

EAST STAFFORDSHIRE BOROUGH COUNCIL

Minutes of a Meeting of East Staffordshire Borough Council held in the Council Chamber at the Town Hall, Burton upon Trent on Monday 19th June 2017

Present:

Councillor S G Gaskin (Mayor) in the Chair

Councillors	Mrs P L Ackroyd	S A Hussain
	G A Allen	Mrs J F Jessel
	S Andjelkovic	A Johnson
	E W R Barker	R Johnston
	M J Bowering	C B Jones
	K J Builth	Mrs J A Killoran
	R J Clarke	D C Leese
	R A Faulkner	Ms A J Legg
	M Fitzpatrick	Mrs S McGarry
	D F Fletcher	Mrs S McKiernan
	D Florence-Jukes	L G Milner
	D Goodfellow	B G Peters
	R G W Grosvenor	C Smith (Deputy Mayor)
	G Hall	S Smith
	H Hall	C V Whittaker
	P Hudson	C Wileman

Officers Present:

The Chief Executive, the Heads of Service (Mark Rizk and Sal Khan), the Monitoring Officer, the Chief Accountant and the Principal Democratic Services Officer.

Apologies for absence were received from Councillors A A Chaudhry, Mrs R Carlton, Mrs J Jones, Mrs L Shelton, Mrs B Toon and P Walker.

176/17 **DECLARATIONS OF INTEREST**

There were no declarations of interest at the commencement of the meeting.

177/17 **MINUTES**

The public minutes of the Annual meeting of the Borough Council held on 19th May 2017 were approved as a correct record and signed by the Mayor.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd		Councillor D F Fletcher
Councillor G Allen		
Councillor S Andjelkovic		
Councillor E W R Barker		

Councillor M J Bowering		
Councillor K J Builth		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D Florence-Jukes		
Councillor S Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor H Hall		
Councillor P Hudson		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J A Killoran		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor Mrs S McKiernan		
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		
Councillor C V Whittaker		
Councillor C Wileman		

178/17 **ANNOUNCEMENTS**

The Mayor made the following announcement:

“It is my duty to inform the council that over a short period of time prior to the election I posted on my private Facebook account several pictures, posters and a video encouraging people to vote conservative. Also on my private Facebook account are many pictures posts, and videos of my activities as Mayor of the Borough of East Staffordshire. One particular banner I placed saying “vote conservative” was placed on a picture of me wearing my chain while meeting H M The Queen and her representative Mr Ian Dudson the Lord Lieutenant. I now accept and acknowledge that these actions undermined the political neutrality of the office of Mayor. I further regret that in politicising a photograph of H M the Queen I could have caused her considerable embarrassment and undermine her political neutrality. I can also see that this was made more serious as it happened while the council was subject to purdah provision. I am honoured and privileged to hold the office of Mayor and recognise that I have a duty to uphold the neutrality and dignity of the office and as has been the case with my distinguished predecessors. I accept that in posting these pictures I was guilty of a significant lack of judgement. I wish to unreservedly apologise to H M the Queen and her representative for any embarrassment I may have caused and to the council for running the risk of bringing it into disrepute. I also wish to give an assurance that nothing like this will happen again.”

179/17 **URGENT BUSINESS**

There was no urgent business for consideration at the meeting.

180/17 **APPOINTMENT OF COUNTY COUNCIL REPRESENTATIVE TO SERVE ON THE SCRUTINY (EAST STAFFORDSHIRE HEALTH) COMMITTEE**

The Leader advised that all members of the Council had been invited to attend the next meeting of the Scrutiny (East Staffordshire Health) Committee, taking place on Tuesday 27th June 2017, when representatives of the Burton Hospital NHS Foundation Trust and the Derby Teaching Hospitals NHS Trust would be giving a presentation on collaborative working.

Resolved:

That Councillor B G Peters be appointed to serve on the Scrutiny (East Staffordshire Health) Committee as the Staffordshire County Council representative.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd		S Andjelkovic
Councillor G Allen		Mrs S McKiernan
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor D Florence-Jukes		
Councillor S Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor H Hall		
Councillor P Hudson		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J A Killoran		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		

Councillor C V Whittaker		
Councillor C Wileman		

181/17 **FIT FOR PURPOSE SCRUTINY ARRANGEMENTS**

The report of the Head of Service (Sal Khan) on the findings of a review of the scrutiny committees was considered. Appendix 1: Responses to Question 15 was circulated with the report.

Councillors noted the four options for the future functioning of Overview and scrutiny arrangements provided within the report:

- Option 1 – Merge Audit and VFM;
- Option 2 – Merge Audit with VFM and Promoting Local Economic Growth with Protecting and Strengthening Communities;
- Option 3 – Merge Audit with VFM and Promoting Local Economic Growth with Protecting and Strengthening Communities and Health Scrutiny;
- Option 4 – No change to the current arrangements.

Councillor R G W Grosvenor proposed the following motion at section 19 of the report, which had been duly seconded:

“(1) To adopt option 3 (Reduce number of Committees to 2) as the new approach for Overview and Scrutiny.

(2) To increase the total number of meetings to 6 per year per Committee”.

Councillor D F Fletcher proposed an amendment in accordance with Rule 16.18 which read:

“delete the words after “option” and before “as”, delete “new”, insert “4” after “option”, Delete recommendation 19.2. New Recommendation 19. To adopt option 4 as the approach for overview and scrutiny “. This amendment had been duly seconded.

Upon a vote being taken the Mayor declared the motion, as amended, lost.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor G Allen	Councillor Mrs P L Ackroyd	Councillor E W R Barker
Councillor S Andjelkovic	Councillor M J Bowering	
Councillor K J Builth	Councillor D Florence-Jukes	
Councillor R J Clarke	Councillor S Gaskin	
Councillor R A Faulkner	Councillor R G W Grosvenor	
Councillor M T Fitzpatrick	Councillor G Hall	
Councillor D F Fletcher	Councillor P Hudson	
Councillor D Goodfellow	Councillor Mrs J F Jessel	
Councillor H Hall	Councillor A Johnson	
Councillor S A Hussain	Councillor Mrs J A Killoran	
Councillor R A Johnston	Councillor D C Leese	
Councillor C B Jones	Councillor L G Milner	

Councillor Ms A J Legg	Councillor B G Peters	
Councillor Mrs S McGarry	Councillor C Smith	
Councillor Mrs S McKiernan	Councillor S Smith	
	Councillor C V Whittaker	
	Councillor C Wileman	

The original motion therefore remained the substantive motion, which was voted upon. In accordance with the voting, the Mayor declared the original motion carried.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd	Councillor S Andjelkovic	Councillor E W R Barker
Councillor G Allen	Councillor K J Builth	
Councillor M J Bowering	Councillor R J Clarke	
Councillor D Florence-Jukes	Councillor R A Faulkner	
Councillor S Gaskin	Councillor M T Fitzpatrick	
Councillor R G W Grosvenor	Councillor D F Fletcher	
Councillor G Hall	Councillor D Goodfellow	
Councillor P Hudson	Councillor H Hall	
Councillor Mrs J F Jessel	Councillor S A Hussain	
Councillor A Johnson	Councillor R A Johnston	
Councillor Mrs J A Killoran	Councillor C B Jones	
Councillor D C Leese	Councillor Ms A J Legg	
Councillor Mrs S McGarry	Councillor Mrs S McKiernan	
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		
Councillor C V Whittaker		
Councillor C Wileman		

Councillor R G W Grosvenor proposed the following motion in accordance with Rule 16.18, which had been duly seconded:

“That Members are appointed to sit on the new scrutiny committees as per the lists already submitted to Chris Ebberley by myself and by Councillor Fitzpatrick:

Value for Money and Audit Committee

Councillors S Smith, A Johnson, Mrs B Toon, D Goodfellow, G Allen, M J Bowering, S Gaskin, C Smith, P Hudson, Mrs J A Killoran, L G Milner, D F Fletcher, A A Chaudhry, Ms S Andjelkovic, M T Fitzpatrick and H Hall.

Scrutiny (Strengthening Communities, Economic Growth and Health)

Councillors A Johnson, S Smith, P Hudson, Mrs D Florence-Jukes, E W R Barker, C Wileman, Mrs S McGarry, Mrs L Shelton, Mrs J A Killoran, R Faulkner, B G Peters, C B Jones, P Walker, Ms A Legg, S A Hussain and Mrs S McKiernan. “

Upon a vote being taken, the Mayor declared the motion carried.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd		
Councillor G Allen		
Councillor S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor D Florence-Jukes		
Councillor S Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor H Hall		
Councillor P Hudson		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J A Killoran		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor Mrs S McKiernan		
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		
Councillor C V Whittaker		
Councillor C Wileman		

Councillor R G W Grosvenor proposed the following motion in accordance with Rule 16.18, which had been duly seconded:

“I would like to propose the Chairmen as follows:
 Audit and Value for Money Scrutiny – Councillor S Smith;
 Economic Growth, Communities and Health – Councillor A Johnson”

Upon a vote being taken, the Mayor declared the motion carried.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd		
Councillor G Allen		
Councillor S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor D Florence-Jukes		
Councillor S Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor H Hall		
Councillor P Hudson		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J A Killoran		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor Mrs S McKiernan		
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		
Councillor C V Whittaker		
Councillor C Wileman		

Councillor R G W Grosvenor proposed the following motion in accordance with Rule 16.18, which had been duly seconded:

“that the Monitoring officer be given delegated authority to amend the Constitution to take account of the changes agreed at this meeting”

Upon a vote being taken, the Mayor declared the motion carried.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd		
Councillor G Allen		
Councillor S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor D Florence-Jukes		
Councillor S Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor H Hall		
Councillor P Hudson		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J A Killoran		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor Mrs S McKiernan		
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		
Councillor C V Whittaker		
Councillor C Wileman		

182/17 **ANNUAL TREASURY MANAGEMENT REPORT**

The report of the Head of Service (Sal Khan) on the Annual Treasury Management Report 2016/17 was considered. Appendix A: Annual Treasury Management Report had been circulated with the report.

Council noted the report covered:

- The Council's treasury position as at 31st March 2017 (Section 3);
- The strategy for 2016/17 – a summary (Section 4);
- Borrowing and Investments outturn (Sections 5&6);
- An update on the economy and interest rates (Section 7);
- Compliance with treasury limits and prudential indicators (Section 8);
- An Update on the Icelandic bank defaults (Section 9).

Resolved:

That the Annual Treasury Management Report for 2016-17 (and associated Prudential Code Indicators) be approved.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd		
Councillor G Allen		
Councillor S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor D Florence-Jukes		
Councillor S Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor H Hall		
Councillor P Hudson		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J A Killoran		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor Mrs S McKiernan		
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		
Councillor C V Whittaker		
Councillor C Wileman		

183/17 STATUTORY ANNUAL PAY POLICY STATEMENT - UPDATE

The report of the Chief Executive on the Statutory Annual Pay Policy Statement update was considered. Appendix 1: Pay Policy Statement changes with tracked changes shown was circulated with the report.

Resolved:

That the Pay Policy Statement changes as presented be agreed.

Voting concerning the above decision was as follows:

THOSE VOTING FOR THE MOTION	THOSE VOTING AGAINST	THOSE ABSTAINING
Councillor Mrs P L Ackroyd		
Councillor G Allen		
Councillor S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor D Florence-Jukes		
Councillor S Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor H Hall		
Councillor P Hudson		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J A Killoran		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor Mrs S McKiernan		
Councillor L G Milner		
Councillor B G Peters		
Councillor C Smith		
Councillor S Smith		
Councillor C V Whittaker		
Councillor C Wileman		

184/17 **QUESTIONS**

No questions had been asked by members pursuant to Rule 18

185/17 **EXCLUSION OF THE PRESS AND PUBLIC**

Resolved:-

That in accordance with Section 100(A)(4) of the Local Government Act, 1972 the Press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part 1 of Schedule 12A of the Act, indicated in brackets before the item number on the Agenda.

Mayor