

COUNCIL

**MEETING HELD AT THE TOWN HALL, BOOTLE
ON 27TH MARCH, 2008**

PRESENT: The Mayor (Councillor Hands) (in the Chair)

Councillors Barber, Bigley, Blackburn, Booth, Brady, Brennan, Brodie - Browne, Byrne, Byrom, Cluskey, Colbert, Connell, Cuthbertson, Doran, P Dowd, Fairclough, Lord Fearn, M Fearn, Friel, Glover, Griffiths, D Hardy, P Hardy, Hill, Howe, Ibbs, D Jones, Kerrigan, Larkin, Maher, Mahon, C Mainey, S Mainey, McGuire, McIvor, Moncur, Papworth, Parry, Platt, Porter, Preston, B Rimmer, D Rimmer, R Roberts, Robertson, Shaw, Storey, Sumner, Tattersall, Tonkiss, Tweed, Veidman, Sir Ron Watson, Weavers and Webster

79. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Cummins, Dodd, M.Dowd, Fenton, Hough, T.Jones, McGinnity and Pearson

80. DECLARATIONS OF INTEREST

The following declaration of interest was received:-

Member	Minute	Reason
Mr G Haywood – Chief Executive	94 – Sefton 2010 - Senior Management Structure: Retirement of Chief Executive	Prejudicial - He was directly affected by the proposals in the report - left the room and took no part in the consideration of the item

81. MINUTES

RESOLVED:

That the Minutes of the meeting of the Council held on 28 February 2008 be confirmed as a correct record

82. MAYOR'S COMMUNICATIONS

Mayor's Charity Ball

The Mayor reported that the Mayor's Charity Ball was held this year at the Royal Clifton Hotel in Southport on 14 March 2008. This years theme was "Hollywood". It was the Mayor and Mayoress's intention to give it a theme, as the Mayoral theme was Art in the Community.

The night had been a huge success, considering the limitations of the space this year, due to the Floral Hall being refurbished. 201 patrons attended the Charity Ball, pre-dinner music was provided by Sefton Music Service's Brass Band. Music throughout the night was plentiful and along with caricaturists, table magicians, and a fantastic MC in Paul Crone from ITV's Granada Reports, the sum of £3,319.98 was raised on the night.

The Mayor expressed thanks to all the local businesses who, had provided support for a superb raffle and auctions.

Councillor Pearson - 50th Wedding Anniversary

The Mayor extended best wishes to Councillor Pearson and his wife Barbara, who were celebrating their 50th Wedding Anniversary that day.

Councillor Cluskey - 70th Birthday

The Mayor extended best wishes to Councillor Cluskey who was celebrating his 70th Birthday that day.

PUBLIC SESSION

83. MATTERS RAISED BY THE PUBLIC

The Mayor reported that members of the public had submitted no petitions or questions.

COUNCIL BUSINESS SESSION

84. CHANGES TO THE MEMBERSHIP OF COMMITTEES ETC. FOR 2007/08

Councillor Moncur proposed that Councillor P.Hardy be appointed as a substitute for Councillor Larkin on the Scrutiny and Review Committee (Children's Services).

RESOLVED:

That the proposed change be approved.

85. QUESTIONS RAISED BY MEMBERS OF THE COUNCIL

The Council considered a written question relating to the area of responsibility of the spokesperson for the Merseyside Fire and Civil Defence Authority (Councillor Mahon). One supplementary question was put and answered.

86. BIRKDALE PARK AND GLOUCESTER ROAD CONSERVATION AREAS APPRAISAL

Further to Minute No. 320 of the Cabinet Meeting held on 20 March 2008, the Council considered the report of the Planning and Economic Regeneration Director that sought approval of the contents of the Birkdale Park and Gloucester Road Conservation Areas Appraisal and agreement to adopt the proposed amendments to the Conservation Area boundaries.

RESOLVED: That approval be given to:

- (1) the adoption of the Birkdale Park and Gloucester Road Conservation Areas Appraisal as a material consideration in the determination of planning applications; and
- (2) the amendments to the Conservations Areas boundaries shown on the plan appended to the report, under Section 69 of the Planning (Listed Buildings and Conservations Areas) Act 1990.

87. BLUNDELLSANDS PARK CONSERVATION AREA APPRAISAL

Further to Minute No. 319 of the Cabinet Meeting held on 20 March 2008, the Council considered the report of the Report of the Planning and Economic Regeneration Director seeking approval of the contents of the Blundellsands Park Conservations Area Character Appraisal and agreement to adopt proposed amendments to the Conservations area boundary.

RESOLVED: That approval be given to:

- (1) the adoption of the Blundellsands Park Conservation Area Character Appraisal as a material consideration in the determination of planning applications; and
- (2) the amendments to the Conservation Area boundary shown on the plan appended at Annex 1 to the report under Section 69 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

88. MOOR PARK CONSERVATION AREA APPRAISAL

Further to Minute No 322 of the Cabinet meeting held on 20 March 2008 the Council considered the report of the Planning and Economic Regeneration Director that sought approval of the contents of the Moor

COUNCIL- THURSDAY, 27TH MARCH, 2008

Park Conservations Area Appraisal and agreement to adopt the proposed amendments to the Conservation Area boundary.

RESOLVED: That approval be given to:

- (1) the adoption of the Moor Park Conservation Areas Appraisal as material consideration in the determination of planning applications; and
- (2) the amendments to the Conservation Area's boundaries shown on the plan appended to the report, under Section 69 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

89. WEST BIRKDALE CONSERVATION AREA APPRAISAL

Further to Minute No. 321 of the Cabinet meeting held on 20 March 2008, the Council considered the report of the Planning and Economic Regeneration Director that sought approval of the contents of the West Birkdale Conservation Areas Appraisal and agreement to adopt the proposed amendments to the Conservation Area boundary.

RESOLVED: That approval be given to:

- (1) the adoption of the West Birkdale Conservation Area Appraisal as a material consideration in the determination of planning applications; and
- (2) the amendments to the Conservations Area's boundary shown on the plan appended to the report, under Section 69 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

90. PROGRAMME OF MEETINGS 2008/09

Further to Minute No. 289 of the Cabinet meeting held on 28 February 2008, the Council considered the report of the Legal Director which detailed the draft Programme of Meetings for the 2008/09 Municipal Year. This Programme was required to enable the business of the Council to be conducted.

RESOLVED:

That the programme of meetings for Council, Regulatory Committees, Scrutiny and Review Committees, and Area Committees for 2008/09 as set out in Annexes A, B and C of the report be approved, subject to the Council meeting scheduled for 26 June 2008 being re-scheduled to 10 July 2008,

91. MATTERS DEALT WITH IN ACCORDANCE WITH RULE 16 OF THE ACCESS TO INFORMATION PROCEDURE RULES (SPECIAL URGENCY) OF THE CONSTITUTION

The Council received a report of the Leader of the Council setting out details of those matters dealt with in accordance with Rule 16 of the Access to Information Procedure rules (Special Urgency)

92. MATTERS DEALT WITH IN ACCORDANCE WITH RULE 17 OF THE SCRUTINY PROCEDURE RULES (CALL-IN AND URGENCY) OF THE CONSTITUTION

The Council considered a report of the Legal Director setting out details of those matters dealt with in accordance with Rule 17 of the Scrutiny Procedure Rules (Call-in and Urgency)

93. EXCLUSION OF PRESS AND PUBLIC

RESOLVED:

That, under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business on the grounds that it would involve the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A to the Act. The public Interest Test had been applied and favours exclusions of the information from the press and public.

94. SEFTON 2010 - SENIOR MANAGEMENT STRUCTURE: RETIREMENT OF CHIEF EXECUTIVE

Further to Minute No 29 of the meeting of the Employment Procedure Committee held on 11 March 2008, the Council considered the report of the Personnel Director seeking approval to the retirement of Chief Executive, Mr G Haywood, with effect from 31 December 2008 on agreed terms and the proposed arrangements for the appointment of a new Chief Executive.

Motion by Councillor P.Dowd, seconded by Councillor Parry:

- (1) That the resolution of the Employment Procedure Committee on 11 March 2008 be approved and, in this connection, it be noted that Mr Haywood has agreed to an effective date for his retirement of 31st December 2008, and
- (2) That an Employment Procedure Committee comprising of six members on a ratio of 2/2/2 (at least one member shall be a member of the Cabinet) be appointed and that it have powers to agree the arrangements for the appointment of Recruitment Consultants, the advertisement of the post of Chief Executive, the short-listings of candidates, interviewing the final candidates and

COUNCIL- THURSDAY, 27TH MARCH, 2008

submitting a recommendation to Council concerning the appointment of the new Chief Executive.

The requisite number of members having signified their wish that the voting on the Motion should be recorded, in accordance with Rule 18.4 of the Council and Committee Procedure Rules, the voting was duly recorded and the Members of the Council present at the time voted as follows:-

FOR THE MOTION:

Councillors: Barber, Bigley, Brady, Brennan, Byrom, Cluskey, Cuthbertson, Doran, P. Dowd, Fairclough, Friel, Glover, Griffiths, D. Hardy, P. Hardy, Ibbs, D. Jones, Kerrigan, Larkin, McIvor, Maher, Mahon, Moncur, Papworth, Parry, Platt, Porter, Roberts, Storey, Tweed, Veidman, Sir Ron Watson and Webster.

AGAINST THE MOTION:

Councillors: Blackburn, Booth, Brodie-Browne, Byrne, Colbert, Connell, M. Fearn, Lord Fearn, Hands, Hill, Howe, McGuire, C. Mainey, S. Mainey, Preston, B. Rimmer, D. Rimmer, Robertson, Shaw, Sumner, Tattersall, Tonkiss and Weavers

The Motion was declared carried by 33 votes to 23.