

BARNSELY METROPOLITAN BOROUGH COUNCIL

ANNUAL COUNCIL MEETING

6TH JUNE, 2014

COUNCILLOR TIM SHEPHERD (THE MAYOR)

ANNUAL MEETING OF THE BARNSELY METROPOLITAN BOROUGH COUNCIL duly convened and held on the 6th day of June, 2014 at the Town Hall, Barnsley.

- 1. Present:** The Mayor (Councillor T. Shepherd, in the Chair)
- Central Ward - Councillors Bruff and M. Dyson
 - Cudworth Ward - Councillors Hayward, Sir S. Houghton CBE and C. C. Wraith MBE
 - Darfield Ward - Councillors Markham and Saunders
 - Darton East Ward - Councillors Duerden, Miller and Spence
 - Darton West Ward - Councillors Burgess, Cave and Howard
 - Dearne North Ward - Councillor Sim and Worton
 - Dearne South Ward - Councillor Noble and Sixsmith MBE
 - Dodworth Ward - Councillors P. Birkinshaw, J. Carr and Perrin
 - Hoyland Milton Ward - Councillors Franklin and Stowe
 - Kingstone Ward - Councillors Mitchell and T. Sheard
 - Monk Bretton Ward - Councillors S. Green, K. Richardson and M. Sheard
 - North East Ward - Councillor Ennis
 - Old Town Ward - Councillors Davies and Grundy
 - Penistone East Ward - Councillors Barnard, Hand-Davis and Wilson
 - Penistone West Ward - Councillors Rusby and Unsworth
 - Rockingham Ward - Councillors Andrews, Dures and Lamb
 - Royston Ward - Councillors T. Cheetham and T.J. Cheetham
 - St. Helen's Ward - Councillors Leech, Platts and Tattersall
 - Stairfoot Ward - Councillors K. Dyson, Johnson and Mathers
 - Wombwell Ward - Councillors Frost, Morgan and R. Wraith
 - Worsbrough Ward - Councillors Barlow, G. Carr and Clarke

2. Election of the Mayor

Moved by Councillor Franklin - Seconded by Councillor Stowe; and

RESOLVED that Councillor T. Shepherd be and is hereby elected Mayor of the Borough for the ensuing Municipal Year (2014/15).

3. Mayor's Declaration

Councillor T. Shepherd, having first made and subscribed the declaration prescribed by law, took his seat as Mayor accordingly and returned thanks for his election.

4. Thanks to the Retiring Mayor and Mayoress

Moved by Councillor M. Sheard - Seconded by Councillor S. Green and

RESOLVED that the best thanks of the Council be given to Councillor K. Richardson for the manner in which he has discharged his duties appertaining to the Office of Mayor and also to Mrs. N. Richardson for her services as Mayoress.

5. Presentations to the Retiring Mayor and Mayoress

The Mayor presented to Councillor K. Richardson and to Mrs. N. Richardson replicas of the medallions attached to their respective Chains of Office as Mayor and Mayoress for the year 2013/14 in recognition of the Council's appreciation of the services rendered by them to the Borough during this period.

6. Election of Deputy Mayor for the Municipal Year 2014/15

Moved by Councillor Sir Steve Houghton CBE - Seconded by Councillor Andrews; and

RESOLVED that Councillor K. Richardson be and is hereby elected Deputy Mayor of the Borough for the ensuing municipal year (2014/15).

7. Deputy Mayor's Declaration

Councillor K. Richardson having first made and subscribed the declaration prescribed by law, took his seat as Deputy Mayor accordingly and returned thanks for his election.

8. Mayor Elect

Moved by Councillor Johnson - Seconded by Councillor Clarke; and

RESOLVED that Councillor Mathers be and is hereby appointed Mayor Elect of the Borough.

9. Local Government and Public Involvement in Health Act 2007

(a) Appointment of Leader

RESOLVED that Councillor Sir Steve Houghton, CBE be confirmed as the Executive Leader of the Council for a fixed term of four years until the Annual Council meeting 2018.

The Leader responded to the confirmation of his appointment by stating that it was a privilege and an honour to be the Leader of the Council for the next four years which would be some of the most difficult in the Council's history.

(b) Appointment of Cabinet Members and Cabinet Support Members

(i) **RESOLVED** that the appointment by the Leader, in accordance with the Local Government and Public Involvement in Health Act 2007, of the following Cabinet Members, Cabinet Support Members and the allocation of Portfolios be noted:-

Deputy Leader of the Council – Councillor Andrews
 Cabinet Spokesperson without Portfolio – Councillor Howard
 Corporate Services Spokesperson – Councillor Gardiner
 Communities Spokesperson – Councillor Platts
 Place Spokesperson – Councillor Miller
 People (Safeguarding) Spokesperson – Councillor Bruff
 People (Achieving Potential) Spokesperson – Councillor Tim Cheetham
 Cabinet Support Member without Portfolio – Councillor Richardson
 Cabinet Support Member for Corporate Services – Councillor Franklin
 Cabinet Support Member for Communities – Councillor Morgan
 Cabinet Support Member for Place – Councillor Mitchell
 Cabinet Support Member for People (Safeguarding) – Councillor K. Dyson
 Cabinet Support Member for People (Achieving Potential) – Councillor Dures; and

(ii) that Councillor Tim Cheetham be designated as the Cabinet Spokesperson with Statutory Responsibility for Children's Services.

10. Appointment of Chair Persons of Area Councils

RESOLVED that the appointment by the Leader of the following Members as Chair Persons of Area Councils be noted:-

Central Area Council	Councillor D. Green
Dearne Area Council	Councillor Noble
North Area Council	Councillor Burgess
North East Area Council	Councillor Hayward
Penistone Area Council	Councillor Barnard
South Area Council	Councillor Stowe

11. Allocation of Seats on Overview and Scrutiny Committee, The Children's Services Scrutiny Committee and Regulatory Boards

The report of the Director of Legal and Governance on the allocation of seats on the Overview and Scrutiny Committee, the Children's Services Scrutiny Committee and Regulatory Boards was:-

Moved by Councillor Sir Steve Houghton CBE – Seconded by Councillor Andrews;

RESOLVED that the allocation of seats on the Overview and Scrutiny Committee, the Children's Services Scrutiny Committee and Regulatory Boards, having been reviewed in accordance with Section 15 of the Local Government and Housing Act 1989, be allocated to Political Groups on the basis as set out in Section 6 of the report now submitted.

12. Appointment of Overview and Scrutiny Committee

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the Overview and Scrutiny Committee be constituted as follows for the ensuing Municipal Year:-

Councillors D. Birkinshaw, P. Birkinshaw, Brook, G. Carr, Cave, Clarke, Davies, M. Dyson, Ennis, Franklin, Frost, Hand-Davis, Hayward, Johnson, Makinson, Mathers, Mitchell, Morgan, M. Sheard, Sim, Sixsmith MBE, Spence, Tattersall, Unsworth, Wilson and Worton together with Mr. W. A. Haigh (Hallam Diocese), Mr. J. Winter and Ms. K. Morritt (Parent Governor Representatives), Ms. P. Gould, Ms. J. Whittaker and Mr. M Hooton, and one vacancy (the Diocese of West Yorkshire and the Dales).

13. Appointment of Children's Services Scrutiny Committee

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the Children's Services Scrutiny Committee be constituted as follows for the ensuing Municipal Year:-

Councillors G. Carr, Duerden, Rusby, Saunders, Worton and C. Wraith together with Mr. W. A. Haigh (Hallam Diocese), Mr. J. Winter and Ms. K. Morritt (Parent Governor Representatives) and one vacancy (the Diocese of West Yorkshire and the Dales).

14. Appointment of Chairpersons of the Overview and Scrutiny Committee, Children's Services Scrutiny Committee and the Scrutiny Task and Finish Groups

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the following Members be appointed as Chairpersons to the Overview and Scrutiny Committee, the Children's Services Scrutiny Committee and the Scrutiny Task and Finish Group Leads:-

Overview and Scrutiny Commission	Councillor Ennis
Children's Services Scrutiny Committee	Councillor Worton
Task and Finish Group 1	Councillor Sixsmith MBE
Task and Finish Group 2	Councillor G. Carr
Task and Finish Group 3	Councillor Hand-Davis

15. Appointment of Regulatory Boards

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the Regulatory Boards be constituted as follows for the ensuing Municipal Year:-

Planning

Councillors D. Birkinshaw, G. Carr, Clarke, Davies, M. Dyson, Franklin, Grundy, Hand-Davis, Hayward, Higginbottom, Key, Leech, Makinson, Markham, Mathers, Mitchell, Morgan, Noble, Perrin, Richardson, Rusby, Sim, Spence, Stowe, Unsworth and R. Wraith.

General Licensing (15 Members of whom will form from the Statutory Licensing Regulatory Board)

Councillors P. Birkinshaw, Brook, Burgess, J. Carr, Tracey Cheetham, Cherryholme, Duerden, Dures, K. Dyson, Ennis, Frost, D. Green, S. Green, Johnson, Lamb, Richardson, Saunders, M. Sheard, T. Sheard, Shepherd, Sixsmith MBE, Tattersall, Wilson, Worton and C. Wraith MBE together with one vacancy.

Statutory Licensing

Councillors Brook, Burgess, J. Carr, Tracey Cheetham, Cherryholme, Ennis, Frost, Richardson, Saunders, M. Sheard, Sixsmith MBE, Tattersall, Wilson, Worton and C. Wraith MBE.

Appeals, Awards and Standards

Councillors Barlow, Burgess, Cave, Tracey Cheetham, Cherryholme, Duerden, Dures, K. Dyson, D. Green, S. Green, Grundy, Higginbottom, Key, Lamb, Leech, Markham, Noble, North, Saunders, T. Sheard, Shepherd, Stowe, Wilson, C. Wraith MBE and R. Wraith and one vacancy together with Messrs S. Carvell, M. Moore and D. Waxman as Independent Persons for the purposes of the relevant provisions of the Local Government 2000 as amended by the Localism Act 2011 with regard to the investigation of ethical standards complaints.

16. Appointment of Chairpersons of Regulatory Boards

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the following Members be appointed as Chairperson of the Regulatory Boards as indicated until the next Annual Council meeting:-

Board**Chairperson**

Planning Regulatory
 General Licensing Regulatory
 Statutory Licensing Regulatory
 Appeals, Awards and Standards
 Regulatory

Councillor D. Birkinshaw
 Councillor C. Wraith MBE
 Councillor C. Wraith MBE
 Councillor Leech

17. Appointment of Audit Committee

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED:-

- (i) that the Audit Committee be constituted as follows for the ensuing Municipal Year:-

Councillors Barnard, P. Birkinshaw, D. Green and T. Sheard together with co-opted members Ms D. Brown, Mr S. Gill and Mr. M. Marks (together with two vacancies); and

- (ii) that the quarry rules be held in abeyance (until the appointment of a full complement of five co-opted members) subject to there being at least two Elected Members and one Non-Elected Member being in attendance.

18. Appointment of Chairperson and Vice-Chairperson of the Audit Committee

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that Councillor T. Sheard be appointed Chairperson and one Member from the Co-opted Members be appointed as Vice-Chairperson of the Audit Committee until the next Annual Council meeting.

19. Appointment of Joint Employees Consultative Committee

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the Joint Employees Consultative Committee for the ensuing year comprise Councillors Andrews, P. Birkinshaw, Bruff, Tim Cheetham, Gardiner, Houghton CBE, Howard, Miller, Platts and Wilson.

20. Appointment of Children's Homes Visiting Panel

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED that the Children's Homes Visiting Panel for the ensuing year comprise Councillors G. Carr, Frost, Rusby, Saunders, M. Sheard, Sixsmith MBE and Worton.

21. Appointment of Member Development Working Party

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED that the Member Development Working Party for the ensuing year comprise Councillors Barnard, P. Birkinshaw, Burgess, Cave, Howard, Richardson and Sixsmith MBE.

22. Appointment of Fostering Panel

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED that Councillor Sixsmith MBE be appointed to the Fostering Panel for the ensuing year.

23. Appointment of Adoption Panel

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED that Councillor Brook be appointed to the Adoption Panel for the ensuing year.

24. Appointment of Corporate Parenting Panel

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED that the Corporate Parenting Panel for the ensuing year comprise Cabinet Spokesperson and Cabinet Support Member for People (Safeguarding) together with Councillors Brook, G. Carr, Tracey Cheetham, Saunders, Sixsmith MBE, Unsworth, Worton and Wilson.

25. Appointment of Safeguarding Children’s Panel

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED that the Safeguarding Children’s Panel for the ensuing year comprise Cabinet Spokesperson and Cabinet Support Member for People (Safeguarding) together with Councillors Brook, Frost, Grundy, Saunders, M. Sheard, Sixsmith MBE, Wilson and Worton.

26. Appointment of Armed Forces Champion

Moved by Councillor Howard – Seconded by Councillor Richardson; and

RESOLVED that Councillor Hayward be appointed as the Armed Forces Champion for the ensuing year.

27. Constitution of Ward Alliances and Area Councils and Appointment of Joint Authority Representatives etc

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the Ward Alliances and Area Councils as detailed below be established for the ensuing Municipal Year:-

(a) Ward Alliances

Each Ward Alliance to comprise all Members from the relevant Wards:-

Central
 Cudworth
 Darfield
 Darton East
 Darton West
 Dearne North
 Dearne South
 Dodworth
 Hoyland Milton
 Kingstone
 Monk Bretton
 North East
 Old Town
 Penistone East
 Penistone West
 Rockingham
 Royston
 St. Helen's
 Stairfoot
 Wombwell
 Worsbrough

Area Councils

Each Area Council to comprise all Members from the relevant Wards based on the groupings detailed plus Co-optees from community representatives, whose appointments are to be determined by the respective Area Council:-

Central Area Council – Central, Dodworth, Kingstone, Stairfoot and Worsbrough
Dearne Area Council – Dearne North and Dearne South
North Area Council – Darton East, Darton West, St. Helen's and Old Town
North East Area Council – North East, Cudworth Monk Bretton and Royston
Penistone Area Council – Penistone East and Penistone West
South Area Council – Darfield, Wombwell, Hoyland Milton and Rockingham

(b) Joint Authorities

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED:-

that representatives on the following Joint Authorities be approved:-

South Yorkshire Fire and Rescue Authority

Councillors Andrews (Section 41) and Cave

South Yorkshire Pensions Authority

Councillors R. Wraith (Section 41) and Stowe

Sheffield City Region Combined Authority

Leader and Deputy Leader (Substitute) with the Cabinet Spokesperson for Corporate Services (Rotational Member)

Sheffield City Region Transport Authority

Cabinet Spokesperson for Place and Councillor Leech

(c) Outside Bodies – for the Ensuing Municipal Year

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the following appointments be made to the Outside Bodies indicated for the ensuing Municipal Year:-

Barnsley Citizens' Advice Bureau Trustee Board

Councillor Hayward plus Councillor Richardson (Substitute)

Joint Advisory Committee for the South Yorkshire Archaeology Service

Councillors Franklin and Richardson

Leeds City Region Leaders' Board

Leader

Local Government Association General Assembly

Leader, Deputy Leader, Cabinet Spokesperson without Portfolio and Councillor P. Birkinshaw

Local Government Yorkshire and Humber

Leader

Local Government Yorkshire and Humber Employers' Committee

Cabinet Spokesperson for Corporate Services

One Barnsley

Leader and Deputy Leader (Alternate)

Rural Assembly

Councillors Hand-Davis and Miller

Sheffield City Region Local Enterprise Partnership Board

Leader

South Yorkshire Joint Advisory Committee on Archives Service

Councillors Franklin and Richardson

South Yorkshire Police and Crime Panel

Councillor M. Dyson and Sixsmith MBE

South Yorkshire Trading Standards Joint Committee

Councillors Howard and Miller and Councillor Gardiner (Substitute Member)

The Industrial Communities Alliance

Councillors Tim Cheetham and Franklin and the Mayor Councillor Shepherd (Substitute Member)

Yorkshire Purchasing Organisation Management Committee

Councillors Barnard and Gardiner

(d) Vacancies on Outside Bodies

Moved by Councillor Howard - Seconded by Councillor Richardson; and

RESOLVED that the following appointments be made to fill vacancies on Outside Bodies:-

Barnsley and Rotherham Chamber of Commerce Representative Council

Councillor Leech

Robin Hood Doncaster Sheffield Airport Consultative Committee

Councillor Franklin

Yorkshire and Humber Joint Health Overview and Scrutiny Committee

Councillor Spence

28. Terms of Reference of the Full Council, Regulatory Boards and Committees and Functions to Delegated Officers

Moved by Councillor Sir Steve Houghton CBE – Seconded by Councillor Andrews; and

RESOLVED that the Terms of Reference of the Full Council, Regulatory Boards and Committees and Function to Delegated Officers as outlined in the document now submitted be approved.

29. Council Timetable 2014/15

Moved by Councillor Sir Steve Houghton CBE - Seconded by Councillor Andrews;
and

RESOLVED:-

- (i) that ordinary meetings of the Council for the Municipal Year 2014/15 be held on the following Thursdays commencing at 10.30 a.m.:-

- Thursday 24th July, 2014
- Thursday 25th September, 2014 (including Accounts)
- Thursday 27th November, 2014
- Thursday 5th February, 2015 (including HRA)
- Thursday 26th February, 2015 (Budget meeting)
- Thursday 5th March, 2015 (provisional Budget meeting to be cancelled if budget approved on 26th February, 2015)
- Thursday 2nd April, 2015

- (ii) that the next Annual Meeting of the Council be held on Friday 22nd May, 2015 at 6.00 p.m.;
- (iii) that the report of the Director of Legal and Governance seeking to confirm the dates for the remaining meetings shown in the Council Calendar for 2014/15, as now submitted, be adopted.

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Chairman