

# Agenda

## COUNCIL



Date:	Monday, 3 April 2017 at 7:00 pm
Venue:	Lowther Pavilion, West Beach, Lytham, FY8 5QQ
	<p>Mayor : Councillor Christine Akeroyd Deputy Mayor : Councillor Angela Jacques</p> <p>Leader : Councillor Susan Fazackerley Deputy Leader : Councillor Karen Buckley</p> <p>Councillors Ben Aitken, Frank Andrews, Peter Anthony, Tim Ashton, Mark Bamforth, Jan Barker, Keith Beckett ISO, Brenda Blackshaw, Julie Brickles, Maxine Chew, Alan Clayton, Delma Collins, Peter Collins, Michael Cornah, David Donaldson, David Eaves, Trevor Fiddler, Tony Ford JP, Richard Fradley, Gail Goodman JP, Shirley Green, Peter Hardy, Neil Harvey, Paul Hayhurst, Karen Henshaw JP, Paul Hodgson, Cheryl Little, Roger Lloyd, Kiran Mulholland, Barbara Nash, Edward Nash, Graeme Neale, Linda Nulty, Liz Oades, Sandra Pitman, Albert Pounder, Richard Redcliffe, Louis Rigby, Vince Settle, Elaine Silverwood, John Singleton JP, Roger Small, Heather Speak, Raymond Thomas, Thomas Threlfall, Viv Willder.</p>

	PROCEDURAL ITEMS:	PAGE
1	<b>Declarations of Interest:</b> Declarations of interest, and the responsibility for declaring the same, are matters for elected members. Members are able to obtain advice, in writing, in advance of meetings. This should only be sought via the Council's Monitoring Officer. However, it should be noted that no advice on interests sought less than one working day prior to any meeting will be provided.	1
2	<b>Confirmation of Minutes:</b> To confirm the minutes, as previously circulated, of the Council Budget meeting held on 2 March 2017 as a correct record.	1
	<b>ANNOUNCEMENTS:</b>	
3	<b>Mayor's Announcements</b>	1
4	<b>Chief Executive's Communications</b>	1
	<b>REPRESENTATIONS:</b>	
5	<b>Questions from Members of the Council</b>	3
6	<b>Questions from Members of the Public</b> For procedure to ask a question at a Council meeting see <a href="#">Public Speaking at Council Meetings</a> .	4
	<b>DECISION ITEMS:</b>	
7	<b>Confirmation of Leader and Deputy Leader 2017/18</b>	5 - 6

<b>8</b>	<b>Confirmation of Committees and Allocation of Membership</b>	<b>7 - 11</b>
<b>9</b>	<b>Appointments to Outside Bodies</b>	<b>12 - 14</b>
	<b>EXEMPT ITEMS:</b>	
<b>10</b>	<b>Exclusion of the Public</b>	<b>15</b>
<b>11</b>	<u>Exempt Item – Not for Publication</u> <b>Councillor Mark Bamforth</b>	-

Contact: Katharine McDonnell - Telephone: (01253) 658423 – Email: [democracy@fylde.gov.uk](mailto:democracy@fylde.gov.uk)

The code of conduct for members can be found in the council’s constitution at  
<http://fylde.cmis.uk.com/fylde/DocumentsandInformation/PublicDocumentsandInformation.aspx>

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# REPRESENTATIONS



REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	COUNCIL	3 APRIL 2017	5
<b>QUESTIONS FROM MEMBERS OF THE COUNCIL</b>			

## **PUBLIC ITEM**

This item is for consideration in the public part of the meeting.

### **SUMMARY**

No questions have been received from Members of the Council before the requisite deadline, as outlined in the Procedural Standing Orders for Council and Committees in Part 4 of the Council's Constitution, and before the statutory deadline for publication of the agenda.

If any questions are received before the constitutional deadline, as outlined above, they will be circulated prior to the meeting for members' information, under separate cover.

Any question(s) will be heard during the Council meeting on 3 April 2017 and a response will be given by the Leader of the Council.

# REPRESENTATIONS



REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	COUNCIL	3 APRIL 2017	6
<b>QUESTIONS FROM MEMBERS OF THE PUBLIC</b>			

## PUBLIC ITEM

This item is for consideration in the public part of the meeting.

### SUMMARY

No questions have been received from members of the public before the requisite deadline, as outlined in Procedural Standing Orders for Council and Committees of Part 4 of the Council's Constitution, and before the statutory deadline for publication of the agenda.

If any questions are received before the constitutional deadline, as outlined above, they will be circulated prior to the meeting for members' information, under separate cover.

Any question(s) will be heard during the Council meeting on 3 April 2017 and a response will be given by the Leader of the Council.

# DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	COUNCIL	3 APRIL 2017	7
<b>CONFIRMATION OF LEADER AND DEPUTY LEADER 2017/18</b>			

## PUBLIC ITEM

This item is for consideration in the public part of the meeting.

## SUMMARY

Members are invited to confirm the appointment of the leader and deputy leader of the council for the municipal year 2017/18

## RECOMMENDATIONS

1. To confirm Councillor Susan Fazackerley as leader of the council.
2. To confirm Councillor Karen Buckley as deputy leader of the council.

## SUMMARY OF PREVIOUS DECISIONS

At the Annual Meeting of the council on 20 May 2015 the council appointed a leader and deputy leader to hold office for the next four years<sup>1</sup>. This was confirmed at the council meeting of 11 April 2016.

## CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services ( <b>Value for Money</b> )	
Delivering the services that customers expect of an excellent council ( <b>Clean and Green</b> )	
Working with all partners ( <b>Vibrant Economy</b> )	
To make sure Fylde continues to be one of the most desirable places to live ( <b>A Great Place to Live</b> )	
Promoting Fylde as a great destination to visit ( <b>A Great Place to Visit</b> )	

<sup>1</sup> The term of office of the leader also ends if they resign, cease to be a councillor, or are removed by a resolution of the council.

## REPORT

1. Members are invited to confirm the appointments of Councillor Susan Fazackerley as leader of the council and Councillor Karen Buckley as deputy leader of the council.

IMPLICATIONS	
Finance	None arising from the report.
Legal	None arising from the report.
Community Safety	None arising from the report.
Human Rights and Equalities	None arising from the report.
Sustainability and Environmental Impact	None arising from the report.
Health & Safety and Risk Management	None arising from the report.

LEAD AUTHOR	TEL	DATE	DOC ID
Ian Curtis	01253 658506	21/3/17	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Council Minutes	20 May 2015 and 11 April 2016	<a href="http://www.fylde.gov.uk">www.fylde.gov.uk</a>
Constitution		<a href="http://www.fylde.gov.uk">www.fylde.gov.uk</a>

# DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	COUNCIL	3 APRIL 2017	8
<b>CONFIRMATION OF COMMITTEES AND ALLOCATION OF MEMBERSHIP</b>			

## PUBLIC ITEM

This item is for consideration in the public part of the meeting.

### SUMMARY

The council is required annually to confirm the committees that it wishes to appoint and allocate the membership of certain committees in accordance with the principles of political balance under the Local Government and Housing Act 1989.

Members are also asked to re-appoint members to the Member Development Steering Group.

### RECOMMENDATIONS

1. Appoint the committees set out in the appendix for the municipal year 2017-2018, with the same terms of reference as presently set out in the constitution.
2. Allocate committee seats in accordance with the principles of political balance as set out in the table in paragraph 7.
3. Invite the political groups (if they have not already done so) to submit their nominations to the seats allocated to them in accordance with the Local Government and Housing Act 1989 and regulations made under it.
4. (If nominations have been received from the political groups) Appoint members to seats on committees required to be politically balanced in accordance with the nominations made by the political groups, and appoint Mr Anthony Mozley Mr Brian Horrocks and Mrs Helen Broughton as co-opted members of the Chief Officer Employment Committee.
5. Appoint members to the Licensing Committee, which is not required to be politically balanced.
6. Appoint eight members to the Member Development Steering Group.

### SUMMARY OF PREVIOUS DECISIONS

The council receives a similar report each year at the meeting preceding its annual meeting. In an election year, the report must be presented to the annual meeting.

<b>CORPORATE PRIORITIES</b>	
Spending your money in the most efficient way to achieve excellent services <b>(Value for Money)</b>	√
Delivering the services that customers expect of an excellent council <b>(Clean and Green)</b>	√
Working with all partners <b>(Vibrant Economy)</b>	√
To make sure Fylde continues to be one of the most desirable places to live <b>(A Great Place to Live)</b>	√
Promoting Fylde as a great destination to visit <b>(A Great Place to Visit)</b>	√

## REPORT

### APPOINTMENT OF COMMITTEES

1. Under its constitution, the council is required annually to decide which committees to establish for the municipal year; decide the size and terms of reference for those committees; and decide the allocation of seats on those committees to political groups in accordance with the political balance rules where applicable.
2. The appendix sets out the proposed committees for the council for 2017-18. The committees are the same as exist at present and their terms of reference would be as set out in part 3 of the council's constitution. For convenience, their present membership is also set out in the appendix. The council is invited to appoint those committees as its committees for the municipal year 2017-18 with the size and terms of reference as set out.

### POLITICAL BALANCE

3. The Local Government and Housing Act 1989 requires the council to calculate the membership of committees in accordance with the requirements of political balance set out in the act. The act also requires that the council give effect to those calculations by allocating seats in accordance with the wishes of the political groups<sup>1</sup> to whom the seats have been allocated<sup>2</sup>. The four principles of political balance can be summarised like this:
  - All seats on a committee must not be allocated to the same group;
  - The majority group must have the majority of seats on each committee;
  - The total number of committee seats across the council must be allocated proportionately to the number of seats each group has on the full council; and
  - The seats on each committee must be allocated in proportion to the number of seats of each group on the full council.
4. The four principles are in order of priority. This means that the second principle is applied subject to the first. Similarly, the third principle is applied subject to the first and the second, and so on.
5. The council must<sup>3</sup> appoint at least two co-opted members to its Chief Officer Employment Committee. The co-opted members must be drawn from the independent persons appointed as

<sup>1</sup> A political group must have at least two members to count for the purposes of the 1989 act.

<sup>2</sup> Where a seat is allocated in accordance with the political balance principles to members who do not belong to a political group, the choice of non-group member to fill the seat rests with the council.

<sup>3</sup> See paragraphs 5-6 of schedule 3 to the Local Authorities (Standing Orders) (England) Regulations 2001.

part of the member standards machinery under the Localism Act 2011. The independent persons only sit as members of the committee for certain business taken under specific legislation<sup>4</sup>.

6. The Licensing Committee is not subject to the political balance rules.
7. The table below sets out the present distribution of seats across committees, which fulfils the requirement for political balance. Committees that are not required to be politically balanced are not included.

Committee	Total seats	Con	Ind	Lib Dem	Others
Finance and Democracy	12	7	3	1	1
Environment, Health and Housing	12	8	4	0	0
Operational Management	12	7	3	1	1
Tourism and Leisure	12	8	3	0	1
Planning	12	7	3	1	1
Public Protection	11	7	3	0	1
Audit and Standards	9	6	3	0	0
Chief Officers Employment	6	4	2	0	0

The table above is not the only possible permutation which would meet the requirements for political balance.

8. If all of the political groups are able to nominate the individual members they wish to fulfil their allocations on each committee, the council can make those individual appointments at today's meeting. It is obliged to follow the nominations of each group to seats allocated to that group.<sup>5</sup>
9. If appointments to committees are made at today's meeting, members are also invited to appoint a chairman and vice-chairman to each committee.

#### LICENSING COMMITTEE

10. The Licensing Committee is not subject to the political balance rules. It is concerned exclusively with carrying out the council's responsibilities under the Licensing Act 2003 and the Gambling Act 2005. The committee has a membership of **15** and the council is invited to appoint that number of members to the committee, including appointments as chairman and vice-chairman.

<sup>4</sup> See the Local Authorities (Standing Orders) (England) Regulations 2001. When constituted as required under the regulations, the committee is an advisory committee under Section 102(4) Local Government Act 1972. This means that it cannot take a binding decision, it may only make recommendations. As a result, it would be inappropriate to involve the Independent Persons in any other stages of the process or meetings of the Committee (unless they are solely "in attendance" as invitees, rather than "present").

<sup>5</sup> If not all of the political groups are yet able to nominate individual members to the seats allocated to the group, the council would need to resolve to allocate the seats to the political groups and to invite the groups to nominate individual members to the seats allocated to each group. The committees could not meet until the appointments were confirmed at a council meeting.

## MEMBER DEVELOPMENT STEERING GROUP

11. The Member Development Steering Group is not a committee, but it is convenient to deal with appointments to it in this report. The group is an internal working group and its functions are leading, co-ordinating and monitoring the Council's actions in delivering the Member Development Strategy. The membership of the group is cross party. Its main purpose is to ensure that elected members are fully engaged in the formulation, monitoring and evaluation of member development programmes. It oversees all councillor training and development on behalf of the council.
12. The group has a membership of 8 and the council is invited to appoint that number of members to the group, including appointments as chairman and vice-chairman.

IMPLICATIONS	
Finance	None arising from the report.
Legal	Political balance is a legal requirement for most committees of the council.
Community Safety	None arising from the report.
Human Rights and Equalities	None arising from the report.
Sustainability and Environmental Impact	None arising from the report.
Health & Safety and Risk Management	None arising from the report.

LEAD AUTHOR	TEL	DATE	DOC ID
Ian Curtis	01253 658506	21/3/17	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
None		

Attached documents

Appendix 1 - present committee membership

Current Committee Membership 2016 - 2017 - Amended WEF 10 March 2017

	Audit & Standards	Chief Officer Employment	Environmental, Health & Housing	Finance & Democracy	Licensing*	Operational Management	Planning	Public Protection	Tourism & Leisure	Member Development Steering Group
CH	Singleton J	Fazackerley S	Aitken B	Buckley K	Jacques A	Eaves D	Fiddler T	Jacques A	Little C	Nash E
VC	Donaldson D	Buckley K	Willder V	Small R	Nash B	Pounder A	Redcliffe R	Nash B	Ashton T	Andrews F
3	Collins D	Beckett K	Anthony P	Donaldson D	Akeroyd C	Andrews F	Akeroyd C	Andrews F	Akeroyd C	Barker J
4	Collins P	Brickles J	Chew M	Ford T	Andrews F	Brickles J	Speak H	Barker J	Barker J	Brickles J
5	Hayhurst P *	Small R	Collins D	Jacques A	Barker J	Clayton A	Cornah M	Beckett K	Blackshaw B	Collins D
6	Lloyd R	<b>Vacancy</b>	Goodman G	Mulholland K	Beckett K	Fradley R	Barker J *	Blackshaw B	Brickles J	Nash B
7	Nash E	Mozley, T*	Green S	Nulty L	Blackshaw B	Henshaw K	Harvey N	Clayton A	Chew M	Neale G
8	Neale G	Horrocks B*	Lloyd R	Oades L	Clayton A	Hodgson P	Mulholland K	Goodman G	Fradley R	Pitman S
9	Small R	Broughton, H*	Neale G	Redcliffe R	Collins P	Nash E	Nash B	Green S	Hodgson P	
10			Rigby L	Settle V	Donaldson D	Pitman S	Nulty L	Hardy P	Pitman S	
11			Speak H	Silverwood E	Goodman G	Threlfall T	Oades L	Harvey N	Settle V	
12			<b>Vacancy</b>	<b>Vacancy</b>	Green S	<b>Vacancy</b>	Pounder A		Thomas R	
13					Hardy P					
14					Harvey N					
15					Thomas R					
							<b>Substitutes</b>			
							Andrews F			
							Brickles J			
							Chew M			
							Clayton A			
							Collins P			
							Hardy P			
							Jacques A			
							Pitman S			
							Thomas R			
							Willder V			
	Conservative: 6	Conservative: 4	Conservative: 8	Conservative: 7	Conservative: 10	Conservative: 7	Conservative: 7	Conservative: 7	Conservative: 8	Conservative: 6
	Independent: 2*	Independent: 2	Independent: 4*	Independent: 3	Independent: 4	Independent: 3	Independent: 3	Independent: 3	Independent: 3	Independent: 1
	Lib Dem: 0	Lib Dem: 0	Lib Dem: 0	Lib Dem: 1	Lib Dem: 0	Lib Dem: 1	Lib Dem: 0	Lib Dem: 0	Lib Dem: 0	Lib Dem: 0
	Non Aligned : 1	Non Aligned: 0	Non Aligned: 0	Non Aligned: 1	Non Aligned: 0	Non Aligned: 0	Non Aligned: 1	Non Aligned: 0	Non Aligned: 0	Non Aligned: 0
	Labour: 0	Labour: 0	Labour: 0	Labour: 0	Labour: 1	Labour: 0	Labour: 1*	Labour: 1	Labour: 1	Labour: 1
	* nominated by Independents	* Statutory Independent Persons	*Ratepayers included in with Independents		* not required to be politically balanced		* nominated by Lib Dem			
	Lead Officer - Paul O'D		Lead Officer - Tracy M	Lead Officer - Allan O	Lead Officer - Ian C	Lead Officer - Allan O	Lead Officer - Mark E	Lead Officer - Ian C	Lead Officer - Paul W	Lead Officer - Lyndsey L

# DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
MONITORING OFFICER	COUNCIL	3 APRIL 2017	9
<b>APPOINTMENTS TO OUTSIDE BODIES</b>			

## PUBLIC ITEM

This item is for consideration in the public part of the meeting.

### SUMMARY

The Council makes a number of appointments to outside bodies each year. In a non-election year these are confirmed at the last ordinary meeting prior to the meeting of Annual Council. Following Council's decision in 2016, the programme committees have made recommendations to the appointments from within their respective memberships, where possible.

Every member serving on an outside body is required to complete a reporting form every six months, which will be reported to the relevant programme committee to which the external partnership relates.

Those members failing to complete the information following a second reminder will be brought to the attention of Group Leaders. Group Leaders must then determine whether they wish to request a Notice of Motion at the next Council meeting as to whether the subject member should continue to represent the Council on the particular outside body.

The list of outside bodies and those members nominated to them by the committees, is attached as an appendix.

### RECOMMENDATION

1. To confirm nominated appointments to outside bodies for the 2017/18 municipal year, as shown in appendix 1.
2. Where a vacancy is shown in the appended list, to consider a suitable appointment to that partnership.

### SUMMARY OF PREVIOUS DECISIONS

Council are required to confirm the appointments to outside bodies annually.

### CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services <b>(Value for Money)</b>	√
Delivering the services that customers expect of an excellent council <b>(Clean and Green)</b>	√
Working with all partners <b>(Vibrant Economy)</b>	√
To make sure Fylde continues to be one of the most desirable places to live <b>(A Great Place to Live)</b>	√
Promoting Fylde as a great destination to visit <b>(A Great Place to Visit)</b>	√

## REPORT

1. The Council makes a number of appointments to outside bodies in each municipal year.
2. The outside bodies to which the Council nominates, together with the names of those members nominated by the relevant programme committee, is attached as appendix 1.
3. The current protocol is that members are required to produce regular reports on the bodies on which they serve, currently every six months. These reporting forms will come to the programme committee to which the external partnership relates.
4. All reporting forms must be submitted via the online electronic reporting form; and that committee chairmen, whose members are not supplying reports, enquire whether that member wishes to continue as a representative of the outside body.

IMPLICATIONS	
Finance	None arising from the report.
Legal	None arising from the report.
Community Safety	None arising from the report.
Human Rights and Equalities	None arising from the report.
Sustainability and Environmental Impact	None arising from the report.
Health & Safety and Risk Management	None arising from the report.

LEAD AUTHOR	TEL	DATE	DOC ID
Tracy Morrison	01253 658521	14 March 2017	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
None		

Attached documents

Appendix 1 – Nominated Representatives to Outside Bodies.

Outside bodies / partnerships attended by Elected Members	Seats Occupied	Nominations from committees
Arts Partnership for Lytham	1	Councillor Thomas
Arts Working Group	1	Councillor Settle
Blackpool Airport and Hillhouse Enterprise Zone Project Board	1	Chairman of Finance and Democracy
Blackpool, Fylde & Wyre Economic Development Committee (EDC)	1	The Leader of the Council
Childrens Partnership Board	1	Councillor Goodman
Coastal Project Board	2	Councillors Pounder and Threlfall
Community Projects Fund	1	The Mayor
Community Safety Partnership	1	Councillor Aitken
Council for Voluntary Services, BWF	1	Councillor Goodman
Duty to Cooperate	2	Chairman and Vice Chairman of Planning Committee
East Lytham Working Group	1	Councillor Lloyd
Education Liaison Committee (Planning)	2	Councillors Redcliffe and Nulty
Face to Face	1	Councillor Willder
Fylde Arts Association	1	Councillor Thomas
Fylde Citizens Advice Bureau	3	Councillors Rigby, Nulty and 1 Nomination to be sought at Council
Fylde Coast LGBT Strategic Partnership	1	Councillor Green
Fylde Coast Women's Aid	1	Councillor Willder
Fylde Coast YMCA Partnership Board	1	Councillor Pitman
Fylde & Wyre Health & Wellbeing Partnership	1	Councillor D Collins
Fylde Peninsular Coastal Programme Board	1	Councillor Pounder
Fylde Peninsular Water Management Group	1	Councillor Aitken
Lancashire Health and Wellbeing Board	1	Councillor Willder
Lancashire Waste Partnership	1	Councillor Eaves
LCC Health & Scrutiny Committee	1	Councillor Green
Local Liaison Committee Springfield Works	2	Councillors Lloyd and Aitken
Lowther Trust	1	Councillor Blackshaw
Lytham Town Trust	1	Councillor Ashton
MATAC	1	Councillor Lloyd
North West Employers Organisation	1	Chairman of Finance and Democracy Committee (named substitute Councillor Small)
North West of England & the Isle of Man Reserve Forces & Cadets Association	1	Councillor E Nash
Ormerod Trust	1	Councillor Jacques
PATROL	1	Councillor Pounder
Police and Crime Commissioner Panel	2	Councillors Aitken and Oades
Police Crime Commissioner's Forum	1	Councillor Aitken
Registered Social Landlords (RSL) Partnership	1	Councillor Aitken
Sintropher Working Group	1	Councillor Pounder
St George's Day Festival Committee	1	Councillor Fradley
<p>Key</p> <p>Green = a Limited Company</p> <p>Pink = a Limited Company that is also a Registered Charity</p> <p>Blue = an Unincorporated Association</p> <p>Grey = a Statutory Body</p>		

# DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	COUNCIL	3 APRIL 2017	10
<b>EXCLUSION OF THE PUBLIC</b>			

## PUBLIC ITEM

This item is for consideration in the public part of the meeting.

## RECOMMENDATION

Members are invited to consider passing a resolution concerning the exclusion of the public from the meeting in accordance with the provisions of Section 100(A)(4) of the Local Government Act 1972 on the grounds that the business to be discussed is exempt information as defined under paragraph 1 of schedule 12A to the Local Government Act 1972, information relating to an individual.