

## **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 20<sup>th</sup> June 2016.

### **Present:**

Councillor Mrs B Toon (Mayor) in the Chair

Councillors	Mrs P L Ackroyd	Mrs J F Jessel
	G A Allen	A Johnson
	Ms S Andjelkovic	R Johnston
	E W R Barker	C B Jones
	M J Bowering	Mrs J Jones
	K J Builth	Mrs J A Killoran
	Mrs R L Carlton	D C Leese
	A A Chaudhry	Ms A J Legg
	R J Clarke	Mrs S McGarry
	R A Faulkner	Mrs S McKiernan
	M T Fitzpatrick	L G Milner
	D F Fletcher	J H Mott
	W A Ganley	B G Peters
	S P Gaskin (Deputy Mayor)	M Rodgers
	D Goodfellow	Mrs L Shelton
	R G W Grosvenor	C Smith
	Mrs K Haberfield	S Smith
	G Hall	C V Whittaker
	S A Hussain	

### **Officers Present:**

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

An apology for absence was received from Councillor C Wileman

#### **108/16 DECLARATIONS OF INTEREST**

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

#### **109/16 MINUTES**

The minutes of the annual meeting of the Borough Council held on 13<sup>th</sup> May 2016 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 C B Jones
Councillor G Allen		Councillor J H Mott
Councillor Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor Mrs J 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 M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

## 110/16 **ANNOUNCEMENTS**

The Mayor advised that, in accordance with the Constitution, consent had been obtained by a majority of the Council to begin the meeting at 6pm, due to the amount of business to be discussed. An email had been circulated proposing the meeting begin at 6pm and the voting concerning the proposal was as follows:

Those voting for the motion	Those voting against	Those abstaining
Councillor Mrs P L Ackroyd	Councillor A A Chaudhry	Councillor K J Builth
Councillor G Allen		Councillor R J Clarke
Councillor Ms S Andjelkovic		Councillor D F Fletcher

Councillor E W R Barker		Councillor W A Ganley
Councillor M J Bowering		Councillor S P Gaskin
Councillor Mrs R L Carlton		Councillor Mrs K Haberfield
Councillor R A Faulkner		Councillor R A Johnston
Councillor M T Fitzpatrick		Councillor Mrs J A Killoran
Councillor D Goodfellow		Councillor C Wileman
Councillor R G W Grosvenor		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor Mrs J Jones		
Councillor D C Leese		
Councillor Ms A J Legg		
Councillor Mrs S McGarry		
Councillor Mrs S McKiernan		
Councillor L G Milner		
Councillor J H Mott		
Councillor B G Peters		
Councillor M J Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor B Toon		
Councillor C V Whittaker		

The Mayor indicated that those Councillors who did not reply to the email, had been noted as having abstained from voting.

#### 111/16 **PRESENTATION TO LONG SERVING COUNCILLORS**

It was moved by Councillor R G W Grosvenor and seconded by Councillor R J Clarke and

#### **Resolved:**

That the Mayor present a certificate to long serving Councillors in recognition of their service to the Council of 25 years and above.

The following Councillors were presented with a certificate:

Cllr K J Builth – elected July 1986 (30 years elected);  
Cllr D F Fletcher – elected March 1986 (30 years elected);  
Cllr M T Fitzpatrick – elected May 1991 (25 years elected);  
Cllr J H Mott – elected May 1991 (25 years elected).

Voting concerning the above decision was as follows:

<b>Those voting for the motion</b>	<b>Those voting against</b>	<b>Those abstaining</b>
Councillor Mrs P L Ackroyd		
Councillor G Allen		

Councillor Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J 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 J H Mott		
Councillor B G Peters		
Councillor M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

## 112/16 **PRESENTATION TO LONG SERVING OFFICERS**

It was moved by Councillor R G W Grosvenor and seconded by Councillor D F Fletcher and

### **Resolved:**

That the Mayor present a medal to long serving officers in recognition of their service to the Council of 35 years and above.

The following officers were presented with a medal:

Name	Position	Number of Years' Service
Julie Carter	Central Copying Manager	35 years
Tim Philips	Shobnall Leisure Complex Manager	35 years

The officers signed a scroll, which was countersigned by the Mayor and the Chief Executive.

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 Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J 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 J H Mott		
Councillor B G Peters		
Councillor M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

113/16 **URGENT BUSINESS**

There was no urgent business for consideration at the meeting.

114/16 **MOTION – MOBILE AND SMART PHONES IN MEETINGS**

Councillor J H Mott had put forward the following motion in accordance with Rule 14, which had been duly seconded:

“That the Council amends its standing orders so that the use of mobile and smart phones by members and officers is banned in all meetings except in a genuine emergency”

This item had stood adjourned from the meeting held on 29<sup>th</sup> February 2016.

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

Voting concerning the above decision was as follows:

Those voting for the motion	Those voting against	Those abstaining
Councillor Ms S Andjelkovic	Councillor Mrs P L Ackroyd	Councillor M J Bowering
Councillor K J Builth	Councillor G Allen	Councillor Mrs R Carlton
Councillor A A Chaudhry	Councillor E W R Barker	Councillor L G Milner
Councillor R J Clarke	Councillor R A Faulkner	
Councillor M T Fitzpatrick	Councillor S P Gaskin	
Councillor D F Fletcher	Councillor D Goodfellow	
Councillor W A Ganley	Councillor R G W Grosvenor	
Councillor S A Hussain	Councillor Mrs K Haberfield	
Councillor R A Johnston	Councillor G Hall	
Councillor C B Jones	Councillor Mrs J F Jessel	
Councillor Ms A J Legg	Councillor A Johnson	
Councillor Mrs S McKiernan	Councillor Mrs J Jones	
Councillor J H Mott	Councillor Mrs J A Killoran	
Councillor M Rodgers	Councillor D C Leese	
	Councillor Mrs S McGarry	
	Councillor B G Peters	
	Councillor Mrs L Shelton	
	Councillor C Smith	
	Councillor S Smith	
	Councillor Mrs B Toon	
	Councillor C V Whittaker	

115/16 **CONSTITUTION UPDATE**

The report of the Monitoring Officer on the need for Council to approve changes to the Constitution was considered.

The appendices had been available to view electronically via the Council's website.

**Resolved:**

That the Constitution set out in the Appendix be adopted with immediate effect.

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 Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J 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 J H Mott		
Councillor B G Peters		
Councillor M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

## 116/16 **REPORT OF THE RETURNING OFFICER**

The report of the Returning Officer on the result of the Borough Council By Election for the Stapenhill Ward held on 26<sup>th</sup> May 2016 was received for information.

**NOTED.**

117/16 **APPOINTMENT OF COMMITTEES**

The report of the Deputy Monitoring Officer on the numbers and allocation of members to serve on committees was considered. Appendix 1 (List of Members nominated to serve on Committees and Panels) is attached to these minutes.

Council noted the number of members allocated to serve on each Committee and Panel as follows:

<b><u>Committee</u></b>	<b><u>Conservative</u></b>	<b><u>Labour</u></b>	<b><u>Liberal Democrat</u></b>	<b><u>Total</u></b>
Appeals Panel	2	1	0	3
Audit Committee	5	2	1	8
Audit (Approval of Statement of Accounts) Committee	5	2	1	8
Complaints Panel	2	1	0	3
Development Plan Committee	3	2	0	5
Licensing Committee	10	5	0	15
Planning Committee	10	5	0	15
Scrutiny (Healthier Communities and Older People) Committee	5	3	0	8
Scrutiny (Protecting and Strengthening Communities) Committee	5	3	0	8
Scrutiny (Promoting Local Economic Growth) Committee	5	3	0	8
Scrutiny (Value for Money Council Services) Committee	5	2	1	8
Senior Officer Employment Committee	3	2	0	5
Standards Committee	3	2	0	5

The political groups had confirmed their nominations to the Committees and Panels and there were set out in Appendix 1 to the submitted report and duly noted by Council.

**Resolved:**

- (1) That the number and allocation of Councillors serving on each Committee and Panel



as set out in paragraph 4.2 of the report be agreed.

- (2) That, subject to the above, the nominations of the political groups to the Committees and Panels be noted;
- (3) That, subject to the above, Councillors be appointed to serve on each Committee and Panel in accordance with those nominations.

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 Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J 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 J H Mott		
Councillor B G Peters		
Councillor M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

# **APPOINTMENT OF STAFFORDSHIRE COUNTY COUNCIL MEMBER TO SERVE ON THE SCRUTINY (EAST STAFFORDSHIRE HEALTH) COMMITTEE**

## **Resolved:**

That County Councillor Conor Wileman be appointed by the Staffordshire County Council to serve on the Scrutiny (East Staffordshire Health) Committee.

Voting concerning the above decision was as follows:

<b>Those voting for the motion</b>	<b>Those voting against</b>	<b>Those abstaining</b>
Councillor Mrs P L Ackroyd	Councillor Mrs S McKiernan	Councillor M T Fitzpatrick
Councillor G Allen		Councillor J H Mott
Councillor Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J 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 M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

119/16 **ANNUAL TREASURY MANAGEMENT REPORT 2015/16**

The report of the Head of Service (Sal Khan) on the annual treasury report was considered. Appendix A – Treasury Management Report had been circulated with the report.

Council noted that the report covered:

- The Council's treasury position as at 31<sup>st</sup> March 2016 (Section 3)
- The strategy for 2015/16 - 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 2015-16 and associated Prudential Code Indicators be approved.

Voting concerning the above decision was as follows:

<b>Those voting for the motion</b>	<b>Those voting against</b>	<b>Those abstaining</b>
Councillor Mrs P L Ackroyd		
Councillor G Allen		
Councillor Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		
Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J 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 J H Mott		
Councillor B G Peters		
Councillor M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

120/16 **STATUTORY ANNUAL PAY POLICY STATEMENT – UPDATE**

The report of the Chief Executive on the Statutory Pay Policy Statement Update was considered. Appendix 1: Pay Policy Statement with tracked changes had been circulated with the report.

**Resolved:**

That the Pay Policy Statement changes as presented be agreed.

Voting concerning the above decision was as follows:

<b>Those voting for the motion</b>	<b>Those voting against</b>	<b>Those abstaining</b>
Councillor Mrs P L Ackroyd		
Councillor G Allen		
Councillor Ms S Andjelkovic		
Councillor E W R Barker		
Councillor M J Bowering		
Councillor K J Builth		
Councillor Mrs R Carlton		
Councillor A A Chaudhry		
Councillor R J Clarke		
Councillor R A Faulkner		
Councillor M T Fitzpatrick		
Councillor D F Fletcher		
Councillor W A Ganley		
Councillor S P Gaskin		
Councillor D Goodfellow		
Councillor R G W Grosvenor		
Councillor Mrs K Haberfield		
Councillor G Hall		
Councillor S A Hussain		
Councillor Mrs J F Jessel		
Councillor A Johnson		

Councillor R A Johnston		
Councillor C B Jones		
Councillor Mrs J 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 J H Mott		
Councillor B G Peters		
Councillor M Rodgers		
Councillor Mrs L Shelton		
Councillor C Smith		
Councillor S Smith		
Councillor Mrs B Toon		
Councillor C V Whittaker		

121/16 **QUESTIONS**

No questions had been submitted for answer prior to the meeting.

122/16 **HONORARY ALDERMAN**

It was moved by Councillor R G W Grosvenor and seconded by Councillor A A Chaudhry

“that pursuant to the provisions of Section 249 of the Local Government Act 1972 (as amended) the title of Honorary Alderman of the Borough of East Staffordshire be conferred upon Mr M A Carruthers in recognition of the eminent service rendered by her to the Council and the Borough and he be granted the rights and privileges attaching to the said office of Honorary Alderman as the Council may from time to time determine”.

After the proposer and other members of the Council had spoken in tribute of the nominee, upon a vote being taken, the motion was carried unanimously.

Alderman M A Carruthers signed the Honorary Alderman Roll which was witnessed by the Mayor and the Chief Executive. The Mayor presented the Honorary Alderman Badge of Office and a framed illuminated address to Alderman M A Carruthers.

Council agreed to suspend standing orders to allow Alderman M A Carruthers to respond.

Mayor