

Deputy Chief Executive's Office

A. Faulder (Interim)

TO: ALL MEMBERS OF THE COUNCIL

Your Ref:

Our Ref: CA/SAHC

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25 February 2010

Dear Councillor,

YOU ARE HEREBY SUMMONED to attend the meeting of the Herefordshire Council to be held on **Friday 5 March 2010** at The Shirehall, St Peter's Square, Hereford. at 10.30 am at which the business set out in the attached agenda is proposed to be transacted.

Please note that car parking will be available at the Shirehall for elected Members.

Yours sincerely



C. ADAN
ASSISTANT CHIEF EXECUTIVE (INTERIM), LEGAL AND DEMOCRATIC

AGENDA

Council

Date: **Friday 5 March 2010**

Time: **10.30 am**

Place: **The Shirehall, St Peter's Square, Hereford.**

Notes: Please note the **time, date** and **venue** of the meeting.

For any further information please contact:

Sally Cole, Committee Manager Executive

Tel: 01432 260249

Email: scole@herefordshire.gov.uk

If you would like help to understand this document, or would like it in another format or language, please call Sally Cole, Committee Manager Executive on 01432 260249 or e-mail scole@herefordshire.gov.uk in advance of the meeting.

Agenda for the Meeting of the Council

Membership

Chairman

Councillor J Stone

Vice-Chairman

Councillor JB Williams

Councillor PA Andrews

Councillor LO Barnett

Councillor DJ Benjamin

Councillor WLS Bowen

Councillor ACR Chappell

Councillor PGH Cutter

Councillor H Davies

Councillor BA Durkin

Councillor MJ Fishley

Councillor JHR Goodwin

Councillor DW Greenow

Councillor KS Guthrie

Councillor MAF Hubbard

Councillor RC Hunt

Councillor JA Hyde

Councillor JG Jarvis

Councillor MD Lloyd-Hayes

Councillor RI Matthews

Councillor R Mills

Councillor AT Oliver

Councillor RJ Phillips

Councillor PD Price

Councillor A Seldon

Councillor RV Stockton

Councillor AP Taylor

Councillor AM Toon

Councillor WJ Walling

Councillor DB Wilcox

Councillor WU Attfield

Councillor CM Bartrum

Councillor AJM Blackshaw

Councillor H Bramer

Councillor ME Cooper

Councillor SPA Daniels

Councillor GFM Dawe

Councillor PJ Edwards

Councillor JP French

Councillor AE Gray

Councillor KG Grumbley

Councillor JW Hope MBE

Councillor B Hunt

Councillor TW Hunt

Councillor TM James

Councillor P Jones CBE

Councillor G Lucas

Councillor PJ McCaull

Councillor PM Morgan

Councillor JE Pemberton

Councillor GA Powell

Councillor SJ Robertson

Councillor RH Smith

Councillor JK Swinburne

Councillor DC Taylor

Councillor NL Vaughan

Councillor PJ Watts

Councillor JD Woodward

GUIDANCE ON DECLARING PERSONAL AND PREJUDICIAL INTERESTS AT MEETINGS

The Council's Members' Code of Conduct requires Councillors to declare against an Agenda item(s) the nature of an interest and whether the interest is personal or prejudicial. Councillors have to decide first whether or not they have a personal interest in the matter under discussion. They will then have to decide whether that personal interest is also prejudicial.

A personal interest is an interest that affects the Councillor more than most other people in the area. People in the area include those who live, work or have property in the area of the Council. Councillors will also have a personal interest if their partner, relative or a close friend, or an organisation that they or the member works for, is affected more than other people in the area. If they do have a personal interest, they must declare it but can stay and take part and vote in the meeting.

Whether an interest is prejudicial is a matter of judgement for each Councillor. What Councillors have to do is ask themselves whether a member of the public – if he or she knew all the facts – would think that the Councillor's interest was so important that their decision would be affected by it. If a Councillor has a prejudicial interest then they must declare what that interest is. A Councillor who has declared a prejudicial interest at a meeting may nevertheless be able to address that meeting, but only in circumstances where an ordinary member of the public would be also allowed to speak. In such circumstances, the Councillor concerned will have the same opportunity to address the meeting and on the same terms. However, a Councillor exercising their ability to speak in these circumstances must leave the meeting immediately after they have spoken.

AGENDA

Pages

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|-----------|--|---------|
| 1. | PRAYERS | |
| 2. | APOLOGIES FOR ABSENCE
To receive apologies for absence. | |
| 3. | DECLARATIONS OF INTEREST
To receive any declarations of interest by Members in respect of items on the Agenda. | |
| 4. | MINUTES
To approve and sign the Minutes of the meeting held on 5 February 2010.

For completeness the record of the named votes list for the Council meeting 13 November 2009 is attached for Members approval. | 1 - 22 |
| 5. | CHAIRMAN'S ANNOUNCEMENTS
To receive the Chairman's announcements and petitions from members of the public. | |
| 6. | QUESTIONS FROM MEMBERS OF THE PUBLIC
To receive questions from members of the public. | 23 - 28 |
| 7. | FORMAL QUESTIONS FROM COUNCILLORS TO THE CABINET MEMBERS AND CHAIRMEN UNDER STANDING ORDERS
To receive any written questions from Councillors. | |
| 8. | NOTICES OF MOTION UNDER STANDING ORDERS
Councillor LO Barnett, Cabinet Member Older People and Adult Social Care has submitted the following Notice of Motion.

PERSONAL CARE AT HOME BILL

<i>"This Council welcomes the general principle of the Governments proposal in the Personal Care at Home Bill to offer free care at home to people with the highest needs, but this Council is dismayed that the Government will only fund a limited part of the costs and expect local authorities to fund the rest (in excess of £250 million if Government figures are correct). All local authorities will be under increased pressure with the age profile rising, particularly with the increases in dementia cases. Herefordshire contrasts greatly from the whole of the West Midlands having 4.5% more older people than the West Midlands, and 5% higher than the average for England. The net average cost of dementia care packages is £17,700 p.a. This Council asks the Leader to communicate to the Secretary of State our Council's grave concern of having yet another unfunded mandate imposed on local authorities."</i> | |
| 9. | LEADER'S REPORT
To receive the Leader's report. The report provides an overview of the Executive's activity since the Council meeting of November 2009. | 29 - 34 |

POLICY FRAMEWORK AND BUDGETARY ISSUES

10. BUDGET AND COUNCIL TAX

Â. Financial Strategy 2010-2013 (INCLUDING BUDGET 2010/11)

35 - 42

B. Setting of the Council Tax

43 - 124

11. SUSTAINABLE COMMUNITIES STRATEGY - REFRESH

125 - 170

To seek approval of the revised Sustainable Community Strategy for Herefordshire.

12. CONSTITUTIONAL UPDATE

Â. Council Constitution

171 - 174

B. The Approval of the Annual Statement of Accounts

175 - 178

13. WEST MERCIA POLICE AUTHORITY

179 - 188

To receive the report of the meeting of the West Mercia Police Authority held on 15 December 2009. Councillor B. Hunt has been nominated for the purpose of answering questions on the discharge of the functions of the Police Authority.

14. HEREFORD & WORCESTER FIRE AND RESCUE AUTHORITY

189 - 192

To receive the report of the meeting of the Hereford & Worcester Fire and Rescue Authority held 18 December 2009.