

LINCOLNSHIRE COUNTY COUNCIL

14 SEPTEMBER 2012

ORDER OF PROCEEDINGS

Prayers will be led by the Chairman's Chaplain, Reverend Sue Allison, in the Council Chamber at 10.25 a.m., prior to the start of formal proceedings at 10.30 a.m.

The agenda previously circulated and published will be followed

Councillor R J Palmer in the Chair

A G E N D A

1. **APOLOGIES FOR ABSENCE**

List of apologies for absence to be read by the Chief Executive.

2. **DECLARATIONS OF COUNCILLORS' INTERESTS**

Councillors to announce any interests.

(NOTE - Councillors are reminded that there is no need to declare an interest if it has already been recorded on the register of disclosable pecuniary interests in accordance with the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012).

3. **MINUTES OF THE MEETING OF THE COUNTY COUNCIL HELD ON 18 MAY 2012**

The Chairman to state: -

That the minutes of the meeting of the County Council held on 18 May 2012 be approved as a correct record and signed by the Chairman.

4. SUBMISSION OF PETITIONS

The Chairman to state: -

The Council has received a petition in relation to Long Sutton Library. I would like to invite Mrs Sarah Gander to present the petition.

(Mrs Sarah Gander to speak for no longer than three minutes and then present the petition to the Chairman)

The Chairman to state: -

The Chief Executive has determined that the petition in relation to Long Sutton Library will be referred to the Executive Councillor for Economic Development.

5. ELECTION OF A COUNTY COUNCILLOR FOR THE LINCOLN EAST ELECTORAL DIVISION

The Chairman to state: -

I would like to welcome Councillor Robin Renshaw, recently elected representative for the Lincoln East Electoral Division, who is attending the first meeting of the County Council since his election.

6. ELECTION OF A COUNTY COUNCILLOR FOR THE FOR THE NETTLEHAM AND SAXILBY ELECTORAL DIVISION

The Chairman to state: -

I would like to welcome Councillor Jacqueline Brockway, recently elected representative for the Nettleham and Saxilby Electoral Division, who is attending the first meeting of the County Council since her election.

7. CHAIRMAN'S ANNOUNCEMENTS

The Chairman to state: -

I hope you have all enjoyed the summer recess. It has been a summer of celebration. As a nation we have celebrated Her Majesty The Queen's Diamond Jubilee and the London 2012 Olympics and Paralympic Games.

My civic engagements since the last Council meeting have been varied and have given me the opportunity to continue visiting places within Lincolnshire and some further afield.

I thank my wife Maureen for supporting me on these engagements and also Councillor Charlotte Farquharson, Vice-Chairman, for representing us at civic functions when, due to other commitments, we have been unable to attend.

My duties have included welcoming Her Majesty The Queen to Burghley House as part of the Diamond Jubilee Celebrations, attending the 128th Lincolnshire Show which attracted many visitors to the County and supporting the Armed Forces Day. We were pleased to welcome HRH The Princess Royal to the County when she opened the St Botolph's Church Community and Visitors Centre in Boston. I was also delighted to host the Annual Lincolnshire County Council Service of Dedication held in Lincoln Cathedral. The Service was followed by a reception in the grounds of Lincoln Castle, which Maureen and I thoroughly enjoyed and it gave us both the opportunity to circulate among the invited guests. We were honoured to have both the Lincolnshire Youth Symphony Orchestra and Youth Symphonic Wind Band playing at the Service and Reception, both gave an exceptional performance. It was a day we will remember with pride.

On a sadder note, I have to report the death of former County Councillor Gordon Wilson BEM, who represented the Ingoldmells Rural Division on the County Council from May 1989 to May 1993. He was re-elected to the Council in May 1997 and served until May 2005.

I also have to report the death of Councillor Ray Sellars who was elected to the Council in June 2001 and represented the Nettleham and Saxilby electoral division.

Can I invite Councillors and Officers to stand in silent memory.

I would now like to give Councillors an opportunity to pay tribute.

A complete itinerary of civic engagements, since the last meeting of this Council, together with Councillor Development Events attended by County Councillors are on deposit in the Members' Foyer.

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

The Chairman to state: -

Statements by the Leader and Members of the Executive are detailed as report reference 8.0 in the agenda previously circulated. I would now like to invite the Leader or Members of the Executive to make any announcements.

9. 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.

10. 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 County Council approves the allocation of seats on committees, sub-committees and other bodies between political groups, as set out in Appendix A attached to this Order of Proceedings.**
- (2) That Councillor N D Cooper be appointed to the Highways, Transport and Technology Scrutiny Committee and be appointed as Chairman of that Committee.**
- (3) That Councillor P Bedford be appointed as Vice-Chairman of the Planning and Regulation Committee.**
- (4) That the making of other appointments to committees, sub-committees and those other bodies be carried out by the Chief Executive, in accordance with the wishes of Group Leaders, Deputy Group Leaders and Group Whips, pursuant to his delegated powers.**

Councillor E J Poll to second.

11. FUTURE FUNDING FOR FIRE AND RESCUE FLEET AND EQUIPMENT REPLACEMENT PROGRAMME

A report by the Executive Director Resources and Community Safety has been circulated.

Councillor P A Robinson to move:

That the report be noted.

Councillor K J Smith to second.

12. FINANCIAL UPDATE

A report by the Executive Director Resources and Community Safety has been circulated.

Comments from the Adults Scrutiny Committee in relation to the Adult Social Care budget, following its meeting on 3 September 2012, are set out in a briefing note attached to this Order of Proceedings at Appendix B.

Councillor K J Smith to move:

- (1) That the proposed carry forwards of over and underspendings set out in the relevant section of the report and the transfers to and from reserves summarised in Table A of the report be agreed.**
- (2) That, further to (1) above, the write-off of the £1,255,834 overspend for the Adult Social Care budget (referred to in Table A of the report) be agreed, effectively writing-off the whole overspend for the Adult Social Care budget in 2011/2012, totalling £3,551,805 and that the transfer to the financial volatility reserve is correspondingly adjusted from £4,356,000 to £3,100,166.**
- (3) That the Prudential Indicators for 2011/2012 be noted.**
- (4) That the proposed in year budget change for 2012/2013 set out in the relevant section of the report be agreed.**

Councillor G A Marsh to second.

13. ANNUAL REPORT 2011/2012

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

Councillor M J Hill OBE to move:

That the Annual Report 2011/2012 be approved.

Councillor Mrs P A Bradwell to second.

14. LINCOLNSHIRE STANDING ADVISORY COUNCIL ON RELIGIOUS EDUCATION - MEMBERSHIP

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

Councillor Mrs C A Talbot to move:

That the nominations of Mr Christopher Burke (Roman Catholic Church) and Mrs Jackie Sheldrake (Church of England) be approved to serve on the Lincolnshire Standing Advisory Council on Religious Education under Groups A and B, respectively, of its membership.

Councillor C L Strange to second.

15. MINUTES OF COMMITTEES

PLANNING AND REGULATION

Councillor I G Fleetwood to move:

That the minutes of the meetings of the Planning and Regulation Committee held on 8 May 2012, 18 June 2012 and 16 July 2012 be received.

No recommendations.

AUDIT

Councillor B Young to move:

That the minutes of the meetings of the Audit Committee held on 11 June 2012 and 9 July 2012 be received.

No recommendations.

PENSIONS

Councillor C Farrar to move:

That the minutes of the meetings of the Pensions Committee held on 31 May 2012 and 12 July 2012 be received.

No recommendations.

16. 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 R B Parker

Councillor R B Parker to move:

“This council accepts that it has a responsibility to encourage public involvement in its meetings.

Members of the public should therefore be given the opportunity to ask questions of the Leader of the Council, portfolio holders and committee chairmen at Full Council meetings in much the same way as happens at six out of the seven city, borough and district councils in Lincolnshire.

This council therefore agrees to introduce a public question time from the date of the next full council meeting and delegates to the Chief Executive, in consultation with group leaders, authority to approve a detailed scheme which shall on being approved form part of the Council's Constitution."

Councillor J D Hough to second.

(ii) Motion by Councillor Mrs M J Overton

Councillor Mrs M J Overton to move:

"This Council resolves that, bearing in mind the coalition pressure towards outsourcing and the problems encountered with large companies contracting to public service, major contracts will always be considered with the utmost caution and alongside in-house options, where robust analysis of the contract and specification has been taken, and followed by vigilant monitoring of performance, using appropriate expertise. Occasionally our excellent officers may need a private sector 'wolf' to help negotiate unfamiliar pitfalls.

Flexibility is important in times of economic uncertainty, but whether services are in-house, shared or outsourced, it costs money. That balance between flexibility and cost is critical for our future success."

Councillor C J T H Brewis to second.

17. AT THE CONCLUSION OF THE MEETING

The Chairman to state:

Members are 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).