

AGENDA



For a meeting of the
COUNCIL
to be held on
THURSDAY, 28 OCTOBER 2010
at
2.00 PM
in the
COUNCIL CHAMBER, COUNCIL OFFICES, ST. PETER'S HILL, GRANTHAM
Beverly Agass, Chief Executive

Members of the Council are invited to attend the above meeting to consider the items of business listed below.

1. PUBLIC OPEN FORUM

The public open forum will commence at **2.00 p.m.** and the following formal business of the Council will commence at **2.30 p.m.** or whenever the public open forum ends, if earlier.

2. APOLOGIES FOR ABSENCE

3. DECLARATIONS OF INTEREST

Members are asked to declare any interests in matters for consideration at the meeting.

4. MINUTES

5. COMMUNICATIONS (INCLUDING CHAIRMAN'S ANNOUNCEMENTS)

(Enclosure)

6. INITIAL SUMMARY OF THE COMPREHENSIVE SPENDING REVIEW

Presentation for Members information

7. DESIGNATION OF SECTION 151 OFFICER

Report CEX010 of the Chief Executive.

(Enclosure)

8. NEW EXECUTIVE ARRANGEMENTS

Report LDS002 from the Head of Legal & Democratic Services.

(Enclosure)

9. REPRESENTATIVES ON OUTSIDE BODIES

Report LDS006 by Head of Legal & Democratic Services
(Monitoring Officer)

(Enclosure)

10. QUESTIONS ON NOTICE

To note the list of questions asked under Council procedure rule 11.1 as circulated at the start of the meeting and their reference to the relevant Policy Development Group.

11. NOTICES OF MOTION GIVEN UNDER COUNCIL PROCEDURE RULE 12:

1) From Councillor Ian Selby

That this council rejects the view of Nick Boles our Member of Parliament who says that South Kesteven District Council should be abolished

PLEASE NOTE:

The deadline for notices of motion for the next Council meeting on Thursday 9th December is: 2 p.m. on Friday 26th November 2010

PROCUREMENT PRESENTATION

To: All Members

After the Council meeting there will be a presentation to all Members in the Council Chamber by Procurement Lincolnshire. The presentation will cover the following three areas:

- **A Guide to Procurement Lincolnshire**
- **Introduction to Procurement**
- **Introduction to EU Procurement Directives**

Please therefore can all Members remain seated at the end of the meeting.

MINUTES

COUNCIL

THURSDAY, 2 SEPTEMBER 2010

2.00 PM



PRESENT

Councillor Mrs Margery Radley (Chairman)

Councillor Bob Adams
Councillor Ray Auger
Councillor Paul Carpenter
Councillor Mrs Frances Cartwright
Councillor Elizabeth Channell
Councillor George Chivers
Councillor Michael Cook
Councillor Nick Craft
Councillor Alan Davidson
Councillor Mike Exton
Councillor Mrs Joyce Gaffigan
Councillor John Harvey
Councillor Bryan Helyar
Councillor Trevor Holmes
Councillor Reginald Howard
Councillor Mrs Maureen Jalili
Councillor Sam Jalili
Councillor Kenneth Joynson
Councillor Mrs Rosemary Kaberry-Brown
Councillor Jock Kerr
Councillor Albert Victor Kerr
Councillor Reg Lovelock MBE.

Councillor Reg Lovelock MBE
Councillor Peter Martin-Mayhew
Councillor Stuart McBride
Councillor Mrs. Linda Neal
Councillor Benjamin Newcombe-Jones
Councillor John Nicholson
Councillor Alan Parkin
Councillor Mrs Margery Radley
Councillor Bob Russell
Councillor Susan Sandall
Councillor Ian Selby
Councillor Mrs Judy Smith
Councillor John Smith
Councillor Peter Stephens
Councillor Ian Stokes
Councillor Mike Taylor
Councillor Frank Turner
Councillor Graham Wheat
Councillor Mike Williams
Councillor Paul Wood
Councillor Raymond Wooten

OFFICERS

Chief Executive (Beverly Agass)
Strategic Director (Ian Yates)
Interim Strategic Director (Tracey Blackwell)
Head of Finance (s151 Officer) (Richard Wyles)

OFFICERS

Head of HR & Customer Services (Jacqui Chapman)
Head of Legal and Democratic Services (Monitoring Officer) (Lucy Youles)
Communications Officer (Chris England)
Committee Support Officer (David Lambley)

38. PUBLIC OPEN FORUM

Question 1 from Mrs Mary Patrick to the Leader of the Council:

Reading SK Today, Mrs Neal, it is full of praise for Grantham and Bourne Festival. Where is the report and praise for Stamford Festival?

Reply from the Leader:

Through the pages of Sktoday we try to cover as many different events as possible in every issue to ensure that we provide a breadth of coverage throughout our district. In the space permitting, this can only be a 'snap shot' of all the events that take place. Earlier in the year we included reports on community events held in Stamford, Grantham and Bourne, and in the July issue included coverage on Stamford International Music Festival based on information provided by one of the organisers. We welcome reports and contributions from the public and endeavour to use these where possible. However we also have to recognise timelines and with the Bourne Festival and with the Grantham Festival they actually took place earlier in the year than the Stamford Festival and therefore there has been an opportunity for them to be included in Sktoday after the event has taken place. Because of the timelines of the publication of the magazine there hasn't been an opportunity for Stamford Festival to be in there since it actually took place and therefore it may now be too old news to get in to the next edition that is being written.

We do try and cover general aspects of the whole of the district, but in this instance it may be that the actual festival to which you refer will not be covered, but other things that have happened in Stamford have been and will continue to be covered.

Supplementary Question from Mrs Mary Patrick:

Mrs Neal, there's only two things in here relating to Stamford and that is where the office is and what goes on at the Arts Centre. That is the coverage in the whole of that magazine and I think it's despicable.

Reply from the Leader:

I don't know which particular copy you're referring to as I don't have the copy in front of me but what I would say is the vast majority of the content in that magazine relates to the whole of the district and therefore includes Stamford. Things that are Stamford specific like the Arts Centre won't relate to anyone else in the district, won't relate to people in Grantham at all, but most of what is in that content is generic to the whole of the district, so therefore Stamford is not just mentioned once because it will be included numerous times in the

generic reports contained within it.

Question 2 from Mrs Mary Patrick:

Reading SK Today “SKDC scoops Silver”. What communications?

Reply from the Leader:

The Communications Team received a silver award at the 2010 LG (Local Government) Communications Reputations Awards. These are national awards which seek to recognise local authorities that have demonstrated outstanding communications work with residents. SKDC picked up the silver award in the category for providing the best example of the way councils communicate with residents.

A question was raised by a Member relating to the cost of providing Sktoday and it was agreed that this would be provided to Members.

39. APOLOGIES FOR ABSENCE

Apologies were received from Councillors Bisnauthsing, Mrs Bosworth, Christine Brough, Broughton, Dawson, Hearmon, Moore, Scott, Mrs Spencer-Gregson, Thompson, Andrea Webster, Webster and Avril Williams.

40. DECLARATIONS OF INTEREST

No declarations of interest were made.

41. MINUTES OF THE MEETINGS HELD ON 17TH JUNE 2010 AND 5TH JULY 2010

The minutes of the ordinary meeting held on 17 June 2010 were confirmed as a correct record of the meeting. It was noted that the last line of minute 26 should have stated that “The Council went into recess between 3:40 and 4:00 pm” rather than “The Committee went into recess between 3:40 and 4:00 pm”.

The minutes of the extraordinary meeting held on 5 July 2010 were confirmed as a correct record of the meeting. It was noted that Councillor Russell had sent his apologies for this meeting.

42. COMMUNICATIONS (INCLUDING CHAIRMAN'S ANNOUNCEMENTS)

A list of engagements undertaken by the Chairman since the last Council meeting was noted.

43. RECOMMENDATIONS FROM THE CONSTITUTION COMMITTEE

DECISION:

That the Constitution be amended:

- 1) to delegate the power to instigate prosecution proceedings for offences under the Town Police Clauses Act 1847, the Local Government (Miscellaneous Provisions) Act 1976 and the local byelaws relating to hackney carriages to the Corporate Head of Healthy Environment, and any officers authorised in writing by the Corporate Head, in consultation with Legal Services, and
- 2) That reports on the results of any prosecutions carried out under this delegation are reported back to the next scheduled Licensing Committee meeting.
- 3) Members note the changes in posts relating to the scheme of delegation approved by the Chief Executive as part of the Next Steps programme and the appointments to those posts as follows:

Head of Finance (151 Officer)	Richard Wyles
Head of Assets	Paul Stokes
Head of HR & Customer Services	Jaqui Chapman
Head of Development & Growth	Mark Williet
Head of Housing and Neighbourhoods	Teena Twelves
Head of Legal and Democratic Services (Monitoring Officer)	Lucy Youles
Head of Environmental Services	David Botwright (interim)

The Chairman of the Constitution Committee introduced report number LEG060 and moved the recommendations in the report which had been made by the Constitution Committee at its meeting on 19 July 2010, which were duly seconded.

A debate took place and comments were made by Members expressing some concern that elected Councillors were losing power through the delegation of authority to officers. Other Members expressed the view that without the delegation of some authority Members would be required to attend significantly more meetings. Members also noted that the point of the delegation of authority to instigate prosecutions was to allow officers to act quickly and that any decision to prosecute would only be made after considering the seriousness of the situation and any past history. Members noted the need to put public safety first. It was also noted that the result of any decision to prosecute would be reported to the Licensing Committee at its next meeting.

A question was raised as to whether all delegation of powers should be subject to review after a certain period of time and it was noted that this already happened as the Constitution was regularly reviewed.

On being put to the vote the motion was duly carried.

44. MEMBERS' REMUNERATION

DECISION:

- 1) Having considered the recommendations of the Independent Remuneration Panel for which this Council is extremely grateful – this Council agrees no change to the current remuneration scheme for the period from April 2011 to March 2012 as set out in the Council's Constitution, and;**
- 2) In order to make full use of the work already carried out by the Independent Remuneration Panel, this Council agrees to instruct the Panel to carry out a full review of its remuneration scheme for consideration by this Council for the period from April 2012 until further review is required within the next four year period.**

Report number LDS003 was introduced by the Head of Legal and Democratic Services. The Council was required to review its remuneration scheme for Members every four years by the Local Authorities (Members' Allowances) (England) Regulations 2003.

The recommendations in the report were then moved and seconded.

An amendment was moved and seconded to alter the recommendation to state:

- 1) "Having considered the recommendations of the Independent Remuneration Panel for which this Council is extremely grateful – this Council agrees no change to the current remuneration scheme for the period from April 2011 to March 2012 as set out in the Council's Constitution, and;**

- 2) In order to make full use of the work already carried out by the Independent Remuneration Panel, this Council agrees to instruct the Panel to carry out a full review of its remuneration scheme for consideration by this Council for the period from April 2012 until further review is required within the next four year period.

A debate then followed and it was stressed by Members that the Council wished to thank the Independent Remuneration Panel for their work, and the help provided to them by Service Manager for Democratic Services. Members noted the changes proposed were not significant, but, in the present economic climate, it was felt that it would not be appropriate to consider making any changes to the Council's remuneration scheme. A question was raised as to whether the present Members should be able to make recommendations concerning future remuneration when they may no longer be Councillors, but this was not a problem. The issue of whether it would be appropriate for Members of the Executive to receive greater remuneration than ordinary Members due to the extensive workload was also raised.

The amendment was then put to the vote, was duly carried, and the amendment became the substantive motion. On being put to the vote, this motion was duly carried.

45. THE BUILDING (LOCAL AUTHORITY CHARGES) REGULATIONS 2010

DECISION:

To approve the introduction of the building control charges with effect from 1 October 2010 in accordance with the Building (Local Authority Charges) Regulations 2010 as attached as tables A to D of report number PLA840, subject to safeguards being put in place as to how any reduction will be applied consistently.

The Economic Development Portfolio Holder introduced report number PLA840. It was noted that the top of page three of the report should have stated that "there is a risk of not achieving the level of the income the service is budgeted to receive" rather than "there is a risk of achieving the level of income the service is budgeted to receive". The recommendation was amended to include the words "subject to safeguards being put in place as to how any reduction will be applied consistently", and this was then proposed and seconded.

A debate then took place. It was noted that the report contained provision for the charges to be amended when the VAT rate increased to 20% on 4 January 2011. It was confirmed to Members that the list referred to in table c of the report would be available to customers if the charges were approved and that this list would also be available to Councillors. A question was raised as to how the uplift in charges would affect the Council's income levels and it was noted that the charges were calculated on a cost recovery basis. Some charges had

increased, and others decreased, based on the level of usage of a service. The charges were set at a level for cost recovery.. It was noted that the charges were based on expected levels of service use and that it would be expected that charges would need to be reviewed after six months. Members noted that the Council had to compete with the private sector in building control and the proposed charging scheme would make it easier for the Council to compete.

On being put to the vote, the motion was duly carried.

46. QUESTIONS ON NOTICE

One question on notice had been submitted by Councillor Williams and referred to the Engagement PDG.

CLOSE OF MEETING

The meeting closed at 2:51 pm.

Agenda Item 5

Chairman's Events 2nd September 2010 to 28th October 2010

Date		Event	Venue	Chauff.
3.9.10	MR038	Grantham Tennis Club Annual Corporate Tennis Day	Arnoldfield Sports Ground	
5.9.10	MR037	Harborough District Council Civic Service	St. Mary's Church, Bitteswell and lunch at the Olde Royal Oak	Yes
7.9.10	MR036	Queen's Award Ceremony Garford Farm Machinery Ltd	Frognall, Deeping St James	Yes
11.9.10	MR034	RLC Cocktail Party and Beating Retreat	Prince William of Gloucester Barracks	
15.9.10	MR048	Grantham Hospital League of Friends Annual General Meeting	Boardroom, Grantham Hospital	
19.9.20	MR042	Stamford Town Council Battle of Britain Service & Parade	All Saints Stamford followed by ceremony on Broad Street	Yes
21.9.10	MR044	Lincs. Fire and Rescue Service Long Service Medal Presentation	Lincolnshire Showground, Lincoln	Yes
26.9.10	MR045	North Hykeham Town Council Civic Service	All Saints Church, Moor Lane	Yes
27.9.10	MR046	Bourne Abbey CofE Primary School Official Opening of new kitchen and classroom block	Bourne Abbey CofE School	Yes
28.9.10	MR054	RAF Waddington Engagement Day	RAF Waddington	Yes
29.9.10	MR060	Community Care for the Elderly	Olde Barn Hotel, Marston	
1.10.10	MR056	North Kesteven DC Lincolnshire Day Supper	Skellingthorpe Community Centre, Skellingthorpe	Yes
3.10.10	MR055	East Lindsey Civic Service	St Mary's Church, Mablethorpe	Yes
5.10.10	MR053	Royal Air Force Cranwell Autumn Concerts	RAF Cranwell	
8.10.10	MR058	Louth Town Council - Strictly Come Dancing	Louth Town Hall	Yes
9.10.10	MR065	Machine Gun Corps Old Comrades' Association	St. Wulfram's Church, Grantham	
10.10.10	MR047	St. Johns St. John County Service	St. Nicholas w St. John Baptist Church, Lincoln.	Yes
13.10.10	MR057	RAF Cranwell Civic Outreach Day	RAF Cranwell	
14.10.10	MR066	Presentation of Certificates for Best Kept Gardens	Guildhall, Grantham	
16.10.10	MR041	Sleaford Town Council Children in Song	Riverside Church, Southgate,	
16.10.10	VC008	Royal British Legion Band of the RAF Regiment	Palace Theatre, Newark	
17.10.10	MR039	Grantham Lions Club Annual Variety Concert	Walton Girls High School, Kitty Briggs Lane, Grantham	
19.10.10	MR063	Stamford Mercury Archive Project	Stamford Town Hall	
20.10.10	MR051	ABF Soldiers Charity Memorial Concert	Lincoln Cathedral	Yes
21.10.10	MR064	Organising Committee SciFest 2010 Reception	Corn Exchange, Bourne	
24.10.10	MR043	Royal British Legion Poppy Appeal Lunch	Petwood Hotel, Woodhall Spa	Yes
28.10.10	MR050	Grantham Chartered Trustees Charity Show	Guildhall, Grantham	
28.10.10	VC	Grantham Chartered Trustees Charity Show	Guildhall Grantham	

REPORT TO COUNCIL

REPORT OF: Chief Executive

REPORT NO: CEX010

DATE: 28th October 2010

TITLE:	Appointment of S151 Officer	
KEY DECISION OR POLICY FRAMEWORK PROPOSAL:	Governance	
PORTFOLIO HOLDER: NAME AND DESIGNATION:	Councillor Paul Carpenter. Corporate Governance and Housing	
CONTACT OFFICER:	Mrs B Agass	
INITIAL IMPACT ASSESSMENT: Equality and Diversity	Carried out and appended to the report: N/A	Full impact assessment Required: N/A
FREEDOM OF INFORMATION ACT:	This report is publicly available via Your Council and Democracy link on the Council's website: www.southkesteven.gov.uk	
BACKGROUND PAPERS	None	

1. RECOMMENDATIONS

It is recommended that the Council designate Mr Daren Turner Strategic Director - corporate focus as the Council's s151 officer with immediate effect.

2. PURPOSE OF THE REPORT/DECISION REQUIRED

Under s151 of the Local Government Act 1972 the Council is required to "make arrangements for the proper administration of their financial affairs and shall secure that one of their officers has responsibility for the administration of those affairs". This report recommends the appointment of an s151 Officer.

3. CONTRIBUTE TO PRIORITY THEME

Quality Organisation.

4. DETAILS OF REPORT

- 4.1 The Council is required to appoint three statutory officers, namely the Head of Paid Service the Monitoring Officer and the Chief Finance Officer. This latter position is known as the Section 151 officer.

Section 151 of the Local Government Act 1972 requires the Council to make arrangements for the proper administration of their financial affairs and to secure that one of their officers has responsibility for the administration of those affairs.

- 4.2 Section 113 of the Local Government Finance Act 1988 requires the person to be a member of a specified accounting body.

Section 114 of the Local Government Finance Act 1988 defines the role further by placing personal duties and requirements upon the post-holder in respect of actual or anticipated financial misconduct, mirroring the function of the monitoring officer in respect of law and maladministration.

- 4.3 The Section 151 role is the organisation's most senior executive financial role and as such is charged with leading and directing financial strategy and operations. In the public service context, s151 officers, in conjunction with elected members and the senior management team must also meet the demands of openness and accountability in decision making and balance competition for limited resources across a range of member specified objectives, whilst ensuring the delivery of value for money and safeguarding of the public's assets and resources.

- 4.4 It is well documented that local government is likely to face significant financial pressures as it strives to continue to deliver frontline services in an environment of reducing budgets and resources.

The recently completed "Next Steps" programme enabled the Council to add capacity in key areas including Finance and Economic Development whilst at the same time reducing management and management support costs overall.

- 4.5 In recognition of the centrality of financial issues to organisational success it is UK government policy that all government departments should have a professional Chief Financial Officer (CFO) reporting directly to the permanent secretary. HM Treasury recommends 'It is good practice for all other public sector organisations to do the same, and to operate the same standards'. Chartered Institute of Public Finance and Accountancy (CIPFA) supports the Treasury's recommendation, stating that the CFO should be:

1. appropriately professionally qualified,

2. report directly to the Chief Executive, and
3. be a member of the Strategic Leadership Team.

With these recommendations in mind it is suggested, in line with the proposals outlined in the 'Next Steps' programme to in future allocate S151 responsibilities at Director level rather than at Head of Service level as currently.

- 4.6 Mr. Turner is a highly experienced senior manager and has previously held the role of the s151 officer for 6 years as Deputy Chief Executive and Director of Resources at neighbouring West Lindsey District Council. He is a qualified accountant, with ten years post qualification experience, being a member of the Association of Chartered Certified Accountants (ACCA).

The recent recruitment of Mr Turner will provide the opportunity to strengthen and add capacity in this key area as the Council prepares to meet unprecedented financial challenges. For a period the role has been carried out by the Head of Finance (Mr R Wyles). The Head of Finance has performed the role with great energy and professionalism. The changes, in line with the next steps programme, should not be seen in any way as a reflection of the performance or capability of the Head of Finance. The Council remains in a secure and stable financial position, the Head of Finance should be commended for his role in ensuring this.

5. OTHER OPTIONS CONSIDERED

The alternative option is to maintain current arrangements and although this is a viable alternative it is considered appropriate to align the role at strategic management level for the reasons outlined in this report.

6. COMMENTS OF MONITORING OFFICER

There is a statutory requirement for the appointment of a s.151 officer to make arrangements for the proper administration of the Council's financial affairs. That appointment must be made by Council from one of its officers. The post of S. 151 officer must be regarded as a politically restricted post. Membership of the Chartered Association of Certified Accountants is one of the bodies recognised at s.113 of the Local Government Finance Act 1988.

REPORT TO COUNCIL

REPORT OF: Head of Legal and Democratic Services

REPORT NO: LDS002

DATE: 28TH October 2010

TITLE:	NEW EXECUTIVE ARRANGEMENTS	
KEY DECISION OR POLICY FRAMEWORK PROPOSAL:	Council Decision	
PORTFOLIO HOLDER: NAME AND DESIGNATION:	Councillor Ray Auger – Portfolio Holder for Access and Engagement	
CONTACT OFFICER:	Lucy Youles – Head of Legal and Democratic Services. Tel:01476 406105. E-mail – l.youles@southkesteven.gv.uk	
INITIAL IMPACT ASSESSMENT:	Carried out and appended to the report: n/a	Full impact assessment Required: n/a
Equality and Diversity		
FREEDOM OF INFORMATION ACT:	This report is publicly available via the Your Council and Democracy link on the Council’s website: www.southkesteven.gov.uk	
BACKGROUND PAPERS	Local Government and Public Involvement in Health Act 2007 Local Government Act 2000 (as amended) Report to Council– DEM039 – New Executive Arrangements	

1. RECOMMENDATIONS

It is recommended Council consider the result of the consultation and the further information contained in this report relating to new executive arrangements and the current government stance and determines to approve the adoption of the new style leader and cabinet executive arrangements in accordance with s.33B of the Local Government Act 2000 (the Act) as amended by 64 of the Local Government and Public Involvement in Health Act 2007

2. PURPOSE OF THE REPORT

The purpose of the report is to inform Council of the results of the consultation carried out in accordance with statutory provision and detail considerations to be taken into account when recommending to Council the executive

arrangements to be adopted in accordance with the Local Government Act 2000 (as amended).

3. CONTRIBUTE TO PRIORITY THEME

The proposals in this report are required in accordance with statutory provisions. As such the report contributes to the quality organisation priority theme.

4. DETAILS OF REPORT

4.1 At its meeting on the 22nd April, Council determined the process for consultation for members of the public to comment on their preferred style of executive arrangements in accordance with the Local Government Act 2000 (as amended). The form of consultation consisted of an article in the Council newsletter - SK Today. The Article is attached to this report at Appendix A. The Article referred to the Council website which included provision to vote on 2 styles of executive arrangements permitted by the Act. A copy of the website page is attached to this report as Appendix B. The consultation was available for vote on preferences and comment from the May 2010 to the 9th July 2010.

4.2 At the close of the consultation, 45 preferences had been recorded by way of website vote and correspondence. Of those 45 preferences recorded:

- 17 declared preference for the new style leader and cabinet executive;
- 2 declared no preference;
- 26 declared preference for the elected mayor and cabinet executive .

Of the 45 preferences expressed 14 comments were recorded. The comments are detailed at Appendix C attached.

The 45 preferences recorded represent approximately 0.04% of the total number of people eligible to vote in the South Kesteven district. This low level of public engagement would indicate an unrepresentative conclusion to the consultation.

4.3 Council should be mindful of the results of the consultation, the current Government's stance on the change of executive arrangements and of the pros and cons of the 2 styles of arrangement. The new style leader represents little change to the current system operated by the Council. This could be implemented by resolution of the Council and appropriate changes to the Constitution. The provision of a mayor for the district would require a referendum of the electorate to implement the change from the current arrangements. It would also require an election to choose the mayor to represent the whole district. The approximate cost of the referendum and election could amount to £30,000 for postal returns to the referendum and in excess of £100,000 for an election. The Council should consider whether it is appropriate to incur such expenditure in view of the Governments statement made by Local Government minister, The Rt Hon Grant Shapps MP, on the 7th July 2010 that consultation on the options should be done as cost efficiently as possible pending the abolition of this requirement. A copy of the minister's letter is attached to this report as Appendix D.

5. OTHER OPTIONS CONSIDERED

Alternatively, Council could consider taking no further action and approve neither the new style leader nor the referendum for elected mayor. In this situation, the Council would not be in a position to make the arrangements required to be in place following the district council elections due to be held in May 2011. In these circumstances, the current legislation would impose the new style leader option on the Council in any event.

6. RESOURCE IMPLICATIONS (INCLUDING FINANCIAL, PEOPLE)

The new style leader option could be implemented without additional resource. The mayor option would have significant resource implications which would require budgetary provision by way of supplementary estimate during the current financial year.

7. RISK AND MITIGATION (INCLUDING HEALTH AND SAFETY AND DATA QUALITY)

To minimise the risk of challenge, the Council should comply with the current legislation.

8. ISSUES ARISING FROM EQUALITY IMPACT ASSESSMENT

None applicable

9. CRIME AND DISORDER IMPLICATIONS

None applicable

10. COMMENTS OF SECTION 151 OFFICER

Members' attention is drawn to paragraph 6 of the report that confirms additional financial resources will be required for the delivery of the mayor option. There is no budgetary provision for this option within the current financial year and additional resources would need to be identified if Council recommended this option. All other options can be met from existing resources.

11. COMMENTS OF MONITORING OFFICER

Detailed in the report

12. COMMENTS OF OTHER RELEVANT SERVICE MANAGERS

None applicable

13. APPENDICES:

Appendix A – SK Today Article

Appendix B- Copy website page relating to consultation

Appendix C – Comments received

Appendix D – Copy letter 7/7/10 from The Rt Hon Grant Shapps MP

New executive arrangements: Have your say

Under the local government act 2007, SKDC has to consult on changes to its governance arrangements.

At the moment, we have a council leader - an elected councillor - who is appointed annually by the full council, with a cabinet consisting of the leader plus five cabinet councillors. See www.southkesteven.gov.uk/cabinet

Government legislation means that SKDC must now choose between two options to operate after the next district elections in May 2011:

Option 1: a 'new style' leader and cabinet of councillors; this would be similar to the current arrangement but with some key differences.

Option 2: a directly elected mayor and a cabinet of councillors – think Boris Johnson, currently the elected Mayor of London.

Option 1

Under option 1, the council would still be led by a leader appointed from the district councillors, who would then select up to nine other councillors to work with him or her. This is similar to our current leader and cabinet system except that the leader would be appointed for a four year term and has the right to appoint their own cabinet up to a maximum of nine; at present the council decides the size of the cabinet. The leader would appoint a deputy leader from within the cabinet councillors, and could be removed by a majority decision of the council.

Option 2

Under this system, SKDC would be led by a directly elected mayor, who would be elected for a four year term. However, unlike the other councillors, he or she would not represent an area or ward in SK and could not be removed from office by the council. The mayor would appoint their own cabinet of councillors.

Option 2 is not new; it has been available since 2001. When SKDC consulted at the time, the majority of residents preferred a leader and cabinet option rather than an elected mayor.

What do you think?

We want to know what you think about the two options for the new executive arrangements.

- Please complete our online survey on the homepage of our website www.southkesteven.gov.uk
- Or write to us at Freepost GM48, St Peter's Hill, Grantham, NG31 6PZ.
- Or email us at committee.support@southkesteven.gov.uk

The closing date for feedback is 12noon on Friday, 9 July 2010.



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Electoral Services

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Photos

You can now look at all of our photos on [Flickr](#). Send your snaps to pr@southkesteven.gov.uk and you could have them featured on our website and [Flickr](#) account.

[Grantham Carnival](#)



Consultation on new Executive Arrangements

Under the Local Government and Public Involvement in Health Act 2007 SKDC has to consult on changes to its governance arrangements.

This consultation has now ended.

At the moment we have a council leader (an elected councillor) who is appointed annually by the full council, with a [Cabinet](#) made up of the leader and five other cabinet councillors.



This new government legislation means that SKDC must now choose between two options to operate after the next district elections in May 2011.

OPTION 1: a "new style" Leader and Cabinet of councillors (similar to our current leadership model but with some important differences);

OR

OPTION 2: a directly elected Mayor and a Cabinet of councillors.

Option 1:

Under this system, the Council would be led by a leader appointed by the district councillors who would then choose up to nine other councillors to work with him or her to run the council and make important decisions about how the services are delivered and budgets spent.

This is similar to the current leader and Cabinet system but the main difference is that the leader is appointed for a four year term of office rather than the current one year term, and they have the right to appoint their own size of Cabinet (up to a maximum of nine other councillors). At present the Council decides the size of the Cabinet although the leader decides who she wants to appoint to the Cabinet. The leader would appoint a deputy leader from amongst the Cabinet councillors, and could be removed by a majority decision by the council.

Option 2:

This system involves the council being led by a directly elected mayor. The mayor would be elected for a four year period. Unlike the other councillors, they would not represent an area or ward in South Kesteven and could not be removed from office by the council. The Mayor would appoint their own Cabinet of councillors (up to a maximum of nine other councillors) to offer advice on running the council and on important decisions about how services are delivered and budgets spent.

This is not a new option however. It has been available since 2001 but when the council consulted at that time, the majority of people who responded preferred a leader and cabinet system rather than an elected mayor.

What do you think?

We would like to know what you think about the two options for the executive arrangements.

Please use this link - [Consultation form for the New Executive Arrangements](#) to let us know your views, or alternatively send your comments by e-mail to committeesupport@southkesteven.gov.uk

You can also write to: Head of Legal & Democratic Services, Council Offices, St. Peter's Hill, Grantham, Lincolnshire, NG31 6PZ.

The closing date for feedback is: 12 noon on Friday 9 July 2010.

This consultation has now ended.

What happens next?

The council will take into account all the feedback it has received when drawing up its proposals. Your views are an important part of this process. The council must consider to what extent the proposals would be likely to assist in securing continuous improvement in the way the council goes about its business having regard to a combination of economy, efficiency and effectiveness.

The draft proposals will be considered by the council's Cabinet in September before final approval by the council in October. The final proposals will be published in the local press and on our website so that local residents and other interested parties are made aware of the outcome of this consultation process.

- [Councillor Agendas](#)
- [Voting Cabinet](#)
- [Committee Meetings](#)
- [Elections Ward](#)
- [Involved Council](#)
- [Register](#)

- [How is SKDC run?](#)
- [Constitution](#)
- [Meet the Cabinet](#)

- [Ask a question](#)
- [Report It](#)
- [Make an application](#)
- [Make a Payment](#)
- [Feedback](#)

[Maps](#)

Option 1 - "new style" leader and cabinet of councillors	Option 2 - directly elected Mayor and cabinet of councillors	No preference	Don't know
17	26	2	-

Total responses - 45

Other comments	Vote
Could we not put to the vote that they would only stand for maximum of two terms. This could also apply to district & County Councillors.	no preference
SKDC should opt to operate Option 1 after the next district elections in May 2011, subject to two provisos:- 1. the existing leader is not allowed to run for a four year term in office on the basis that she has already had a reasonable period of time in that position and a change will be needed next year. 2. whoever becomes leader does so on the understanding that the cabinet he/she forms is both politically balanced and that its membership reflects an evenly divided representation of the whole of South Kesteven.	option 1
What would happen to the Town mayor's of Grantham, Stamford and Bourne. Could they only be elected for two terms only like in the USA	option 2
I would like to know if we had a elected mayor for skdc what would happen to the Mayor's of Grantham, Stamford & Bourne? or could we see two Mayors representation each Town one from the town and one for skdc? which Mayor would be the main mayor town or the skdc one?	option 2
Anything would be preferable to the cosy cronyism of the current arrangements but a directly elected mayor would be more accountable to the electorate.	option 2
an elected mayor, a system which I am doubtful about seeing introduced.	option 1
Thank you for the opportunity to offer an opinion.	option 1
It is a pity we can't have the "old" arrangement but with the council leader in office for 4 years rather than 1: do we really need 9 in the cabinet? I think a mayor who can't be removed by majority vote would be bad news.	option 1
I object to being asked what my `sexual orientation' and my religious beliefs are how is this any business of the council? indeed, the same could be said of many of these other busy body questions. I will vote for a mayor that abolishes this nonsense!	option 2
It would seem to me that to have an elected Mayor adds yet another level of expensive management. The present system appears to me work satisfactory. We do not need extra costs in these "austere" times.	option 1

I think that option 2 gives too much power to the mayor	option 1
Leader and Mayor could make up a biased group who would be in control for four years. Better if Leader selected / Mayor elected, but Cabinet = 1 representative from each area of SKDC which would be seen to be fairer. Alternatively councillors should vote for each Cabinet member in turn - highest number of votes being elected to Cabinet.	No preference
After carefully reading the options available I feel that Option 2 is the best way ahead for South Kesteven District Council.	option 2
This option seems to fulfil the criteria for local democracy	option 2



Leaders of Non-Metropolitan District Councils
in England

The Rt Hon Grant Shapps MP
Minister for Housing and Local Government

**Department for Communities and Local
Government**

Eland House
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London SW1E 5DU

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www.communities.gov.uk

7 July 2010

Dear Leader

**Requirement to consult under the Local Government and Public Involvement in
Health Act 2007**

I am writing to you about the requirements on your council to adopt a new governance model from May 2011, and before doing so to consult your local electorate and interested parties in the area. Whilst it is for each council to decide how it will meet these requirements, I would wish to highlight the Government's view that councils need not incur any significant expenditure on these requirements, and our expectation in today's circumstances that all councils will pursue this at minimal cost.

These requirements are in the Local Government and Public Involvement in Health Act 2007 and necessarily remain in force unless or until that Act is repealed by fresh primary legislation. It is our intention to do this. For your council the requirements mean that you must resolve by 31 December 2010 to move to either the new leader and cabinet model or mayor and cabinet model, and before so resolving you must take reasonable steps to consult the local electorate and other interested parties in your council's area.

In considering how to approach these requirements you will wish to have regard to the circumstances of today, including both the priority of cutting out all wasteful spending and the Government's commitments to allow councils to return to the committee system, should they wish to, and on elected mayors. We also intend to remove the necessity to elect a leader for four years. We intend to provide for these commitments in our Localism Bill to be introduced later in this Parliamentary session. This may mean that any governance model you adopt in May 2011 may be further changed within a year or so. Your decisions about consultation will also be taken in the context of the greater transparency and openness agenda which I am confident you will be putting in place throughout your council.

Accordingly, the case is strong for any consultation now about future governance arrangements to be the minimal cost option. It will be for each council to decide, but in our view no more than a small newspaper advert/article or press release on your website may be proportionate and right in these circumstances.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Grant Shapps', written in a cursive style.

GRANT SHAPPS MP

REPORT TO COUNCIL

REPORT OF: **Head of Legal and Democratic Services
(Monitoring Officer)**

REPORT NO: LDS006

DATE: 28 October 2010

TITLE:	Representatives on Outside Bodies	
KEY DECISION OR POLICY FRAMEWORK PROPOSAL:	N/a	
PORTFOLIO HOLDER: NAME AND DESIGNATION:	Cllr Ray Auger Access and Engagement Portfolio	
CONTACT OFFICER:	Lucy Youles – Head of Legal and Democratic Services (Monitoring Officer). Tel:01476 406105. E-mail: l.youles@southkesteven.gov.uk	
INITIAL IMPACT ASSESSMENT:	N/A	Full impact assessment Required: No
Equality and Diversity		
FREEDOM OF INFORMATION ACT:	This report is publicly available via the Your Council & Democracy link on the Council's website: www.southkesteven.gov.uk	
BACKGROUND PAPERS		

1. RECOMMENDATION

- 1.1 To appoint a representative to sit on the Board of Trustees of Truesdale's Hospital, Stamford.
- 1.2 To appoint a non-executive representative to the Lincolnshire County Council Flood and Drainage Management Scrutiny Committee.

2. PURPOSE OF THE REPORT

The purpose of this report is for the Council to consider appointing a representative to sit on the Board of Trustees of Truesdale's Hospital and Lincolnshire County Council Flood and Drainage Management Scrutiny Committee.

3. DETAILS OF REPORT

3.1 In May 2007 Councillor Harvey was appointed as the council's representative on the Board of Trustees of Truesdale Hospital in Stamford (a group of Almshouses in Scotgate, Stamford). For the past two years he has been voted Chairman of the Trustees and to ensure his continued membership of the Trust he has been made a co-opted member. He therefore has tendered his resignation as the Council's representative on the Board of Trustees of Truesdale Hospital to enable another member to take his place as the council's representative.

3.2 A letter has been received from Lincolnshire County Council requesting the appointment of a representative on the Lincolnshire County Council Flood and Drainage Management Scrutiny Committee. It is proposed the membership of the Committee will include one co-opted non-executive councillor from each district in the County with full voting rights.

4. OTHER OPTIONS CONSIDERED

Members could consider making no appointments.

5. RESOURCE IMPLICATIONS

Appointed representatives may claim travel expenses in connection with attending meetings of bodies to which they have been appointed in accordance with the current Members' Allowance Scheme.

6. RISK AND MITIGATION (INCLUDING HEALTH AND SAFETY AND DATA QUALITY)

Not applicable.

7. ISSUES ARISING FROM EQUALITY IMPACT ASSESSMENT

Not applicable.

8. CRIME AND DISORDER IMPLICATIONS

Not applicable.

9. COMMENTS OF SECTION 151 OFFICER

I have no specific financial comments to make in respect of the recommendation. The financial implications are referred to in paragraph 5 of the report.

10. COMMENTS OF MONITORING OFFICER

Any appointment to such bodies must be registered by the member appointed as a registerable interest. In accordance with the members' code of conduct, such interests need only be declared as personal interests at this authority's meetings if a matter relating to the outside body is to be discussed at the meeting, the interest is not prejudicial and the member appointed intends to speak on the issue.

11. APPENDICES: None