

43. DECLARATIONS OF COUNCILLORS' INTERESTS

No declarations were made at this point in the meeting.

44. MINUTES

RESOLVED

That the minutes of the meeting held on 18 September 2009, having been printed and circulated, be approved as a correct record and signed by the Chairman.

45. ELECTION OF A COUNCILLOR FOR THE BOSTON NORTH WEST ELECTORAL DIVISION

The Council received the return of the person elected on 15 October 2009 as the County Councillor for the Boston North West Electoral Division.

46. SUBMISSION OF A PETITION – CHAPEL ST LEONARDS – REDUCTION IN BUS SERVICES BY STAGECOACH EAST MIDLANDS

In accordance with the Petitions Protocol Parish Councillor Patrick Naughton spoke for not more than three minutes in explanation of the contents of the petition from the residents of Chapel St Leonards concerning the reduction in local bus services by Stagecoach East Midlands and then presented the petition.

The Chairman reported that the Chief Executive had determined that the petition would be referred to the Executive Councillor for Highways and Transport.

47. CHAIRMAN'S ANNOUNCEMENTS

The Chairman reported that a new district mobile library vehicle was on display in the car park at County Offices, and members were invited to look around the mobile library and talk to its staff later in the day.

On a sadder note the Chairman reported the recent death of former County Councillor Roger Hiscox who served on this Council from 1993 to 1997 and 2005 to 2009, representing the Welton Rural Electoral Division. Former Councillor Hiscox had been Leader of the Liberal Democrat Group on the Council from 2007 to 2009. Members stood in silence in memory of former Councillor Hiscox and then paid tribute to his memory.

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

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

49. QUESTIONS TO THE CHAIRMAN, THE LEADER, EXECUTIVE COUNCILLORS AND THE CHAIRMEN OF COMMITTEES AND SUB-COMMITTEES

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

Questions by	Answered by	Subject
(A) Mrs M J Overton	Leader of the Council	Effect of efficiency savings on front line services
B) R B Singleton-McGuire	Executive Councillor for Highways and Transport	Bypasses to Boston and other towns
(C) J R Marriott	Executive Councillor for Adult Social Care and Supporting People	Adult Social Care - Dignity Campaign
(D) J D Hough	Executive Councillor for Children's Services including Post 16 Education	Safeguarding Children Working Group – Progress on Action Plan

(E) C J Davie	Executive Councillor for Adult Social Care and Supporting People	Adult Social Care – result of recent inspection by Care Quality Commission
(F) R Newell	Executive Councillor for Economic Development	Replacement of Flood Warning Sirens by new systems
(G) N D Cooper	Leader of the Council	Replacement of Flood Warning Sirens – offered to Parish Councils
(H) M Tinker	Executive Councillor for Children’s Services including Post 16 Education	Shortage of male teachers in Lincolnshire schools
(I) N I Jackson	Leader of the Council	Protocol for officers to respond to members’ requests for information
(J) E N Bauer	Executive Councillor for Economic Development	Funding for tourism in period of restraint
(K) C J T H Brewis	Executive Councillor for Highways and Transport	Replacement of Jobson’s Bridge, Pinchbeck
(L) C J Underwood-Frost	Executive Councillor for Children’s Services including Post 16 Education	Grammar Schools as part of choice for parents
(M) K J Clarke	Executive Councillor for Economic Development	Progress on removal of Crown Court from Lincoln Castle
(N) R B Parker	Executive Councillor for Children’s Services including Post 16 Education	Special Educational Needs – Performance in English and Mathematics

#### 50. REPORT FROM THE SAFEGUARDING ADULTS WORKING GROUP

A report by the Chairman of the Safeguarding Adults Working Group had been circulated.

It was moved, seconded and

## RESOLVED

- (1) That the Council notes the report of the Safeguarding Adults Working Group that has been prepared after detailed consideration relating to policies and practice, visits to sites and talking to staff at various locations.
- (2) That the Council accepts and adopts the considered view of the Safeguarding Adults Working Group that the Council has in place policies and practices, trained staff, supervision and monitoring arrangements and collaboration with partners which should ensure that vulnerable adults in Lincolnshire are adequately safeguarded.
- (3) That the Executive Director (Adult Services Group) prepares an Action Plan to address the areas for development identified throughout this report and this be referred to a future meeting of the Adults Scrutiny Committee.

51. APPROVAL TO SET UP AN EARMARKED RESERVE FOR CRIME AND DISORDER REDUCTION

A report by the Executive Director (Resources and Community Safety) had been circulated.

It was moved, seconded and

## RESOLVED

That an Earmarked Reserve for Crime and Disorder Reduction be set up so that it can be drawn upon each year when needed, and that £2m be transferred from the service budget to the earmarked reserve.

52. AMENDMENTS TO THE COUNCIL'S CONSTITUTION

A report by the Monitoring Officer had been circulated.

It was moved and seconded:

- “(1) That all references in the Constitution to the Directors and Assistant Chief Executives be amended to the titles shown in paragraph 2 of the report to this meeting.
- (2) That pages 3/20 to 3/45 in the Constitution be deleted and replaced by the pages in Appendix A to the report, and article 10.01 of the Constitution be amended to reflect these changes.
- (3) That Article 6.09 of the Constitution be amended by deleting the existing wording and inserting the new wording in paragraph 8 of the report in place thereof, subject to the number of members of the Health Scrutiny Committee for Lincolnshire being changed from 15 to 16.
- (4) That Article 1.06 of the Constitution be amended by deleting the existing wording and inserting the new wording in Appendix B to the report in place thereof.

- (5) That the Constitution be amended to include the changes shown in Appendix C to the report.
- (6) That the proposed project to simplify and modernise the Constitution be noted.”

An amendment was moved and seconded to add the following words to resolution 4:

“subject to the deletion of the words ‘who shall in turn consult with’ in line 19 of Appendix B.”

The mover and seconder of the motion accepted the amendment.

#### RESOLVED

- (1) That all references in the Constitution to the Directors and Assistant Chief Executives be amended to the titles shown in paragraph 2 of the report to this meeting.
- (2) That pages 3/20 to 3/45 in the Constitution be deleted and replaced by the pages in Appendix A to the report, and article 10.01 of the Constitution be amended to reflect these changes.
- (3) That Article 6.09 of the Constitution be amended by deleting the existing wording and inserting the new wording in paragraph 8 of the report in place thereof, subject to the number of members of the Health Scrutiny Committee for Lincolnshire being changed from 15 to 16.
- (4) That Article 1.06 of the Constitution be amended by deleting the existing wording and inserting the new wording in Appendix B to the report in place thereof, subject to the deletion of the words “who shall in turn consult with” in line 19 of Appendix B.
- (5) That the Constitution be amended to include the changes shown in Appendix C to the report.
- (6) That the proposed project to simplify and modernise the Constitution be noted.

#### 53. REPORT BY THE COMMISSION FOR LOCAL ADMINISTRATION IN ENGLAND (THE LOCAL GOVERNMENT OMBUDSMAN)

A report by the Monitoring Officer had been circulated.

It was moved, seconded and

#### RESOLVED

That the County Council follows Option A by:

- (a) Approving the payment of £3000 to the complainant as recommended by the Ombudsman.

- (b) Approving the decision to comply with the further recommendations of the Ombudsman in the timescales set out in her report.

54. INDEPENDENT REMUNERATION PANEL MEETING ON 19 NOVEMBER 2009

A report by the Chief Executive had been circulated.

It was moved, seconded and

RESOLVED

- (1) That the recommended amendments to Part Six of the Council's Constitution highlighted in bold italics in Appendix A to the report be approved, pending the full review of Lincolnshire County Council's Members' Allowances Scheme.
- (2) That the scope for the full review of the Members' Allowances Scheme by the Independent Remuneration Panel be noted.

55. MINUTES OF COMMITTEES

RESOLVED

That the minutes of the following Committees, having been printed, be received:

- |                             |   |
|-----------------------------|---|
| (a) Planning and Regulation | 14 September 2009<br>12 October 2009<br>9 November 2009 |
| (b) Audit                   | 21 September 2009<br>26 October 2009                    |
| (c) Pensions                | 15 October 2009   |
| (d) Standards               | 19 October 2009   |

56. MOTIONS FOR DEBATE

- (a) Motion by Councillor J R Marriott

It was moved and seconded that

"Whilst many people in the country including Lincolnshire have benefited from inward and outward migration over many centuries, the time has come to assess the future effects, both locally and nationally, of a potentially significant population increase on the fabric of our society and our economy over the next 40 years.

We therefore call on the County Council to instigate a mature and reasoned debate on this issue with partners, including the LGA and the Lincolnshire

Assembly as well as with a wider audience in order that a resilient and robust strategy for the future can be achieved.”

An amendment was moved and seconded to delete the second paragraph and insert in place thereof the following words:

“This matter is now referred to the Overview and Scrutiny Management Committee of this Council.”

The mover and seconder of the motion accepted the amendment.

RESOLVED that

- (1) Whilst many people in the country including Lincolnshire have benefited from inward and outward migration over many centuries, the time has come to assess the future effects, both locally and nationally, of a potentially significant population increase on the fabric of our society and our economy over the next 40 years.
- (2) This matter is now referred to the Overview and Scrutiny Management Committee of this Council.

(b) Motion by Councillor C J T H Brewis

It was moved, seconded and

RESOLVED that

- (1) This Council notes the apparent intentions of all the main political parties to devolve large numbers of ministries from Westminster to the provinces.
- (2) This Council encourages the Executive to pursue vigorously all opportunities to ensure that a major government department is relocated to Lincolnshire.
- (3) In view of the close relevance to the economy and demographic profile of our county, relocating DEFRA to Lincolnshire for example might represent a real advance for this part of the country.

(c) Motion by Councillor R B Parker

It was moved and seconded

“It is generally accepted, if not always stated, that there exists in Lincolnshire a ‘mixed economy of welfare’.

The state, families, private businesses and voluntary organisations working together all play an important part in delivering vital services to protect and promote the welfare of children and adults in the county.

It is acknowledged that the balance between different providers shifts over time and to meet individual preferences. Yet it needs recognising that many

people want choices to be available to them for care and support services just as there are for health care services.

The council's recently published consultation document on *Shaping Care for the 21<sup>st</sup> Century* makes little mention of what strategic approach the council is taking to organising the delivery of adult social care services and to provide choices for people between sectors.

The consultation is in a sense at the tactical, albeit important, level of deciding what should be done with eight care homes without all of us being able to see how these proposals fit into the wider picture of Adult Social Care services.

There would be much gained from bringing together all of the council's plans and policies relating to Adult Social Care including our work with partner organisations into one strategy statement which could include a statement of rights or eligibility for people in need of care and support services.

This Council:

- (1) Confirms its commitment to the mixed economy of welfare so as to ensure choice, flexibility and responsiveness in meeting peoples needs and preferences.
- (2) Asks the Leader and Chief Executive to set in train arrangements to consult on proposals to bring together a strategic approach to the delivery of all forms of adult social care services".

An amendment was moved and seconded to delete the second resolution and insert in place thereof the following words:

"Asks the Executive Councillor for Adult Social Care and the Executive Director (Adult Services Group) to bring before this Council the over arching strategic document laying out the Council's proposed delivery for services within "Older People" "Learning Disabilities" "Physical Disabilities" "Extra Care" "Putting People First" and "Supporting People" which are already underway and report back to the next Council meeting".

The mover and seconder of the motion accepted the amendment.

RESOLVED

It is generally accepted, if not always stated, that there exists in Lincolnshire a 'mixed economy of welfare'.

The state, families, private businesses and voluntary organisations working together all play an important part in delivering vital services to protect and promote the welfare of children and adults in the county.

It is acknowledged that the balance between different providers shifts over time and to meet individual preferences. Yet it needs recognising that many people want choices to be available to them for care and support services just as there are for health care services.



The council's recently published consultation document on *Shaping Care for the 21<sup>st</sup> Century* makes little mention of what strategic approach the council is taking to organising the delivery of adult social care services and to provide choices for people between sectors.

The consultation is in a sense at the tactical, albeit important, level of deciding what should be done with eight care homes without all of us all being able to see how these proposals fit into the wider picture of Adult Social Care services.

There would be much gained from bringing together all of the council's plans and policies relating to Adult Social Care including our work with partner organisations into one strategy statement which could include a statement of rights or eligibility for people in need of care and support services.

This Council therefore

- (1) Confirms its commitment to the mixed economy of welfare so as to ensure choice, flexibility and responsiveness in meeting peoples needs and preferences.
- (2) Asks the Executive Councillor for Adult Social Care and the Executive Director (Adult Services Group) to bring before this Council the over arching strategic document laying out the Council's proposed delivery for services within "Older People" "Learning Disabilities" "Physical Disabilities" "Extra Care" "Putting People First" and "Supporting People" which are already underway and report back to the next Council meeting.

The meeting finished at 12:55 pm.