

**Minutes of: COUNCIL**

**Date of Meeting:** 28 November 2018

**Present:** The Worshipful the Mayor (Councillor , in the Chair)  
Councillors N Bayley, J Black, R Caserta, R.Cathcart,  
P Cropper, T Cummings, M D'Albert, J Daly, I Gartside,  
D Gunther, M Hankey, S Haroon, J Harris, M Hayes,  
R Hodgkinson, T Holt, K Hussain, M James, D Jones, N Jones,  
G Keeley, J Kelly, O Kersh, K Leach, A McKay, E O'Brien,  
T Pickstone, C Preston, A Quinn, T Rafiq, I Schofield,  
R Shori, D Silbiger, A Simpson, R Skillen, S Smith,  
Sarah Southworth, Susan Southworth, T Tariq, K Thomas,  
J Walker, R Walker, S Walmsley, S Wright and Y Wright

**Apologies for Absence** S Briggs, J Grimshaw, S Nuttall and M Whitby

**Public Attendance:** 12 members of the public attended the meeting.

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## **C. 260 DECLARATIONS OF INTEREST**

Councillor D Jones and Councillor S Wright declared personal interests in any matter relating to staffing as their wives are employed in Bury Schools. Councillor D Jones further declared a personal interest in the Notice of Motion relating to Police Funding as a Member of the National Association of Retired Police Officers.

2. Councillor Shori declared a personal interest in relation to Item 6, Leader's Question Time as his partner works for the NHS.
3. Councillor L Smith declared a personal interest in relation to Item 6, Leader's Question Time as her partner works for the NHS.
4. Councillor Quinn declared a personal interest in relation to Item 6, Leader's Question Time as his son and daughter in law work for the NHS.
5. Councillors Leach and Simpson declared personal interests as they are employed by the NHS.
6. Councillor Tariq declared a personal interest in the Notice of Motion relating to Police Funding as the Chair of the GM Police and Crime Panel.
7. Councillor J Walker declared a personal interest in relation to the Notice of Motion concerning Homes Fit for the Future as a Local Authority tenant.

## **C. 261 MINUTES**

### **RESOLVED:**

That the Minutes of the Meeting of Council held on 12 September 2018 be signed by the Mayor as a true and correct record.

## **C. 262 MAYORAL COMMUNICATIONS AND ANNOUNCEMENTS**

The Mayor reported on the commemorative events held in the run up to, and including, Remembrance Sunday.

## **C. 263 PUBLIC QUESTION TIME**

On inviting questions from members of the public present, the following issues were raised:-

<b>No.</b>	<b>Issue</b>	<b>Questioner</b>	<b>Answered By</b>
1.	Local Authority Cuts	Mr S Turner	Councillor Shori

On inviting questions from members of the public present, the following issues were raised:-

<b>No.</b>	<b>Issue</b>	<b>Questioner</b>	<b>Answered By</b>
1.	European Union negotiations	Ms B Martinson	Councillor Shori
2.	People's Voice Group – Brandlesholme Community Centre	Ms E Baker	Councillor Shori

## **C. 264 RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES**

### **Meeting of the Licensing and Safety Panel held on 17 October 2018 – Gambling Act Statement of Principles.**

It was moved by Councillor Kelly and seconded by Councillor D Jones and it was:-

#### **RESOLVED:**

That the amended Statement of Principles, as set out in the report, be approved.

### **Meeting of the Democratic Arrangements Forum held on 13 November 2018 – Council Procedure Rules**

It was moved by Councillor Simpson and seconded by Councillor Shori and with 29 voting for, 16 against and the Mayor abstaining it was:-

#### **RESOLVED:**

That the Constitution be amended to change the deadline for Questions from Members to the Leader to six clear working days before the meeting.

### **Meeting of the Cabinet held on 14 November 2018 – Risk Management Annual Report**

It was moved by Councillor O'Brien and seconded by Councillor Shori and it was:-

#### **RESOLVED:**

That support be given for the Council's approach to Risk Management, and the progress made throughout 2017/18 and actions planned for 2018/19 be noted.

## **Meeting of the Cabinet held on 14 November 2018 – Mid Year Treasury Management Report**

It was moved by Councillor O'Brien and seconded by Councillor Shori and it was:-

### **RESOLVED:**

That in accordance with CIPFA's Code of Practice on Treasury Management, the report be noted.

## **Meeting of the Cabinet held on 14 November 2018 – Community Safety Plan**

It was moved by Councillor Tariq and seconded by Councillor Shori and it was:-

### **RESOLVED:**

That the Community Safety Plan and its priorities be approved for inclusion in the Council's Policy Framework.

## **C. 265**

### **LEADER' STATEMENT AND CABINET QUESTION TIME**

#### **(a) Written question (Notice given)**

The Leader of the Council, Councillor Shori, made a statement on the work undertaken by him since the date of the last Council meeting.

The Leader and the relevant Cabinet Members answered questions raised by Councillors on the following issues:

<b>No.</b>	<b>Issue</b>	<b>Questioner</b>	<b>Answered by</b>
1.	School Buses in Tottington	Councillor Cropper	Councillor Cathcart
2.	Anti-Poverty/Homeless Funding	Councillor J Walker	Councillor Kelly
3.	I Will if You Will legacy	Councillor J Walker	Councillor Preston
4.	Use of Library Properties	Councillor Hankey	Councillor O'Brien
5.	Domestic Abuse	Councillor Haroon	Councillor Tariq
6.	Social Capital Fund	Councillor McGill	Councillor Tariq
7.	Bolton Rd Bus Lane	Councillor Harris	Councillor Quinn
8.	Business Start Ups	Councillor James	Councillor Shori
9.	Residents Parking Schemes	Councillor D'Albert	Councillor Kelly
10.	Local Government Funding	Councillor McGill	Councillor O'Brien
11.	Greater Manchester Spatial Framework	Councillor R Walker	Councillor O'Brien
12.	Chinese Delegation	Councillor Holt	Councillor Kelly
13.	Homelessness	Councillor D Jones	Councillor O'Brien
14	Grit Bins	Councillor Hussain	Councillor Quinn

Due to the lack of time to answer questions 15 to 27 inclusive, the Leader gave an undertaking that copies of those questions and responses will be circulated to all Councillors. The Leader also gave an undertaking to make these available on the Council Web Site.

**(b) Oral questions on Leader's Speech and the work of the Cabinet since the last Council meeting (without Notice)**

1.	Ex-Police Station Clearance	Councillor R Walker	Councillor Shori
2.	Use of Reserves	Councillor Harris	Councillor O'Brien
3.	Re-surfaced Roads/Traffic Calming Measures	Councillor S Wright	Councillor Quinn
4.	Executive Recruitment/use of Consultants	Councillor Daly	Councillor Shori
5.	Delivery of Savings	Councillor Hankey	Councillor Shori
6.	Tottington Lodge	Councillor Gartside	Councillor Shori/Quinn
7.	Transformation Process	Councillor Caserta	Councillor Shori
8.	Fracking Motion	Councillor Leach	Councillor Shori
9.	Electric Vehicle Charging Points	Councillor Kersh	Councillor Quinn
10.	Bury Market	Councillor Walmsley	Councillor Shori

**C. 266 JOINT AUTHORITIES - REPORT BY THE COUNCIL'S REPRESENTATIVE AND QUESTIONS**

- (a) Councillor Bayley, the Council's representative on the Greater Manchester Transport Committee reported on the work of the Committee to all Members of the Council.
- (b) The following questions had been received in accordance with Council Procedure Rule 11.2.

No.	Issue	Questioner	Answered by
1.	Pension Fund Investments	Councillor Pickstone	Written Response
2.	Plastic Recycling	Councillor Pickstone	Councillor Quinn
3.	Anti Social Behaviour – Bonfire Night	Councillor S Wright	Councillor Tariq
4.	Bus Stop – Castle Leisure Centre	Councillor Y Wright	Councillor Bayley
5.	Early Bird Metrolink Tickets	Councillors Walmsley/D'Albert	Councillor Bayley
6.	Bus Fare Pricing	Councillor Hayes	Councillor Bayley

**C. 267 COUNCIL TAX SUPPORT SCHEME**

It was moved by Councillor O'Brien and seconded by Councillor Shori and it was:-

**RESOLVED:**

That the Scheme introduced with effect from 1 April 2018 be extended for the Year 1 April 2019 to 31 March 2020 with one amendment.

**C. 268 NOTICES OF MOTION**

**(i) Planning Policy**

A motion had been received and set out in the Summons in the names of:

**Councillors R Caserta, P Cropper, J Daly, I Gartside, D Gunther, M Hankey, J Harris, R Hodgkinson, K Hussain, N Jones, G Keeley, O Kersh, S Nuttall, I Schofield, D Silbiger, R Walker, and Y Wright**

It was moved by Councillor Daly and seconded by Councillor N Jones that:-

THIS COUNCIL notes:

The evolving Greater Manchester Spatial Framework and the present consultation on the Bury Local Plan that closes on the 30<sup>th</sup> November.

In the coming months and years it is highly likely that developers will submit planning applications for large scale development within the Borough which will massively impact on our road infrastructure and the provision of school places within Bury.

Within the Town and Country Act 1990, section 106 allows a local planning authority to enter into a legally-binding agreement or planning obligation as a way of delivering or addressing matters that are necessary to make a development acceptable in planning terms. Education and school places provision together with local road infrastructure are clearly necessary planning requirements for large scale development within the Borough.

It is highly concerning that Bury MBC has no set policy to address these issues within our planning framework.

THIS COUNCIL resolves:

1. To request the Chief Planning Officer produce a draft policy to enable a standardised approach for calculating education 106 agreements seeking to make development acceptable in terms of education by ensuring that the need for additional pupil places generated by new developments are mitigated by developer contribution. That this report be available for Council to consider and vote upon at the next full meeting of Council and if acceptable that it should be included in the Bury Local Plan.
2. To request the Chief Planning Officer produce a draft policy to enable a standardised approach for calculating road infrastructure 106 agreements seeking to make development acceptable in terms of highways by ensuring that the significant extra road usage which flows from developments of over 25 dwellings and the substantial long term maintenance costs to the taxpayer are mitigated by developer contribution. That this report be available for Council to consider and vote upon at the next full meeting of Council and if acceptable that it should be included in the Bury Local Plan.
3. To ensure these policies are implemented in a transparent way and to ensure full public confidence in the planning process within the Borough to impose a requirement that for all development of over 25 dwelling the viability assessment provided by the developer be made public.

**It was moved by Councillor O'Brien and seconded by Councillor Shori as an amendment to:-**

Point 1. **Remove** "produce a draft policy" and **replace** with "to continue to progress Local Plan policy direction CF2". **Remove** "That this report be available for Council to consider and vote upon at the next full meeting of Council and if acceptable that it should be included in the Bury Local Plan."

Point 2. **Remove** "To request the Chief Planning Officer produce a draft policy to enable a standardised approach for calculating road infrastructure 106 agreements seeking to make development acceptable in terms of highways by ensuring that the significant extra road usage which flows from developments of over 25 dwellings and the substantial long term maintenance costs to the taxpayer are mitigated by developer contribution. That this report be available for Council to consider and vote upon at the next full meeting of Council and if acceptable that it should be included in the Bury Local Plan."

Point 3. **Remove** "to impose a requirement that for all development of over 25 dwelling the viability assessment are provided by the developer be made public" and **replace** with "so that when viability appraisals are provided as part of a planning application they will be made public."

**On being put, with 28 voting for, 0 against and with 16 abstentions, including the Mayor, the Mayor declared the amendment carried.**

**On being put, with 28 voting for, 0 against and with 16 abstentions including the Mayor, the Mayor declared the substantive motion carried.**

## **(ii) Homes Fit for the Future**

A Motion had been received and set out in the Summons in the names of:

**Councillors M D'Albert, T Pickstone and S Wright.**

It was moved by Councillor D'Albert and seconded by Councillor Pickstone that:-

This Council notes:

- 1 The long overdue announcement by Government of a relaxation in the Housing Revenue Account borrowing cap potentially allowing local councils to build more new council housing.
- 2 The need for more, high quality, affordable homes within the Borough.
- 3 Current strategies, at a national and Greater Manchester level, to address carbon emissions, air pollution, and in support of active travel.

This Council believes:

- 1 That every effort should be made to ensure that new homes that are build should be 'fit for the future', which should include:
  - Low carbon energy efficiency homes, with solar panels, underfloor heating, and high quality insulation, doors and windows - both reducing carbon emissions and future fuel costs.
  - Clean air, with electric charging potential 'designed-in' and sustainable street trees on new roads as a norm.

- Active lives built in, with high quality cycling provision and 'child-friendly' low speed or shared space a standard for new residential roads.

2 That in new homes that we as an Authority have a role in building should endeavour to set high standards for the future as set out above

This Council therefore resolves:

- 1 To play our role as a future builder of homes, by ensuring that new homes that we build, directly or in partnership with others, meet the standards set out above and set an example to others.
- 2 To ask the Cabinet to receive an update on this issue during the 2019-20 municipal year.

**On being put, with 43 voting for, 0 voting against and with the Mayor abstaining, the Mayor declared the Motion carried.**

### **(iii) Police Funding**

A Motion had been received and set out in the Summons in the names of:

**Councillors N Bayley, J Black, S Briggs, R Cathcart, A Cummings, J Grimshaw, M Hayes, S Haroon, T Holt, M James, D Jones, J Kelly, K Leach, G McGill, E O'Brien, C Preston, A Quinn, T Rafiq, R Shori, A Simpson, R Skillen, L Smith, S Smith, Sarah Southworth, Susan Southworth, T Tariq, K Thomas, J Walker, S Walmsley and M Whitby.**

It was moved by Councillor Tariq and seconded by Councillor J Walker that:-

This Council notes:-

- The increasing pressures facing Greater Manchester Police (GMP) and acknowledges that, like other police forces, GMP is reaching breaking point, with unprecedented levels of cuts since 2010.
- That although the announcement by GM Deputy Mayor with responsibility for Police, Bev Hughes, that an additional 100 officers will be allocated across GM through the Police precept is welcome, the Government's lack of consideration for the Police service during the recent budget announcement is disappointing.
- That with a forecast reduction of 24% in overall staffing numbers and a 20 per cent reduction in officers Greater Manchester, the Police have suffered disproportionately from the nationwide cuts to Police resources. In stark terms that equates to around 2,000 fewer Police Officers than in 2010, and for Bury that has meant a loss of about 50 Police officers.
- That it is important for GMP to maintain a visible community safety presence in our neighbourhoods, maximize the number of Police Officers, prioritise service improvements and ring-fence our community safety fund.
- That demand for GMP has gone up significantly as they are now having to deal with more recorded and complex crimes. The latest Home Office statistics show that in the 12 months to the end of June 2017, GMP recorded 294,581 crimes. This is an increase of 31% on the previous 12 months.
- That this already bleak picture is compounded by the recent request from the Treasury for Police Forces to meet the £420m Pension bill, on top of the 19% cut in Police funding since 2010, would mean an estimated 10,000 fewer

Police officers on Britain's streets. This has culminated in the National Police Chiefs' Council threatening legal action against the Government.

- The Police grant settlement we have been receiving from the Government has not been sufficient, and has meant a significant shortfall on the policing budget for GMP. This has meant the need for the precept level to be raised to £12 for the 2018/19 financial year, thereby imposing the funding shortfall on every Greater Manchester resident.

This Council resolves:-

- To call on the Government to accept that Policing across the country is underfunded and recognise that despite this no additional funds were made available in the recent budget settlement.
- To call upon the Leader of the Council, the Leaders of all Political Groups, the Members of Parliament for Bury North and Bury South and the Mayor for Greater Manchester to write to the Home Secretary to request a review of the Police Grant settlement so that Greater Manchester can receive a fair settlement from Government and not have to place this burden on Greater Manchester taxpayers, many of whom are already struggling due to Government cuts.

**On being put, with 43 voting for, 0 voting against and with the Mayor abstaining, the Mayor declared the Motion carried.**

**C. 269      SCRUTINY REVIEW REPORTS AND SPECIFIC ITEMS "CALLED IN" BY SCRUTINY COMMITTEES**

There were no Scrutiny Review Reports or specific items "called in" by the Overview and Scrutiny Committee to be considered at this Council meeting.

**C. 270      QUESTIONS ON THE WORK OF OUTSIDE BODIES OR PARTNERSHIPS**

There were no questions received in accordance with Council Procedure Rule 11.2.

**C. 271      DELEGATED DECISIONS OF THE COUNCIL COMMITTEES**

There were no written questions asked on the delegated decisions of the Committees or Scrutiny Committee contained in the Digest of Decision 3 (2018/19).

**THE WORSHIPFUL THE MAYOR**

**(Notes:**      The meeting started at 7.00 pm and ended at 10.25 pm)