

GREAT YARMOUTH
BOROUGH COUNCIL

AGENDA

for the

COUNCIL

15 May 2008

at 7.00 pm

**LARGER PRINT COPY AVAILABLE
PLEASE TELEPHONE: 01493 846325**

COUNCIL

To be held in the Council Chamber, Town Hall, Great Yarmouth
on Thursday, 15 May 2008 at 7.00 pm

AGENDA

DECLARATIONS OF INTEREST

You have a **PERSONAL INTEREST** in a matter being discussed at a meeting IF

- It relates to something on your Register of Interests form; or
- A decision on it would affect you, your family or friends more than other people in your Ward.

You have a **PREJUDICIAL INTEREST** in a matter being discussed at a meeting IF

- It affects your financial position or that of your family or friends more than other people in your Ward; or
- It concerns a planning or licensing application you or they have submitted
- **AND IN EITHER CASE** a reasonable member of the public would consider it to be so significant that you could not reach an unbiased decision.

If your interest is only **PERSONAL**, you must declare it but can still speak and vote. If your interest is **PREJUDICIAL**, you must leave the room. However, you have the same rights as a member of the public to address the meeting before leaving.

1. MINUTES

... To confirm the minutes of the 24 April 2008 (pages 1-3).

2. PUBLIC QUESTION TIME

To consider any questions raised by a Member of the public. No questions have been received to date.

3. REPORTS TO COUNCIL FOR DECISION

(a) Updating Council's Constitution

... The Monitoring Officer's report is attached (pages 4-5).

(b) Committee Memberships 2008/09

To agree the appointments for memberships of Committees for 2008/09 (details to follow).

(c) Appointments to Outside Bodies

To agree the appointments to Outside Bodies for 2008/09 (details to follow).

(d) Area Liaison Meetings

... Following consideration of this matter by the Strategic Advisory Group and Corporate Management Board, Council is asked to give consideration to the format for future Area Liaison Meetings (page 6).

4. BOROUGH COUNCIL ELECTIONS – 1 MAY 2008

... The Returning Officer's report is attached (pages 7-8).

5. REPORT OF LEADER ON URGENT KEY DECISIONS MADE SINCE THE LAST COUNCIL MEETING WHICH WERE NOT IN THE FORWARD PLAN

The Leader will report.

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COUNCIL MEETING

24 April 2008 – 7.00 pm

PRESENT:

The Mayor, Councillor Garrod (in the Chair); Councillors Ames, Barker, Blyth, Burroughs, Castle, B Coleman, M Coleman, Collins, Cook, Easter, P Hacon, Hewitt, Holmes, Jermay, Linden, Peck, Pettit, Plant, Reynolds, Shrimplin, Stone, B Taylor, M Taylor, D Thompson, M Thompson, Wainwright, B Walker, C Walker, Weymouth and Williamson.

Apologies for absence were received from Councillors S Hacon, Smith, Tate and Watts.

Mr R Packham (Managing Director), Mr C Skinner (Head of Central Services) and Mr R Hodds (Member Services Manager and Scrutiny Officer).

1. MINUTES

The minutes of the 21 February 2008 were confirmed.

2. PUBLIC QUESTION TIME

Members were advised that no questions had been raised by a member of the public.

3. REPORTS TO COUNCIL FOR DECISION

(a) Annual Audit and Inspection Letter – Audit Commission

Council was advised that Cabinet at its meeting on the 23 April 2008 had referred the following action points to Council for approval:-

- Continue to drive forward the Council's Improvement Programme to address areas of poor performance
- Ensure that it has sufficient capacity to deliver its improvement agenda
- Ensure that the recommendations made in the Auditor's Annual Governance Report are implemented
- Take the necessary steps to address the matters set out in the Commission's Use of Resources Report and improve the Council's use of resources assessment

- Monitor the progress on the implementation of agreed recommendations in the Commission's Data Quality Report.

Proposer: Councillor B Coleman

Seconder: Councillor Stone

That the action points as outlined above be approved.

CARRIED

(b) Cabinet Advisory Groups

On reference from Cabinet of the 19 March, Council was recommended to agree to replace the existing five Cabinet Advisory Groups with three Advisory Groups (Strategic and Community, Customers and Resources and Economy and Environment), to be based around Directorates rather than Cabinet Portfolios, with the terms of reference of the Advisory Groups to remain unaltered but with the membership being increased from seven to twelve Members (politically balanced), and that each Advisory Group to agree a timetable of meetings and work programme for the 2008/09 Municipal Year.

Proposer: Councillor B Coleman

Seconder: Councillor Stone

That the arrangements for the Cabinet Advisory Groups for the 2008/09 Municipal Year as outlined above be approved.

CARRIED

(c) Audit and Risk Committee – Terms of Reference

Council considered the Head of Financial Services' report which sought endorsement of revised terms of reference for the Audit and Risk Committee.

Proposer: Councillor B Coleman

Seconder: Councillor Stone

That the revised terms of reference for the Audit and Risk Committee as detailed in the Head of Financial Services' report be approved.

CARRIED

(d) Local Code of Corporate Governance

Council considered the Head of Financial Services' report which sought endorsement of a "Revised Code of Corporate Governance".

Proposer: Councillor B Coleman

Seconder: Councillor Stone

That the revised Local Code of Corporate Governance as detailed in the Head of Financial Services' report be approved.

CARRIED

(e) Committee Timetable 2008/09

Council considered the Member Services Manager and Scrutiny Officer's report in respect of the proposed Committee Timetable for 2008/09.

Proposer: Councillor B Coleman

Seconder: Councillor Stone

That the proposed Committee Timetable for 2008/09 as amended be agreed.

CARRIED

4. MINUTES OF MEETINGS

(a) Council – 21 February 2008

The Mayor presented the minutes of the Council Meeting held on the 21 February 2008.

(b) Cabinet – 19 March and 23 April 2008

The Leader presented the minutes of the Cabinet Meetings held on the 19 March and 23 April 2008.

(c) Scrutiny Committee – 25 February and 25 March 2008

The Chairman presented the minutes of the Scrutiny Committee meetings held on the 25 February and 25 March 2008.

(d) Audit and Risk Committee – 10 March 2008

Council considered the minutes of the Audit and Risk Committee meeting held on the 10 March 2008.

Proposer: Councillor B Coleman

Seconder: Councillor Stone

That the minutes of Council of the 21 February 2008, Cabinet of the 19 March and 23 April 2008, Scrutiny Committee of the 25 February and 25 March 2008 and Audit and Risk Committee of the 10 March 2008 be received.

CARRIED

5. REPORT OF LEADER ON URGENT KEY DECISIONS MADE SINCE THE LAST COUNCIL MEETING WHICH WERE NOT IN THE FORWARD PLAN

The Leader reported that there were no issues for consideration.

6. KING JOHN'S CHARTER 800TH ANNIVERSARY FEAST – 17 MAY 2008

The Leader reminded Council of the arrangements in respect of the King John's Charter 800th Anniversary Feast to be held at St Nicholas Church on the 17 May 2008.

7. CLOSURE OF MEETING

The meeting ended at 7.05 pm

Subject: Updating Council's Constitution

Report to: Council – 15 May 2008

Report by: Monitoring Officer

RECOMMENDATIONS

That the Council approves the amended and updated Constitution.

1. The Local Government Act 2000 required Councils to have formal Constitutions. This Council's Constitution was adopted in May 2002. It was amended in October 2003, June 2004 and July 2004.
2. The Constitution has recently been reviewed by the Monitoring Officer. Amendments have been made to
 - 2.1 reflect the organisational structure introduced in April 2007
 - 2.2 take account of the role of Cabinet Advisory Committees
 - 2.3 incorporate changes to the Standards, Licensing and Gambling functions of the Council brought about by legislation
 - 2.4 allow for the Managing Director or a Corporate Director to take an Executive decision in an emergency (subject to consultation with the Leader or Deputy Leader if at all possible)
 - 2.5 make it clear that the Cabinet will decide who will be able to make "spending decisions" for large externally funded projects
 - 2.6 bring the Constitution up to date with recent changes in legislation (for example, the Standards Committee will now consider itself allegations that a member has breached the Code of Conduct).

FINANCIAL IMPLICATIONS:
None

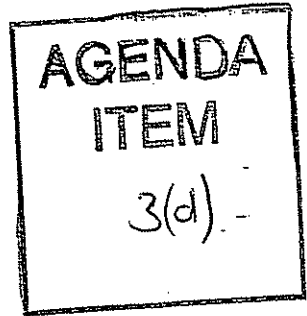
LEGAL IMPLICATIONS:
These have been taken into account

EXECUTIVE BOARD CONSULTATION:

BACKGROUND PAPERS:
File 1/9/1/2; Council's Constitution

RECOMMENDATIONS

Does this report raise any legal, financial, sustainability, equality, crime and disorder or human rights issues and, if so, have they been considered?	Issues	
	Legal	✓
	Financial	X
	Risk	X
	Sustainability	X
	Equality	✓
	Crime and Disorder	X
	Human Rights	✓
	Every Child Matters	X



Format for future Area Liaison Meetings

- Timing – 7.00pm – 9.00pm
- Chairman – Leader

First session

- Questions submitted in advance by ward councillors on ward issues
- Short Q & A from ward councillors
- Short break during which time members of the public can submit written questions

Second session

- Answers to written questions submitted by the public in advance
- Answers, where possible, to written questions from the public present

Attendees

- Members of the Cabinet
- Ward Councillors
- Managing Director and the two Corporate Directors

Gorleston/Great Yarmouth Area Liaison Meeting

Name: _____

Address (if written reply needed) _____

Post Code: _____ Telephone: _____

Question: _____

Subject: Great Yarmouth Borough Council Elections

Report to: Full Council

Date: 15 May 2008

Report by: Licensing and Elections Manager

1. Great Yarmouth Borough Council Elections – 1 May 2008

1.1. The results of the local elections were as follows:

WARD	HELD BY	CANDIDATE	PARTY	VOTE	ELECTED	TURNOUT	RESULT
Bradwell North	Lab	Grey, A. C.	Con	761	Alan C. Grey	32.66%	Con gain Lab lost
		Loades, J. C.	Lib Dem	146			
		Wainwright, T.J.	Lab	713			
Bradwell South & Hopton	Con	Aldred, C.	UKIP	177	Stephen A. Ames	33.79%	Con held
		Ames, S.A.	Con	814			
		Buchanan, A.	Lib Dem	381			
		Vriesema, J.E.	Lab	325			
Central & Northgate	Lab	Baugh, G.A.G.	UKIP	143	Michael Taylor	26.69%	Lab held
		Garrod, T.S.C	Con	560			
		Harris, A.J.	Lib Dem	135			
		Taylor, M.	Lab	636			
Claydon	Lab	Blyth, A.A.	Lab	704	Anthony A. Blyth	28.4%	Lab held
		Greenacre, M.	Con	604			
		Woodcock, R.	Green	252			
East Flegg	Con	Cole, R.A	Lib Dem	218	George W. Jermany	36.4%	Con held
		Jermany, G.W.	Con	930			
		Smith, J.S.	Lab	242			
Gorleston	Con	Collins, B.J.E.	Con	991	Bertie J.E. Collins	32.75%	Con held
		Tyrrell, R.	Lab	303			
Magdalen	Lab	Page, P. E.	Con	816	Patricia E. Page	30.64%	Con gain Lab lost
		Walker, C. M.	Lab	752			
Nelson	Lab	Cosaitis, J.	Con	377	Micheal T. Jeal	19.3%	Lab held
		Dyer, N. M.	Lib Dem	93			
		Jeal, M. T.	Lab	487			
		Purchase-Walker, A. P.	Green	118			
Ormesby	Con	Livingstone, J.	Lab	251	Charles J. Reynolds	36.2%	Con held
		Reynolds, C.J.	Con	997			
St Andrews	Con	Cook, P. G.	Con	619	Patrick G. Cook	28.47%	Con held
		Fox, G. C.	Lab	370			
Southtown & Cobholm	Lab	Baugh, P.	UKIP	147	Penelope S. Linden	20.51%	Lab held
		Brookshaw, J.	Lib Dem	80			
		Dinsdale, J.	Con	163			
		Linden, P. S.	Lab	334			
West Flegg	Con	Coleman, B. G.	Con	1068	Barry G. Coleman	34.4%	Con held
		James, K. L.	Lab	284			

Yarmouth North	Con	Garrod, Paul A. Marsden, C.W.	Con Lab	693 498	Paul A. Garrod	34.61%	Con held
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- 1.2 The total percentage poll for the whole election was 30.02% (31.58% last year)
- 1.3 The number of postal votes issued for this election was 6,941. The number of valid postal votes returned that were included in the count was 4,966 (a return of 71.54% compared to 78.09% last year).
- New regulations require that at least 20% of postal vote statements from each opening should be checked for signatures and dates of birth. Elections staff carried out a 100% check from each opening.
- 1.4 The first result was declared shortly after 11 p.m. and the last result was declared at 12.14 a.m.
- 1.5 The composition of councillors serving the Council is now 24 Conservative and 15 Labour.

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