



<u>Committee and Date</u>
COUNCIL
18 July 2013

<u>Item</u>
<b>3</b>
Public

## MINUTES

OF

MEETING OF SHROPSHIRE COUNCIL

HELD ON 16 MAY 2013  
AT 10.00 AM

### PRESENT:

Mr A Bannerman  
Mr T Barker  
Mrs C A Barnes  
Mrs J B Barrow  
Mr K R Barrow  
Mr J T Bebb  
Mr M Bennett  
Mr T H Biggins  
Mr V Bushell JP  
Mr G H L Butler  
Mr J S Cadwallader  
Mrs K D Calder  
Mr D S Carroll  
Mr L Chapman  
Mr S F Charmley  
Mrs A M Chebsey  
Mr P A Cherrington  
Mr J E Clarke  
Mr S Davenport  
Mr A B Davies  
Mrs P A Dee  
Mr D W Evans  
Mr R A Evans  
Mr E J Overall  
Mrs H Fraser

Mr N J Hartin  
Mrs E A Hartley  
Mr R Huffer  
Mrs T Huffer  
Mr R Hughes  
Mr V J Hunt  
Mr J Hurst-Knight  
Dr J E Jones  
Mr S P A Jones  
Mr J M W Kenny  
Mrs H M Kidd  
Mr C J Lea  
Mr D G Lloyd MBE  
Mr R J Macey  
Ms J Mackenzie  
Mr C J Mellings  
Mrs P Moseley  
Mr A N Mosley  
Mrs C M A Motley  
Mrs M Mullock  
Mr P A Nutting  
Mr M J Owen JP  
Mr K J Pardy  
Mr W M Parr  
Mrs V Parry

Mr M G Pate  
Mr M T Price  
Mr D W L Roberts  
Mr K Roberts  
Mrs D M Shineton  
Mrs R Taylor-Smith  
Mr R Tindall  
Mr D Tremellen  
Mr K Turley  
Mr D R Turner  
Mr A E Walpole  
Mr S J West  
Mrs C Wild  
Mr B B Williams RD  
Mr J M Williams  
Mr L Winwood  
Mr M L Wood  
Mrs T Woodward  
M P A D Wynn

## **1. ELECTION OF THE SPEAKER**

The Chairman, Mr M G Pate, took the Chair for this item and called for nominations for the election of Speaker and Vice-Chairman of Shropshire Council.

It was proposed by Mr K R Barrow and seconded by Mrs E A Hartley, that Mr D G Lloyd be elected Speaker and Vice-Chairman of Shropshire Council for the 2013/14 municipal year.

### **RESOLVED:**

That Mr D G Lloyd be elected Speaker and Vice-Chairman of the Council to hold office until the Annual Meeting of the Council scheduled to be held on 15 May 2014.

The Speaker then took the Chair and subscribed his Declaration of Acceptance of Office before being invested with the badge of office. He thanked the members for re-electing him and pledged to perform his duties in a firm and fair manner with due regard to all Councillors.

The Operations Director then informed Council that he had just received the formal resignation of the Chairman and Deputy Speaker Mr M G Pate with immediate effect, thus enabling him to remain in the Chamber and vote in the event of his nomination for the office of Chairman and Deputy Speaker.

## **2. APOLOGIES**

The Chief Executive reported apologies for absence had been received from Mr P Adams, Mr N J Bardsley, Mr G L Dakin, Mr D J Minnery and Mr J Tandy.

## **3. ELECTION OF CHAIRMAN AND DEPUTY SPEAKER**

It was proposed by Mr K R Barrow and seconded by Mrs E A Hartley that Mr M G Pate be elected Chairman and Deputy Speaker of the Council for the 2013/14 municipal year.

### **RESOLVED:**

That Mr M G Pate be elected Chairman and Deputy Speaker of the Council and hold office until the Annual Meeting of the Council scheduled to be held on 15 May 2014.

The Chairman and Deputy Speaker then subscribed his Declaration of Acceptance of Office and was invested with Chairman's badge of office. He thanked the Council for the honour it had bestowed on him and indicated how much he enjoyed representing the Council in an ambassadorial role.

#### 4. DISCLOSABLE PECUNIARY INTERESTS

Members were reminded that they must not participate in the discussion or voting on any matter in which they had a Disclosable Pecuniary Interest and should leave the room prior to the commencement of the debate.

#### 5. MINUTES

##### **RESOLVED:**

That the minutes of the meeting held on 18<sup>th</sup> April 2013, as circulated with the agenda papers, be approved and signed as a correct record.

#### 6. RETURN OF ELECTION OF SHROPSHIRE COUNCILLORS

The report of the Head of Legal and Democratic Services, as Returning Officer, a copy of which is attached to the signed minutes, was received and agreed.

##### **RESOLVED:**

That the report be noted and Council records its appreciation of the services of the following Councillors not returned by the electorate:

<u>Name</u>	<u>Period of Service</u>
Beverley Baker	4 years
Karen Burgoyne	4 years
Tony Durnell	4 years
Martin Taylor-Smith	4 years
Gordon Tonkinson	4 years

#### 7. ANNOUNCEMENTS

##### 7.1 Chairman's Engagements

The Chairman referred members to the list of official engagements carried out by himself and the Speaker and Vice-Chairman since the last meeting of the Council on 18th April 2013 which had been circulated at the meeting.

##### 7.2 Lunch Arrangements

The Speaker indicated that lunch would be held in the Shrewsbury and Oswestry Rooms at approximately 1.00 p.m. If the main business had not been completed before the adjournment, Council would resume after lunch at 2.00 p.m.

### 7.3 **Armed Forces Community Covenant**

The Chairman referred to the recent event held at RAF Shawbury to celebrate the Armed Forces Community Covenant - a pledge by the Council and partners to support our Armed Forces communities and build links between the forces and civilian communities. He indicated that the event had been sponsored by the Council and it was hoped to repeat the event in the future.

### 7.4 **Presentation – Awards from the Institution of Civil Engineers – West Midlands**

The Chairman presented Chris Wright (Senior Bridge Engineer) with the following awards received recently by the Council from the Institution of Civil Engineers:

Communications Award 2013 for the Teme Bridge scheme.

Heritage Award 2013 for the Ludlow Castle Square Car Park Retaining Wall scheme.

## **8. ELECTION OF LEADER OF THE COUNCIL**

It was proposed by The Chairman, Mr M G Pate, and seconded by Mrs E A Hartley: That Mr K R Barrow be elected Leader of the Council to serve until the Annual Meeting of the Council in 2017.

### **RESOLVED:**

That Mr K R Barrow be duly elected Leader of the Council to hold office until the Annual Meeting of the Council in 2017.

The Leader subscribed his Declaration of Acceptance of Office and then thanked the Council for the honour and their confidence and support, indicating that he would be proud to be this Council's Leader for the next 4 years and relished the challenge that lay ahead.

He referred to the enormous challenge over the past 4 years that had been met by the Council in being required to make £87m of budget savings with minimal impact on front-line services. He stated that the administration had delivered on all its pledges and considered that the election result was a public endorsement of its achievements. He expected difficult times ahead for the Council with the likely prospect of a further £35m budget savings having to be made in the next year and was confident that the Council would rise to the challenge once again as it was embarking on different ways of delivering services that would not only achieve the savings required but also provide improved services. In conclusion, he paid tribute to Mr Nigel Hartin, retiring as Liberal Democrat Group Leader, who was greatly respected for the professional and gentlemanly manner in which he conducted himself; wished his successor, Mr Roger Evans, well in the role; welcomed Mr Alan Mosley, Labour Group Leader and Mrs Pauline Dee, Independent Group Leader, back to the Chamber and encouraged all Members to work together for the people of Shropshire.

## **9. APPOINTMENT OF CABINET MEMBERS, DEPUTY CABINET MEMBERS AND THEIR PORTFOLIOS**

It was proposed by the Leader, Mr K R Barrow, and seconded by Mrs E A Hartley that the report, a copy of which is attached to the signed minutes and the recommendations contained therein, be received and agreed.

### **RESOLVED:**

- (a) That the appointment of Cabinet Members and the allocation of titles and remits of portfolios, as set out in Appendix 1 to the report, be noted.
- (b) That the appointment of Deputy Cabinet Members and the allocation of titles and remits of portfolios, as set out in Appendix 1 to the report, be noted.
- (c)
  - (i) That the continuation of the discharge of the functions of the Council in relation to West Mercia Energy, through the West Mercia Energy Joint Committee and the West Mercia Energy Audit Committee, be noted and the Council's Executive Member representatives be noted, namely: Mike Owen, Steve Charmley and Claire Wild serving on the Joint Committee, with Mike Owen also serving on the Audit Committee.
  - (ii) That the continuation of the discharge of functions through the Health and Well-Being Board be noted and the Council's Executive representatives be noted, namely:
    - Deputy Leader of the Council/Portfolio Holder for Children's Services – Transformation and Safeguarding - Ann Hartley;
    - Portfolio Holder for Health - Karen Calder; and
    - Portfolio Holder for Adult Services – Transformation and Safeguarding – Tim Barker.

## **10. CONSTITUTION OF COMMITTEES AND THE ALLOCATION OF SEATS TO POLITICAL GROUPS**

It was proposed by the Leader, Mr K R Barrow, and seconded by Mrs E A Hartley that the report, a copy of which is attached to the signed minutes and the recommendations contained therein, be received and agreed.

### **RESOLVED:**

That the constitution of committees and the allocation of seats to each of the political groups be confirmed as set out in Appendices 1 and 2 to the report for the 2013/14 municipal year, namely:

### **Healthy Communities Scrutiny Committee (10)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
J Cadwallader G L Dakin S P A Jones D J Minnery M Mullock P A Nutting	J Mackenzie	T Huffer V Parry	D M Shineton
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
D Roberts R Hughes V J Hunt C M A Motley L Winwood P A D Wynn	K J Pardy	R A Evans J M W Kenny	D Tremellen
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **Performance and Strategy Scrutiny Committee (10)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
M Bennett J B Barrow G L Dakin S Davenport V J Hunt D G Lloyd B B Williams RD	A N Mosley	R A Evans J M W Kenny	
<b>TOTAL - 7</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 0</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
E J Everall R Macey D J Minnery R Taylor-Smith K Roberts A E Walpole Vacancy	J E Jones	C A Barnes H Fraser	
<b>TOTAL - 7</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 0</b>

### **Protecting and Enhancing our Environment Scrutiny Committee (10)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
P Adams R Hughes V J Hunt C J Lea K Roberts A E Walpole	J E Clarke P Moseley	N J Hartin	D Tremellen
<b>TOTAL - 6</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
T H Biggins G L Dakin A B Davies S P A Jones D G Lloyd Vacancy	J E Jones K J Pardy	C A Barnes	P Cherrington
<b>TOTAL - 6</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>

### **Enterprise and Growth (10)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
D Carroll S Davenport E J Everall J Hurst-Knight W M Parr D Turner	K J Pardy	A Bannerman C A Barnes	P A Dee
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
J T Bebb M Bennett J Cadwallader C M A Motley M Mullock	J Tandy	H Fraser J M W Kenny	P Cherrington
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **Safe and Confident Scrutiny Committee (10)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
N J Bardsley J B Barrow R Macey M Mullock R Tindall P A D Wynn	J Jones	H Fraser H M Kidd	K Turley
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>



### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
D W Evans W M Parr R Taylor-Smith S J West M Wood T Woodward	J Mackenzie	A Bannerman C A Barnes	P Cherrington
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **Pensions Committee (4)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
A B Davies T H Biggins M G Pate		A M Chebsey	
<b>TOTAL - 3</b>	<b>TOTAL - 0</b>	<b>TOTAL - 1</b>	<b>TOTAL - 0</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
J B Barrow S J West M L Wood		R A Evans	
<b>TOTAL - 3</b>	<b>TOTAL - 0</b>	<b>TOTAL - 1</b>	<b>TOTAL - 0</b>

### **Audit Committee (5)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
P Adams B B Williams M L Wood	J M Williams	C J Mellings	
<b>TOTAL - 3</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>	<b>TOTAL - 0</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
T Barker R Tindall K Roberts	P Moseley	R A Evans	
<b>TOTAL - 3</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>	<b>TOTAL - 0</b>

### **Human Resources Committee (7)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
J B Barrow K R Barrow E A Hartley M J Owen B B Williams	A N Mosley	C A Barnes	
<b>TOTAL - 5</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>	<b>TOTAL - 0</b>

### **Strategic Licensing Committee (15)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
P Adams J B Barrow S Davenport A B Davies R Hughes R Macey K Roberts R Taylor-Smith R Tindall M L Wood	V Bushell J Tandy	N J Hartin R Huffer	P. Cherrington
<b>TOTAL - 10</b>	<b>TOTAL - 2</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
M Bennett G H L Butler D Carroll V J Hunt J Hurst-Knight M J Owen W M Parr D W L Roberts T Woodward Vacancy	J E Clarke J Mackenzie	A Bannerman V Parry	K. Turley
<b>TOTAL - 10</b>	<b>TOTAL - 2</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **Standards (9)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
J B Barrow M Bennett D W Evans V J Hunt S J West M L Wood	J E Jones	C J Mellings	K Turley
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
G L Dakin W M Parr R Tindall Vacancy Vacancy Vacancy	A N Mosley	R A Evans	P A Dee
<b>TOTAL - 6</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>	<b>TOTAL - 1</b>

### **Central Planning Committee (11)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
T Bebb D Carroll P A Nutting D W L Roberts	V Bushell J E Clarke J Mackenzie P Moseley K J Pardy	A Bannerman J M W Kenny	
<b>TOTAL - 4</b>	<b>TOTAL - 5</b>	<b>TOTAL - 2</b>	<b>TOTAL - 0</b>

### **Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
P Adams K Roberts Vacancy Vacancy	J Tandy A N Mosley J M Williams Vacancy Vacancy	R A Evans H Fraser	
<b>TOTAL - 4</b>	<b>TOTAL - 5</b>	<b>TOTAL - 2</b>	<b>TOTAL - 0</b>

### **South Planning Committee (11)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
D W Evans J Hurst-Knight C M A Motley W M Parr R Taylor-Smith R Tindall S J West		C A Barnes N J Hartin R Huffer	D M Shineton
<b>TOTAL - 7</b>	<b>TOTAL - 0</b>	<b>TOTAL - 3</b>	<b>TOTAL - 1</b>

**Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
G H L Butler L Chapman C J Lea D Turner L Winwood M L Wood T Woodward		T Huffer H M Kidd V Parry	D Tremellen
<b>TOTAL - 7</b>	<b>TOTAL - 0</b>	<b>TOTAL - 3</b>	<b>TOTAL - 1</b>

**North Planning Committee (11)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
J B Barrow M Bennett G L Dakin S Davenport V J Hunt D G Lloyd D J Minnery M Mullock A E Walpole P A D Wynn			P A Dee
<b>TOTAL - 10</b>	<b>TOTAL - 0</b>	<b>TOTAL - 0</b>	<b>TOTAL - 1</b>

**Substitutes**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
N J Bardsley J Cadwallader K D Calder S F Charmley A B Davies E A Hartley S P A Jones B B Williams Vacancy Vacancy			P Cherrington
<b>TOTAL - 10</b>	<b>TOTAL - 0</b>	<b>TOTAL - 0</b>	<b>TOTAL - 1</b>

## **Shropshire and Telford and Wrekin Fire Authority (11)**

Conservative Group	Labour Group	Liberal Democrat Group	Independent
P Adams J B Barrow M Bennett J Hurst-Knight D J Minnery M T Price S J West	J E Jones	N J Hartin C J Mellings	P Cherrington
<b>TOTAL - 7</b>	<b>TOTAL - 1</b>	<b>TOTAL - 2</b>	<b>TOTAL - 1</b>

### **11. APPOINTMENTS TO OUTSIDE BODIES, COMMITTEES AND GROUPS**

It was proposed by the Leader, Mr K R Barrow, and seconded by Mrs E A Hartley that the report and the updated Appendix 1 to the report, copies of which are attached to the signed minutes and the recommendations contained therein, be received and agreed, subject to the following:

#### **RESOLVED:**

- (a) That urgent appointments to the outside bodies, committees and groups set out in Appendix 1 to the report be as follows:

<b>OUTSIDE BODY</b>	<b>NOMINATED REPRESENTATIVES(S)</b>
<b>County Council Network Council</b>	Mr K Barrow Mrs C Motley Mr G Dakin Mr R Evans
<b>Local Government Association</b>	Mr K Barrow Mrs P A Dee Mrs A Hartley Mr R Evans
<b>Local Government Information Unit</b>	Mr K R Barrow

<b>OUTSIDE BODY</b>	<b>NOMINATED REPRESENTATIVES(S)</b>
<b>SPARSE</b>	Mrs M Shineton Mrs C Motley  <u>Observers:</u> Mr K Barrow Mr M Bennett
<b>West Midlands Leaders Board</b>	Mr K R Barrow  <u>Alternate:</u> Mrs A Hartley
<b>West Midlands Local Government Association Regional Assembly</b>	Mr K Barrow Mr A N Mosley Mrs H Kidd  <u>Alternates:</u> Mr M Owen
<b>Strategic Advisory Group</b> (has replaced Regional Planning Partnership and Regional Housing Partnership)	Mr M Price Mrs M Shineton  <u>Alternates:</u> Mr A Walpole Mr S West
<b>Local Strategic Partnership Leaders Board</b>	Mr K R Barrow
<b>LGA Rural Commission</b>	Mrs C Motley Mrs M Shineton
<b>LGA Urban Commission</b>	Mr R Tindall Mr M Owen
<b>West Midlands Employers</b>	Mr K R Barrow
<b>West Mercia Police and Crime Panel</b>	Mr M Wood (substantive) Mr K Roberts Mr M Kenny Mrs C Barnes  <u>Alternates:</u> Mr R Evans

<b>OUTSIDE BODY</b>	<b>NOMINATED REPRESENTATIVES(S)</b>
<b>Counties Furniture Group Board</b>	Mr M Owen JP
<b>Board of Shropshire Towns and Rural Housing Limited (STaRH)</b>	Mr V Hunt Mr J Hurst-Knight Mr L Winwood Dr J Jones
<b>Political Structures Monitoring Group</b>	Mr K Barrow Mrs K Calder Mrs P Dee Mrs A Hartley Mr D Lloyd MBE Mr A Mosley Mr M Pate Mr M Wood Mr R Evans

- (b) That a small working group comprising Group Leaders or their nominated representatives be established with delegated powers to appoint to the remaining outside bodies, committees and groups, and that any bodies where agreement cannot be reached by the Group be referred back to Council for decision.
- (c) That, the Director of Operations, in consultation with appropriate Group Leaders, be authorised to agree any other appointment that may be necessary as a matter of urgency.

## **12. CHANGES TO CONSTITUTION**

It was proposed by The Speaker, and seconded by Mr M T Price that the report, a copy of which is attached to the signed minutes and the recommendations contained therein, be received and agreed.

Dr J E Jones queried whether 2 or 4 Council Members were required to be appointed to the Housing Governance Board. Mr M T Price undertook to clarify this after the meeting.

Mrs M Shineton commented that she hoped the Unified Waiting List Steering Group referred to in paragraph 6.2 of the report which was to be replaced by the Shropshire Homepoint Operations Panel would look into the criteria of assessments in an effort to avoid anomalies.

Mr M T Price gave an assurance that his priority was to implement the new allocations policy by early next year.



**RESOLVED:**

- (a) That the changes to Part 3 of the Constitution to reflect the establishment of a Housing Governance Board as set out in paragraph 6.1 of the report and Appendix A to the report be agreed.
- (b) That the changes to Part 3 of the Constitution to reflect changes regarding the Unified Housing register as set out in paragraph 6.2 of the report and Appendix B to the report be agreed.
- (c) That the change to Part 8 of the Constitution to reflect the changes to the Housing delegations as set out in paragraph 6.3 of the report be agreed.
- (d) That the change to Part 8 of the Constitution regarding Planning Matters as set out in paragraph 6.4 of the report be agreed.
- (e) That, subject to the changes set out in (a) to (d) above, the Responsibility for Functions, as set out in Part 3 of the Constitution and the Scheme for Delegations, as set out in Part 8 of the Constitution, be approved.

**13. MEETINGS OF COUNCIL**

It was proposed by The Speaker and seconded by the Chairman that the programme of dates for meetings of Shropshire Council, as set out below, be approved and that meetings commence at 10.00 a.m.

- 18 July 2013
- 26 September 2013
- 21 November 2013
- 19 December 2013
- 27 February 2014
- 10 April 2014
- 15 May 2014 (Annual Council).

Speaker  
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Date  
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The meeting closed at 10.32 p.m.