

**MINUTES OF THE MEETING OF THE COUNCIL
HELD ON WEDNESDAY, 22 SEPTEMBER 2010**

COUNCILLORS

PRESENT

Jayne Buckland (Mayor), Christiana During (Deputy Mayor), Kate Anolue, Chaudhury Anwar MBE, Alan Barker, Caitriona Bearryman, Chris Bond, Yasemin Brett, Alev Cazimoglu, Bambos Charalambous, Yusuf Cicek, Christopher Cole, Ingrid Cranfield, Dogan Delman, Marcus East, Patricia Ekechi, Achilleas Georgiou, Del Goddard, Jonas Hall, Christine Hamilton, Ahmet Hasan, Elaine Hayward, Robert Hayward, Denise Headley, Ertan Hurer, Tahsin Ibrahim, Chris Joannides, Eric Jukes, Nneka Keazor, Joanne Laban, Henry Lamprecht, Michael Lavender, Dino Lemonides, Derek Levy, Paul McCannah, Donald McGowan, Chris Murphy, Terence Neville OBE JP, Ayfer Orhan, Ahmet Oykenner, Anne-Marie Pearce, Daniel Pearce, Martin Prescott, Geoffrey Robinson, Michael Rye OBE, Eleftherios Savva, George Savva MBE, Rohini Simbodyal, Toby Simon, Alan Sitkin, Edward Smith, Doug Taylor, Glynis Vince, Ozzie Uzoanya and Tom Waterhouse

ABSENT

Ali Bakir, Andreas Constantinides, Christopher Deacon, Jon Kaye, Simon Maynard, Andrew Stafford, Lionel Zetter and Ann Zinkin

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POETRY READING

Maggie Butt from Middlesex University read the following poem:

Trent Park

These mornings when the clouds come down
to drift in ghostly veils upon the hills,
to lick each branch and leaf with drips
disguising the familiar - students
shrug on thread-bare coats and new
personas for their boundless lives.

Mist lifts and slips away – a guilty lover
with the dawn, as curtains open on new life,
the leaves glow gold, and drop a fortune's
worth of coin, clattering from hedge
and branch, lighting path and field.
They bend to gather it. All richness is their due.

The seasons live here still, cold-shouldered
out of town, old fashioned in exactitude.
When lawns are glazed with ice and sky is deep

with snow, the lake glints silver through the sculpted trees,
and cold swims up from it to set each face.
They long for snowball fight, taste the air for signs.

And then, before you know, daffodils
waggle gaudy heads, distract us from
the shy mysteries of bud and furl and sap,
opening like a First Night, raising the curtain
hoping for rave reviews. Loud laughs,
exuberance of yellow. This their time.

Trees climb the hills, dress in green, layered
upon green, form pools of calm fertility.
Ivy swarms up walls, fields remember sheep,
the stately step and slow chew of them.
Students emerge blinking from exams
lie on new-mown grass and dream.

43 MAYOR'S ANNOUNCEMENTS

The Mayor made the following announcements:

1. New art in the Council Chamber

You may have noticed the new art that is hanging on the walls of the Council Chamber this evening. These come from a recent young people's photography project and may I thank Loraine Cox and her Team for organising the project and for arranging for them to be hung here this evening.

2. Summer Events

I attended a number of fantastic events over the summer including the Autumn Show. I particularly enjoyed the music at the Autumn Show and hope this will be continued in future years.

3. Quiz Night

I would like to invite everyone present to the Mayor's Quiz night on 18 November 2010, tickets are £5 and are available from Rhoda. I do hope this event will be well supported.

4. 70th Anniversary of the Battle of Britain

I was invited to a service last Sunday to commemorate the 70th Anniversary of the Battle of Britain. It was a very moving service and it is important to commemorate the sacrifice of the men and women who served then and now in our armed forces and to those who gave their lives in the service of their country.

Can I ask you all to stand for a minutes silence in memory of the men and women who lost their lives during the Battle of Britain?

**44
MINUTES**

NOTED that with regard to Minute 36 Councillor Rye advised the Council that the written reply promised by Councillor Stafford to supplementary question 17 had not been received.

AGREED that the minutes of the Council meeting held on 30 June 2010 be confirmed and signed as a correct record.

**45
APOLOGIES**

Apologies for absence were received fom Councillors Constantinides, Deacon, Kaye, Stafford, Zetter and Zinkin. An apology for lateness was received from Councillor Barker.

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DECLARATION OF INTERESTS**

At the request of the Mayor, the Assistant Director Corporate Governance advised the Councillors on the potential need for them to declare a prejudicial or personal interest in Item 13.1 if they were a member of a trade union that was directly involved in the dispute or which had expressed its support.

Councillors Brett, Taylor G Savva Simbodyal, Berryman, Keazor, Lemonides, Uzoanya, Murphy, Cole, Hamilton, Robinson, Cazimoglu, Hasan, Simon, Anwar and Headley declared personal interests being members of trade unions that may have expressed support for the industrial dispute set out in motion before Council (Agenda Item 13.1).

**47
LONDON COUNCILS PRIVATE BILL - AMENDMENTS TO THE GREATER LONDON AUTHORITY ACT 1999**

Councillor Taylor advised that he was withdrawing this item from the Council agenda.

Councillor Taylor confirmed that London Councils had advised that the proposed bill was not now going to proceed and set out the background to this decision. He also highlighted the unusual circumstances relating to the provision of freedom passes, where the London Boroughs have to pay for the service at a price unilaterally set by Transport for London (TfL). He went on to set out his view that with the likely increased pressure on budgets, TfL may try to increase charges in the future at a time when budgets are very difficult for the boroughs.

He confirmed that he had recently met with representatives from the Enfield over 50s Forum on the bill and he thanked them for their work in lobbying locally and for leading the campaign against the bill across London.

The Mayor invited Mr Meth to address the Council to set out the reasons that the members of the Enfield Over 50s Forum were opposed to the bill.

Mr Meth hoped that lessons had been learnt from this whole process, as in his view this was the worst type of consultation. The promoters of the bill had failed to consult with older people in London. He felt that future decisions relating to the services provided for older people needed to be taken following consultation.

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ANNUAL PROGRAMME OF WORK FOR SCRUTINY 2010/11

Councillor Simon presented the report of the Overview and Scrutiny Committee (No. 46A) setting out the annual work programme for the Council's Scrutiny Panels and Overview & Scrutiny Committee (OSC).

NOTED

1. that the combined Scrutiny Panel Work Programmes had been considered and endorsed at the Cabinet meeting held on 15 September 2010.

2. that Councillor Simon requested that the Council procedure rules relating to the right of reply for a mover of a report at Council be considered at the next meeting of the Governance Review Group.

AGREED the annual Scrutiny Work Programme 2010/11 (as detailed in Appendix 1) of the report having considered the comments from CMB and Cabinet.

49

MINOR CHANGES TO THE MEMORANDUM OF UNDERSTANDING FOR THE JOINT WASTE DEVELOPMENT PLAN DOCUMENT (JWDPD)

Councillor Bond presented the report of the Director of Place Shaping and Enterprise (No. 56) seeking approval to minor changes to the Memorandum of Understanding (MoU) for the production of the North London Joint Waste Development Plan Document, now known as the North London Waste Plan (NLWP).

NOTED that the report had been endorsed at the Cabinet meeting held on 15 September 2010.

AGREED

1. the Supplemental Memorandum of Understanding (MoU) for the production of a North London Waste Development Plan Document (NLWP)

between the London Boroughs of Barnet, Camden, Enfield, Hackney, Haringey, Islington and Waltham Forest.

2. that the Local Development Framework Sub-Committee be authorised to consider and approve further revisions to the MoU.

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RECOMMENDATIONS FROM THE GOVERNANCE REVIEW WORKING GROUP

Councillor Taylor presented the report of the Director of Finance and Corporate Resources (No. 71) setting out a recommendation to Council from the Governance Review Group meeting held on 9 September 2010.

AGREED the following changes to the Council's Constitution:

1. that paragraph 13.2 (g) (vi) of the Opposition Business Procedure within the Constitution should be amended to read:

"The debate should contain specific outcomes, recommendations or formal proposals."

2. that a new paragraph 13.2 (g) (ix) be inserted in the Opposition Business Procedure to read:

"If requested by the Leader of the Opposition or a nominated representative, a vote will be taken."

51

ANNUAL TREASURY MANAGEMENT OUTTURN REPORT 2009/10 & REVISED INVESTMENT STRATEGY 2010/11

Councillor Lemonides presented the report of the Director of Finance and Corporate Resources (No. 50A) reviewing the activities of the Council's Treasury Management function over the financial year ended 31 March 2010.

NOTED

1. that the report made recommendations to extend the Council's investment criteria to allow specified investments up to 364 days.
2. that the recommendations set out in the report were endorsed at the Cabinet meeting held on 15 September 2010.

AGREED

1. the Treasury Outturn report for the financial year ended 31 March 2010.
2. the changes to the 2010/11 investment criteria as set out in Appendix 2 of the report.

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COUNCILLORS' QUESTION TIME

1. Urgent Questions (Part 4 - Paragraph 9.2.(b) of Constitution – Page 4-9)

NOTED

1. that the following urgent question had been received and accepted by the Mayor in accordance with the criteria set out in the constitution.
2. that the written response from Councillor Bond set out below was tabled at the meeting.

Urgent question from Councillor Prescott to Councillor Bond (Cabinet Member for Environment, Street Scene & Parks)

"In the meeting of the Overview and Scrutiny yesterday evening Cllr Bond announced the council had taken a decision to open a new civic amenity site "in the eastern side of the borough"

Where is the report that this decision was made from and more importantly what is the location?"

Reply from Councillor Bond:

"The draft minutes of Overview & Scrutiny meeting last night stated that Councillor Bond was looking into the reprovion of a HWRC (Household Waste and Recycling Centre) in the north east of the Borough. This is to replace the closed Carterhatch Lane site closed by the previous administration which has proved exceedingly unpopular in the eastern part of the Borough. Officers have been discussing options to take this forward with NLWA as part of the replacement of the main waste disposal contract in 2014. The NLWA procurement work has identified that one of the value for money approaches to achieving high recycling rates is through the provision of further HWRC's in the north of the NLWA area, based upon a 2 mile distance for residents to travel to the nearest HWRC. The current provision shows one of the areas currently not covered by this would be North Enfield.

At the NLWA meeting on the 30th June 2010 it was agreed that the NLWA adopt the following policy for HWRC provision:

"The Authority aims for 95% of residents to live within a two mile radius of a Household Waste and Recycling Centre (or Reuse and Recycling Centre as referred to by the London Mayor)".

All options will be looked at to fulfil the known need for a new HWRC in Enfield. There is no report as there is no decision, therefore there is no location agreed and when there is, hopefully sooner rather than later, the

proper procedures will be followed by this administration. The residents of Enfield were clear in May that this was one of their main concerns which we are responding to and hopefully be able to bring recommendations forward as soon as we can.”

2. Questions by Councillors

NOTED

1. the forty nine questions, on the Council’s agenda, which received a written reply by the relevant Cabinet Member.

2. the following supplementary questions received for the questions indicated below:

Question 2 from Councillor Simon to Councillor Georgiou, the Cabinet Member for Public and Service Delivery

“Would Councillor Georgiou agree with me that spending Council money for political advantage in an election year is a serious matter and would he ask the Monitoring Officer to undertake an investigation to ensure there was compliance with the Council’s agreed procedures?”

Reply from Councillor Georgiou:

“The observations of Councillor Simon do appear to be valid, the last Conservative Administration did increase the number of editions of the Council’s magazine from six to ten and we must question if this was appropriate and I would hope the Monitoring Officer will look at this issue.”

Question 5 from Councillor Neville to Councillor Bond, Cabinet Member for Environment Street Scene and Parks:

“Will Councillor Bond comment further on the suspension of the de-cluttering schemes and how does their axing link to the election campaign of the Labour Councillors in the Palmers Green Ward?”

Reply from Councillor Bond:

“I have no idea what went on during the campaign in Palmers Green, as I was busy fighting the election in Southbury Ward.”

Question 7 from Councillor Rye to Councillor Orhan, Cabinet Member for Education and Children’s Services

“Would the Cabinet member agree that this capital spend on our schools is a fine record and will she undertake to at least match this?”

Reply from Councillor Orhan:

“Your question gives me an opportunity highlight the funding provided by the last Labour government on schools, however in view of the impending cuts in public expenditure I doubt it very much that their will be similar amounts of money to invest in our schools in the future.”

Question 13 from Councillor Rye to Councillor Orhan, Cabinet Member for Education and Children’s Services

“Is the Cabinet Member aware of the lobbying of the last Labour Government on the need to fund Primary School places in London, undertaken by all three parties represented on London Councils, in 2009 and that Ed Balls first failed to provide any additional money and then a paltry amount. Would she agree with Mayor Sir Steve Bullock (Labour) who at London Leaders Committee on 10th November 2009 said, “It was not only the Government that needed to be persuaded of London Councils` case and its root causes, but parents needed to be aware of this issue in order to counter a view that boroughs should be blamed for the absence of sufficient funding?”

Reply from Councillor Orhan:

“The last Labour government provided additional resources to this Council to provide additional school places in the borough. I am concerned about the current government’s cuts in education capital funding and I hope that he and other members of the Conservative Group will join me in lobbying the government to provide the resources required to enable this Council to plan ahead and provide the school places required by the children of this borough.”

Question 15 from Councillor R Haywood to Councillor Bond, Cabinet Member for Environment Street Scene and Parks:

“Can Councillor Bond explain to the Council why he believes these reductions in service to residents will not lead to an increase in fly-tipping?”

Reply from Councillor Bond:

“My view that fly-tipping will not increase is based on advice from independent research and the views expressed by other London Boroughs.”

Question 21 from Councillor Headley to Councillor Bond, Cabinet Member for Environment Street Scene and Parks:

“Would Councillor Bond confirm that he is in agreement with the policy of the previous Conservative Administration to provide slim-line bins in line with the demands of customers?”

Reply from Councillor Bond:

“It does not matter what I think, we have a contract in place approved by the last administration and I had to roll out the wheelie bin scheme because of the very high costs associated with revising the contract.”

Question 27 from Councillor Neville to Councillor Bond, Cabinet Member for Environment Street Scene and Parks:

“Does Councillor Bond agree with me that under the review being considered by his group, the capital schemes at Edmonton Green and Palmers Green are not the new priorities of this administration?”

Reply from Councillor Bond:

“No.”

Question 39 from Councillor Vince to Councillor Orhan, Cabinet Member for Education and Children’s Services

“Can Councillor Orhan be more explicit about the visits she has undertaken including the visits to School Councils?”

Reply from Councillor Orhan:

I find it amazing that Councillor Vince did not ask this in her original question, I will however provide a more detailed written response.”

Question 40 from Councillor D Pearce to Councillor Anwar, Cabinet Member for Community Cohesion and Capacity Building in the Third Sector

“Can Councillor Anwar state the names of all of the organisations he has visited and why he does not think it is appropriate to state the names; does he believe in secrecy or transparency?”

Reply from Councillor Anwar:

“I believe in total transparency, I have provided a response to your original question and do not want to add anything more.”

Question 45 from Councillor Smith to Councillor Oyken, Cabinet Member for Housing and Area Improvements

“Does the Cabinet Member think residents should be allowed to put up satellite dishes without seeking the required permission?”

Reply from Councillor Oyken:

“This is a very sensitive issue, I could not find a campaign to Enfield Homes, but I am working with officers to find alternative solutions. I am however sympathetic to residents needs and will seek to find a way to allow these often elderly and isolated residents to receive television programmes in their own language. I will continue looking for a solution to this issue.”

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MOTIONS

1. Councillor Rye moved and Councillor East seconded, the following motion:

“Enfield Council does not support the action of the Transport Unions in London taking strike action, when they have been given a guarantee of no compulsory redundancies (unlike many workers across the country) causing massive inconvenience to all Londoners, including many Enfield residents, and instructs the Leader of the Council to write to the appropriate union leaders informing them of this view.

”During the debate Councillor Brett moved and Councillor Charalambous seconded the following amendment:

“Enfield Council calls upon Transport for London to negotiate in good faith with the Rail Unions to resolve the current Industrial Relations issues and to ensure that the health and safety of Londoners is protected, and a good service is provided for passengers.”

Councillor Lavender moved and Councillor Waterhouse seconded the following further amendment:

“Enfield Council calls upon Transport for London and the Rail Unions to negotiate in good faith to resolve the current Industrial Relations issues and to ensure that the health and safety of Londoners is protected, and a good service is provided for passengers.”

The revised amendment was agreed by the Council.

The following substantive motion was then agreed by the Council.

“Enfield Council calls upon Transport for London and the Rail Unions to negotiate in good faith to resolve the current Industrial Relations issues and to ensure that the health and safety of Londoners is protected, and a good service is provided for passengers.”

2. Councillor Taylor moved and Councillor Sitkin seconded the following motion:

“This Council notes with concern the implications of cuts to public spending which are expected to be announced by the Government in October. At the heart of this Council’s vision is its desire for fairness and community cohesion. Large Government cuts threaten that.

This Council instructs the Leader of the Council to write to the Chancellor of the Exchequer to point out the ramification of the Government’s cuts for people across the whole of Enfield.

The Leader of the Opposition is invited to support this letter.”

After a lengthy debate, the motion was then put to the vote and agreed with the following result:

For: 30

Against: 19

Abstained: 0

3. Councillor Lavender moved and Councillor Hall seconded the following motion:

“This Council welcomes the efforts by all three political parties to lobby London Councils for the repatriation to the constituent boroughs of grants for the voluntary sector.

It calls upon the council to ringfence to the voluntary sector any monies repatriated subject to ensuring that value for money is achieved by adhering to the decision of the Audit Committee to carry out full risk assessments before grants are awarded.”

During the debate Councillor Anwar moved and Councillor Goddard seconded the following amendment:

First paragraph second line after "London Councils...", delete the rest and insert, "and the announcement made by the London Councils AGM on 8th June 2010 to review its grants programme. This meeting appreciates the additional funding of £1.9 million made available by the current administration of Enfield Council towards capacity building of its third sector. Enfield Council believes that Enfield should receive the full benefit of London Councils grants for the money it contributes."

Second paragraph first line, after "the Council...", delete the rest and insert, "to reinforce its commitment to safeguard the third sector's effectiveness in the borough on the basis of fairness, growth and sustainability."

The amendment was accepted by Councillor Lavender:

Following a short debate, the substantive motion was then agreed by the Council.

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URGENT DECISIONS REQUIRING THE WAIVING OF THE CALL-IN PROCEDURE (PART 4.2 – PARAGRAPH 17.3 – PAGE 4-34)

NOTED the decision taken and the reason for urgency set out below was made in accordance with the Council's Constitution and Scrutiny Rules of Procedure (Paragraph 17.3 – relating to the waiving of the requirement to allow a 5-day call-in period):

i. Turin Grove and Gladys Ayward Academies – Transfer of Assets and Staff

Decision:

To approve the asset and staff transfer agreement relating to Turin Grove and the Gladys Aylward Schools.

Reason for Urgency:

The Council had not been in a position to take a decision prior to this and the school was opened as an Academy from 1 September 2010.

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MEMBERSHIPS

AGREED the following change to committee memberships:

1. Edmonton Partnership Working Party - Councillor Hall to fill vacancy.

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NOMINATIONS TO OUTSIDE BODIES

AGREED the following changes to nominations to outside bodies:

1. Edmonton United Charities - Councillors During and Simbodyal to be appointed to vacancies. Councillor Headley to replace Councillor Vince.
2. EREC Executive Committee - Councillor Anolue to replace Councillor During and Councillor Jukes to be appointed to vacancy.
3. EREC - Councillor Ekechi to replace Councillor Anolue.
4. North London Waste - Councillor Stafford to replace Councillor Bond.
5. North London Waste Planning Members Group - Councillor Bond to fill vacancy.

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CALLED IN DECISIONS

None.

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DATE OF NEXT MEETING

NOTED that the next meeting of the Council was to be held on 10 November 2010 at 7.00 p.m. at the Civic Centre.