

MINUTES of the meeting of Council held at Shirehall, St Peter Square, Hereford on Friday 23 May 2014 at 9.00 am

Present: Councillor LO Barnett (Chairman)
Councillor J Stone (Vice Chairman)

Councillors: PA Andrews, AM Atkinson, CNH Attwood, CM Bartrum, PL Bettington, AJM Blackshaw, WLS Bowen, H Bramer, AN Bridges, EMK Chave, MJK Cooper, PGH Cutter, BA Durkin, PJ Edwards, DW Greenow, KS Guthrie, J Hardwick, EPJ Harvey, JW Hope MBE, JA Hyde, TM James, JG Jarvis, AW Johnson, Brig P Jones CBE, JLV Kenyon, JF Knipe, JG Lester, MD Lloyd-Hayes, RI Matthews, PJ McCaull, SM Michael, JW Millar, PM Morgan, NP Nenadich, C Nicholls, FM Norman, RJ Phillips, GJ Powell, AJW Powers, R Preece, PD Price, SJ Robertson, P Rone, A Seldon, P Sinclair-Knipe, GR Swinford, DC Taylor, GA Vaughan-Powell and DB Wilcox

1. ELECTION OF CHAIRMAN

Councillor WLS Bowen proposed and Councillor AW Johnson seconded the nomination of Councillor LO Barnett.

RESOLVED: That Councillor LO Barnett be elected Chairman of the Council for the forthcoming municipal year.

The Chairman expressed her personal thanks to the former Vice Chairman, Councillor Chappell, for all his support to her during his term of office.

2. APPOINTMENT OF VICE-CHAIRMAN

Councillor LO Barnett proposed and Councillor TM James seconded the nomination of Councillor J Stone.

RESOLVED: That Councillor J Stone be elected Vice-Chairman of the Council for the forthcoming municipal year.

Prayers

The Very Reverend Michael Tavinor led the Council in prayers.

Councillor RC Hunt and Councillor PJ Watts

The Leader of the Council paid tribute on behalf of the Council to Councillor Roger Hunt and Councillor Peter Watts.

Council observed a silence in their memory.

3. APOLOGIES FOR ABSENCE

Apologies were received from Councillor ACR Chappell, MAF Hubbard, RL Mayo, J Norris and CA North.

4. DECLARATIONS OF INTEREST

The Solicitor to the Council reminded Council that he had granted a dispensation under his delegated authority to those Councillors seeking election to posts carrying a Special Responsibility Allowance so permitting them to vote on agenda item 8 - Appointments to Council Committees and outside bodies.

Agenda item 7: Election of Leader of the Council

Councillor AW Johnson declared a pecuniary interest and left the meeting for the duration of this item.

5. MINUTES

RESOLVED: That the Minutes of the meeting held on 7 March 2014 be confirmed as a correct record and signed by the Chairman.

6. CHAIRMAN'S ANNOUNCEMENTS

Council noted the Chairman's announcements as printed in the agenda papers.

7. ELECTION OF LEADER OF THE COUNCIL

(Councillor AW Johnson declared a pecuniary interest and left the meeting for the duration of this item.)

Councillor PM Morgan proposed and Councillor H Bramer seconded the nomination of Councillor AW Johnson.

RESOLVED: That Councillor AW Johnson be elected Leader of the Council for the forthcoming municipal year.

8. APPOINTMENTS TO COUNCIL COMMITTEES AND OUTSIDE BODIES

Council considered appointments to the Committees of the Council and outside bodies in line with the rules of political proportionality, an amendment to the terms of reference of the Audit and Governance Committee and arrangements for making appointments to the Independent Remuneration Panel.

The Solicitor to the Council commented that following discussion with Group Leaders it was suggested that recommendations a-d and f-j as printed in the agenda papers, about which there was consensus, should be considered and voted upon as a whole. Discussion of appointments to the positions of Chairmen and Vic-Chairmen for which several nominations were expected could then be considered.

The Solicitor to the Council clarified that recommendation h, permitting vacancies arising during the year to be filled by the Chief Executive following consultation with the Group Leaders, was a procedural device to enable the Chief Executive to give effect to the wishes of Group Leaders.

Councillor TM James proposed and Councillor WLS Bowen seconded a motion that recommendations a-d and f-j as printed in the agenda papers be approved.

This motion was carried with no one voting against it and ten abstentions.

Council agreed that appointments to the positions of Chairmen and Vice-Chairmen would be determined by named vote where there was more than one nomination for the position.

The consideration of each appointment was as follows:

Chairman of the General Overview and Scrutiny Committee

Councillor J Hardwick proposed and Councillor AW Johnson seconded the nomination of Councillor WLS Bowen.

Councillor AJW Powers proposed and Councillor EPJ Harvey seconded the nomination of Councillor A Seldon.

A named vote was held.

For Councillor Bowen (41)

Councillors PA Andrews, AM Atkinson, CNH Attwood, CM Bartrum, LO Barnett, PL Bettington, AJM Blackshaw, WLS Bowen, H Bramer, AN Bridges, MJK Cooper, PGH Cutter, BA Durkin, PJ Edwards, DW Greenow, KS Guthrie, J Hardwick, JW Hope, MBE, JA Hyde, TM James, JG Jarvis, AW Johnson, Brig P Jones CBE, JF Knipe, JG Lester, RI Matthews, PJ McCaull, JW Millar, PM Morgan, NP Nenadich, RJ Phillips, GJ Powell, R Preece, PD Price, SJ Robertson, P Rone, P Sinclair-Knipe, J Stone, DC Taylor, GA Vaughan-Powell and DB Wilcox.

For Councillor Seldon (8)

Councillors EMK Chave, EPJ Harvey, JLV Kenyon, MD Lloyd-Hayes, SM Michael, C Nicholls, FM Norman, and AJW Powers.

Abstentions (2) Councillors A Seldon and GR Swinford.

Councillor Bowen was therefore appointed.

Vice-Chairman of the General Overview and Scrutiny Committee

Councillor PM Morgan proposed and Councillor WLS Bowen seconded the nomination of Councillor BA Durkin.

Councillor AJW Powers proposed and Councillor A Seldon seconded the nomination of Councillor EPJ Harvey.

A named vote was held.

For Councillor Durkin (35)

Councillors PA Andrews, AM Atkinson, CM Bartrum, PL Bettington, AJM Blackshaw, WLS Bowen, H Bramer, MJK Cooper, PGH Cutter, BA Durkin, PJ Edwards, DW Greenow, KS Guthrie, J Hardwick, JW Hope, MBE, JA Hyde, JG Jarvis, AW Johnson, Brig P Jones CBE, JG Lester, RI Matthews, PJ McCaull, JW Millar, PM Morgan, NP Nenadich, RJ Phillips, GJ Powell, PD Price, SJ Robertson, P Rone, P Sinclair-Knipe, J Stone, DC Taylor, GA Vaughan-Powell and DB Wilcox.

For Councillor Harvey (12)

Councillors AN Bridges, EMK Chave, JLV Kenyon, JF Knipe MD Lloyd-Hayes, SM Michael, C Nicholls, FM Norman, AJW Powers R Preece,, A Seldon GR Swinford

Abstentions (4)

Councillors LO Barnett, CNH Attwood, EPJ Harvey, and TM James.

Councillor Durkin was therefore appointed.

Chairman of Health and Social Care Overview and Scrutiny Committee

Councillor WLS Bowen proposed and Councillor AW Johnson seconded the nomination of Councillor CNH Attwood.

There were no other nominations.

Vice-Chairman of Health and Social Care Overview and Scrutiny Committee

Councillor AJW Powers proposed and Councillor JG Jarvis seconded the nomination of Councillor MD Lloyd-Hayes.

There were no other nominations.

Chairman of Audit and Governance Committee

Councillor AW Johnson proposed and Councillor PM Morgan seconded the appointment of Councillor JG Jarvis.

There were no other nominations.

Vice-Chairman of Audit and Governance Committee

Councillor A Seldon proposed and Councillor AJW Powers seconded the appointment of Councillor EMK Chave.

There were no other nominations.

Chairman of the Planning Committee

Councillor AW Johnson proposed and Councillor PM Morgan seconded the appointment of Councillor PGH Cutter.

There were no other nominations.

Vice-Chairman of the Planning Committee

Councillor TM James proposed and Councillor AW Johnson seconded the appointment of Councillor PA Andrews.

Councillor JLV Kenyon proposed and Councillor AM Atkinson seconded the nomination of Councillor DW Greenow.

A named vote was held.

For Councillor Andrews (33)

Councillors CNH Attwood, CM Bartrum, LO Barnett, AJM Blackshaw, WLS Bowen, H Bramer, EMK Chave, PGH Cutter, BA Durkin, PJ Edwards, KS Guthrie, J Hardwick, JW Hope, MBE, JA Hyde, TM James, JG Jarvis, AW Johnson, Brig P Jones CBE, RI Matthews, PJ McCaull, SM Michael, JW Millar, C Nicholls, RJ Phillips, GJ Powell, R Preece, PD Price, SJ Robertson, P Rone, J Stone, GR Swinford, GA Vaughan-Powell and DB Wilcox.

For Councillor Greenow (14)

Councillors AM Atkinson, PL Bettington, AN Bridges, MJK Cooper, EPJ Harvey, JLV Kenyon, JG Lester, MD Lloyd-Hayes, PM Morgan, NP Nenadich, AJW Powers, A Seldon, P Sinclair-Knipe and DC Taylor.

Abstentions(4)

Councillors PA Andrews, DW Greenow, JF Knipe, and FM Norman.

Councillor Andrews was therefore appointed,

Chairman of the Regulatory Committee

Councillor AJW Powers proposed and Councillor MD Lloyd-Hayes seconded the appointment of Councillor A Seldon.

There were no other nominations.

Councillor RJ Phillips praised the qualities of Councillor JW Hope MBE the outgoing Chairman of the Committee and Council endorsed these remarks.

Vice-Chairman of the Regulatory Committee

Councillor WLS Bowen proposed and Councillor AW Johnson seconded the appointment of Councillor PJ Edwards.

There were no other nominations.

Chairman of Employment Panel

Councillor PM Morgan proposed and Councillor JG Jarvis seconded the appointment of Councillor AW Johnson.

There were no other nominations.

Terms of Reference – Audit and Governance Committee

It was acknowledged that the amendment to the terms of reference for the Audit and Governance Committee had not formally been considered by that Committee. However, all Members had had the opportunity to comment if they wished.

RESOLVED:

- That:**
- (a) the list of ordinary committees be confirmed and the allocation of seats on those committees to political groups be made as indicated in paragraph 7 of the report;**
 - (b) the seats on other bodies to which the allocation of seats to groups falls to be made by Council be as indicated in paragraph 9 of the**

report, and all other representation on outside bodies be decided by the Chief Executive in consultation with the Group Leaders in accordance with the provisions of the constitution;

- (c) the reappointment of the co-opted members of General Overview & Scrutiny Committee be approved in accordance with the Appendix to these Minutes;
- (d) the wishes of the political groups as to nominees to fill their respective allocations of seats be noted;
- (e) the appointments of Chairmen and Vice-Chairmen be confirmed in accordance with the Appendix to these Minutes
- (f) the suspension of the rules of proportionality, in respect of the Regulatory Sub-Committee, the River Lugg Internal Drainage Board and the Wye Valley AONB Joint Advisory Committee, be approved;
- (g) the respective terms of reference for each committee or board remain unchanged, with the exception of additions to the Audit & Governance Committee terms of reference as detailed at Appendix 2 to the report;
- (h) any vacancies on committees or outside bodies arising during the year be filled by the decision of the Chief Executive following consultation with the Group Leaders and in accordance with the rules of proportionality;
- (i) the Solicitor to the Council be authorised, after consultation with Group Leaders and having regard to the regulations and guidance as outlined at paragraph 14 of the report, to appoint up to 5 members of the Independent Remuneration Panel; and
- (j) that the Solicitor to the Council make any consequent amendments to the Constitution as are necessary.

9. DATES OF FUTURE MEETINGS

RESOLVED: That the dates for ordinary meeting of Council for 2014/15 be approved:

18 July 2014

26 September 2014

12 December 2014

6 February 2015

6 March 2015

24 April 2015*

22 May 2015

*(It was noted that the meeting scheduled for April 2015 would only be convened should there be business necessary for Council to conclude before the election in May 2015.)

