#### **Council Meeting**

12 April 2005

#### REPORT OF THE DEMOCRATIC SERVICES MANAGER/ HEAD OF COMMITTEE

Agenda item 15.2

#### 1. Amendments to items on the Agenda

#### (a) Agenda Item 8.4: Motion in the name of Councillor Kath McGuirk

The following amendment in the name of Councillor Danish Chopra:

"Council urges the Cabinet to re-introduce the pest control service at the earliest opportunity, preferably ensuring that the cost to residents is subsidised and/or low enough to ensure pensioners and hard-working families on low incomes are able to afford the service. Council disagrees with the comments of Cllr Coleman at the March 2005 council meeting that DLO services such as pest control "do not have a future."

Councillor Chopra has requested under the Council's Constitution, Part 4, Section 1, 31.5 that if the item is not dealt with by the end of the meeting it be voted upon at the council meeting.

#### (b) Agenda item 8.5: Motion in the name of Councillor Alan Schneiderman

Then following amendment in the name of <u>Councillor Claire Farrier:</u> "Council welcomes Mayor of London Ken Livingstone's Safer Communities police teams providing additional police officers and police community support officers dedicated to serving Burnt Oak, Childs Hill, Colindale, East Barnet, East Finchley, Edgware, High Barnet and West Hendon.

Council supports the Mayor of London's plans to expand neighbourhood policing to every ward in Barnet.

Council welcomes and supports the Anti-Social Behaviour Act 2003, the *Together* campaign and the measures promoted by the Labour Government to tackle anti-social behaviour, including ABCs, fixed penalty notices, parenting contracts and orders, revised injunction powers, ASBOs, dispersal orders, and crackhouse closure powers.

Council believes tackling anti-social behaviour, particularly in council housing estates, is a priority for residents and should also be a priority for the Council.

Council welcomes the use of these powers by Barnet Police and the authority, and urges the powers to be used more often and more effectively to support victims of crime and anti-social behaviour. Council believes that Barnet Council should offer residents a free removal of graffiti service (when the graffiti can be seen from the street) in order to crack down on the blight of graffiti across the borough.

Council supports the Labour Government's plans to expand the 'Together' campaign on antisocial behaviour, and to introduce specialist anti-social behaviour prosecutors and anti-social behaviour courts. "

Councillor Farrier has requested under the Council's Constitution, Part 4, Section 1, 31.5 that if the item is not dealt with by the end of the meeting it be voted upon at the council meeting.

#### 2. Executive decisions exempted from the call – in process

The Overview and Scrutiny Rules in the Council's constitution provide that executive decision-makers may exempt decisions from call-in and consideration by the Cabinet Overview and Scrutiny Committee on the grounds of urgency, subject to the consent of the Chairman of the Cabinet Overview and Scrutiny Committee, and to such decisions being reported to the next available meeting of Council together with the reason for urgency. The following decisions have been exempted from the call- in process:

# (i) <u>Decision of the Cabinet Members for Resources, Performance, Partnerships and Best Value and Social Care and Health: Annex to the former Friern Barnet Town Hall – proposals for securing vacant possession</u>

The use of part of the capital receipts from property disposals to finance the moves of the occupiers of the annex to the former Friern Barnet Town Hall had previously been agreed by the Cabinet Resources Committee. The costs involved in the proposals could be contained within the approved level of spend. As the transaction needed to be completed by 21 March if the Council was to secure the outstanding capital sum in the financial year and the next meeting of the Cabinet Overview and Scrutiny Committee was not until 11 April, the terms agreed by the Cabinet Members for securing vacant possession of the premises were exempted from the call – in process.

## (ii) <u>Decision of the Leader of the Council : Audit of 2001/02 Accounts – External Audit Investigation – Sale of Land at Underhill</u>

The Council is legally obliged to pay the external auditors' costs of the Investigation. The Council also had the powers to pay the associated legal1 costs of individuals who were the subject of the external investigation. Price Waterhouse Cooper (PWC), the external auditors at the time, were conducting an investigation by means of a Hearing by Correspondence into a valid objection lodged under the Audit Commission Act, in relation to the audit of the 2001/02 accounts. In addition to PWC's costs, estimates have additionally been received from six individuals named in the objection in respect of their own legal costs. As three previous investigations found no evidence that would substantiate any allegation of misconduct on the part of the individuals, and on the grounds that those performing public duties should be able properly to discharge their duties without concern over their personal liability, the Leader agreed that there was a "public interest case" for indemnifying the individuals against such costs, currently estimated at £60,000. A decision was needed urgently as the costs were already being incurred.

#### (iii) <u>Decision of the Cabinet Member for Regeneration and Development: Additional</u> Amendments to the Draft Local Development Scheme

On 22 November, 2004, Cabinet approved the Draft Local Development Scheme (LDS) for Barnet and delegated authority to the Member for Regeneration and Development to approve any subsequent amendments required prior to submission to the Government Office for London (GOL). Minor changes have been made to the LDS following comments from GOL. and the production timetable has been escalated. Additional Supplementary Planning Documents have been introduced on Planning Contributions from Development and Contributions to Health Facilities from Development.

As the LDS had to be submitted to the GOL by 28 March, and as failure to submit the LDS on time would affect the Planning Delivery Grant settlement for 2005/06, and the next scheduled Cabinet Overview and Scrutiny Committee was not until April 11 2005, the Cabinet Member's decision was exempted from the call – in process.

# (iv) <u>Decision of the Cabinet Members for Environment and Transport and Resources:</u> <u>Expansion of green garden waste recycling services</u>

Operation of the new service required a procurement of new refuse collection vehicles for which there was an order to delivery period of approximately 12 weeks. Any delay in implementing the expanded service could have jeopardised the council's ability to achieve the Local Public Service Agreement target of 30% and, consequently, put at risk the opportunity to accrue the performance reward target grant of up to £639,000. Therefore, in view of these circumstances and as the next meeting of the Cabinet Overview and Scrutiny Committee was not until 11 April, the Cabinet Members' decisions to (i) amend the 2005/2006 budget, (ii) implement the expansion of the garden waste recycling service and (iii) review the budgets for 2006/07 onwards to take account account of Government grant allocations—to be met by consideration being given to reconfiguring the service in the light of issues such as levels of participation etc, were exempted from the call —in process.

#### 3. Vacancies on School Governing Bodies

The Federation of Schools (Community Schools, Community Special Schools, Voluntary Controlled Schools and Maintained Nursery Schools) (England) Regulations 2003 permits schools which have separate governing bodies to change their arrangements to have a shared governing body. The governing bodies of Edgware Infant and Nursery School and Edgware Junior School intend to federate, in this manner, with effect from 28 April 2005. There are four vacancies for LEA governors on the new governing body. The appointments will be for four years. The old governing bodies for the two schools will cease to exist once the new governing body is established.

The current LEA governors on the two existing school governing bodies are shown below.

Organisation: Edgware Infant and Nursery School

No. of Representatives:3		
Current Representatives		Vac Ref
1 - Mrs Barbara Sherling	(Appointed 18/01/2005)	P.43a.1
Period of appointment:	19/01/2005 to 18/01/2009	Conservative
2 - Dr O Evans	(Appointed 19/11/2002)	P.43a.2
Period of appointment:	19/11/2002 to 18/11/2006	Conservative
3 - Mr Vinay Sharma	(Appointed 11/11/2003)	P.43a.3
Period of appointment:	11/11/2003 to 10/11/2007	Conservative

Organisation: Edgware Junior School

No. of Representatives:3 Current Representatives 1 - Dr M Grenfell Period of appointment: 2 - Councillor Joan Scannell Period of appointment: 3 - Mr K Dyall Period of appointment:	(Appointed 19/11/2002) 19/11/2002 to 18/11/2006 (Appointed 01/03/2005) 22/03/2005 to 21/03/2009 (Appointed 11/11/2003) 11/11/2003 to 10/11/2007	Vac Ref P.43b.1 Conservative P.43b.2 Conservative P.43b.3
Period of appointment:	11/11/2003 to 10/11/2007	Conservative

Appendix A lists (in bold) all other current vacancies now needing to be filled in the Council's representation on school governing bodies. There is a further vacancy at Queenswell Junior School, however this does not need to be filled at present as the school will shortly be considering reconstitution of their governing body, which may result in a reduction in the number of governors.

In order to reflect the political balance of the Council, the political balance on school governing bodies (as at 1 April 2005) should be: -

Conservative	156
Labour	114
Liberal Democrat	28
Total	298

The current balance on school governing bodies is: -

Conservative	151
Labour	94
Liberal Democrat	20
Vacancies	33
Total	298

All persons appointed will hold office for four years from the date of appointment.

The Group Secretaries have been advised of the vacancies.

**RECOMMEND:** That the Council make appointments to fill the vacancies reported.

#### 4. Representation of the Council on Outside Bodies

Appendix B lists in bold the vacancies in the Council's representation on Outside Bodies.

The Group Secretaries have been advised of the vacancies.

**RECOMMEND:** That the Council make appointments to fill the vacancies reported.

John Marr

Democratic Services Manager/Head of Committee

#### Register of Appointments and Nominations on School Governors

#### 1. Organisation: Barnet Hill JMI and Nursery School

No. of Representatives: 3

Current Representatives Vac Ref

1 - Mr Gordon Massey (Appointed 27/06/2001) P2.1 Period of appointment: 28/06/2001 to 27/06/2005 Labour

2 - Mr J Tyler (Disqualified 13/06/2003) P2.2 Period of appointment: 27/07/2001 to 26/07/2005 Conservative

3 - Councillor Linda McFadyen (Appointed 10/09/2002) P2.3
Period of appointment: 10/09/2002 to 09/09/2006 Labour

#### 2. Organisation: Beis Yaacov Primary School

No. of Representatives: 1

Current Representatives Vac Ref

1 - Mr Jason Moleman (Resigned 18/10/2004) VP33.1 Period of appointment: 11/06/2003 to 10/06/2007 Liberal Democrat

#### 3. Organisation: Broadfields Primary School

No. of Representatives: 3

Current Representatives Vac Ref

1 - Mrs L Evans (Appointed 18/01/2005) P.44.1
Period of appointment: 19/01/2005 to 18/01/2009 Conservative
2 - Dr P Bhattacharyya (Appointed 01/03/2005) P.44.2
Period of appointment: 02/03/2005 to 01/03/2009 Labour

3 New Vacancy P.44.3

#### 4. Organisation: Brookhill Nursery School

No. of Representatives: 2

Current Representatives Vac Ref

1 - Mrs J Last (Appointed 18/01/2005) NP.46.1 Period of appointment: 04/02/2005 to 03/02/2009 Conservative 2 - Councillor Susan Steinberg (Disqualified 29/04/2003)NP.46.2

Period of appointment: 19/03/2002 to 18/03/2006 Conservative

#### 5. Organisation: Brookland Infant and Brookland Junior Schools

No. of Representatives: 4

Current Representatives Vac Ref

1 - Mr Simon Berger (Deceased 20/09/2004) P.23.1 Period of appointment: 02/04/2004 to 01/04/2008 Labour 2 - Mr Jeffrey Leifer (Appointed 01/04/2004) P.23.2 Period of appointment: 02/04/2004 to 01/04/2008 Labour 3 - Councillor Leslie Sussman (Appointed 01/04/2004) P.23.3 Period of appointment: 02/04/2004 to 01/04/2008 Conservative

- Councillor John Marshall (Appointed 01/04/2004) P.23.4

Period of appointment: 02/04/2004 to 01/04/2008 Conservative

#### 6. Organisation: Brunswick Park Primary School

No. of Representatives: 3

Current Representatives Vac Ref

1 - Ms Elizabeth Lawrence (Appointed 09/07/2002) P.10.1 Period of appointment: 09/07/2002 to 08/07/2006 Conservative 2 - Mr Robert Pavitt (Appointed 14/05/2003) P.10.2

- Mr Robert Pavitt (Appointed 14/05/2003) P.10.2 Period of appointment: 14/05/2003 to 13/05/2007 Conservative

3 - Councillor Daniel Hope (Resigned 24/06/2004) P.10.3 Period of appointment: 26/07/2001 to 26/07/2005 Conservative

#### 7. Organisation: Childs Hill School

No. of Representatives: 3 Current Representatives

Vac Ref

1 - Ms Beverley Burchell (Resigned 18/03/2005) P.29.1 Period of appointment: 12/10/2004 to 11/10/2008 Conservative

2 - Ms Margo Clegg (Appointed 09/07/2002) P.29.2
Period of appointment: 09/07/2002 to 08/07/2006 Labour
3 - Mr Simon Kovar (Appointed 11/11/2003) P.29.3

Period of appointment: 11/11/2003 to 10/11/2007 Liberal Democrat

#### 8. Organisation: Church Hill School

No. of Representatives: 3 Current Representatives

Vac Ref

1 - Ms Kelly Liza Tebb (Resigned 02/03/2005) P.11.1
Period of appointment: 19/03/2002 to 18/03/2006 Labour
2 - Mr Stanley Blittz (Resigned 09/09/2004) P.11.2
Period of appointment: 19/11/2002 to 18/11/2006 Conservative

3 - Mrs Joanna Tambourides (Appointed 14/05/2003) P.11.3
Period of appointment: 14/05/2003 to 13/05/2007 Conservative

#### 9. Organisation: Coppetts Wood Primary School

No. of Representatives: 3

Current Representatives Vac Ref

 1 - Mrs V Tyas
 (Appointed 02/03/2004) P.14.1

 Period of appointment:
 30/03/2004 to 29/03/2008 Labour

 2 - Mr G Old Period of appointment:
 (Appointed 06/07/2004) P.14.2

 Period of appointment:
 09/07/2004 to 08/07/2008 Conservative

3 - Ms M Mitchell (Expires 19/04/2005) P.14.3
Period of appointment: 20/04/2001 to 19/04/2005 Labour

#### 10. Organisation: Courtland JMI School

No. of Representatives: 3 Current Representatives

Current Representatives Vac Ref

1 - Mrs J Burton (Resigned 13/07/2003) P.39.1 Period of appointment: 09/07/2000 to 08/07/2004 Liberal Democrat

Period of appointment: 09/07/2000 to 08/07/2004 Liberal Democra 2 - Mr K Dyall (Appointed 06/07/2004) P.39.2

Period of appointment: 09/07/2004 to 08/07/2008 Conservative 3 - Mrs A Pottinger (Appointed 06/07/2004) P.39.3

Period of appointment: 09/07/2004 to 08/07/2008 Labour

#### 11. Organisation: Dollis Infant School

No. of Representatives: 4 Current Representatives

Current Representatives Vac Ref

1 - Mr Vinod Sodha (Resigned 27/09/2004) P.41.1 Period of appointment: 11/01/2001 to 10/01/2005 Labour

2 - Councillor Wayne Casey (Appointed 10/09/2002) P.41.2
Period of appointment: 10/09/2002 to 09/09/2006 Liberal Democrat

3 - Councillor Jeremy Davies (Appointed 26/07/2001) P.41.3
Period of appointment: 27/07/2001 to 26/07/2005 Liberal Democrat

4 - Mr G O Williams (Resigned 30/09/2002) P.41.4 Period of appointment: 24/10/2001 to 23/10/2005 Labour

#### 12. Organisation: Grasvenor Avenue Infant School

No. of Representatives: 2

Current Representatives Vac Ref

1 - Mrs Pat Dunton (Appointed 18/01/2005) P.45.1
Period of appointment: 19/01/2005 to 18/01/2009 Conservative

2 - Mr. I Tyler (Disqualified 30/05/2003)P 45.2

2 - Mr J Tyler (Disqualified 30/05/2003)P.45.2 Period of appointment: 27/07/2001 to 26/07/2005 Conservative

#### 13. Organisation: Hampden Way Nursery School

No. of Representatives: 2

Current Representatives Vac Ref

1 - Mrs J G Lodhi (Appointed 06/07/2004) P.48.1
Period of appointment: 09/07/2004 to 08/07/2008 Conservative

2 - Mrs Sandra Hope (Resigned 15/09/2004) P.48.2

Period of appointment: 19/05/2004 to 18/05/2008 Conservative

#### 14. Organisation: Monkfrith JMI School

No. of Representatives: 3
Current Representatives

Vac Ref

1 - Councillor Andreas Tambourides (Appointed 19/11/2003) P.09.1 Period of appointment: 19/11/2003 to 18/11/2007 Conservative

2 - Mrs J G Lodhi (Appointed 06/07/2004) P.09.2 Period of appointment: 09/07/2004 to 08/07/2008 Conservative

3 - Mrs Jackie Carlowe (Resigned 21/07/2003) P.09.3 Period of appointment: 07/12/2000 to 06/12/2004 Labour

#### 15. Organisation: Northway School

No. of Representatives: 3
Current Representatives

Current Representatives Vac Ref 1 - Mrs M Stannard (Appointed 16/12/2003) SP.02.1

Period of appointment: 06/01/2004 to 05/01/2008 Conservative

2 - Mr Hugh Rayner (Resigned 25/11/2003) SP.02.2 Period of appointment: 09/07/2002 to 08/07/2006 Conservative

3 - Ms Dadia Conti (Appointed 08/07/2003) SP.02.3 Period of appointment: 01/09/2003 to 31/08/2007 Labour

#### 16. Organisation: Oakleigh School

No. of Representatives: 2

Current Representatives Vac Ref

1 - Mr John Tiplady (Appointed 06/07/2004) SP.03.1 Period of appointment: 09/07/2004 to 08/07/2008 Conservative

2 - Mrs Anne Jarvis (Resigned 25/07/2004) SP.03.2 Period of appointment: 09/07/2002 to 08/07/2006 Labour

#### 17. Organisation: St Catherines RC JMI School

No. of Representatives: 2

Current Representatives Vac Ref

1 - Mr David J Barton (Appointed 10/09/2002) VP14.1
Period of appointment: 10/09/2002 to 09/09/2006 Liberal Democrat

2 - Councillor Gerard Silverstone (Resigned 28/06/2004) VP14.2
Period of appointment: 27/07/2001 to 26/07/2005 Conservative

#### 18. Organisation: St Johns CE Primary N11

No. of Representatives: 2

Current Representatives Vac Ref

1 - Mrs Eileen Botham (Appointed 10/02/2004) VP.32.1
Period of appointment: 17/02/2004 to 16/02/2008 Conservative

2 - Councillor Terry Burton (Resigned 05/02/2003) VP.32.2

Period of appointment: 30/03/2000 to 29/03/2004 Conservative

#### 19. Organisation: St Johns NW4

No. of Representatives: 1

Current Representatives Vac Ref

1 - Mrs R Levy (Expired 16/02/2004) VP.21a.1 Period of appointment: 17/02/2000 to 16/02/2004 Conservative

#### 20. Organisation: St Josephs RC Junior School

No. of Representatives: 1

Current Representatives Vac Ref

1 - Mr P Theobald (Deceased 31/08/2004) VP.16.1 Period of appointment: 07/11/2000 to 08/11/2004 Conservative

#### 21. Organisation: Summerside Primary School

No. of Representatives: 3

Current Representatives Vac Ref

1 - Mrs J Underhill (Resigned 25/09/2004) P.16.1 Period of appointment: 09/07/2004 to 08/07/2008 Conservative

2 - Mr T Renouf (Appointed 06/07/2004) P.16.2 Period of appointment: 09/07/2004 to 08/07/2008 Conservative 3 - Councillor Mark Langton (Appointed 07/01/2003) P.16.3

Period of appointment: 08/01/2003 to 07/01/2007 Labour

#### 22. Organisation: The Hyde Primary School

No. of Representatives: 4

Current Representatives Vac Ref

	1 - Mr R Braun	(Resigned 22/05/2004) P.33.1 19/11/2002 to 18/11/2006 Conservative
	Period of appointment: 2 - Mr Gordon Mott	(Appointed 18/11/2004) P.33.2
	Period of appointment:	07/12/2004 to 06/12/2008 Labour
	3 - Mr G Kirby	(Appointed 26/08/2004) P.33.3
	Period of appointment:	12/10/2004 to 11/10/2008 Conservative
	4 - Mr A Bornstein	(Appointed 19/11/2002) P.33.4
	Period of appointment:	19/11/2002 to 18/11/2006 Conservative
23.	Organisation: The Orion Primary	and Goldbeaters Primary Schools
	No. of Representatives: 4	
	Current Representatives	Vac Ref
	<ol> <li>Ms Nargis Narenthira</li> </ol>	(Appointed 14/09/2004) P.50.1
	Period of appointment:	15/09/2004 to 14/09/2008 Labour
	2 - Councillor Gill Sargeant	(Appointed 14/09/2004) P.50.2
	Period of appointment:	15/09/2004 to 14/09/2008 Labour
	3 - Mr Vinay Sharma	(Appointed 14/09/2004) P.50.3
	Period of appointment:	15/09/2004 to 14/09/2008 Conservative
	4 - Mr J Hart	(Resigned 04/11/2004) P.50.4
	Period of appointment:	15/09/2004 to 14/09/2008 Conservative
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No. of Representatives: 3 **Current Representatives** 

Vac Ref

1 - Councillor Anita Campbell (Appointed 11/11/2003) P.1a.1 Period of appointment: 11/11/2003 to 10/11/2007 Labour (Appointed 11/11/2003) Mr Duncan Macdonald P.1a.2 Period of appointment: 11/11/2003 to 10/11/2007 Liberal Democrat

3 - Ms R Burrage (Expired 05/01/2004) P.1a.3 Period of appointment: 06/01/2000 to 05/01/2004 **Liberal Democrat** 

#### **Organisation: Wessex Gardens Primary School** 25.

No. of Representatives: 4 **Current Representatives** 

Vac Ref

Mr F Dannenburg (Appointed 18/05/2004) P.27.1 Period of appointment: 19/05/2004 to 18/05/2008 Conservative 2 - Councillor Eva Greenspan (Appointed 26/07/2001) P.27.2

Conservative Period of appointment: 27/07/2001 to 26/07/2005

3 - Dr John Gearson (Expired 21/03/2005) P.27.3 Period of appointment: 22/03/2001 to 21/03/2005 Conservative

Councillor Monroe Palmer (Appointed 23/10/2001) P.27.4 Period of appointment: 24/10/2001 to 23/10/2005 Liberal Democrat

#### 26. **Organisation: Whitefield School**

No. of Representatives: 5 **Current Representatives** 

Vac Ref

1 - Mr Mark Landau (Resigned 11/01/2005) S.13.1 Period of appointment: 08/01/2003 to 07/01/2007 Conservative

2 - Councillor Melvin Cohen (Appointed 06/07/2004) S.13.2 Period of appointment: 09/07/2004 to 08/07/2008 Conservative 3 - Mr S Deller (Appointed 11/11/2003) S.13.3 11/11/2003 to 10/11/2007 Period of appointment: Liberal Democrat (Appointed 06/07/2004) 4 - Councillor Agnes Slocombe S.13.4 Period of appointment: 09/07/2004 to 08/07/2008 Labour 5 - Mr Dave Robinson (Appointed 08/07/2003) S.13.5 01/09/2003 to 31/08/2007 Period of appointment: Labour

Register of Appointments and Nominations on Outside Bodies

### 1. Organisation: Almshouse Charities of Samuel Atkinson and Others

**Special Conditions:** 

Persons appointed need not be Members of the Council but they must be nominated by the Councillors representing the Edgware Ward.

Appointment is four years, or for the remaining unexpired term if an appointee is replaced mid-term.

No. of Representatives: 3 (Representative Trustees)

Current Representatives

Vac Ref

1 - Councillor Joan Scannell (Resigned 02/12/2003) 1002 Member Period of appointment: 09/07/2003 to 06/12/2004
2 - Mrs Jackie Page (Appointed 20/03/2002) 1003 Member

Period of appointment: 20/03/2002 to 19/03/2006

3 - Councillor Brian Gordon (Appointed 26/11/2002) 1004 Member

Period of appointment: 26/11/2002 to 25/11/2006

### 2. Organisation: Hampstead Garden Suburb Institute Council

**Special Conditions:** 

- (a) One representative must be a Garden Suburb Ward member.
- (b) The other two representatives must not be elected members of the Council.
- (c) Appointments are for three years and must be ratified by the Institute before taking effect.

No. of Representatives: 3 Current Representatives

Vac Ref

1 - Councillor John Marshall (Resigned 18/11/2003) 1167 Member Period of appointment: 08/07/2003 to 07/07/2006
2 - Mr Gerald Shamash (Appointed 08/07/2003) 1168 Member

Period of appointment: 08/07/2003 to 07/07/2006

3 - Ms Marjorie Harris (Appointed 08/07/2003) 1169 Member Period of appointment: 08/07/2003 to 07/07/2006