

COUNCIL

WEDNESDAY, 21ST MARCH, 2018, 6.00 PM

SHIELD ROOM, CIVIC CENTRE, WEST PADDOCK, LEYLAND, PR25
1DH

SUPPLEMENTARY AGENDA

I am now able to enclose, for consideration at the above meeting of the Council, the following information:

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| <p>2b Minutes of the Meeting of Council held on Wednesday 14 March 2018</p> <p>Copy attached to be signed as a correct record.</p> | <p>(Pages 193 - 196)</p> |
| <p>5b Minutes of Scrutiny Committee meeting held on 8 March 2018</p> <p>Copy attached.</p> | <p>(Pages 197 - 202)</p> |

Heather McManus
CHIEF EXECUTIVE

Electronic agendas sent to Members of the Council

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MINUTES OF COUNCIL (EXTRA-ORDINARY MEETING)

MEETING DATE **Wednesday, 14 March 2018**

MEMBERS PRESENT: Councillors Michael Titherington (Mayor), Jane Bell, David Bird, Renee Blow, Carol Chisholm, Colin Clark, Colin Coulton, Malcolm Donoghue, Bill Evans, Derek Forrest, Paul Foster, Mary Green, Michael Green, Claire Hamilton, Harry Hancock, Jon Hesketh, Mick Higgins, David Howarth, Cliff Hughes, Ken Jones, Susan Jones, Jim Marsh, Keith Martin, Caroline Moon, Jacqui Mort, Barbara Nathan, Mike Nathan, Mike Nelson, Rebecca Noblet, Alan Ogilvie, James Patten, Margaret Smith, Phil Smith, Susan Snape, David Suthers, Caleb Tomlinson, Matthew Tomlinson, Karen Walton, Graham Walton, Ian Watkinson, David Watts, Paul Wharton, Jonathan Woodcock, David Wooldridge, Linda Woollard and Barrie Yates

OFFICERS: Heather McManus (Chief Executive), Dave Whelan (Legal Services Manager/Interim Monitoring Officer) and Andy Houliker (Senior Democratic Services Officer)

PUBLIC: 53

96 Apologies for absence

Apologies for absence were received from Councillors Warren Bennett, Elizabeth Mawson, Peter Mullineaux and John Rainsbury.

97 Declarations of Interest

There were no declarations of interest.

98 Notice of Motion

In accordance with Standing Order number 3.1(vi) in Part 4A, Council Procedure Rules (Standing Orders) of the Council’s Constitution, Councillors Paul Foster, Susan Jones JP, Malcolm Donoghue, Ken Jones and Keith Martin had requested that this Extraordinary Meeting of the Council be convened to consider the Notice of Motion set out below, which had been submitted in accordance with Standing Order number 10.2 in Part 4A of the Constitution.

The purpose of the Motion was to seek the removal of the Leader as per Standing Order number 11.1 of Part 4A of the Constitution and subsequently appoint a replacement upon the Motion being carried.

The Interim Monitoring Officer advised the Council on the process to be followed at the meeting to deal with the consideration of the Motion and any potential amendments.

The following Motion was proposed by Councillor Paul Foster and seconded by Councillor Susan Jones JP:

1. As individuals who are in a position of great responsibility, this Council no longer believe that the Leader and Cabinet are deemed fit to hold that position as they are continually failing to carry out their obligations in a diligent and professional manner to the detriment of the local community we represent. Therefore this Council now has No Confidence in the Leader and Cabinet.
2. It is therefore decided that:
 - (a) The Executive Leader of the Council be formally removed, as per Standing Order 11.1, Part 4 – Page 9 of the South Ribble Borough Council Constitution dated October 2017. The Council will then immediately seek nominations from those Members present and appoint a new Executive Leader; and
 - (b) The newly appointed Executive Leader will then appoint a Cabinet

Councillors Paul Foster and Susan Jones outlined the concerns of the Labour Group over recent decisions made and actions by the Cabinet and their general dissatisfaction in the administration of the Council by the Conservative Group, and in particular by the Leader and Members of the Cabinet that had led to the submission of the Motion.

An **amendment** was moved by Councillor Michael Green and seconded by Councillor Michael Nathan that the Motion be amended to read as follows:-

1. As individuals who are in a position of great responsibility, this Council no longer believes that the Leader is deemed fit to hold that position as he is failing to carry out his obligations in a diligent and professional manner to the detriment of the local community we represent. Therefore this Council now has No Confidence in the Leader.
2. It is therefore resolved that:
 - a. The Executive Leader of the Council be formally removed, as per Standing Order 11.1, Part 4 – Page 9 of the South Ribble Borough Council Constitution dated October 2017.
 - b. Councillor Colin Clark be appointed as the Interim Executive Leader, until the next Annual Business Meeting of the Council at the latest; and
 - c. The newly appointed Executive Leader will then appoint a Cabinet.

Councillor Michael Green questioned the timing of the meeting in view of the Leader's (Councillor Peter Mullineaux) unavailability adding that all Cabinet members worked hard in their areas and referred members to the Council's recent achievements.

Councillor Paul Foster, the mover of the Motion accepted the amendment, which then became the Substantive Motion.

During the debate, Members of the Council expressed their support and opposition to the Substantive Motion and a statement was read out on behalf of the Leader expressing concern the meeting had been held in his absence and defending his record as the Leader of the Council.

Councillor Paul Wharton subsequently moved an amendment to the Substantive Motion relating to the submission of nominations for the post of Leader of the Council but following discussion about the proposal, Councillor Paul Wharton decided to withdraw the amendment without being seconded.

Following further debate, the vote on the Substantive Motion was For: 21, Against: 25 and the Mayor declared that the **Substantive Motion was lost** and the impact was that no change be made to the Leader of the Council.

Chair

Date

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MINUTES OF SCRUTINY COMMITTEE

MEETING DATE Thursday, 8 March 2018

MEMBERS PRESENT: Councillors Matthew Tomlinson (Chair), Colin Coulton (Vice-Chair), Carol Chisholm, Michael Green, David Howarth, Susan Jones, Barbara Nathan, Karen Walton, Ian Watkinson and Linda Woollard

CABINET MEMBERS:

OFFICERS: Darren Cranshaw (Scrutiny & Performance Manager) and Dave Lee (Democratic Services Officer)

OTHER MEMBERS: Councillor Colin Clark (Deputy Leader of the Council and Cabinet Member for Corporate Support and Assets), Councillor Jacqueline Mort (Cabinet Member for Public Health, Safety and Wellbeing), Councillor Susan Snape (Cabinet Member for Finance), Andy Glover (Interim Licensing Manager), Peter Haywood (Revenues Manager), Heather McManus (Chief Executive), Jennifer Mullin (Public Health Manager) and Jonathan Noad (Chief Planning Officer)

PUBLIC: 0

43 Apologies for Absence

Apologies for absence were received from Councillors Keith Martin and Mick Titherington.

44 Declarations of Interest

Councillor Barbara Nathan declared a personal interest in Minute No. 47 (Licensing Implementation Plan) as she was a member of the General Licensing Committee, but was able under the Code of Conduct for Elected Members, to remain in the meeting and take part in the discussion and voting thereon.

45 Minutes of the Last Meeting

RESOLVED (Unanimously):

That the minutes of the Scrutiny Committee meeting held on 8 February 2018 be approved as a correct record.

(The Committee noted that due to the short time since the last meeting, the matters arising update would be provided to the next meeting on 12 April 2018.

The Chair indicated that he was pleased that the Cushman & Wakefield report together with a report as to how that has been used would be submitted as an exempt confidential item at the next meeting.

The Chair referred to the comments of the Committee at the last meeting on the Council's third quarter's performance monitoring report and although he acknowledged the Cabinet's prerogative he was disappointed with the responses.)

46 Safer Chorley & South Ribble Community Safety Partnership

The Committee considered the report of the Public Health Manager which provided an update on the progress of the partnership and also progress against the key actions.

The report set out the details of the overall position, areas of significant progress/achievement and areas for further action/monitoring.

During the discussion, the Committee's comments/enquiries included the following areas:

- **Role with the Partnership** – the Council currently chairs the Partnership and we could influence the police on how they work and use funding by Police Crime and Commissioners (PCC) for projects (some of these include the disruption of criminal gangs, domestic violence groups, counter terrorism groups etc).
- **Partnership's governance structure** – the Responsible Authority Group (RAG) would appoint a Chair on an annual basis in April. This would feed into an officers' group which produces action plans.
- **Rationale for the Partnership** – joined up skills/resources together to deliver community projects in both Chorley/South Ribble.
- **Partnership meetings** – The RAG would take place twice a year and special meetings would be arranged if there were any special circumstances arising. Community Safety meetings would take place every month to discuss various issues.
- **Partnership's engagement with the community** – police presence and listening to what people had to say. Surveys would be carried out on which areas of concern people would like to focus on. The Council also carried out a residents' survey on whether people feel 'safe in their area'.
- **Measuring success** – the priorities were set at the conference and this year it would focus on online crime because this was an upcoming issue. The actions were frequently reviewed at meetings which also considered what funding/impact this funding had. The officers' group would continue to monitor what had been set out by partners in the action plan. The partners would be very much disjointed if the partnership did not exist.
- **Responsibilities (Crime & Disorder Act 1988)** – the main objective was to keep people safe
- **National challenges being mirrored** – the main challenges were the reduction of police officers and to mitigate this the Partnership try to work more efficiently and smarter.
- **Increases in all burglary/theft** – a lot of hard work goes into the detection of burglaries. Resources were used during night time hours to eradicate this issue some operations deployed include covert operations. This work was

very much ongoing and significant results were achieved. Burglaries were split into two categories (residential and commercial businesses).

- **MARAC Conferences** – this was where actions (needs/support) were assessed and put in place to enable the victim to feel safe/protected and ensure there was no reoffending from the perpetrator.
- **'Target hardening'** – this was where robust targeting takes place were an individual released from prison of domestic violence were continuously being monitored by a team of officers to help keep the victim safe.
- **Tackling child sexual exploitation** – the Partnership would work closely with schools and funding had been obtained from the Office of the PCC for project work in raising awareness and helping young people understand what texting may lead to. Snap chatting/texting was a major issue (“known as the dark dark web”) in the detection/prevention of these crimes. Some diversionary activities and measures had also been carried out with a youth group in Leyland.
- **Crime reduction** – Multi Agency Teams were similar to Domestic Violence Teams where a reported crime would be discussed by partners on how to tackle those individual issues with the resources and concerns in those particular areas.
- **Police and Crime Commissioner funding** – the £10k was for projects for South Ribble. As a community we did get some other forms of funding for other areas of work.
- **Community Safety Action Plan (timescale)** - the action plan would be delivered to the RAG at the end of April on an annual basis.
- **Additional research (South Ribble)** – to raise the Partnership’s profile and promote positive messages on the good work undertaken by partners.

RESOLVED (Unanimously):

That:

1. the Partnership’s future reports to Scrutiny Committee include more measurable outcomes and measures of success.
2. further consideration be given to the Partnership engaging more effectively with young people and youth groups.
3. a more proactive and structured approach to child sexual exploitation be developed by the Partnership.
4. the Partnership explores potential external funding sources to help deliver its objectives.
5. the Committee welcomes the Partnership’s commitment to raise its profile and promote positive messages.
6. future reports include resident confidence/safety perception data, including trends and comparisons.

47 Licensing Implementation Plan

The Committee considered the report of the Revenues Manager which provided an explanation of the origins of the Implementation Plan; its development over the past

year; and a year-end assessment of progress since the inception of the Plan in March 2017.

The Committee was pleased to note that steady incremental progress had been made in implementing the Implementation Plan over the past 12 months. Collectively, officers and members had worked hard to arrive at the point where the overwhelming majority of actions could now be identified as complete (76%) with a further 15% in progress. The 3 items still to be commenced were all resource-intensive and their implementation would require a full-time manager to be in post. Given resource constraints, this was a commendable effort which had led to the introduction of more robust administrative procedures and a safer environment for local residents.

During the discussion, the Committee's comments/enquiries included the following areas:

- **Implementation Plan** – the Licensing Service at the time was processing applications on a daily basis but there was very little undertaken in terms of proactive enforcement. Some elements of improvement included the update of the Convictions/Licensing Policies and formal engagement with the taxi trade.
- **Lessons learnt** – there was a new robust assertive Convictions Policy which allowed the Council to take into account soft intelligence; the new Licensing Policy enabled the General Licensing Committee to require new applicants to undergo safeguarding training before they were issued with a licence; increased support for vulnerable people using taxis; and the governance process being streamlined to allow separate hearing panels to take place to consider cases and to bring the process in line with best practice.
- **What next after implementation** – this was the start of the journey. The Licensing Service could not afford to stay still as it was always evolving. A new full Licensing Manager would be in place shortly and plans were in place for the licensing function to be relocated to Legal Services. Some of the major issues to be addressed in 2018/19 included mandatory cctv in taxis; implementing a wide range of reviews into the Gambling Policy; and implementing an operator's accreditation scheme.
- **Will there be another peer challenge** – there are no plans for this at present however there was a proposal that the Licensing Service should be included on the internal audit plan for 2018/19. There were no National Accreditation for Licensing Service.
- **Resource constraints** – the Council was currently in the process of the recruitment of the new licensing manager. Three full time equivalent would be sufficient to move the service forward and to build on the good work.
- **Leading the team** – there were only three actions outstanding on the Plan at present and it was envisaged that once the full time Licensing Manager was recruited these actions would be progressed very quickly.

RESOLVED (Unanimously):

That:

1. the Council assesses the future resource requirements of the service.

2. the Committee expresses concern about the potential vacant Licensing Manager post and delay in recruiting to this important post.
3. consideration be given to us lobbying the Local Government Association (LGA) and Licensing Associations how we measure success to develop a National Standard and Quality Accreditations.

48 Worden Hall Update

The Planning Manager and the South Ribble Partnership Manager addressed and responded to the Committee's enquiries relating to an update on the investment into Worden and proposals to bring Worden Hall back into use.

The Planning Manager provided a brief update on the Artizan Market and an outline of the timescale for tenders for consultancy work in respect of the use of Worden Hall and market.

RESOLVED (Unanimously):

That:

1. the progress be noted.
2. Looks forward to a timeline at the next scheduled meeting of the Committee on 12 April 2018 on the following:
 - Artizan Market (firm plans)
 - Tender Documents set out

49 Scrutiny Matters

49a Review of the Business & Conference Centre (Formerly the Banqueting Suite)

Further to minute no. 42(a) (8 February 2018), the Committee received a report from the Review of the Business & Conference Centre (Formerly the Banqueting Suite) Task Group.

RESOLVED (Unanimously):

That the Committee endorses the task group's findings/recommendations.

49 Verbal update on Lancashire County Council's Health Scrutiny Committee **b**

The Chair had been unable to attend the recent meeting. The minutes had been circulated to members of the Committee for information.

49c Member feedback on meeting(s) and training attended on behalf of the committee

The next North West Strategic Scrutiny Network meeting would take place on Monday, 12 March 2018.

49 d Scrutiny Committee Forward Plan

The following were identified as items of interest for the Committee in future meetings –

- Mental Health
- Prostate Cancer
- Reducing Single Use Plastics (SUP) – subject to the decision of the Motion on this matter of Full Council on Wednesday, 21 March 2018

49e Cabinet Forward Plan

The Committee noted the Cabinet's Forward Plan.

Chair

Date