



NORTH YORKSHIRE COUNTY COUNCIL

Minutes of the meeting of the County Council held at County Hall, Northallerton on 19 July 2017, commencing at 10.30 am

PRESENT:-

County Councillor Helen Swiers in the Chair.

County Councillors Val Arnold, Karl Arthur, Margaret Atkinson, Andrew Backhouse, Bob Baker, Philip Barrett, Derek Bastiman, John Blackie, David Blades, Philip Broadbank, Eric Broadbent, Lindsey Burr MBE, Michael Chambers MBE, David Chance, Jim Clark, Liz Colling, Richard Cooper, Gareth Dadd, Caroline Dickinson, Stephanie Duckett, Keane Duncan, John Ennis, Caroline Goodrick, Helen Grant, Bryn Griffiths, Michael Harrison, Paul Haslam, Robert Heseltine, Mel Hobson, David Hugill, David Ireton, David Jeffels, Janet Jefferson, Andrew Jenkinson, Mike Jordan, Andrew Lee, Carl Les, Stanley Lumley, Cliff Lunn, Don Mackay, Don Mackenzie, John Mann, Stuart Martin MBE, Zoe Metcalfe, Heather Moorhouse, Patrick Mulligan, Andy Paraskos, Stuart Parsons, Caroline Patmore, Chris Pearson, Clive Pearson, Joe Plant, Gillian Quinn, Tony Randerson, Janet Sanderson, Karin Sedgwick, Andy Solloway, Peter Sowray, Roberta Swiers, Angus Thompson, Callam Walsh, Geoff Webber, John Weighell OBE, Richard Welch, Greg White, Annabel Wilkinson and Robert Windass.

MINUTES

It was moved and seconded that the Minutes of the Annual General Meeting of the County Council held on Wednesday, 17 May 2017, having been printed and circulated, are taken as read and confirmed and signed by the Chairman as a correct record.

The vote was taken and, on a show of hands, the motion was declared carried with none against and one abstention.

Resolved -

12. That the Minutes of the Annual General Meeting of the County Council held on Wednesday, 17 May 2017, having been printed and circulated, are taken as read and are confirmed and signed by the Chairman as a correct record.

Chairman's Announcements

The Chairman acknowledged the death of former County Councillor William (Bill) Barton OBE. He served as a County Councillor from 1985 to 2007, and he was Chairman from 1998 to 1999.

Statement by the Leader

County Councillor Carl Les made a statement, under Contract Procedure Rule 2.3, as Leader of the Council, a summary of the key points of which had previously been circulated and which appear in the Minute Book (pages 9311 to 9312). County Councillor Carl Les then responded to various questions.

Public Questions or Statements

No notice had been received of questions or statements from the public.

Report of the Executive

Capital Expenditure Outturn and Financing 2016/17

The recommendation in paragraph 1 of the report (page 9313) was moved and seconded.

The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved -

13. That the proposed carry forward to 2017/18 of the net capital underspend totalling £1.4m as set out in paragraph 5.10 of the report to the Executive is approved.

Amendments to the Constitution

The recommendation at paragraph 2 of the report (page 9314) was moved and seconded.

The vote was taken and, on a show of hands, the motion was declared carried, with six against of which County Councillors John Blackie, Lindsay Burr MBE, Helen Grant and Stuart Parsons asked for their votes to be recorded, and one abstention.

Resolved -

14. That the proposed changes to the Constitution as set out in the table of amendments at pages 38 to 40, as set out above, is approved.

Young and Yorkshire 2

The recommendations at paragraph 3 of the report (page 9314) was moved and seconded.

The vote was taken and, on a show of hands, the motion was declared carried, with none against, and two abstentions.

Resolved -

- 15.** (a) The collective endorsement and approval of the draft Young and Yorkshire 2 Plan is given.
- (b) That the Corporate Director - Children and Young People's Service is authorised to make any necessary changes to the Plan following a formal annual review to ensure it remains relevant, dynamic and aligned with shifting local and national priorities.

Change to Dismissal Arrangements for Officers

The recommendations at paragraph 4 of the report (pages 9314 to 9315) was moved and seconded.

The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved -

- 16.** (a) That the Chief Officer Appointments and Disciplinary Committee Terms of Reference and the proposed amendments to it as set out in Appendix 2 of the report, are approved.
- (b) That a Chief Officers Disciplinary Panel is established.
- (c) That appointments are to be made to the Chief Officers Disciplinary Panel as and when required.
- (d) That the power to appoint to the Chief Officers Disciplinary Panel is delegated to the Assistant Chief Executive (Business Support).
- (e) That the proposed consequent amendments to the delegations of the Assistant Chief Executive (Business Support) and the Assistant Chief Executive (Legal and Democratic Services) in the Officers' Delegation Scheme as set out in Appendix 3 of the report is approved.
- (f) That the proposed consequential amendments to the Staff Employment Procedure Rule as set out in Appendix 4 of the report is approved.
- (g) That the pilot appeals process for conduct/capability dismissals is approved for implementation on a permanent basis.
- (h) That the Employment Appeals Committee Terms of Reference and the proposed amendments to it as set out in Appendix 5 of the report are approved.
- (i) That the Constitution is amended accordingly.

Changes to LGPS Discretions Policy

The recommendation at paragraph 5 of the report (page 9315) was moved and seconded.

The vote was taken and, on a show of hands, the motion was declared carried, with none against and one abstention.

Resolved -

17. That the proposed amendments to NYCC LGPS Discretions Policy as set out in the report are approved.

Appointments to Committees and Other Bodies

The recommendations at paragraph 6 of the report (pages 9315 to 9318), and the addendum circulated at the meeting (at page 9321) were moved and seconded. All appointments are for the period until the County Council election in May 2021 unless otherwise stated.

An amendment was moved and seconded proposing an increase in the size of the Employment Appeals Committee, for a period of one year, by an additional two places that are not politically balanced. The two places to be allocated to the NY Independent Group and the Labour Group, County Councillor John Blackie and County Councillor Tony Randerson.

The vote was taken and, on a show of hands, the motion as amended was declared carried, with none against and no abstentions.

Resolved -

18. (a) Audit Committee: County Councillor Jim Clark to replace County Councillor Richard Cooper.
- (b) Pension Board: County Councillor Mike Jordan is appointed to the County Council Employer Representative seat.
- (c) (Home to School Transport) Appeals Committee: County Councillor Val Arnold to replace County Councillor Heather Moorhouse and County Councillor Heather Moorhouse to take her place as substitute.
- (d) Health and Wellbeing Board: The membership is confirmed as set out below:

County Councillors (3)		
1	HARRISON, Michael (Chair)	Executive Member for Adult Social Care and Health Integration
2	DICKINSON, Caroline	Executive Member for Public Health and Prevention
3	SANDERSON, Janet	Executive Member for Children and Young People's
Elected Member District Council Representative (1)		
4	FOSTER, Richard	Leader, Craven District Council
Local Authority Officers (5)		

5	FLINTON, Richard	North Yorkshire County Council Chief Executive
6	WEBB, Richard	North Yorkshire County Council Corporate Director, Health & Adult Services
7	DWYER, Peter	North Yorkshire County Council Corporate Director, Children & Young People's
8	WAGGOTT, Janet	Chief Officer, District Council Representative
9	SARGEANT, Dr Lincoln	North Yorkshire County Council Director of Public Health
Clinical Commissioning Groups (5)		
10	RENWICK, Dr Colin	Airedale, Wharfedale & Craven CCG
11	PROBERT, Janet	Hambleton, Richmondshire & Whitby CCG
12	BLOOR, Amanda	Harrogate & Rural District CCG
13	METTAM, Phil	Vale of York CCG
14	COX, Simon	Scarborough and Ryedale CCG
Other Members (3)		
15	JONES, Shaun	NHS England NY & Humber Area Team
16	BROMFIELD, Judith (subject to formal County Council approval)	Healthwatch Representative
17	BIRD, Alex	Voluntary Sector Representative
Co-opted Members (2) – Voting		
18	MARTIN, Colin	Mental Health Trust Representative (Chief Executive,
19	TOLCHER, Dr Ros	Acute Hospital Representative
Substitute Members		
	WARREN, Julie	NHS England NY & Humber Area Team
	CROWLEY, Patrick	Acute Hospital
	COLLINSON, Gill	Hambleton Richmondshire & Whitby CCG
	MELLOR, Richard	Scarborough and Ryedale CCG
	AYRE, Nigel	Healthwatch
	COULTHARD, Adele	Tees, Esk and Wear Valley NHS Foundation Trust
	HIRST, Helen	Airedale, Wharfedale & Craven CCG
	PHILLIPS, Andrew	Vale of York CCG

- (e) Young People Overview and Scrutiny Committee: County Councillor Val Arnold to replace County Councillor John Ennis.
- (f) Scrutiny of Health Committee: the representatives from the District Councils are:

	<i>Representation</i>	<i>Member</i>
1	Hambleton DC	HARDISTY, Kevin
2	Selby DC	CHILVERS, Judith
3	Ryedale DC	GARDINER, Bob
4	Scarborough BC	MORTIMER, Jane E
5	Craven DC	HULL, Wendy
6	Richmondshire DC	SEDGWICK, Karin
7	Harrogate BC	GALLOWAY, Ian

<i>Representation</i>		<i>Substitute</i>
1	Hambleton DC	VACANCY
2	Selby DC	VACANCY
3	Ryedale DC	SHIELDS, Elizabeth
4	Scarborough BC	JENKINSON, Andrew
5	Craven DC	BROCKBANK, Linda
6	Richmondshire DC	CAMERON, Jamie
7	Harrogate BC	BROWN, Nick

- (g) Better Health Programme (Durham, Darlington, Tees, Hambleton, Richmondshire, and Whitby STP): County Councillors John Blackie, Jim Clark and Heather Moorhouse are appointed to represent the County Council.
- (h) West Yorkshire Joint Health Overview and Scrutiny Committee (West Yorkshire and Harrogate STP): County Councillor Jim Clark is appointed to represent the County Council.
- (i) The Humber, Coast and Value STP Joint Health Overview and Scrutiny Committee: County Councillor Chris Pearson is to represent the County Council and one vacancy remains.
- (j) Police and Crime Panel: **Notified for information**
Councillor Philip Barrett replaces Councillor Tanya Graham representing Craven District Council; Councillor Val Arnold fills the vacancy representing Ryedale District Council; County Councillor Andrew Backhouse becomes an observer on behalf of North Yorkshire Fire and Rescue Authority.
- (k) Area Committee Co-opted Members: The number of seats for co-opted Members on each of the Area Committees is agreed as set out below, for a period of one year, owing to the impending review.

Craven: Craven District Council x 1
Parish/Town Councils x 4
Voluntary Sector x 2

Hambleton: Parish/Town Councils x 5
Community First Yorkshire x 1

Harrogate: Community First Yorkshire x 1
Harrogate District Chamber of Commerce x 1

Richmondshire: Parish/Town Councils x 6
Voluntary/Community Sector x 6

Ryedale: Parish Councils x 1
Community First Yorkshire x 1

Selby: Selby District Council x 4
Parish Councils x 2 representatives representing the north and south of the District
Community First Yorkshire x 1

Yorkshire Coast and Moors: Parish Councils x 4
Community First Yorkshire x 1

- (k) Employment Appeals Committee: That County Councillors Derek Bastiman, Richard Cooper, Bryn Griffiths, and Caroline Patmore are appointed. Two additional seats, not subject to the rules of proportionality, are created for the period of one year – to which County Councillors John Blackie and Tony Randerson are appointed.

Statements by Executive Members and Chairmen of Overview and Scrutiny Committees

County Councillor Greg White, Executive Member for Customer Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9463 to 9464), and responded to questions.

County Councillor Gareth Dadd, Executive Member for Finance and Assets and Special Projects Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9465 to 9467), and responded to questions.

County Councillor Janet Sanderson, Executive Member for Children's Services Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9469 to 9471), and responded to a question.

County Councillor Patrick Mulligan, Executive Member for Education and Skills Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9473 to 9475), and responded to questions.

County Councillor Don Mackenzie, Executive Member for Access Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9477 to 9478), and responded to questions.

County Councillor David Chance, Executive Member for Stronger Communities Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9479 to 9480), and responded to a question.

County Councillor Michael Harrison, Executive Member for Health and Adult Services Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9483 to 9484), and responded to questions.

County Councillor Caroline Dickinson, Executive Member for Public Health, Prevention and Supported Housing Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9485 to 9486), and responded to questions.

County Councillor Andrew Lee, Executive Member for Open to Business Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 9487 to 9488), and responded to questions.

The written statements of the Chairmen of the Scrutiny Board and the Overview and Scrutiny Committees (pages 9489 to 9503) having previously been circulated, were noted.

Council Procedure Rule 10 Questions

None.

The meeting concluded at 13.00