

Shropshire Council
Legal and Democratic Services
Shirehall
Abbey Foregate
Shrewsbury
SY2 6ND
Wednesday, 11 September 2019

Committee: Council

Date: Thursday, 19 September 2019

Time: 10.00 am

Venue: Council Chamber, Shirehall, Abbey Foregate, Shrewsbury, SY2 6ND

You are requested to attend the above meeting.
The Agenda is attached

Claire Porter
Director of Legal and Democratic Services (Monitoring Officer)

Jane MacKenzie
Ann Hartley (Chairman)
Peter Nutting (Leader)
Vince Hunt (Speaker)
Steve Charmley (Deputy
Leader)
Peter Adams
Roy Aldcroft
Clare Aspinall
Nicholas Bardsley
Joyce Barrow
Thomas Biggins
Ed Bird
Andy Boddington
Gwilym Butler
Karen Calder
Dean Carroll
Lee Chapman
Ted Clarke
Gerald Dakin
Steve Davenport
Julian Dean
Pauline Dee
David Evans
Roger Evans

Hannah Fraser
Rob Gittins
Nat Green
Simon Harris
Nigel Hartin
Nick Hignett
Richard Huffer
Tracey Huffer
Roger Hughes
Ioan Jones
Simon Jones
Mark Jones
Heather Kidd
Christian Lea
Matt Lee
Elliott Lynch
Robert Macey
Chris Mellings
Paul Milner
David Minnery
Dan Morris
Pamela Moseley
Alan Mosley
Cecilia Motley
Peggy Mullock

Kevin Pardy
William Parr
Vivienne Parry
Tony Parsons
Malcolm Pate
Alexander Phillips
Lezley Picton
Ed Potter
John Price
Keith Roberts
Madge Shington
Robert Tindall
Dave Tremellen
Kevin Turley
David Turner
David Vasmer
Claire Wild
Brian Williams
Leslie Winwood
Michael Wood
Tina Woodward
Paul Wynn
Kate Halliday
Gwendoline Burgess

Your Committee Officer is:

Julie Fildes Committee Officer

Tel: 01743 257723

Email: julie.fildes@shropshire.gov.uk

AGENDA

1 Apologies for Absence

2 Disclosable Pecuniary Interests

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

3 Minutes (Pages 1 - 10)

To approve as a correct record the minutes of the previous meeting held on 25th July 2019.

4 Announcements

To receive such communications as the Chairman, Speaker, Leader and Head of Paid Service may desire to lay before the Council.

5 Public Questions

To receive any questions from the public, notice of which has been given in accordance with Procedure Rule 14.

A petition, bearing over 1,000 signatures, has been received from Mr D L Cheese on behalf of the White Hall Medical Practice Patient Group requesting a debate under the Council's Petition Scheme. Mr Cheese will be in attendance to present the petition.

The wording on the petition reads: White Hall Medical Practice Help Save our GP Surgery.

The petitioner will be allowed 5 minutes to outline their case, after which there may be a debate of up to 15 minutes maximum.

6 Returning Officer's Report - Meole Electoral Division (Pages 11 - 12)

The Report of the Returning Officer [Meole Electoral Division] is attached.

Contact: Claire Porter Tel: 01743 252763

7 Returning Officer's Report - Bishops Castle Electoral Division

Report of the Returning Officer [Bishop's Castle Electoral Division] is to follow.

Contact: Claire Porter Tel: 01743 252763

8 New School Provision in West Shrewsbury (Pages 13 - 42)

Report of the Director of Children's Services is attached.

Contact: Karen Bradshaw Tel: 01743 254201

9 Care Leaver Covenant: Shropshire's Pledge and Sign up (Pages 43 - 48)

Report of the Director of Children's Services is attached.

Contact: Karen Bradshaw Tel: 01743 254201

10 Proposed Removal of the Existing Five Hackney Carriage Zones (Pages 49 - 76)

Report of the Director of Public Health is attached

Contact: Rachel Robinson Tel: 01743 252003

11 Review of Polling Districts, Polling Places and Polling Stations 2019 (Pages 77 - 106)

Report of the Returning Officer is attached.

Contact: Claire Porter Tel: 01743 252763

12 Appointment of Independent Remuneration Panel (Pages 107 - 108)

Report of the Director of Legal and Democratic Services is attached.

Contact: Claire Porter Tel: 01743352763

13 Community Governance Reviews (Pages 109 - 112)

Report of the Director of Legal and Democratic Services is attached.

Contact: Claire Porter Tel: 01743 252763

14 Appointments to Committees

To confirm the following changes of membership:

Health and Adult Social Care Overview and Scrutiny Committee

Councillor D Vasmer replaced Councillor V Parry as a substitute member of the committee.

Housing Supervisory Board

Councillors R Aldcroft, J Barrow, N Bardsley, S Harris, N Hignett, P Mullock, R Evans and K Turley be appointed as substitute members of the board.

North Planning Committee

Councillors N Green and D Vasmer be appointed as members and Councillors H Fraser and C Mellings be appointed as substitute members of the committee.

South Planning Committee

Councillors A Boddington and R Huffer be appointed as members and Councillors N Hartin and R Evans be appointed as substitute members of the committee.

15 Motions

The following motions have been received in accordance with Procedure Rule 16:

1. The following motion has been received from Councillor Julian Dean and is supported by Councillors Pauline Dee, Andy Boddington, David Vasmer and Roger Evans:

This Council recognises the damage that is likely to result from a No-Deal Brexit, highlighted by the 'Operation Yellowhammer' reports. For example, we note the threat to people's health due to the risk of shortages in medicines, and we note the threat to the livelihoods of our farming community due to the additional checks and changes to tariffs. We note that NFU President Minette Batters has said that a No-Deal Brexit will be "socially and economically absolutely disastrous."

This Council further recognises the Home Secretary's plans for a no-deal Brexit may well have a negative impact on those members of our community who have chosen to move from elsewhere in the EU to live and work in Shropshire, many of whom are essential workers in the NHS and in our agriculture sector.

This council states, loud and clear, to EU citizens living in Shropshire; 'you continue to be welcome here'.

This council calls on the MPs representing Shropshire to work to prevent a No-Deal Brexit. Allowing such a disaster to happen can be avoided by the UK Parliament so refusing to take the necessary action to prevent this would be to willingly inflict harm on the people of this county.

Finally, this council calls on the leader to write to the Prime Minister to make it clear to him that Shropshire Council is opposed to a No-Deal Brexit which will harm our community.

2. The following motion has been received from Councillor Peter Adams and is supported by Councillors Dean Carroll, Steve Charmley, Peter Nutting and Brian Williams:

SHROPSHIRE COUNCIL SUPPORTS A PROPOSAL TO EXTEND THE M54 MOTORWAY FROM JUNCTION SEVEN AT WELLINGTON TO PRESTON BOATS JUNCTION NEAR SHREWSBURY

Shropshire is experiencing a prolonged period of sustained growth, and this needs to be enhanced and reinforced with the continued levels of house building in the County. There is a need for increased levels of investment in the County's infrastructure.

With this in mind I would like Council to accept the above proposal. Foreign investors use decisions as to where they put their money and often rely on knowledge of the motorway systems of the Countries being examined, and in this respect, Shropshire is weak.

With the North West Relief Road being given the go ahead, this will open up North Shropshire and parts of Mid Wales for development.

Council is asked:

1. To encourage Local Members of Parliament to lobby Government and Highways England to extend the M54.
2. To allow Officers to signal our intentions to Partners like Midland Connect.
3. To ask Officers to provide a Business Plan.

3. The following motion has been received from Councillor Andy Boddington and is supported by the Liberal Democrat Group:

Shropshire Tree Bank

Shropshire Council declared a Climate Emergency at its May 2019 meeting. This council supports the work in progress by the council and its partners to reduce its carbon emissions, including the creation of a task and finish group to map the route forward to zero carbon. The formation of a working group does not rule out Council establishing initiatives where there is a clear need to do so in the context of the declared climate emergency.

The role that trees can play in mitigating the increase in atmospheric CO₂ and promoting biodiversity is well understood. But this council has not set out a specific ambition for increasing tree cover in the county. This motion declares such an ambition and provides an innovative mechanism for helping achieve it. The mechanism, the Shropshire Tree Bank, recognises that sometimes householders, housing providers, landowners and developers cannot replace felled trees on site but would welcome the opportunity for substitute planting.

Specifically, this council resolves:

- 1) To declare its ambition to ensure that at least one additional tree is planted in the unitary area for every resident before 2050 – an estimated 345,000 trees.
- 2) To create a Shropshire Tree Bank. Where a tree is lost without replacement, the council should encourage a voluntary financial contribution towards the Tree Bank, a central pot that will distribute free native saplings each autumn (perhaps in a similar manner to the council's earlier Free Tree Scheme).

Such a scheme should be cost neutral to Shropshire Council and might be administered by either the Council or an independent body. By way of indication, those felling a tree without replacement might be encouraged to pay for two saplings at £5 each. This fee would be more than adequate to cover the cost of the saplings and contribute towards administrative, storage and distribution costs.

The scheme would initially be open to householders, housing providers and landowners. Scope for opening extending the scheme to developers will need to be considered in the context of the government's proposals to mandate biodiversity net gain for most developments in the forthcoming Environment Bill.

4. The following motion has been received from Councillor David Vasmer and is supported by the Liberal Democrat Group:

Highways Contract Arrangements

Members will be aware of the deep concerns that exist over the state of Shropshire's highways. I propose that firstly:

This Council Notes:

1. The poor record of Ringway who were responsible for highway projects and schemes, pothole repair, gritting, bridge maintenance, grass cutting, drainage, street lighting, emergency responses, winter maintenance and extreme weather provision.

2. That Kier were appointed to take over on 1st April 2018
3. That when the contract was awarded in October 2017, Steve Davenport, the Cabinet member for Highways and Transport said: "We're confident we have found the best contractor for this work and we look forward to working with them (Kier) to deliver the best possible highways maintenance services for the people of Shropshire.
4. Since April 2018 the service provided by Kier has not delivered the improved services we were promised, and in some cases is now worse than that provided by Ringway. Councillors of all parties have found it very difficult to get essential highway repairs done.

This Council Resolves:

1. To conduct an urgent review of the current arrangements for highways maintenance and whether the standards set out in the contract with Kier are being met.
2. To include within the review, options for the Council to take over functions from Kier and bring services in-house at some point in the future
3. To conclude the review before the next Council meeting so that the Council can debate its content and agree how we can deliver the quality of services our residents deserve

5. The following motion has been received from Councillor D Vasmer and is supported by the Liberal Democrat Group:

This Council Notes

- i. The growing numbers of people across England reliant upon the private rented sector for their homes, including families on low incomes or receiving benefits, single parents, people living with disabilities, LGBTQ+ people, older people, and people who are from two or more of these categories.
- ii. The use of Section 21 of the Housing Act to evict private rental tenants, via a no-fault eviction, where a landlord needs to provide no reason, and needs to provide only two months' notice, leaving the tenant to cover moving and relocation costs, irrespective of their circumstances.
- iii. The impacts that no fault evictions have on those evicted, who may not have sufficient funds to find new accommodation in the time available, including forcing children to move schools, tearing people away from their friends and communities, and leaving tenants financially compromised and requiring support from the state.
- iv. The impact that the threat of a no-fault eviction has on tenants who cannot plan their lives when they have no confidence where home will be in 12 months' time or are intimidated into not complaining about disrepair or mistreatment.
- v. The impact that no fault evictions have on local authorities like Shropshire, increasing the numbers of people they must support as a consequence of being forced into homelessness following a S21 eviction.

This Council calls for:

- a. Reform of the private rental market to make it fairer for private renters.
- b. Support for private renters to enable them to safely report health and safety issues in rented properties.
- c. Local authorities to be enabled to create and maintain registers of landlords providing private rental properties for lease.

- d. Tenants to be given the first refusal to buy the home they are renting when a landlord decides to sell during their tenancy, and at the market rate according to an independent valuation.
- e. Longer tenancies of three years or more, with an inflation-linked annual rent increase built in giving tenants security and limit rent hikes.
- f. Improved protections against rogue landlords through mandatory licensing and allow access for tenants to the Database of Rogue Landlords and Letting Agents

This Council resolves:

- To encourage renters across Shropshire to take part in the End Unfair Evictions coalition online survey as part of the Government consultation on scrapping section 21. Including sharing support for the End Section 21 campaign on all social media channels
- That the Leader of the Council will write to the Secretary of State for Housing, Communities and Local Government to stress that any changes to section 21 and section 8 cannot allow no-fault evictions through the back door.
- Call on the member of parliament to publicly state his support for the abolition of section 21.

16 Questions from Members (Pages 113 - 116)

To receive any questions from Members, notice of which has been given in accordance with Procedure Rule 15.2.

17 Exclusion of the Press and Public

To resolve in accordance with the provisions of Schedule 12A of the Local Government Act 1972, and Paragraph 10.4(3) of the Council's Access to Information Procedure Rules, the public and press be excluded during consideration of the following items.

18 Exempt Minutes of 25th July 2019 (Pages 117 - 120)

To approve as a correct record the exempt minutes of the Council meeting held on 25th July 2019.

19 Local Housing Company - Funding and Land Transfers (Pages 121 - 166)

Exempt report of the Director of Place is attached.

Contact Mark Barrow Tel: 01743 258671

20 Strategic Property Acquisition - Oswestry East

Exempt Report of the Director of Place is to follow.

Contact: Mark Barrow Tel: 01743 258671

21 Rural Entrepreneurship and Competitiveness Investment Programme Phase 1 (Bishop's Castle Business Park) (Pages 167 - 196)

Exempt Report of the Director of Place is attached.

Contact: Mark Barrow Tel: 01743 258671

22 Warm Homes Fund Award Report

Exempt Report of the Director of Place is to follow.

Contact: Mark Barrow Tel: 01743 258671