

NOTE: All Members are requested to sign, before the Meeting, the Attendance Register which will be placed in the **Conference Chamber**.

ST. EDMUNDSBURY BOROUGH COUNCIL

JOY BOWES
Head of Legal
and Democratic Services

West Suffolk House
Western Way
Bury St Edmunds
Suffolk
IP33 3YU

6 December 2010

To: All Members of the Council

You are hereby summoned to a Special Meeting of the Council to be held in the **Conference Chamber** at **WEST SUFFOLK HOUSE**, Western Way, Bury St Edmunds on **Tuesday 14 December 2010 at 7.00 pm**. when it is proposed to transact the business on the agenda set out below.



Head of Legal and Democratic Services

The Meeting will be opened with Prayers by the Mayor's Chaplain, Reverend John Parr of All Saints Church, Bury St Edmunds.

(Note: Those Members not wishing to be present for prayers should remain in the Members' Breakout Area and will be summoned at the conclusion of prayers.)

PART 1 – PUBLIC

1. **Announcements by the Head of Legal and Democratic Services (*including apologies for absence*)**
2. **Declarations of Interests**

Members are reminded of their responsibility to declare any personal or prejudicial interest which they have in any item of business on the Agenda **no later than when that item is reached** and, when appropriate, to leave the meeting prior to discussion and voting on the item.

3. **Public Question Time under Section 9 of the Council Procedure Rules**

To hear and answer any questions from members of the public in the public gallery who are residents of the Borough. In accordance with Section 3.2 of the Council Procedure Rules in Part 4 of the Council's Constitution, the questions must *'be limited to the subject matter of the business to be transacted'*.

(Note: The maximum time to be set aside for this item is 30 minutes, but if all questions are dealt with sooner, or if there are no questions, the Council will proceed to the next business.

*Each such person will be allowed up to a total of **five minutes for their question to be put and answered**. One further question will be allowed arising directly from the reply, **provided that the original time limit of five minutes is not exceeded**.*

***Written questions** may be submitted by members of the public to the Head of Legal and Democratic Services **no later than 10.00 am on Monday 13 December 2010**. The written notification should **detail the full question** to be asked at the meeting of the Council.)*

4. **Adoption of New Executive Arrangements**

Report **B321** attached.

Report B321 was considered by the Democratic Renewal Working Party on 25 November 2010 and the Working Party endorsed the recommendations contained within the Report, which Council is now asked to consider.

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Suffolk
IP33 3YU

6 December 2010

To: All Members of the Council

You are hereby summoned to a meeting of the Council to be held in the **Conference Chamber** at **WEST SUFFOLK HOUSE**, Western Way, Bury St Edmunds on **Tuesday 14 December 2010 at 7.15 pm**, or at the conclusion of the Special Meeting which immediately precedes this meeting, whichever is the later, when it is proposed to transact the business on the agenda set out below.



Head of Legal and Democratic Services

PART 1 – PUBLIC

1. **To confirm the minutes of the meeting of the Council held on 28 September 2010** (copy herewith).
2. **Mayor's communications**
3. **Announcements (if any) from the Leader of the Council or Members of the Cabinet**
4. **Announcements by the Head of Legal and Democratic Services (*including apologies for absence*)**
5. **Declarations of Interests**

Members are reminded of their responsibility to declare any personal or prejudicial interest which they have in any item of business on the Agenda **no later than when that item is reached** and, when appropriate, to leave the meeting prior to discussion and voting on the item.

6. **Public Question Time under Section 9 of the Council Procedure Rules**

To hear and answer any questions from members of the public in the public gallery who are residents of the Borough.

(Note: The maximum time to be set aside for this item is 30 minutes, but if all questions are dealt with sooner, or if there are no questions, the Council will proceed to the next business.

*Each such person will be allowed up to a total of **five minutes for their question to be put and answered**. One further question will be allowed arising directly from the reply, **provided that the original time limit of five minutes is not exceeded**.*

***Written questions** may be submitted by members of the public to the Head of Legal and Democratic Services **no later than 10.00 am on Monday 13 December 2010**. The written notification should **detail the full question** to be asked at the meeting of the Council.)*

7. **Items Referred to full Council by Cabinet and Democratic Renewal Working Party**

Schedule attached as Report **B367**.

8. **Dispensation: Councillor Rout**

Owing to illness, Councillor Richard Rout has been unable to attend Council meetings since 6 July 2010. Section 85(1) of the Local Government Act 1972 provides that failure to attend for six consecutive months will lead to a Councillor ceasing to be a member of the authority unless, before the end of that six-month period, the authority approves the reason for non-attendance. Councillor Rout is unable to state when he will be able to attend a meeting but expects to start doing so again in January 2011.

Council is, therefore, **RECOMMENDED** to approve the non-attendance of Councillor Richard Rout at meetings for a period in excess of six consecutive months by reason of ill-health, in accordance with Section 85(1) of the Local Government Act 1972.

9. **Standards Committee**

(a) **Annual Report**

The Council will receive a presentation from Viscount Leathers, Chairman of the Standards Committee, on its Annual Report. A copy of the Annual Report is attached as Report **B368**.

(b) **Appointment of Parish Council Representatives on the Standards Committee**

On 29 June 2010 the Council resolved:- That

(1) *Article 9 of the Constitution be amended so that paragraph 9.2.3 reads:-*

"As vacancies among Parish Members arise, appropriately sized Parish/Town Councils in the Borough will be invited to submit nominations to the Monitoring Officer. The Standards Committee will then undertake a selection procedure and select one nominee. One

Parish Member from each of the following categories will sit on the Committee:-

- (a) parishes with fewer than 400 electors;*
- (b) parishes with between 400 and 15,000 electors; and*
- (c) parishes with more than 15,000 electors (i.e. Town Councils).*

The appointment will then be endorsed by the full Council"; and

- (2) the Standards Committee be requested to review the number of electors in the three categories above used to appoint a Parish Member.*

On 29 September 2010 the Standards Committee considered resolution (2) above and concluded that 'there be no change to the thresholds from which parish representatives on the Standards Committee be recruited'.

The Council is requested to **ENDORSE** the recommendation that 'there be no change to the thresholds from which parish representatives on the Standards Committee be recruited'.

(c) **Meetings**

Members may ask the Chairman questions relating to the meetings of the Standards Committee held on 29 September and 3 November 2010.

10. **Independent Remuneration Panel Report: Recommendations for Members' Allowances 2010/2011 and 2011/2012**

Report **B369** attached.

11. **Review of Political Balance and Appointment of Committees and Panel**

Report **B370** attached.

12. **Quarterly Report on Special Urgency**

Part 4, Access to Information Procedural Rules, of the Constitution (paragraphs 17.3.1 and 17.3.2) requires the Leader of the Council to submit quarterly reports to the Council on the executive decisions taken, if any, in the circumstances set out in Rule 16, Special Urgency, in the preceding three months.

Accordingly, the Leader of the Council reports that no executive decisions have been taken under the Special Urgency provisions of the Constitution.

13. **Reports and Questions**

(Note: Council Procedure Rule 11.1 of the Constitution requires that:-

(a) the time limit for all questions and answers under this item is one and a half hours; and

(b) a maximum of 7 minutes to be initially allocated to each report and questions on that report (to include up to two minutes if necessary for the report writer to present their report). After every report has been received, the Mayor will determine if further questions can be put to the relevant Member(s) in the balance of the hour and a half left available for this session.)

(i) *Report from the Leader of the Council, Cllr. John Griffiths (Report **B371** attached)*

(ii) *Reports from each Member of the Cabinet, namely:-*

	<u>Portfolio</u>	<u>Cabinet Member</u>	<u>Report No</u>
(a)	Bury St Edmunds and Community Safety	Cllr. Robert Everitt	(B372 attached)
(b)	Culture and Sport	Cllr. Lynsey Alexander	(B373 attached)
(c)	Economy & Asset Management	Cllr. Sara Mildmay-White	(B374 attached)
(d)	Environment & Street Scene	Cllr. Peter Stevens	(B375 attached)
(e)	Haverhill and Housing	Cllr. Anne Gower	(B376 attached)
(f)	Performance & Organisational Development	Cllr. David Ray	(B377 attached)
(g)	Resources & Efficiency	Cllr. John Griffiths	(B378 attached)
(h)	Transport & Planning	Cllr. Terry Clements	(B379 attached)

(iii) *Report from the Chairman of the Overview & Scrutiny Committee, Councillor David Lockwood.*

Report **B380** attached.

(iv) *Report from the Chairman of the Performance & Audit Scrutiny Committee, Cllr. John Hale.*

Report **B381** attached.

(v) *Report from the Chairman of the Policy Development Committee, Cllr. Nigel Aitkens*

Report **B382** attached.

(vi) *Questions to Chairmen of other Committees (No reports or minutes attached)*

Under this item, Members may ask the relevant Chairman questions relating to meetings of the following Committees on the dates indicated:-

- | | | |
|------------------------------------|---|--|
| Development Control | - | 7, and 21 October (Special Meeting and Site Inspection), 4 November and 2 December 2010. |
| Licensing and Regulatory Committee | - | 8 November 2010. |