

Deputy Chief Executive's Office

Dean Taylor

TO: ALL MEMBERS OF THE COUNCIL

Your Ref:

Our Ref: CA/SAHC

Please ask for: Mrs S Cole

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20 May 2010

Dear Councillor,

YOU ARE HEREBY SUMMONED to attend the meeting of the Herefordshire Council to be held on **Friday 28 May 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.

The Annual Council lunch is to take place at 1.00 pm at the Town Hall, Hereford. Should business not been concluded by **12.45 pm** the meeting will be suspended until the afternoon following the conclusion of lunch.

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 28 May 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

Vice-Chairman

| | |
|---------------------------|-----------------------------|
| Councillor PA Andrews | Councillor WU Attfield |
| Councillor LO Barnett | Councillor CM Bartrum |
| Councillor DJ Benjamin | Councillor PL Bettington |
| Councillor AJM Blackshaw | Councillor WLS Bowen |
| Councillor H Bramer | Councillor ACR Chappell |
| Councillor ME Cooper | Councillor PGH Cutter |
| Councillor SPA Daniels | Councillor H Davies |
| Councillor GFM Dawe | Councillor BA Durkin |
| Councillor PJ Edwards | Councillor MJ Fishley |
| Councillor JP French | Councillor JHR Goodwin |
| Councillor AE Gray | Councillor DW Greenow |
| Councillor KG Grumbley | Councillor KS Guthrie |
| Councillor JW Hope MBE | Councillor MAF Hubbard |
| Councillor B Hunt | Councillor RC Hunt |
| Councillor TW Hunt | Councillor JA Hyde |
| Councillor TM James | Councillor JG Jarvis |
| Councillor AW Johnson | Councillor Brig P Jones CBE |
| Councillor MD Lloyd-Hayes | Councillor G Lucas |
| Councillor RI Matthews | Councillor PJ McCaull |
| Councillor PM Morgan | Councillor AT Oliver |
| Councillor JE Pemberton | Councillor RJ Phillips |
| Councillor GA Powell | Councillor PD Price |
| Councillor SJ Robertson | Councillor A Seldon |
| Councillor RH Smith | Councillor RV Stockton |
| Councillor AP Taylor | Councillor DC Taylor |
| Councillor AM Toon | Councillor NL Vaughan |
| Councillor WJ Walling | Councillor PJ Watts |
| Councillor DB Wilcox | 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. | CHAIRMAN To elect the Chairman of the Council. | |
| 2. | PRAYERS | |
| 3. | APOLOGIES FOR ABSENCE To receive apologies for absence. | |
| 4. | DECLARATIONS OF INTEREST To receive any declarations of interest by Members in respect of items on the Agenda. | |
| 5. | VICE CHAIRMAN To appoint the Vice-Chairman of the Council. | |
| 6. | MINUTES To approve and sign the Minutes of the meeting held on 5 March 2010. | 1 - 24 |
| 7. | APPOINTMENT OF THE LEADER OF THE COUNCIL To appoint the Leader of the Council. | |
| 8. | APPOINTMENT OF SEATS TO POLITICAL GROUPS, APPOINTMENT TO COMMITTEES AND OTHER BODIES, APPOINTMENT TO OFFICES RESERVED TO COUNCIL To exercise those powers reserved to Council at its Annual Meeting: <ul style="list-style-type: none"> a) To confirm its committees and the number of seats on each, including terms of reference and functions of those committees. b) To approve the allocation of seats to political groups for the coming year. c) To make appointments to the positions of Chairmen and Vice-Chairmen of committees. d) To make arrangements for such appointments to committees and other bodies as may be necessary, including co-optees. | 25 - 32 |
| 9. | CHAIRMAN'S ANNOUNCEMENTS To receive the Chairman's announcements and petitions from members of the public. | |
| 10. | QUESTIONS FROM MEMBERS OF THE PUBLIC To receive questions from members of the public. | 33 - 40 |
| 11. | FORMAL QUESTIONS FROM COUNCILLORS TO THE CABINET MEMBERS AND CHAIRMEN UNDER STANDING ORDERS To receive any written questions from Councillors. | |

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| 12. NOTICES OF MOTION UNDER STANDING ORDERS | |
| | No Notices of Motion have been received. |
| 13. DUTY TO RESPOND TO PETITIONS | 41 - 50 |
| | To advise Members that the duty to respond to petitions will come into force on 15 June 2010 (15 December for e-petitions) and seek approval for the Council's Petitions Scheme. |
| 14. COUNCIL CONSTITUTION | 51 - 56 |
| | To seek approval for issues relating to the Council's constitution. |
| 15. ANNUAL REPORT FROM THE LEADER OF THE COUNCIL | 57 - 64 |
| | To provide an overview of the Executive's activity in the last 12 months and priorities for the future. |
| 16. ANNUAL REPORT OF THE PLANNING COMMITTEE | 65 - 66 |
| | To inform the Council of the activities of the Committee during the previous year. |
| 17. ANNUAL REPORT OF THE STANDARDS COMMITTEE | 67 - 70 |
| | To inform the Council of the main activities of the Committee during the past year. |
| 18. ANNUAL REPORT OF THE OVERVIEW AND SCRUTINY COMMITTEE | 71 - 76 |
| | To inform Council of the work undertaken by the Scrutiny function in 2009/10. |
| 19. ANNUAL REPORT OF THE REGULATORY COMMITTEE | 77 - 80 |
| | To note the main activities of the Committee during the period December 2009 – May 2010. |
| 20. ANNUAL REPORT OF THE AUDIT AND GOVERNANCE COMMITTEE | 81 - 82 |
| | To provide an overview of the activities of the above Committee (known as Audit & Corporate Governance Committee until 1 January 2010) in the last 12 months and workplan for the coming year. |
| 21. WEST MERCIA POLICE AUTHORITY | 83 - 86 |
| | To receive the report of the meeting of the West Mercia Police Authority held on 16 February 2010. Councillor B Hunt has been nominated for the purpose of answering questions on the discharge of the functions of the Police Authority. |
| 22. HEREFORD & WORCESTER FIRE AND RESCUE AUTHORITY | 87 - 88 |
| | To receive the report of the meeting of the Hereford & Worcester Fire and Rescue Authority held on 3 March 2010. |
| 23. DATES OF FUTURE COUNCIL MEETINGS | |
| | The dates for Council meetings for 2010/11 are as follows: |
| | 16 July 2010 |
| | 19 November 2010 |
| | 4 February 2011 |
| | 4 March 2011 |
| | 29 April 2011 (Last Council meeting prior to May elections) |

27 May 2011 (Annual)

All meetings will be held at 10.30 am at the Shirehall, Hereford unless otherwise advised.