



12 April 2011

To : The Mayor and Members of Melton Borough Council

Dear Sir or Madam

You are summoned to a **MEETING OF THE COUNCIL** to be held at Scalford Hall, Scalford Road, Melton Mowbray, LE14 4UB on **Wednesday 20 April 2011 at 6.30 p.m.**

Yours faithfully

Lynn Aisbett  
Chief Executive

## AGENDA

Item No.	Item
1.	<b>APOLOGIES FOR ABSENCE</b>
2.	<b>MINUTES</b> To confirm the Minutes of the Meeting of the Council held on 24 February 2011
3.	<b>DECLARATIONS OF INTEREST</b> Members to declare any interest as appropriate in respect of items to be considered at this meeting
4.	<b>MAYOR'S AWARDS</b> The Mayor to present her Annual Awards
5.	<b>MAYOR'S ANNOUNCEMENTS</b> Including an update on the activities of the Young Mayor
6.	<b>LEADER'S ANNOUNCEMENTS</b>
7.	<b>QUESTIONS BY MEMBERS OF THE PUBLIC</b> The Leader and Chairmen of Policy Committees to answer any questions from the public of which notice has been given in accordance with Council Procedure Rule 9 of the Constitution.  There are no questions received.

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8.	<p><b>PETITIONS</b></p> <p>In accordance with Procedure Rule 24.1 and Part 2 of the Petitions Scheme, the Chief Executive shall report the receipt of a petition to the next meeting of the Council where there shall be no debate or comment thereon</p> <p>Two Petitions were received on 5 April 2011 from the Tenants Forum Executive Committee (TFEC) which contain 81 and 89 signatories respectively and state the following :-</p> <p><b>‘We the undersigned residents object to the decision of the CSA Committee to impose £1.50 per week charge for cleaning landings and stairwells in Flats’</b></p> <p><b>‘We the undersigned residents object to the decision of the CSA Committee to impose £30 car parking fee and £30 for one visitors pass’</b></p> <p>Both Petitions will be referred to the next meeting of the Community and Social Affairs Committee in June 2011.</p> <p>The Council to note receipt of the petitions.</p>																				
9.	<p><b>RECOMMENDATIONS AND REPORTS FROM COMMITTEES</b>  <u>Policy, Finance and Administration Committee : 20 April 2011</u>  <u>Carry Forward of Revenue Budgets</u></p> <p>(a) Subject to the following recommendation being approved at the Policy, Finance and Administration Committee at its meeting on 20 April 2011, the Council to consider the following :-</p> <p><b>RECOMMENDED</b> that Full Council be asked to approve the item highlighted in the attached which is in excess of £50,000 in accordance with Financial Procedure Rules.</p> <p>(b) The Council to consider the above recommendation.</p>																				
10.	<p><b>QUESTIONS FROM MEMBERS</b></p> <p>(a) The Chairmen of Committees to answer any questions upon items of reports of Committees when those items are being received or under consideration by the Council in accordance with Council Procedure Rule 10.1 of the Constitution :-</p> <table data-bbox="341 1682 1422 2085"> <tbody> <tr> <td>Special Overview, Scrutiny and Audit Committee</td> <td>15 February 2011</td> </tr> <tr> <td>Special Overview, Scrutiny and Audit Committee</td> <td>22 February 2011</td> </tr> <tr> <td>Special Policy, Finance and Administration Committee</td> <td>22 February 2011</td> </tr> <tr> <td>Development Committee</td> <td>24 February 2011</td> </tr> <tr> <td>Policy, Finance &amp; Administration Committee</td> <td>2 March 2011</td> </tr> <tr> <td>Community and Social Affairs Committee</td> <td>9 March 2011</td> </tr> <tr> <td>Standards Committee</td> <td>10 March 2011</td> </tr> <tr> <td>Rural, Economic &amp; Environmental Affairs Committee</td> <td>16 March 2010</td> </tr> <tr> <td>Development Committee</td> <td>17 March 2011</td> </tr> <tr> <td>Development Committee</td> <td>7 April 2011</td> </tr> </tbody> </table> <p>To follow</p>	Special Overview, Scrutiny and Audit Committee	15 February 2011	Special Overview, Scrutiny and Audit Committee	22 February 2011	Special Policy, Finance and Administration Committee	22 February 2011	Development Committee	24 February 2011	Policy, Finance & Administration Committee	2 March 2011	Community and Social Affairs Committee	9 March 2011	Standards Committee	10 March 2011	Rural, Economic & Environmental Affairs Committee	16 March 2010	Development Committee	17 March 2011	Development Committee	7 April 2011
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(b) The Mayor, the Leader and the Chairmen of Committees to answer any questions on any matters in relation to which the Council has powers or duties or which affect the Borough of which due notice has been given in accordance with Council Procedure Rule 10.5

(c) In accordance with Council Procedure Rule 10.5(a), the following question was received from Councillors D.E. Orson, J.T. Orson, Posnett, Rhodes and Sheldon on 7 April 2011 :-

*'The leader will be aware that NHS Leicestershire County & Rutland PCT is to withdraw funding to Long Clawson Medical Practice which they use to commission a rehabilitation bed located at Hunter's Lodge, Old Dalby. The PCT did not actively engage with the practice or consult with the local population in arriving at this decision.*

*What pressure can the Leader exert upon the Crescent Consortium to ensure that everything possible will be done to ensure funding for this vital local service to continue?'*

The Leader to respond

(d) In accordance with Council Procedure Rule 10.5(a), the following question was received from Councillor Moncrieff on 11 April 2011 :-

*In the last 10 years under the Conservatives, Council Tax has risen by 68% when inflation went up by only 32%. Can the Leader please tell us where the money has gone?*

The Leader to respond

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11. **MOTION FROM COUNCILLORS O'CALLGHAN AND MONCRIEFF :  
MELTON CARNEGIE MUSEUM**

In accordance with Council Procedure Rule 11.1, Councillors O'Callaghan and Moncrieff submitted the following motion on 11 April 2011 :-

*This Council notes the proposals by Leicestershire County Council to reduce the opening hours of the Melton Carnegie Museum by 46% in Option One and by 59% in Option Two.*

*This Council believes that these proposals will adversely affect tourism in Melton, visitors to the area, schools visits and others.*

*This Council opposes the scale of reductions proposed and asks the Leader to write to the Leader of the County Council expressing the Council's opposition.*

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12.	<p><b>MOTION FROM COUNCILLORS O'CALLGHAN AND DUNGWORTH : LOCAL SERVICES</b></p> <p>In accordance with Council Procedure Rule 11.1, Councillors O'Callaghan and Dungworth submitted the following motion on 11 April 2011 :-</p> <p><i>This Council notes with concern the potential loss or reduction in local services in the Borough of Melton such as the Magistrates Courts, Museum and Library.</i></p> <p><i>This Council also notes with concern the effect of current national policy on the delivery of health services and education in the Borough.</i></p> <p><i>This Council calls on the Leader of the Council to write to the Prime Minister expressing these concerns on behalf of the Borough.</i></p>
13.	<p><b>REVIEW OF THE COUNCIL'S CONSTITUTION 2010-11</b></p> <p>The Monitoring Officer to submit a report which</p> <p>(a) requests the Council to consider a list of proposed amendments to the Constitution that were considered by the Constitution Review Task Group on 29 March 2011 and the Overview, Scrutiny and Audit Committee on 11 April 2011. The detail and associated appendices are enclosed at Appendix A;</p> <p>(b) requests the Council to note that there have been two items approved for inclusion in the Constitution at Council Meetings this Civic Year and they are as follows :-</p> <ul style="list-style-type: none"> <li>• the Petitions Scheme including E-Petitions</li> <li>• the Reduction in Site Visit Allowance for Members to £25 to allow a £5 contribution to a buffet between the Site Visit and the Committee meeting</li> </ul>

# Advice on Members' Interests

## **COUNCIL MEETINGS - COMMITTEE MINUTES : DECLARATION OF INTERESTS**

Interests need not be declared at Full Council in relation to Committee Minutes which do not become the subject of debate at Full Council (ie. Minutes referred to solely on a page by page basis when working through the Minutes of each Committee.)

An interest must be declared at Full Council as soon as it becomes apparent that a relevant Committee Minute is to be debated – this applies even if an interest has been declared at Committee and is recorded in the Minutes of that Committee.

## **PERSONAL AND NON-PREJUDICIAL INTEREST**

If the issue being discussed affects you, your family or a close associate more than other people in the area, you have a personal and non-prejudicial interest. You also have a personal and non-prejudicial interest if the issue relates to an interest you must register.

**You must state that you have a personal and non-prejudicial interest and the nature of your interest.** You may stay, take part and vote in the meeting (\*unless the interest is also prejudicial).

## **PERSONAL AND PREJUDICIAL INTEREST**

If a member of the public, who knows all the relevant facts, would view your personal interest in the issue being discussed to be so great that it is likely to prejudice your judgement of the public interest and it affects your or the other person or bodies' financial position or relates to any approval, consent, licence, permission or registration then **you must state that you have a personal and prejudicial interest, the nature of the interest and you must leave the room\***. You must not seek improperly to influence a decision on that matter unless you have previously obtained a dispensation from the Authority's Standards Committee.

You may not attend a meeting or stay in the room as either an Observer Councillor or \*Ward Councillor or as a member of the public if you have a personal and prejudicial interest\*.

## **BIAS AND PREDETERMINATION**

If you have been involved in an issue in such a manner or to such an extent that the public are likely to perceive you to be biased in your judgement of the public interest (bias) or where you have given the impression that you have firmly and fixedly made up your mind on the issue prior to the meeting (predetermination) then you should not take part in the decision-making process; you should leave the room. **You should state that your position in this matter prohibits you from taking part.** You may request permission of the Chair to address the meeting prior to leaving the room. The Chair will need to assess whether you have a useful contribution to make or whether complying with this request would prejudice the proceedings. A Personal and Prejudicial Interest will take precedence over Bias and Predetermination

In each case above, you should make your declaration at the beginning of the meeting or as soon as you are aware of the issue being discussed.\*

\*There are some exceptions – please refer to the Code of Conduct and Guidance.