



NORTH YORKSHIRE COUNTY COUNCIL

Minutes of the Annual Meeting of the County Council held at County Hall, Northallerton on 16 May 2018, commencing at 10.30 am

PRESENT:-

County Councillor Helen Swiers in the Chair.

County Councillors Val Arnold, Karl Arthur, Margaret Atkinson, Andrew Backhouse, Bob Baker, Philip Barrett, Derek Bastiman, John Blackie, David Blades, Philip Broadbank, Eric Broadbent, Lindsey Burr MBE, Michael Chambers MBE, David Chance, Jim Clark, Liz Colling, Richard Cooper, Gareth Dadd, Caroline Dickinson, Stephanie Duckett, Keane Duncan, John Ennis, Caroline Goodrick, Helen Grant, Michael Harrison, Paul Haslam, Robert Heseltine, Mel Hobson, David Ireton, David Jeffels, Janet Jefferson, Andrew Jenkinson, Mike Jordan, Andrew Lee, Carl Les, Stanley Lumley, Cliff Lunn, Don Mackay, Don Mackenzie, John Mann, Stuart Martin MBE, John McCartney, Zoe Metcalfe, Heather Moorhouse, Patrick Mulligan, Richard Musgrave, Andy Paraskos, Stuart Parsons, Caroline Patmore, Chris Pearson, Clive Pearson, Joe Plant, Gillian Quinn, Tony Randerson, Janet Sanderson, Karin Sedgwick, Andy Solloway, Peter Sowray, Roberta Swiers, Angus Thompson, Cliff Trotter, Callam Walsh, Geoff Webber, John Weighell OBE, Greg White, Annabel Wilkinson and Robert Windass.

ELECTION OF CHAIRMAN

It was moved and seconded that County Councillor Robert Windass be elected as Chairman of the County Council to serve until the Annual Meeting of the Council in 2019.

The vote was taken and, on a show of hands, the motion was declared carried, with none against, and no abstentions.

Resolved -

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| <p>44. That County Councillor Robert Windass is elected as Chairman of the County Council, to serve until the Annual Meeting of the Council in 2019.</p> |
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County Councillor Robert Windass then made his declaration of acceptance of the office of Chairman of the County Council.

County Councillor Robert Windass in the Chair

The Chairman thanked the Council for his election and it was then moved by him and seconded:

“That this Council places on record its appreciation of the exceptional service rendered to it by County Councillor Helen Swiers as Vice-Chairman of the County Council from 2016 to

2017 and as Chairman of the County Council from 2017 to 2018 and also places on record its thanks to her sister Mrs Margaret Pick for the unfailing support which she has given the Chairman during her term of office.”

Leaders of other political groups spoke in support.

The vote was taken and, on a show of hands, the motion was declared carried with none against, and no abstentions.

Resolved –

45. That this Council places on record its appreciation of the exceptional service rendered to it by County Councillor Helen Swiers as Vice-Chairman of the County Council from 2016 to 2017 and as Chairman of the County Council from 2017 to 2018 and also places on record its thanks to Mrs Margaret Pick for the unfailing support which she has given the Chairman during her term of office.

The Chairman presented a past Chairman’s badge to County Councillor Helen Swiers.

County Councillor Helen Swiers responded expressing her thanks to all those who had supported her during her time in office.

MINUTES

It was moved and seconded that the Minutes of the meeting of the County Council held on Wednesday, 21 February 2018, having been printed and circulated, are taken as read and confirmed and signed by the Chairman as a correct record.

The vote was taken and, on a show of hands, the motion was declared carried with none against and no abstentions.

Resolved -

46. That the Minutes of the Meeting of the County Council held on Wednesday, 21 February 2018, having been printed and circulated, are taken as read and are confirmed and signed by the Chairman as a correct record.

Appointment of Vice-Chairman

It was moved and seconded that County Councillor Jim Clark be appointed as Vice-Chairman of the County Council, to serve until the Annual Meeting of the Council in 2019.

The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved –

47. That County Councillor Jim Clark is appointed as Vice-Chairman of the County Council, to serve until the Annual Meeting of the Council in 2019.

County Councillor Jim Clark then made his declaration of acceptance of the office of Vice-Chairman of the County Council and thanked the Council for his appointment.

Chairman's Announcements

The Chairman welcomed the Honorary Aldermen who were in the public gallery. The Chairman also reminded Members of the usual arrangements for the meeting.

Statement by the Leader

County Councillor Carl Les made a statement, under Contract Procedure Rule 2.3, as Leader of the Council, a summary of the key points of which had previously been circulated and which appear in the Minute Book (pages 10161 to 10162). County Councillor Carl Les then responded to various questions.

Public Questions or Statements

No notice had been received of questions or statements from the public.

Report of the Executive

Response to the Notice of Motion

The recommendation in paragraph 1 of the report (which appears in the Minute Book at page 10163) was moved and seconded.

63 voted in favour of the motion.

5 voted against the motion and requested that their votes be noted: Cllrs Stuart Parsons; John Blackie; Lindsay Burr; Don Mackay; John McCartney.

There were no abstentions. The motion was passed.

Resolved -

48. That the Scrutiny of Health Committee continues to lead the scrutiny of proposals for changes to mental health services in the county and reports back to Council as appropriate, unless the need arises for an urgent report back on developing issues, whereby a report would be submitted to the Executive.

Area Constituency Committees

Appendix C of the report (which appears in the Minute Book at page 10163 to 10164) was moved and seconded.

57 voted in favour of the motion.

11 voted against the motion and requested that their votes be noted: Cllrs Eric Broadbent; Tony Randerson; Geoff Webber; Philip Broadbank; Stephanie Duckett; Andy Solloway; Stuart Parsons; John Blackie; Lindsay Burr; Don Mackay; John McCartney.

There were no abstentions. The motion was passed.

Resolved -

- 49.** That members support the proposal for the creation of Area Constituency Committees and so the introduction of the new role and remit as of the new municipal year.

Amendments to the Constitution

A motion was proposed by Cllr John Blackie and seconded by Cllr Stuart Parsons to change the names of the Area Constituency Committees as follows: Yorkshire Coast and Moors County Area Committee; Richmondshire and North Hambleton Area Committee; Ryedale and South Hambleton Area Committee; Harrogate Area Committee; Craven and Ripon Area Committee; Selby and Ainsty Area Committee.

11 voted in favour of the motion and requested that their votes be noted: Cllrs Eric Broadbent; Tony Randerson; Geoff Webber; Philip Barrett; Stephanie Duckett; Andy Solloway; Stuart Parsons; John Blackie; Lindsay Burr; Don Mackay; John McCartney.

57 voted against the motion. There were no abstentions. The motion was defeated.

The recommendation in paragraph 2 of the report (which appears in the Minute Book at pages 10163 to 10164) was moved and seconded.

57 voted in favour of the motion.

11 voted against the motion and requested that their votes be noted: Cllrs Eric Broadbent; Tony Randerson; Geoff Webber; Philip Broadbank; Stephanie Duckett; Andy Solloway; Stuart Parsons; John Blackie; Lindsay Burr; Don Mackay; John McCartney.

There were no abstentions. The motion was passed.

Resolved -

- 50.**
- (i) That the proposed refocusing of the Area Committees, as set out in paragraphs 4.0-4.12 of the report, subject to the addition to paragraph 4.10 of the ability to provide meaningful scrutiny of social care, children's social care, youth justice and related issues, within their area, complementing the strategic work undertaken by the relevant Scrutiny Committees, be proposed to full Council for approval, including:
- (a) that Area Committees be renamed "Area Constituency Committees";
 - (b) that the proposed amendments to the Area Committees Terms of Reference as set out by way of track changes on the version attached as Appendix 4 be approved;
 - (c) that the proposed amendments to Article 10 (Area Committees) as set out by way of track changes on the version attached as Appendix 5 be approved; and
 - (d) that the Monitoring Officer make further consequential amendments throughout the Constitution to reflect the agreed amendments and proposals.
- (ii) That, the proposed changes to the Constitution set out in the amendments chart in Appendix 6 be recommended to full Council for approval.

Cllrs Richard Musgrave and John McCartney left the meeting at this point in proceedings.

Home to School Transport

The recommendations at paragraph 3 of the report (which appears in the Minute Book at pages 10164 to 10165) were moved and seconded.

9 voted against the motion.

56 voted in favour of the motion. There was 1 abstention.

The motion was passed.

Resolved -

- 51.** That the following proposals be approved from September 2018:-
- a. Proposal 1: Removal of the FREE Transport statement for SEND Post-16 to 18 students with an EHCP from September 2018, to bring it in line with mainstream transport arrangements.
 - b. Proposal 2: Recognise SEND Post-19 students as adults in education, and identify unmet transport need in line with Health and Adult Services social care assessment.
 - c. Proposal 3: Promote Parental Transport Allowance to SEND sole-occupancy provision with a realistic enhancement to reflect the young person transport need (for those eligible for transport assistance under statutory duty).
 - d. That Proposal 2 in the report, to recognise SEND Post-19 students as adults in education, and identify unmet transport need in line with Health and Adult Services social care assessment, is more clearly explained in the Home to School Transport Policy (section 508F of the Education Act).
 - e. That the Director of Children and Young People's Services and the Executive Member set a rate for the proposed enhanced Parental Transport Allowance, subject to consultation
 - f. That the proposals be recommended to County Council at their meeting on 16 May 2018 for approval.

Appointments to Committees and Other Bodies

The recommendations at paragraph 4 of the report (which appear in the Minute Book at page 10165 to 10166) were moved and seconded.

In addition, Cllr Caroline Patmore notified Council of proposed changes to two of the Council's overview and scrutiny committees, as follows: Transport Economy and Environment – Cllr Margaret Atkinson to come off and Cllr Karl Arthur to go on; Corporate and Partnerships – Cllr Paul Haslam to come off and Cllr Angus Thompson to go on.

65 voted in favour of the motion.

1 voted against. There were no abstentions.

The appointments to the overview and scrutiny committees and the St. Camillus Trust were passed.

The proposed continuation of the two additional seats, not subject to the rules of proportionality, created for the Employment Appeals Committee, previously agreed at Council on 19 July 2017, for the duration of the current Council through to April 2021 was not passed as this had to be a unanimous vote in favour.

Resolved -

52. That the following appointments be approved:

- (a) The Officer appointment of Jane Le Sage as a North Yorkshire County Council trustee of St. Camillus Trust until April 2021 as the replacement for Alan Clifton who has now left the Authority.
- (b) The proposed changes to two of the Council's overview and scrutiny committees, as follows: Transport Economy and Environment – Cllr Margaret Atkinson to come off and Cllr Karl Arthur to go on; Corporate and Partnerships – Cllr Paul Haslam to come off and Cllr Angus Thompson to go on.

Report and recommendations of the Members' Independent Remuneration Panel

A Motion was proposed by Cllr Tony Randerson that the County Council recommends no change to any County Council Allowances for the year 2018/19. Seconded by Cllr Eric Broadbent.

Cllr Tony Randerson requested a recorded vote and 8 councillors stood to show their support for a recorded vote. As the minimum requirement is for 20 county councillors to stand, a recorded vote was not taken.

9 voted in favour of the motion.

53 voted against the motion. There were 4 abstentions.

The motion was defeated

The recommendations in paragraph 5 at page 238 (which appear in the Minute Book at page 10400) were moved and seconded.

44 voted in favour of the motion.

10 voted against the motion. There were 2 abstentions.

The motion was passed.

Resolved -

53. That the County Council approves:

- (a) An increase of 4.5% to the Basic Allowance and all Special Responsibility Allowances
- (b) The removal of the Special Responsibility Allowance for the Scrutiny Board Chair
- (c) The reduction of the Special Responsibility Allowances for the Champion for

Young People and the Champion for Older People from 3 units to 1 unit

- (d) An increase in the Allowance paid to the Independent Chair of the Pension Board to £3,000
- (e) That, if there are any increases in the travel and subsistence rates payable to staff, a similar increase should be made to the rates in the Members' Allowances Scheme to come into effect at the same time
- (f) That item (iv) of the Terms of Reference of the Independent Remuneration Panel be amended to read "To carry out a full review of Special Responsibility Allowances for implementation every 4 years beginning from 2019/20."

Overview and Scrutiny Annual Report 2017/18

The Overview and Scrutiny Annual Report was considered.

Resolved -

- 54.** That the Annual Report be noted.

At this point in proceedings Cllrs Cliff Trotter, Richard Cooper, and Helen Grant left the meeting.

Statements by Executive Members and Chairmen of Overview and Scrutiny Committees

County Councillor Patrick Mulligan, Executive Member for Education and Skills Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10429 to 10430).

County Councillor Don Mackenzie, Executive Member for Access Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10431 to 10432), and responded to questions.

County Councillor David Chance, Executive Member for Stronger Communities Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10433 to 10435).

County Councillor Michael Harrison, Executive Member for Health and Adult Services Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10437 to 10438).

County Councillor Caroline Dickinson, Executive Member for Public Health, Prevention and Supported Housing Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10439 to 10440), and responded to questions.

County Councillor Andrew Lee, Executive Member for Open to Business Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10441 to 10442).

County Councillor Greg White, Executive Member for Customer Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10443 to 10445).

County Councillor Gareth Dadd, Executive Member for Finance and Assets and Special Projects Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10447 to 10450), and responded to questions.

County Councillor Janet Sanderson, Executive Member for Children's Services Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10451 to 1053).

The written statements of the Chairmen of the Scrutiny Board and the Overview and Scrutiny Committees having previously been circulated, and which appears in the Minute Book (pages 10455 to 10470) were noted.

Council Procedure Rule 10 Questions

There were no Council Procedure Rule 10 questions.

The meeting closed at 1:45pm.