

Minutes of: **AN ORDINARY MEETING OF THE COUNCIL**

Date of Meeting: 10 December 2014

Present: The Worshipful the Mayor (Councillor M Wiseman), in the Chair;
Councillors, P Adams, D Bailey, M Bailey, N Bayley, I Bevan, J Black, S Briggs, P Bury, G Campbell, S Carter, R A Caserta, D M Cassidy, M Connolly, A J Cummings, J Daly, L Fitzwalter, J Frith, I B Gartside, J Grimshaw, D L Gunther, S Haroon, P Heneghan, R Hodgkinson, T Holt, K Hussain, A Isherwood, M A James, D Jones, S Kerrison, J Lewis, J Mallon, A Matthews, S Nuttall, N Parnell, T D Pickstone, A Quinn, R Shori, A Simpson, S Smith, J Smith, S Southworth, T Tariq, R E Walker, S Walmsley J F Walton, M Whitby and Y Wright

Apologies for Councillors FitzGerald, O'Brien and Rothwell

Public attendance: 25 members of the public attended the meeting

C.502 DECLARATIONS OF INTEREST

1. Councillor Connolly declared a personal interest in any item which related to staffing as his partner is an employee of Bury Council.
2. Councillor Jones declared a personal interest in any item which related to staffing as his wife is an employee of Bury Council.
3. Councillor Bevan declared a personal interest in any item which related to staffing as his wife is an employee within a Bury School.
4. Councillor Mallon declared a personal interest in any item relation to staffing as his partner is an employee within a Bury High School.
5. Councillor Parnell declared a personal interest in Minute C.373(1) 'Notice of Motion – Impact of the TTIP,' as his wife is employed by an NHS Trust.
6. The following Councillors declared personal interests in Minute C.373(1), 'Notice of Motion – Impact of the TTIP,' as they are members of the Unite the Union:-

Councillors Daisy Bailey, Matt Bailey, Bury, Carter, Connolly, Frith, Haroon, Isherwood, Kerrison, Lewis, Mallon, Parnell, Quinn, Shori, Simpson and Tariq.

C.503 MINUTES

RESOLVED:

That the minutes of the Meeting of the Council held on 22 October 2014 be signed by the Mayor as a true and correct record.

C.504 MAYORAL COMMUNICATIONS

The Mayor thanked everyone for their kind words following the theft of the Mayoral Chains and members passed on their best wishes to Mr Jet Vyas.

The Mayor paid tribute to those who showed support for Remembrance Sunday and gave thanks to those who supported the Civic Ball.

Members observed a brief silence in tribute to Joshua "Super Josh" Wilson who passed away recently.

The Mayor wished all present a happy Christmas and Chanukah.

C.505 PUBLIC QUESTION TIME

The Mayor reported the receipt of two written questions as follows:-

No	Issue	Questioner	Answered By
1.	Disabled access to the Public Gallery in the Council Chamber.	Mr A Miller	Councillor Connolly
2.	Issues relating to the area around Openshaw Fold Road, Warth.	Miss S Boyd	Councillor Connolly

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

No.	Issue	Questioner	Answered Bt
3.	Discussions with members of the Reinstate Bury Central Library Campaign.	Mr R Abrahamsen	Councillor Connolly
4.	Recycling Policy.	Mr P Husband	Councillor Connolly
5.	Collection of Domestic Waste.	Mr G Keely	Councillor Connolly
6.	Promoting of Radcliffe Market.	Ms N Haydock	Councillor Connolly
7.	Government Grant to support Waste Collection Service.	Ms R Duberry	Councillor Connolly
8.	Special Needs Transport.	Mr V Hagan	Councillor Connolly
9.	Car parking around Gigg Lane on match days and impact on public transport.	Mr M Harling	Councillor Connolly

C.506 RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES

It was reported that there were no recommendations of the Cabinet or Council Committees for consideration.

C.507 LEADER'S STATEMENT AND CABINET QUESTION TIME**(a) Written questions (Notice given)**

The Leader of the Council, Councillor Connolly, 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:

No.	Issue	Questioner	Answered by
1.	Employee Sickness	Councillor Gunther	Councillor Holt
2.	Expenditure on Highways	Councillor Parnell	Councillor Isherwood
3.	Household Recycling Rates	Councillor Noel Bayley	Councillor Isherwood
4.	Fair Deal for Bury	Councillor S Smith	Councillor Connolly
5.	Administration Charge for additional grey bins	Councillor Hodgkinson	Councillor Isherwood
6.	Surplus Garage Sites	Councillor Quinn	Councillor Shori
7.	Industrial Action – Fire Brigade Unions	Councillor James	Councillor Connolly
8.	Major road repairs and congestion on M60	Councillor Mallon	Councillor Isherwood
9.	Road Safety in Radcliffe East	Councillor Matt Bailey	Councillor Isherwood
10.	Theft of Mayoral Chains	Councillor Walton	Councillor Connolly
11.	Mental Health Concordat	Councillor Grimshaw	Councillor Tariq
12.	Learning Disability Partnership	Councillor Haroon	Councillor Tariq
13.	Springs Estate – Stock Transfer	Councillor John Smith	Councillor Shori
14.	Broadband Supply – Affetside and Hawkshaw	Councillor Gartside	Councillor Connolly
15.	Garage sites in Ramsbottom	Councillor Bevan	Councillor Shori
16.	Bury's Funding Settlement	Councillor Nuttall	Councillor Connolly
17.	Road Repairs	Councillor Hussain	Councillor Isherwood
18.	Illegal parking outside schools	Councillor Pickstone	Councillor Isherwood

19.	Budget for Children and Young people	Councillor Gartside	Councillor Campbell
20.	Budget Consultation	Councillor Nuttall	Councillor Connolly
21.	Fast food outlets	Councillor Wright	Councillor Walmsley
22.	Radcliffe Town Centre	Councillor Daisy Bailey	Councillor Walmsley
23.	Radcliffe Leisure Centre and Pool	Councillor Matt Bailey	Councillor Shori
24.	Capital Investment Programme	Councillor Pickstone	Councillor Connolly

Due to the lack of time to answer questions 18 to 24 inclusive, the Leader gave an undertaking that copies of those questions 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 the work of the Cabinet since the last Council meeting (without Notice)

25.	Funding Settlement and representations to Government	Councillor Gartside	Councillor Connolly
26.	Voluntary Groups	Councillor Fitzwalter	Councillor Connolly
27.	Recycling Charging Policy	Councillor Gunther	Councillor Isherwood
28.	Use of technology for information on waste collection days	Councillor Tariq	Councillor Connolly
29.	Recycling Rates and comparative information	Councillor Quinn	Councillor Isherwood
30.	Publication of information on Trade Union Facility Time	Councillor Caserta	Councillor Connolly
31.	Impending budget cuts and impact on Council	Councillor Parnell	Councillor Connolly
32.	Ramsbottom Independent Small Shop Competition	Councillor Bevan	Councillor Connolly
33.	Use of food banks in Bury	Councillor James	Councillor Connolly
34.	Fostering and action taken	Councillor Daly	Councillor Campbell
35.	Domestic Waste Recycling and use of 240cc bins	Councillor Bury	Councillor Isherwood

C.508 JOINT AUTHORITIES – REPORTS BY THE COUNCIL’S REPRESENTATIVE AND QUESTIONS

- (a) Councillor Noel Bayley, the Council’s representative, on the Committee for Greater Manchester Transport, gave a verbal report on the work of the Committee to all Members of the Council.
- (b) The following question had been received in accordance with Council Procedure Rule 11.2.

No.	Issue	Questioner	Answered by
1.	Homophobic Violent Crime	Councillor Pickstone	Councillor Connolly (Representative on the Police and Crime Panel)
2.	The “Cycling Ambition Cities” Initiative	Councillor Pickstone	Councillor Noel Bayley (Representative on the Greater Manchester Transport)
3.	96 Bus Service	Councillor Heneghan	Councillor Noel Bayley (Representative on the Committee for Greater Manchester Transport)

C.509 DEVOLUTION AND GREATER MANCHESTER MAYOR : IMPLICATIONS FOR BURY

A report of the Leader was submitted which set out the implications for Bury Council of the recent Agreement with Government to devolve functional and fiscal responsibilities, alongside a staged approach to Greater Manchester governance arrangements.

It was moved by Councillor Connolly and seconded by Councillor Shori that the recommendations be approved.

With 32 voting for, 11 against and 4 abstaining it was:

RESOLVED:

1. That the principles which have guided Greater Manchester’s approach to devolution and governance changes be endorsed.
2. That the Devolution Agreement and the significant switch in powers and access to resources it represents, which will have a positive impact on those who live and work within Bury and Greater Manchester, be welcomed.
3. That the proposed changes in governance, including an Appointed Mayor as the eleventh Member of GMCA as a transition to a Directly Elected Mayor for Greater Manchester, be supported.

4. That the balance between new powers to be vested in the GMCA, as well as new powers to be vested in the directly elected Mayor, who will be the Chair of the GMCA and accountable to the Cabinet of Leaders in the exercise of those powers; and the Mayor and the Cabinet being the subject of scrutiny by the GMCA Pool, be noted.
5. That the proposed governance arrangements reflect the circumstances within Greater Manchester, which has a long track record of collaboration amongst the local authorities and with business.
6. That the Government and the range of local stakeholders be reminded that Bury and Greater Manchester will remain fully committed to greater fiscal devolution and to working with other UK City Regions and London in particular to make the case for this over the coming months.
7. That the GMCA be recommended to conclude the statutory review of Governance arrangements as soon as possible, to enable a final scheme to be submitted to the Secretary of State as a pre-requisite to the changes being made to the Statutory Orders to give effect to the transitional arrangements.
8. That authority be delegated to the Chief Executive in consultation with the Leader to respond formally to the GMCA consultation on devolution in the terms set out in this report; and to finalise on behalf of Bury Council, the Council's response to the final terms of the Governance arrangements including the terms of the Statutory Order.

C.510 LOCAL SCHEME OF COUNCIL TAX SUPPORT 2015/16

A report of the Leader was submitted which provided an update on the local Council Tax Support Scheme and set out recommendations to continue to deliver a local scheme within the available budget.

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

RESOLVED:

1. That the scheme introduced with effect from 1 April 2013 be continued without change from 1 April 2015 to 31 March 2016.
2. That agreement of the specific legal wording of the local regulations enacting the Council Tax Support Scheme set out in the report be delegated to the Executive Director of Resources and Regulation in consultation with the Leader of the Council.

C.511 CORPORATE PARENTING BOARD – ANNUAL REPORT

It was moved by Councillor Heneghan and seconded by Councillor Campbell and it was:-

RESOLVED:

That the Corporate Parenting Board Annual Report be endorsed.

C.512 NOTICE OF MOTION

Two Notices of Motion have been received and set out in the Summons.

1. Impact of the TTIP

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

Councillors P Adams, N Bayley, J Black, S Briggs, P Bury, G Campbell, S Carter, D M Cassidy, M Connolly, A J Cummings, E FitzGerald, L Fitzwalter, J Frith, J Grimshaw, S Haroon, P Heneghan, T Holt, A Isherwood, M A James, D Jones, S Kerrison, J S Lewis, A K Matthews, J Mallon, E O'Brien, N A Parnell, A Quinn, K Rothwell, R Shori, A Simpson, S Smith, J Smith, S Southworth, T Tariq, S Walmsley and M Whitby.

In accordance with Council Procedure Rule 14.7(a), permission was given for the motion as set out to be altered, and it was moved by Councillor Parnell and seconded by Councillor Simpson:

This Council believes that:

1. the Transatlantic Trade and Investment Partnership (TTIP) negotiations are potentially catastrophic for public services as the EU/US representatives are negotiating to hand over the right to regulate in the public interest without transparency or accountability to their electorates.
2. Investor State Dispute Settlement (ISDS) mechanisms would make it hard for any government to reverse liberalisation and privatisation without being sued by foreign investors. So whatever voters actually wanted, the trade treaty would place major barriers in the way of government giving expression to their democratic will.

This Council resolves to:

1. Write to the Prime Minister and the Secretary of State for Business Innovation and Skills raising our serious concerns about the TTIP.
2. Offer support to the campaign by Unite to defend the NHS which is drawing attention to the potential impact of the TTIP.
3. Write to all metropolitan borough/district councils in the North West to urge them to join us in opposing the potential impact of the TTIP.
4. Write to the County Councils Network and Local Government Association to urge them lobby on behalf of all Local Authorities on the potential impact of the TTIP.
5. Do all we can to publicise the dangers arising from this trade agreement for our NHS and other public services and jobs.

On being put, with 34 voting for, 11 against and one abstention, the motion was declared carried.

2. Bury Central Library

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

Councillors I Bevan, R Caserta, J Daly, I Gartside, D Gunther, R Hodgkinson, K Hussain, S Nuttall, R Walker, J Walton and Y Wright.

It was moved by Councillor Walker and seconded by Councillor Gartside:

"This Council commits itself to the principle of reinstating a Central Library worthy of a Metropolitan Borough as soon as practicable so that appropriate provision for a larger Lending Stock, Reference Works, Reading Facilities, Separate Children's Area, Study Space and other facilities are restored in place of the much reduced and very cramped provision currently on offer."

On being put, with 11 voting for, 34 against and one abstention, the motion was declared lost.

C.513 SCRUTINY 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.514 QUESTIONS ON THE WORK OF OUTSIDE BODIES OR PARTNERSHIPS

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

C.515 DELEGATED DECISIONS OF COUNCIL COMMITTEES

There were no written questions asked on the delegated decisions of the Committees or Scrutiny Committee contained in the Digest of Decisions 3 (2014-2015).

THE WORSHIPFUL THE MAYOR

(NOTE: The meeting started at 7.00 pm and ended at 10.20 pm)