

**Public**

**MINUTES** of the meeting of the **DERBYSHIRE COUNTY COUNCIL**  
held on 6 June 2018 at County Hall, Matlock

**PRESENT**

Councillor G Wharmby (In the Chair)

Councillors T Ainsworth, D Allen, R Ashton, K S Athwal, J Atkin, Mrs E Atkins, S A Bambrick, N Barker, Mrs S L Blank, J Boulton, S Brittain, S Bull, Mrs S Burfoot, K Buttery, Mrs L M Chilton, J A Coyle, A Dale, Mrs C Dale, J E Dixon, Mrs H Elliott, R Flatley, M Ford, Mrs A Foster, Mrs A Fox, J A Frudd, K Gillott, A Griffiths, Mrs L Grooby, Mrs C A Hart, G Hickton, R Iliffe, Mrs J M Innes, T A Kemp, T King, B Lewis, W Major, P Makin, S Marshall-Clarke, D McGregor, R Mihaly, C R Moesby, P Murray, G Musson, R A Parkinson, Mrs J E Patten, J Perkins, Mrs I Ratcliffe, B Ridgway, C Short, S A Spencer, A Stevenson, S Swann, D H Taylor, Mrs J A Twigg, M Wall, Ms A Western, Mrs J Wharmby, Ms B Woods and B Wright.

**39/18      APOLOGIES FOR ABSENCE**      Apologies for  
absence were submitted on behalf of Councillors N Atkin, B Bingham,  
Mrs D W E Charles and P J Smith.

**40/18      DECLARATIONS OF INTEREST**      There were no  
declarations of interest.

**41/18      CHAIRMAN'S ANNOUNCEMENTS**      The following  
announcements were made:-

The Chairman:-

- (a) reported that it had been decided, as a mark of recognition of the work of the Chairman of the County Council, they would receive a badge to commemorate their term of office. Councillor Wharmby presented Councillor L M Chilton, Chairman of the Council last year, with her badge;
- (b) welcomed Janie Berry to her first Council meeting since her recent appointment to Director of Legal Services and Monitoring Officer;
- (c) announced the forthcoming retirement of Joy Hollister, Strategic Director of Adult Care and invited members to respond;

- (d) welcomed Denis Heaney and Andrew Sharpe, members of the Independent Remuneration Panel who were attending the meeting to present the Panel's Annual Report to Council.

**42/18      MINUTES OF THE ORDINARY COUNCIL MEETING**      On the motion of Councillor G Wharmby, duly seconded,

**RESOLVED** that the minutes of the meeting of the Council held on 6 June 2018 be confirmed as a correct record.

**43/18      REPORT OF THE LEADER**      Councillor B Lewis, Leader of the Council referred to the Divisional updates which had been circulated to all Members that contained information in respect of activity that had taken place in their Divisions.

Councillor Lewis announced that by the next full Council meeting scheduled to take place in September, single use plastics and non-recyclable cardboard cups would not be used in County Hall. Work was also being undertaken on a strategy which would see them eliminated from all County buildings as soon as possible.

Councillor Lewis was pleased to report that work had started in relation to the development of the new Integrated Care Centre and library in Belper and the new library in Glossop had been opened recently.

Finally he clarified the Council's position in respect of the proposed Strategic Alliance for the East Midlands.

**44/18      PUBLIC QUESTIONS**

**(1) Question from Luke Robinson to Councillor S A Spencer, Cabinet Member for Highways, Transport and Infrastructure**

Has the council taken advantage of the On-street Residential Chargepoint Scheme administered by the Office for Low Emissions Vehicles? The scheme provides 75% of the capital costs of procuring and installing an electric car chargepoint and an associated dedicated parking bay?

Mr Robinson was not present at the meeting to ask the question and the Chairman stated that a written reply would be provided.

**45/18      PETITIONS**      The Chairman reported that the Council had received an e-petition in relation to the former American Adventure Theme Park which contained over 10,800 signatures and meant that it could be debated by the full Council. Usually in these circumstances, the petition organiser would be invited to present the petition to Council

and a fifteen minute debate would follow. However, the Petition organiser had indicated that he could not attend the meeting for family reasons, and it was therefore proposed that the Council notes receipt of the petition and defers the debate to the next meeting.

**RESOLVED** to (1) note the receipt of the petition; and

(2) defer the debate on the petition until the next full Council meeting scheduled to take place in September.

**46/18      INDEPENDENT REMUNERATION PANEL ANNUAL REPORT 2017-18**      The Director of Legal Services and Monitoring Officer presented the Annual Report of the Independent Remuneration Panel for 2017-18.

Messrs Heaney and Sharpe, Independent Panel Members were in attendance.

On the motion of Councillor G Wharmby, duly seconded,

**RESOLVED** to receive the Annual Report of the Independent Remuneration Panel for 2017-18.

**47/18      PUBLIC LIBRARY SERVICE STRATEGY**      The Strategic Director of Commissioning, Communities and Policy presented a report which gave an overview of the Public Library Service Strategy.

At its meeting on 5<sup>th</sup> April 2018, Cabinet had approved proposals to commence a twelve week consultation on a draft Public Library Service Strategy 'Libraries for Derbyshire' and to send details of the draft strategy to the Secretary of State at the Department for Digital, Culture, Media and Sport (DCMS).

The Council Plan for 2017-2021 had acknowledged the importance of the role of the Library Service where across Derbyshire, libraries served as community hubs. However, it did not make the service immune from the financial challenges and demand pressures faced by the Council. As a result, at its meeting on 20<sup>th</sup> July 2017, Cabinet had approved a reduction to the Library Service budget of £1.6 million up to 2021.

A predominantly building-based service, with 45 static libraries in a variety of accommodation fully funded by the County Council, the current delivery model was increasingly difficult to sustain.

In Derbyshire, unlike some other authorities, no static libraries had been closed in the past 28 years and a number of new,

replacement libraries had been built with a further new library for Belper planned and due to open in the summer of 2019.

The proposed draft Strategy for the Library Service had been fully informed by the evidence gathered through undertaking a comprehensive Library Service Needs Assessment. It had been shaped and influenced by the advice and guidance published by the Libraries Taskforce and Arts Council England (ACE), as well as the extensive work that had been undertaken by other library authorities across England.

The draft Strategy remained consistent with the County Council's statutory duty, its own aspirations as expressed in the Council Plan and the evidence of need demonstrated by the Library Service Needs Assessment.

The aim was to provide a sustainable, customer and community focused service for the future. The Strategy did not propose the closure of any libraries whilst ensuring that the Council could prioritise the provision of funding.

Through a wide ranging public consultation the Council was seeking feedback on the following proposals:-

1. The transfer of 20 libraries to community management which could see community groups take responsibility for delivering the Library Service in the following locations:

Borrowash	Killamarsh	Pinxton
Etwall	Melbourne	Hayfield
Clowne	Hadfield	Tideswell
Duffield	Holmewood	Old Whittington
Creswell	Gamesley	Somercotes
Brimington	Whitwell	Woodville
Whaley Bridge	Wingerworth	

This proposed model, with no closures, would ensure that access to a total of 45 static libraries would be maintained. No Derbyshire resident should have to travel any further than they currently do to access a service and there was the potential for the new community management model to offer improved opening hours which would increase access to library services overall;

2. The implementation of a tiered approach to library service provision which would provide a framework in which resources

- could be allocated and managed across the Library Service in a clear and consistent way;
3. The reduction of weekly opening hours at the 25 libraries that remained under local authority management;
  4. Reduction to the Materials Fund;
  5. Consultation with community organisations in relation to the provision of an alternative delivery model for the Mobile Library Service;
  6. Consideration of the future implementation of 'Smart Libraries'
  7. Cessation of the DVD loan service

The provisional timetable for the consultation process and commencement of the implementation of the proposed strategy was outlined in the report and would take place from May 2018 onwards.

On the motion of Councillor B Lewis, duly seconded to approve the report.

An amendment to the motion was moved by Councillor Ms A Western, duly seconded, that the recommendation in the report be amended to read that the Council notes the report and that the consultation be suspended until there is further clarity about the other ways to deliver the service and on what basis the libraries will be kept open.

The amendment was put to the vote and was declared to be lost.

**RESOLVED** to note the report on the Public Library Service Strategy.

**48/18      MEMBER ROLE PROFILES**    The Director of Legal Services and Monitoring Officer presented a report which sought approval of role profiles for ward members and positions within the Council that attracted Special Responsibility Allowances (SRA's).

On the motion of Councillor B Lewis, duly seconded,

**RESOLVED** to approve the Member Role Profiles as detailed in the report subject to the amendments reported to the meeting;

**49/18      SCHEDULE OF APPOINTMENTS TO CABINET, CABINET PORTFOLIOS AND COMMITTEES**    The Director of Legal Services and Monitoring Officer presented a report which sought

consideration of the schedule of Cabinet appointments and portfolio responsibilities and Council Committees and outside bodies.

**RESOLVED** to (1) note the appointments to Committees and Sub-Committees; and

(2) approve the appointments to serve on outside bodies.

**50/18      DERBYSHIRE PENSION BOARD**    The Strategic Director for Commissioning, Communities and Policy presented a report which sought approval of the appointments of three Derbyshire Pension Board (the Board) members.

In April 2015, Council had approved the establishment of the Derbyshire Pension Board, as required by the Local Government Pension Scheme (Amendment) Regulations 2015.

In September 2017, Council had then further agreed to the current tenure arrangements detailed below which ensured that all of the terms would not end at the same time and that future appointments of Board members would be made for a fixed term of 4 years:

<b>Role</b>	<b>Name</b>	<b>Start Date</b>	<b>Amended term</b>	<b>Expiry</b>
Member Rep	N Read	June 2015	3 years	June 2018
Member Rep	K Gurney	June 2015	4 years	June 2019
Employer Rep	J Watson	Sept 2015	3 years	Sept 2018
Employer Rep	M Nelson	Sept 2015	4 years	Sept 2019

N Read and J Watson were approaching the end of their term of office, and M Nelson had advised that he would resign from the Board in September 2018.

Details of the recruitment process undertaken for the three vacancies were given in the report.

From the applications received, a panel which comprised of the Chair of the Board and officers of the Council had selected and recommended the following candidates for appointment to the Derbyshire Pension Board:

<b>Role</b>	<b>Name</b>	<b>Start Date</b>	<b>Fixed term</b>	<b>Expiry</b>
Member Rep	N Read	June 2018	4 years	June 2022
Employer Rep	A Butler	Sept 2018	4 years	Sept 2022
Employer Rep	N Calvert	Sept 2018	4 years	Sept 2022

On the motion of Councillor B Lewis, duly seconded,

**RESOLVED** to approve the appointments of A Butler and N Calvert to the two imminent Employer Representative vacancies on the Board, and approve the reappointment of N Read to the Member Representative vacancy, for a fixed term of 4 years in each case.

**51/18      APPOINTMENT OF THE STRATEGIC DIRECTOR OF ADULT SOCIAL CARE AND DESIGNATION OF STATUTORY ROLE**

(The Chairman agreed to consider this item as part of the agenda as a late urgent item)

The Strategic Director for Commissioning, Communities and Policy presented a report which sought approval in principle for the establishment of an Appointments Panel to confirm the appointment to the post of Strategic Director of Adult Social Care and to fulfil the statutory duty of the Director of Adult Social Services as prescribed by the Children Act 2004. The report also sought approval to make appropriate arrangements to enable the appointment to progress expediently, whilst also satisfying the need to achieve Council approval.

The Council's current Strategic Director of Adult Social Care, would retire imminently and the Council was undertaking a recruitment exercise to secure a replacement.

The report gave full details in relation to the recruitment process to be undertaken including the requirements of the Council's Constitution.

**RESOLVED** (1) to approve the establishment of an Appointments Committee constituted in accordance with the Constitution, to confirm an appointment to the post of Strategic Director of Adult Social Care and to fulfil the statutory role of Director of Adult Social Services;

(2) to authorise the Appointments Committee to make the appointment to the Strategic Director of Adult Social Care and Director of Adult Social Services; and

(3) that the confirmation of the appointment be presented to Council for ratification at its next meeting on 12<sup>th</sup> September 2018.

**52/18      REPORT OF CABINET AND MEMBERS' QUESTIONS ON THE REPORT**

Councillor B Lewis, Leader of the Council, presented a report on the decisions that had been taken at meetings of Cabinet held on 5 and 26 April and 17 May 2018.

No questions were raised on the report.

On the motion of Councillor B Lewis, duly seconded,

**RESOLVED** to note the report.

**53/18            COUNCILLOR QUESTIONS**

There were no questions.

**54/18            NOTICES OF MOTION**

Council considered a Notice of Motion as set out below:-

**Motion submitted by Councillor D Allen**

“This Council is greatly concerned at the level of health service related cuts which will be applied by the health partners in Derbyshire. The figure of cuts is in the region of £50m which could have a major impact on the people of the County, particularly as the numbers of older people with critical needs is rapidly increasing. It is also concerning that, despite requests to provide details of the cuts at scrutiny meetings, none have been provided. This Council moves that the Leader and relevant Cabinet Members take urgent action to raise this with the Secretary of State for Health and report back to this Council at the earliest opportunity”.

The motion was duly seconded.

An amendment to the motion was moved by Councillor C A Hart, duly seconded, that the motion be amended to read:-

“This Council is greatly concerned at the level of health service related cuts which will be applied by the health partners in Derbyshire.

This Council moves that the Leader and the relevant Cabinet Members write to the Secretary of State for Health asking to focus resources on prevention, encouraging greater collaboration with partners, for example in areas like procurement, commissioning and greater local transparency and accountability”.

The amendment to the motion was duly seconded and voted upon.

**RESOLVED** that the Leader and the relevant Cabinet Members write to the Secretary of State for Health asking to focus resources on prevention, encouraging greater collaboration with partners, for example



in areas like procurement, commissioning and greater local transparency and accountability.

**55/18      MINUTES OF MEETINGS OF COMMITTEES AND OTHER BODIES**

On the motion of Councilor G Wharmby, duly seconded,

**RESOLVED** that the minutes of the following meetings be received:-

- (a) Regulatory – Planning Committee held on 9 April 2018
- (b) Pensions and Investment Committee held on 25 April 2018
- (c) Audit Committee held on 28 March 2018
- (d) Standards Committee held on 16 April 2018
- (e) Improvement and Scrutiny Committee – Places held on 8 May 2018
- (f) Derbyshire Police and Crime Panel held on 22 March 2018
- (g) Health and Wellbeing Board held on 19 April 2018