BARNSLEY METROPOLITAN BOROUGH COUNCIL

ANNUAL COUNCIL MEETING

22ND MAY, 2015

COUNCILLOR BRIAN MATHERS (THE MAYOR)

ANNUAL MEETING OF THE BARNSLEY METROPOLITAN BOROUGH COUNCIL duly convened and held on the 22nd day of May, 2015 at the Town Hall, Barnsley.

1. **Present:** The Mayor (Councillor B. Mathers, in the Chair)

   Central Ward - Councillors D. Birkinshaw and Bruff
   Cudworth Ward - Councillors Sir Stephen Houghton CBE and C. Wraith MBE
   Darfield Ward - Councillors Coates and Saunders
   Darton East Ward - Councillors Duerden, Miller and Spence
   Darton West Ward - Councillors Burgess, Cave and Howard
   Dearne North Ward - Councillors Gardiner and Worton
   Dearne South Ward - Councillors Noble and Sixsmith MBE
   Dodworth Ward - Councillors P. Birkinshaw, J. Carr and Riggs
   Hoyland Milton Ward - Councillors Franklin, Shepherd and Stowe
   Kingstone Ward - Councillor D. Green and Williams
   Monk Bretton Ward - Councillors S. Green, Richardson and Sheard
   North East Ward - Councillors Ennis, Hampson and Higginbottom
   Old Town Ward - Councillor Cherryholme
   Penistone East Ward - Councillors Barnard and Wilson
   Penistone West Ward - Councillors Millner and Unsworth
   Rockingham Ward - Councillors Andrews BEM, Dures and Lamb
   Royston Ward - Councillors Cheetham and Clements
   St. Helen’s Ward - Councillors Leech, Platts and Tattersall
   Stairfoot Ward - Councillors K. Dyson and Johnson
   Wombwell Ward - Councillors Frost, Morgan and R. Wraith
   Worsbrough Ward - Councillors G. Carr, Clarke and Pourali
2. **Election of the Mayor**

Moved by Councillor Johnson - Seconded by Councillor Clarke; and

**RESOLVED** that Councillor B. Mathers be and is hereby elected Mayor of the Borough for the ensuing Municipal Year (2015/16).

3. **Mayor’s Declaration**

Councillor B. Mathers, 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 Franklin - Seconded by Councillor Stowe and

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

5. **Presentations to the Retiring Mayor and Mayoress**

The Mayor presented to Councillor T. Shepherd and to Mrs. J. Shepherd replicas of the medallions attached to their respective Chains of Office as Mayor and Mayoress for the year 2014/15 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 2015/16**

Moved by Councillor Franklin - Seconded by Councillor Stowe; and

**RESOLVED** that Councillor T. Shepherd be and is hereby elected Deputy Mayor of the Borough for the ensuing municipal year (2015/16).

7. **Deputy Mayor’s Declaration**

Councillor T. Shepherd 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 Howard - Seconded by Councillor Cave; and

**RESOLVED** that Councillor Burgess be and is hereby appointed Mayor Elect of the Borough.
9. **Local Government and Public Involvement in Health Act 2007**

**Appointment of Cabinet Members and Cabinet Support Members**

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 (including Public Health) – 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 Cheetham
- Cabinet Support Member without Portfolio – Councillor Griffin
- 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 Dures
- Cabinet Support Member for People (Achieving Potential) – Councillor Cherryholme

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. **Cabinet Recommendations to Council**

20th May, 2015

**Proposed changes to Children’s Services Scrutiny Committee to establish a Safeguarding Scrutiny Committee**

Moved by Councillor Bruff – Seconded by Councillor Gardiner;

**RECOMMENDED TO COUNCIL:**

(i) that the revised Terms of Reference for the ‘Children's Services Scrutiny Committee’, as set out at Appendix 1 of the report submitted, to cover safeguarding issues for both adults and children's services be approved and the Committee be renamed the 'Safeguarding Scrutiny Committee' and the Council's Constitution be amended accordingly;
(ii) that the number of Elected Members on the Committee be increased from 6 to 10 to ensure greater representation of Elected Members from across the Borough, with appointment to the Committee made in accordance with the overall political proportionality of the Council, be approved; and

(iii) that the Member 'Safeguarding Children Panel' be disbanded to avoid duplication of work, with Members of the Safeguarding Scrutiny Committee meeting privately to consider confidential information and provide appropriate challenge to Council services.

12. **Allocation of Seats on Overview and Scrutiny Committee, Safeguarding 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 Safeguarding Scrutiny Committee and Regulatory Boards was:-

Moved by Councillor Howard – Seconded by Councillor Cave;

**RESOLVED** that the allocation of seats on the Overview and Scrutiny Committee, the Safeguarding 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.

13. **Appointment of Overview and Scrutiny Committee**

Moved by Councillor Howard - Seconded by Councillor Cave; 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, Clements, Davis, K Dyson, Ennis, Franklin, Frost, Hand-Davis, Hayward, Johnson, Makinson, Mitchell, Morgan, Pourali, Sheard, Sim, Sixsmith MBE, Spence, Tattersall, Wilson and Worton together with Ms K Morritt (Parent Governor Representative), Ms P Gould, Ms J Whittaker, Mr. M Hooton and Mr J Winter and three vacancies (Diocese of West Yorkshire and the Dales, Hallam Diocese and Parent Governor Representative).

14. **Appointment of Safeguarding Scrutiny Committee**

Moved by Councillor Howard - Seconded by Councillor Cave; and

**RESOLVED** that the Safeguarding Scrutiny Committee be constituted as follows for the ensuing Municipal Year:-

Councillors G Carr, Davis, Duerden, Frost, Hampson, Millner, Pourali, Saunders, Worton and C Wraith MBE together with Ms K Morritt (Parent Governor Representative), and three vacancies (the Diocese of West Yorkshire and the Dales, Hallam Diocese and Parent Governor Representative).
15. **Appointment of Chairpersons of the Overview and Scrutiny Committee, Safeguarding Scrutiny Committee and the Scrutiny Task and Finish Groups**

Moved by Councillor Howard - Seconded by Councillor Cave; and

**RESOLVED** that the following Members be appointed as Chairpersons to the Overview and Scrutiny Committee, the Safeguarding Scrutiny Committee and the Scrutiny Task and Finish Group Leads:-

- **Overview and Scrutiny Commission**: Councillor Ennis
- **Safeguarding 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

16. **Appointment of Regulatory Boards**

Moved by Councillor Howard - Seconded by Councillor Cave; and

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

**Planning**

Councillors D Birkinshaw, G Carr, Cherryholme, Coates, M Dyson, Franklin, Griffin, Grundy, Hampson, Hand-Davis, Hayward, Higginbottom, Leech, Makinson, Markham, Mathers, Mitchell, Morgan, Noble, Richardson, Riggs, Stowe, Sim, Spence, Unsworth, and R Wraith.

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

Councillors Brook, Burgess, J Carr, Clarke, Coates, Davies, Duerden, Dures, K Dyson, Ennis, Frost, D Green, S Green, Hampson, Johnson, Lamb, Millner, Richardson, Saunders, Sheard, Shepherd, Sixsmith MBE, Tattersall, Wilson, Worton and C Wraith MBE.

**Statutory Licensing**

Councillors Brook, Burgess, J Carr, Davies, Ennis, Frost, Johnson, Saunders, Sheard, Shepherd, Sixsmith MBE, Tattersall, Wilson, Worton and C Wraith MBE.

**Appeals, Awards and Standards**

Councillors Burgess, Cave, Cherryholme, Clements, Duerden, Dures, K Dyson, D Green, S Green, Griffin, Grundy, Hampson, Higginbottom, Lamb, Leech, Markham, Millner, Noble, Pouroli, Riggs, Saunders, Shepherd, Stowe, Williams, C Wraith MBE and R Wraith together with the Messrs S Carvell, M Moore and D Waxman as Independent Persons for the purposes of the relevant provisions of the Local Government Act 2000 as amended by the Localism Act 2011 with regard to the investigation of ethical standards complaints.
17. **Appointment of Chairpersons of Regulatory Boards**

Moved by Councillor Howard - Seconded by Councillor Cave; and

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

<table>
<thead>
<tr>
<th>Board</th>
<th>Chairperson</th>
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<tbody>
<tr>
<td>Planning Regulatory</td>
<td>Councillor D. Birkinshaw</td>
</tr>
<tr>
<td>General Licensing Regulatory</td>
<td>Councillor C. Wraith MBE</td>
</tr>
<tr>
<td>Statutory Licensing Regulatory</td>
<td>Councillor C. Wraith MBE</td>
</tr>
<tr>
<td>Appeals, Awards and Standards Regulatory</td>
<td>Councillor Leech</td>
</tr>
</tbody>
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18. **Appointment of Audit Committee**

Moved by Councillor Howard – Seconded by Councillor Cave; and

**RESOLVED** that the Audit Committee be constituted as follows for the ensuing Municipal Year:

Councillors Barnard, Clements, Griffin and Richardson together with co-opted members Ms K Armitage and Ms D Brown and Mr S Gill, Mr P Johnson and Mr M Marks.

19. **Appointment of Chairperson and Vice-Chairperson of the Audit Committee**

Moved by Councillor Howard - Seconded by Councillor Cave; and

**RESOLVED** that Councillor Richardson 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.

20. **Appointment of Joint Employees Consultative Committee**

Moved by Councillor Howard - Seconded by Councillor Cave; and

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

21. **Appointment of Children’s Homes Visiting Panel**

Moved by Councillor Howard – Seconded by Councillor Cave; and

**RESOLVED** that the Children’s Homes Visiting Panel for the ensuing year comprise Councillors G. Carr, Frost, Saunders, Sheard, Sixsmith MBE and Worton.
22. **Appointment of Member Development Working Party**

Moved by Councillor Howard – Seconded by Councillor Cave; and

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

23. **Appointment of Fostering Panel**

Moved by Councillor Howard – Seconded by Councillor Cave; and

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

24. **Appointment of Adoption Panel**

Moved by Councillor Howard – Seconded by Councillor Cave; and

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

25. **Appointment of Corporate Parenting Panel**

Moved by Councillor Howard – Seconded by Councillor Cave; 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, Coates, Sixsmith MBE, Tattersall, Unsworth, Wilson and Worton.

26. **Appointment of Armed Forces Champion**

Moved by Councillor Howard – Seconded by Councillor Cave; 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 Cave; 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 plus co-optees from community representatives:-
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:-

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 Cave; and

RESOLVED:-

that representatives on the following Joint Authorities be approved:-

South Yorkshire Fire and Rescue Authority
Councillors Andrews BEM (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 Committee

Cabinet Spokesperson for Place and Councillor Leech

(c) Outside Bodies – for the Ensuing Municipal Year

Moved by Councillor Howard - Seconded by Councillor Cave; 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 Advisory Partnership Committee**

Leader

**Local Government Association General Assembly**

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

**Local Government Yorkshire and Humber**

Leader

**Yorkshire and Humber (Local Authorities) Employers’ Association**

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 and Deputy Leader (Alternate)
South Yorkshire Joint Advisory Committee on Archives Service
Councillors Franklin and Richardson

South Yorkshire Police and Crime Panel
Councillor M. Dyson and Frost

South Yorkshire Trading Standards Joint Committee
Councillors Howard and Miller and Councillor Gardiner (Substitute Member)

The Industrial Communities Alliance
Councillors Shepherd and Franklin and Councillor Cheetham (Substitute Member)

Yorkshire Purchasing Organisation Management Committee
Councillors Barnard and Gardiner

(d) Vacancies on Outside Bodies

Moved by Councillor Howard - Seconded by Councillor Cave; and

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

Schools Forum
Councillors Mitchell and Millner

Standing Advisory Council on Religious Education
Councillor TBD – 2 Vacancies

George Beaumont Foundation
Councillor Howard

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 BEM; 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 2015/16**

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

**RESOLVED:-**

(i) that ordinary meetings of the Council for the Municipal Year 2015/16 be held on the following Thursdays commencing at 10.30 a.m.:-

- Thursday 4th June, 2015
- Thursday 30th July, 2015
- Thursday 24th September, 2015 (including Accounts)
- Thursday 26th November, 2015
- Thursday 4th February, 2016 (including HRA)
- Thursday 25th February, 2016 (Budget meeting)
- Thursday 3rd March, 2016 (provisional Budget meeting to be cancelled if budget approved on 26th February, 2015)
- Thursday 31st March, 2016;

(ii) that the next Annual Meeting of the Council be held on Friday 20th May, 2016 at 6.00 p.m.; and

(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 2015/16, as now submitted, be adopted.

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Chairman