

KENT COUNTY COUNCIL

MINUTES of a Meeting of the Kent County Council held at County Hall, Maidstone on Thursday, 15 May 2008.

PRESENT:

Mr P W A Lake (Chairman)
Mr J A Davies (Vice-Chairman)

Mrs A D Allen, Mrs C Angell, Mr M J Angell, Mr A R Bassam, Mr T J Birkett, Mr R H C Bliss, Mr A H T Bowles, Mr D L Brazier, Mr J R Bullock, MBE, Mr R B Burgess, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr N J D Chard, Mr I S Chittenden, Mr L Christie, Mr G Cowan, Ms C J Cribbon, Mr A D Crowther, Mrs V J Dagger, Mr D S Daley, Mr M C Dance, Dr M R Eddy, Mr K A Ferrin, MBE; Mr C G Findlay, Mr M J Fittock, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mrs E Green, Ms A Harrison, Mr M J Harrison, Mr C Hart, Mr W A Hayton, Mr C Hibberd, Mr P M Hill, OBE; Mr D A Hirst, Mrs S V Hohler, Mr G A Horne, MBE, Mr E E C Hotson, Mr I T N Jones, Mr A J King, MBE; Mr R E King, Mr S J G Koowaree, Mr C J Law, Mr J F London, Mr R L H Long, Mr K G Lynes, Mr T A Maddison, Mr R F Manning, Mr R A Marsh, Mr J I Muckle, Mrs M Newell, Mr W V Newman, DL, Mr M Northey, Mr R J E Parker, Mr R J Parry, Mr A R Poole, Mr L B Ridings, Dr T R Robinson, Mrs E D Rowbotham, Mr G Rowe, Mr J E Scholes, Mr J D Simmonds, Mr D Smyth, Mr M V Snelling, Mrs P A Stockell, Mr R Truelove, Mrs E Tweed, Mr M J Vye, Mr C T Wells, and Mr F Wood-Brignall.

IN ATTENDANCE:- The Chief Executive, Mr P Gilroy, OBE and the Director of Law and Governance, Mr G Wild.

UNRESTRICTED ITEMS

1. Election of Chairman

(Mr L Ridings, the present Chairman presided for this item)

(1) Mr P B Carter moved, Mr M Hill seconded:-

that Mr P W A Lake be elected Chairman of the Council.

Carried without a vote

(2) Mr Lake thereupon took the chair, made his declaration of acceptance of office and returned thanks for his election.

(3) Mr Lake then paid tribute to Mr Ridings and thanked him for the manner in which he had carried out his duties as Chairman of the Council from May 2007 to the present day.

(4) Mr Ridings suitably responded.

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2. Election of Vice-Chairman

(1) Mr M Harrison moved, Mr A King seconded:-

that Mr J A Davies be appointed Vice-Chairman of the Council.

Carried without a vote

(2) Mr Davies thereupon made his declaration of acceptance of office and returned thanks for his appointment.

3. Declarations of Interest

Mr I Chittenden, Mr R King and Mr R Parker made declarations of interest as Governors of the Board of Kent TV.

4. Minutes

(1) Mr L Christie moved Dr M Eddy seconded that under Minute 2 – Declarations of Interest all the words be deleted and “There were none” be substituted therefor and a new Item 7(a) be inserted to read Mr M Snelling made a declaration of interest in respect of Item 6 on the agenda as a non-executive Director of Kent Top Temps.

Carried unanimously

(2) RESOLVED that the Minutes of the meeting held on 3 April 2008 are correctly recorded subject to the addition of (1) above and that they be signed by the Chairman.

5. Chairman’s Announcements

Mr C F J Young

(1) The Chairman announced the death on 7 April 2008 of Mr C F J Young, Labour County Councillor for Margate Central Electoral Division from 1985 to 1993.

(2) The Council stood in silence as a mark of respect.

(3) RESOLVED that this Council desires to record the sense of loss it feels on the death of Mr C F J Young and extends to his relatives its deepest sympathy on their sad bereavement.

Visitors from Seattle

The Chairman welcomed Council Member Larry Gossett and Auditor Cheryle Broome from King County, Seattle, who were currently working in Kent.

Petition re A258

The Chairman formally handed a petition received on safety on the A258, to Mr K A Ferrin, Cabinet Member for Environment, Highways & Waste.

Awards

The Chairman informed Members that Kent County Council had received a Public Sector Joint Working Award for Kent Better Homes Active Lives Project and also we had won the category for "Total Reward" at the Public Sector People Managers' Association Award Ceremony on 30 April. The Council recorded its thanks to all staff involved in these achievements.

6. Questions

Under Procedure Rule 1.18, 10 questions were asked and replies were given. 2 questions remained unanswered at the end of thirty minutes and written answers were given. Question 2 fell as Mr Pascoe was not in attendance at the meeting.

7. Report by Leader of the Council

The Leader of the Council updated the Council on the Highway Repair programme, Localism, the Sub-National Review, Commercial Services, Building Schools for the Future and successes in the Kent Economy.

8. Kent's Second Local Area Agreement

(1) Mr P Carter moved Mr N Chard seconded that:

- (a) the progress on the continued development of Kent Agreement 2 be noted;
- (b) delegation for sign off of the Kent Agreement 2 submission be given to the Chief Executive in consultation with the Leader of the Council and Group Leaders' be agreed; and
- (c) County Council staff and other partner agencies as well as the Members of KCC's Informal Member Group be thanked for their work in the development of the Kent Agreement 2.

(2) Dr M R Eddy moved Mr D Smyth seconded as an amendment:-

Recommendation (b):

change to 'To AGREE that delegation for sign off of the Kent Agreement 2 submission is given to the Chief Executive subject to detailed consultation with and following agreement by the Leader of the Council and Group Leaders'.

And to add the following:

Recommendation (d):

'To REQUIRE that throughout the life cycle of KA2 the six-monthly performance management reports referred to in section 11 of the present paper are brought to the next meetings of KCC's Cabinet and full Council for information and discussion, following their reception by the Kent Public Service Board, along with details of any actions to be taken in response to the findings of these reports'.

Recommendation (e):

'To REQUIRE that the POCs be updated at each meeting on KA2 performance within the various directorates throughout the lifecycle of the Agreement, by Managing Directors and key officers tasked with leading on individual indicators'.

Recommendation (f):

'To REQUIRE that in future all KCC members be given advance notice of and open invitations to meetings of their local LSPs and that, whether they attend these meetings or not, they should be formally notified by KCC representatives on their local LSPs of the outcomes from each meeting regarding progress on and performance management of local action plans under KA2'.

- (3) Mr Carter, with the consent of his seconder and the Council, agreed to accept the key principles of this amendment subject to Recommendation (f) being amended to read:

“request the LSPs that, in future, all KCC members be given advance notice of and explore the possibility of open invitations being made to meetings of their local LSPs and that, whether they attend these meetings or not, they should be formally notified by KCC representatives on their local LSPs of the outcomes from each meeting regarding progress on and performance management of local action plans under KA2’.”

- (4) Dr Eddy with the consent of his seconder and the Council agreed to accept the amendment set out in (3).

This was carried without a vote and became the substantive motion

- (5) Mr M Vye seconded by Mr L Christie moved that the question be put.

For -42

Mrs A D Allen, Mrs C Angell, Mr M J Angell, Mr T Birkett, Mr P B Carter, Mr I Chittenden, Mr L Christie, Ms C J Cribbon, Mr A D Crowther, Mr D S Daley, Mr M C Dance, Dr M R Eddy, Mr K A Ferrin, Mr C G Findlay, Mr M J Fittock, Mr G K Gibbens, Mr R W Gough, Ms E Green, Mr C Hart, Mr P M Hill, Mr I T N Jones, Mr A J King, Mr R E King, Mr R L H Long, Mr K G Lynes, Mr T Maddison, Mr R F Manning, Mr J I Muckle, Mrs M Newell, Mr W V Newman, Mr R J E Parker, Mr A R Poole, Mr L Ridings, Dr T Robinson, Mrs E Rowbotham, Mr G Rowe, Mr D Smyth, Mrs P Stockell, Mr R Truelove, Mrs E Tweed, Mr M J Vye, Mr C J Wells,

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Against - 16

Mr A H T Bowles, Mr J R Bullock, Mr C J Capon, Miss S J Carey, Mr M J Harrison, Mr W A Hayton, Mr D A Hirst, Mrs S V Hohler, Mr E E C Hotson, Mr C J Law, Mr R A Marsh, Mr M Northey, Mr R J Parry, Mr J E Scholes, Mr J D Simmonds and Mr F Wood-Brignall

Abstain - 5

Mr R B Burgess, Mrs V J Dagger, Mr J B O Fullarton, Mr C Hibberd and Mr M V Snelling.

(6) The Chairman then put the substantive motion to the vote:

For - 68

Mrs A D Allen, Mrs C Angell, Mr M J Angell, Mr A R Bassam, Mr T J Birkett, Mr R H C Bliss, Mr D L Brazier, Mr R B Burgess, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr N J D Chard, Mr I S Chittenden, Mr L Christie, Mr G Cowan, Ms C J Cribbon, Mr A D Crowther, Mrs V J Dagger, Mr D S Daley, Mr M C Dance, Dr M R Eddy, Mr K A Ferrin; Mr C G Findlay, Mr M J Fittock, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mrs E Green, Ms A Harrison, Mr M J Harrison, Mr C Hart, Mr W A Hayton, Mr C Hibberd, Mr P M Hill, OBE; Mr D A Hirst, Mrs S V Hohler, Mr G A Horne, MBE, Mr E E C Hotson, Mr I T N Jones, Mr A J King, Mr R E King, Mr S J G Koowaree, Mr J F London, Mr R L H Long, Mr K G Lynes, Mr T A Maddison, Mr R F Manning, Mr R A Marsh, Mr J I Muckle, Mrs M Newell, Mr W V Newman, DL, Mr M Northey, Mr R J E Parker, Mr R J Parry, Mr A R Poole, Mr L B Ridings, Dr T R Robinson, Mrs E D Rowbotham, Mr G Rowe, Mr J D Simmonds, Mr D Smyth, Mr M V Snelling, Mrs P A Stockell, Mr R Truelove, Mrs E Tweed, Mr M J Vye, Mr C T Wells, and Mr F Wood-Brignall.

Against – 3

Mr J R Bullock, Mr A H T Bowles and Mr J E Scholes.

Abstain - 0

Carried

(7) RESOLVED that

- (a) the progress on the continued development of Kent Agreement 2 be noted;
- (b) delegation for sign off of the Kent Agreement 2 submission be given to the Chief Executive in consultation with the Leader of the Council and Group Leaders';
- (c) all County Council staff and other partner agencies as well as the Members of KCC's Informal Member Group be thanked for their work in the development of the Kent Agreement 2;
- (d) throughout the life cycle of KA2 the six-monthly performance management reports referred to in section 11 of the present paper are brought to the next meetings of KCC's Cabinet and full Council for information and discussion, following their reception by the Kent Public Service Board, along with details of any actions to be taken in response to the findings of these reports'.

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- (e) the POCs be updated at each meeting on KA2 performance within the various directorates throughout the lifecycle of the Agreement, by Managing Directors and key officers tasked with leading on individual indicators'; and
- (f) the LSPs be requested that, in future, all KCC members be given advance notice of and explore the possibility of open invitations being made to meetings of their local LSPs and that, whether they attend these meetings or not, they should be formally notified by KCC representatives on their local LSPs of the outcomes from each meeting regarding progress on and performance management of local action plans under KA2'.

9. Quarterly Report on Urgent Key Decisions

RESOLVED that the report be noted.

10. Mosquito Devices

RESOLVED that:-

- (a) the issues concerning the use of Mosquito Devices be noted;
- (b) the use of mosquito devices be banned on Kent County Council property;
- (c) potential users of mosquito devices be informed of the dangers presented to children and young people by these devices; and
- (d) Central Government be lobbied to enforce a national ban on use of the devices.

11. Minutes for Information

Pursuant to Procedure Rules 1.10 and 1.19A the Minutes of the Planning Applications Committee were noted.

12. Presentation on Kent TV

(Mrs T Oliver, Head of Strategic Development Unit/Interim Head of Corporate Communications; Mr J McGee and Mr N Dake from Kent TV, were in attendance for this item)

The Council received a presentation on the new channels and sub-channels now being shown on Kent TV.

13. Motion for Time Limited Debate

- (1) Dr M R Eddy moved Mr D Smyth seconded:-

That this County Council notes the lack of detailed information supplied to Members regarding progress on Enhanced Two-Tier Working and requires written updates from the Leader and Chief Executive to be incorporated into the agenda of each full Council meeting so that progress may be discussed and put to the Council for approval.

- (2) Mr A King moved Mr K Lynes seconded as an amendment that all the words after 'Council' in the first line be deleted and the following substituted therefor:

reaffirms its continuing support for the Kent Commitment and the efforts of the Leader and Chief Executive of the County Council and their district colleagues in delivering effective enhanced two tier working across Kent with regular updates through Corporate POC.

- (3) The Chairman put to the vote the amendment set out in (2) above:

For – 36

Mrs A D Allen, Mr M J Angell, Mr A H T Bowles, Mr D L Brazier, Mr J R Bullock, Mr R B Burgess, Mr C J Capon, Mr P B Carter, Mr A D Crowther, Mr M C Dance, Mr C G Findlay, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mr M J Harrison, Mr W A Hayton, Mr C Hibberd, Mr P M Hill, Mr D A Hirst, Mrs S V Hohler, Mr A J King, Mr R E King, Mr C J Law, Mr J F London, Mr K G Lynes, Mr R A Marsh, Mr M Northey, Mr R J Parry, Mr L B Ridings, Dr T R Robinson, Mr J E Scholes, Mr J D Simmonds, Mr M V Snelling, Mrs E Tweed, Mr C J Wells and Mr F Wood-Brignall.

Against - 18

Mrs C Angell, Mr A R Bassam, Mr T Birkett, Mr I Chittenden, Mr L Christie, Mr G Cowan, Dr M R Eddy, Mr M J Fittock, Ms E Green, Mr C Hart, Mr S J G Koowaree, Mr T Maddison, Mr R F Manning, Mrs M Newell, Mr W V Newman, Mr R J E Parker, Mr G Rowe and Mr D Smyth.

Abstain - 0

This was carried and became the substantive motion

- (4) The Chairman then put to the vote the substantive motion

For- 42

Mrs A D Allen, Mr M J Angell, Mr A R Bassam, Mr D L Brazier, Mr A H T Bowles, Mr J R Bullock, Mr R B Burgess, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr I Chittenden, Mr A D Crowther, Mr M C Dance, Mr C G Findlay, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mr M J Harrison, Mr W A Hayton, Mr C Hibberd, Mr P M Hill, Mr D A Hirst, Mrs S V Hohler, Mr A J King, Mr R E King, Mr C J Law, Mr J F London, Mr K G Lynes, Mr R F Manning, Mr R A Marsh, Mr M Northey, Mr R J Parry, Mr L B Ridings, Dr T R Robinson, Mr G Rowe, Mr J E Scholes, Mr J D Simmonds, Mr M V Snelling, Mrs P Stockell, Mrs E Tweed, Mr C J Wells and Mr F Wood-Brignall.

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Against - 11

Mr T Birkett, Mr L Christie, Mr G Cowan, Dr M R Eddy, Mr M J Fittock, Mr C Hart, Mr S J G Koowaree, Mr W V Newman, Mr R J E Parker, Mr D Smyth and Mr R Truelove.

Abstain – 1

Mrs M Newell

Carried

- (5) RESOLVED that this County Council reaffirms its continuing support for the Kent Commitment and the efforts of the Leader and Chief Executive of the County Council and their district colleagues in delivering effective enhanced two tier working across Kent with regular updates through Corporate POC.