



Council

Wednesday, 7 December 2016

2.00 p.m.

Council Chamber, Town Hall,

Moorgate Street, Rotherham. S60 2TH

Rotherham
Metropolitan
Borough Council 

WELCOME TO TODAY'S MEETING

GUIDANCE FOR THE PUBLIC

The Council is composed of 63 Councillors, who are democratically accountable to the residents of their ward.

The Council Meeting is chaired by the Mayor, who will ensure that its business can be carried out efficiently and with regard to respecting the rights and responsibilities of Councillors and the interests of the community. The Mayor is the Borough's first citizen and is treated with respect by the whole Council, as should visitors and member of the public.

All Councillors meet together as the Council. Here Councillors decide the Council's overall policies and set the budget each year. The Council appoints its Leader, Mayor and Deputy Mayor and at its Annual Meeting will appoint Councillors to serve on its committees.

Copies of the agenda and reports are available on the Council's website at www.rotherham.gov.uk. The public can also have access to the reports to be discussed at the meeting by visiting the Reception at the Town Hall. The Reception is open from 8.00 a.m. to 5.30 p.m. each day. You may not be allowed to see some reports because they contain private information and these will be marked accordingly on the agenda.

Members of the public have the right to ask questions or submit petitions to Council meetings. A member of the public may ask one general question in person which must be received in writing to the Chief Executive by 10.00 a.m. on the Friday preceding a Council meeting on the following Wednesday and must not exceed fifty words in length.

Council meetings are webcast and streamed live or subsequent broadcast via the Council's website. At the start of the meeting the Mayor will confirm if the meeting is being filmed. You would need to confirm your wish not to be filmed to Democratic Services. Recording of the meeting by members of the public is also allowed.

Council meetings are open to the public, but occasionally the Council may have to discuss an item in private. If this occurs you will be asked to leave. If you would like to attend a meeting please report to the Reception at the Town Hall and you will be directed to the relevant meeting room.

FACILITIES

There are public toilets, one of which is designated disabled with full wheelchair access, with full lift access to all floors. Inducton loop facilities are also available in the Council Chamber, John Smith Room and Committee Rooms 1 and 2.

Access for people with mobility difficulties can be obtained via the ramp at the main entrance to the Town Hall.

If you have any queries on this agenda, please contact:-

Contact:- James McLaughlin, Democratic Services Manager
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james.mclaughlin@rotherham.gov.uk

Date of Publication:- 29 November 2016

COUNCIL

Wednesday, 7 December 2016 at 2.00 p.m.
Council Chamber, Town Hall, Moorgate Street, Rotherham. S60 2TH

THE MAYOR (Councillor Lindsay Pitchley)
DEPUTY MAYOR (Councillor Eve Keenan)

CHIEF EXECUTIVE (Sharon Kemp)

MEMBERS OF THE COUNCIL

ANSTON AND WOODSETTS

IRELAND, Jonathan C.
JEPSON, Clive R.
WILSON, Katherine M.

KEPPEL

CLARK, Maggi
CUTTS, Dave
HAGUE, Paul

SITWELL

COWLES, Allen
SHORT Peter, G. J.
TURNER, Julie

BOSTON CASTLE

ALAM, Saghir
MCNEELY, Rose M.
YASSEEN, Taiba K.

MALTBY

BEAUMONT, Christine
PRICE, Richard
RUSHFORTH, Amy L.

SWINTON

CUSWORTH, Victoria
SANSOME, Stuart
WYATT, Kenneth J.

BRINSWORTH AND CATCLIFFE

BUCKLEY, Alan
RODDISON, Andy
SIMPSON, Nigel G.

RAWMARSH

BIRD, Robert
MARRIOTT Sandra
SHEPPARD, David R.

VALLEY

ALBISTON, Kerry
REEDER, Kathleen
SENIOR, Jayne E.

DINNINGTON

FINNIE, Ian K.
MALLINDER, Jeanette M.
TWEED, Simon A.

ROTHER VALE

ALLCOCK, Leon
BROOKES, Amy C.
WALSH, Robert J.

WALES

BECK, Dominic
WATSON, Gordon
WHYSALL, Jennifer

HELLABY

ANDREWS, Jennifer A.
CUTTS, Brian
TURNER, R. A. John

ROTHERHAM EAST

COOKSEY, Wendy
FENWICK-GREEN Deborah
KHAN, Tajamal

WATH

ATKIN, Alan
ELLIOT, Jayne C.
EVANS, Simon

HOLDERNESS

ELLIOTT, Michael S.
PITCHLEY, Lyndsay
TAYLOR, Robert P.

ROTHERHAM WEST

JARVIS, Patricia A.
JONES, Ian P.
KEENAN, Eve.

WICKERSLEY

ELLIS, Susan
HODDINOTT, Emma
READ, Chris

HOOBER

LELLIOTT, Denise
ROCHE, David J.
STEELE, Brian

SILVERWOOD

MARLES, Steven
NAPPER, Alan D.
RUSSELL, Gwendoline A.

WINGFIELD

ALLEN, Sarah A.
ELLIOTT, Robert W.
WILLIAMS, John

Council Meeting Agenda

Time and Date:-

Wednesday, 7 December 2016 at 2.00 p.m.

Venue:-

Council Chamber - Town Hall, Moorgate Street, Rotherham. S60 2TH

1. ANNOUNCEMENTS

To consider any announcements by the Mayor or the Leader.

2. APOLOGIES FOR ABSENCE

To receive the apologies of any Member who is unable to attend the meeting.

3. PETITIONS

To report on any petitions received by the Council.

4. COMMUNICATIONS

Any communication received by the Mayor or Chief Executive which relates to a recommendation of the Cabinet or a committee which was received after the relevant meeting.

5. DECLARATIONS OF INTEREST

To invite Councillors to declare any disclosable pecuniary interests or personal interests they may have in any matter which is to be considered at this meeting, to confirm the nature of those interests and whether they intend to leave the meeting for the consideration of the item.

6. MINUTES OF THE PREVIOUS COUNCIL MEETING (Pages 1 - 20)

To receive the record of proceedings of the ordinary meeting of the Council held on 19 October 2016 and to approve the accuracy thereof.

7. PUBLIC QUESTIONS

To receive questions from members of the public who may wish to ask a general question of the Mayor, Cabinet Member or the Chairman of a Committee.

8. MINUTES OF THE CABINET AND COMMISSIONERS' DECISION MAKING MEETING (Pages 21 - 61)

To receive and consider the reports, minutes and recommendations of the Cabinet and Commissioners' Decision Making Meetings held on 10 October and 14 November, 2016.

9. RECOMMENDATIONS FROM CABINET - SEPTEMBER FINANCIAL MONITORING REPORT (Pages 62 - 122)

To consider approval of recommendations in respect of the Capital Programme.

10. RECOMMENDATIONS FROM CABINET - MEDIUM TERM FINANCIAL STRATEGY UPDATE (Pages 123 - 183)

To consider recommendations in respect of amending the Medium Term Financial Strategy.

11. RECOMMENDATION FROM CABINET - COMMUNITY INFRASTRUCTURE LEVY (Pages 184 - 213)

To consider the adoption of the Rotherham Community Infrastructure Levy (CIL) Charging Schedule

12. PROPOSED CONSTITUTIONAL AMENDMENTS - RECORDING AND PUBLICATION OF OFFICER DECISIONS (Pages 214 - 225)

To consider the recommendations of the Constitution Working Party to amend the Constitution in respect of the recording and publication of officer decisions

13. PROPOSED CONSTITUTIONAL AMENDMENTS - THE DEFINITION OF A "KEY DECISION" AND DELEGATION TO OFFICERS (Pages 226 - 234)

To consider the recommendations of the Constitution Working Party to amend the Constitution in respect of the financial limit for spending decisions by officers and the definition of a Key Decision.

14. NOTICE OF MOTION - BUS SERVICES BILL

This Council notes:-

1. That the Bus Services Bill currently passing through Parliament includes Clause 21 that will effectively "prohibit a local authority from forming a company for the purposes of providing a local bus service".
2. That the Localism Act (2011) provides general powers of competence to local authorities.
3. That municipal bus companies like Reading and Nottingham provide some of the best bus services in the country and have a successful track record of increasing bus passenger numbers and providing high quality bus services.
4. That polling by We Own It found that a majority of the public (57%) oppose clause 21, whilst just 22% support it. The opposition to Clause 21 is consistent across voters from all political parties.

This Council believes:-

1. Clause 21 contradicts the general powers of competence and the spirit of the Localism Act 2011.
2. If there is a need and a demand from their public, then Councils should be able to provide their own bus services
3. Should they wish, Councils should be legally able to follow the model developed by Reading and Nottingham.
4. Consequently Clause 21 should be omitted from the Bus Services Bill.

This Council resolves:-

1. To write to Lord Ahmad and to call on the Department for Transport to omit Clause 21 from the final legislation
2. To write to Sarah Champion MP, John Healey MP and Sir Kevin Barron MP to ask them to oppose clause 21 when the Bus Services Bill reaches the House of Commons and to ask them to write to Lord Ahmad and the Department of Transport to raise concerns about Clause 21. In addition, we call on them to support Amendment 97, made by the House of Lords, which designates certain bus routes as assets of community value because this provision is important to isolated rural areas as it recognises that there are some areas where the local bus route is a lifeline for the local community particularly the elderly and the low paid.
3. To work with any organisations such as We Own It to publicise our opposition to clause 21 in the local media.

Proposer:- Councillor Cooksey

Seconder:- Councillor Price

15. NOTICE OF MOTION - COUNCILLOR CONDUCT

This Council notes that:

Councillor Roddison, by his conduct in:

- continuing to take public money without making any attempt to participate in his council duties; and
- by his grubby action in sneaking in the side entrance to the last Council meeting in order to comply with council rules on attendance to enable him to continue to take public money

has brought this Council into disrepute in the eyes of the public.

This Council therefore resolves that Councillor Roddison be censured for his conduct.

Proposer:- Councillor Cowles

Seconder:- Councillor Julie Turner

16. STANDARDS AND ETHICS COMMITTEE (Pages 235 - 239)

To receive and consider reports, minutes and recommendations of the Standards and Ethics Committee.

To confirm the minutes as a true record.

17. AUDIT COMMITTEE (Pages 240 - 250)

To receive and consider reports, minutes and recommendations of the Audit Committee.

To confirm the minutes as a true record.

18. PLANNING BOARD (Pages 251 - 255)

To receive and consider reports, minutes and recommendations of the Planning Board.

To confirm the minutes as a true record.

19. STAFFING COMMITTEE (Pages 256 - 257)

To receive and consider reports, minutes and recommendations of the Staffing Committee.

To confirm the minutes as a true record.

20. MEMBERS' QUESTIONS TO DESIGNATED SPOKESPERSONS

To put questions, if any, to the designated Members on the discharge of functions of the South Yorkshire Police and Crime Panel, South Yorkshire Fire and Rescue Authority, Barnsley, Doncaster, Rotherham and Sheffield Combined Authority and South Yorkshire Pensions Authority, in accordance with Standing Order No. 7(5).

21. MEMBERS' QUESTIONS TO CABINET MEMBERS AND CHAIRMEN

To put questions, if any, to Cabinet Members and Chairmen (or their representatives) under Standing Order No. 7(1) and 7(3).



SHARON KEMP,
Chief Executive.

**The next meeting of the Council will be on
Wednesday 25 January 2017 at 2.00 p.m. at the Town Hall.**