

**MINUTES OF THE MEETING OF THE COUNCIL
HELD ON WEDNESDAY, 22 FEBRUARY 2006**

COUNCILLORS

PRESENT Pamela Adams, Christopher Andrew, Kate Anolue, Gregory Antoniou, Alan Barker, Yasemin Brett, Jayne Buckland, Lee Chamberlain, Bambos Charalambous, Christopher Cole, Andreas Constantinides, Don Delman, Tony Dey, Annette Dreblow, Christiana During, John Egan K.S.G, Peter Fallart, Norman Ford, Achilleas Georgiou, Vivien Giladi, Del Goddard, Jonas Hall, Ahmet Hasan, Penny Heathwood, Ertan Hurer, John Jackson, Eric Jukes, Matthew Laban, Michael Lavender, Paul McCannah, Terence Neville, Andrew Nicholas, Ahmet Oykener, Anne-Marie Pearce, Martin Prescott, Bill Price, Jeff Rodin, Michael Rye, Chris Salako, Hyacinth Sandilands, Eleftherios Savva, George Savva, David Schofield, Edward Smith, Terence Smith, Andrew Stafford, James Steven, Doug Taylor, Glynis Vince, John Wyatt, John Yates and Ann Zinkin

ABSENT John Boast, Chris Bond, David Burrowes MP, Betty Costello, Graham Eustance O.B.E, Robert Hayward, Denise Headley, Francis Ingham, Alex Mattingly, Joanne McCartney and Irene Richards

112

MAYOR'S CHAPLAIN

The Mayor's Chaplain, the Reverend Stephen Leader gave a blessing on the Council.

113

MAYOR'S ANNOUNCEMENTS

The Mayor made the following announcements:

1. Councillors in arrears of Council Tax

I would like take this opportunity to remind Members of the Council that Section 106 of the Local Government Act 1992 states that any Councillor in arrears of Council Tax for 2 months or more may not vote on matters concerning the level of Council Tax. This restriction obviously applies tonight in relation to items 7 and 8. Such members if present must disclose the fact that this applies to them. They may however remain in the meeting and speak.

Furthermore, if this applies to any member of the Cabinet, that member may not exercise any executive function in connection with the budget or the setting of Council Tax during the time that he / she is in such arrears.

Non-compliance could give rise to a criminal offence.

2. Holocaust Memorial Events

I hosted a Holocaust memorial event in the Conference Room on 26 January 2006. This was a very moving event with pupils from Cuckoo Hall School present singing and dancing as part of the programme.

I subsequently visited this successful multicultural school to present the pupils and staff with an Advanced Learning Award, being placed 39th in the country and in the top 10% of schools. I was pleased to congratulate them personally on this significant achievement.

3. Mayor's Charity Ball

I would like to remind all Members that tickets are now available for my Charity Ball, which is being held on 7 April 2006 at the Royal Chase Hotel.

**114
MINUTES**

RESOLVED that the minutes of the Council meeting held on 25 January 2006 be approved and signed as a correct record.

**115
APOLOGIES**

Apologies for absence were received from Councillors Boast, Bond, Burrowes, Costello, Eustance, Hayward, Headley, Ingham, Mattingly, Prescott and Richards.

Apologies for lateness were received from Councillors Barker and G Savva.

**116
DECLARATIONS OF INTEREST**

Councillor Goddard declared a personal interest with regard to Item 13 Motions.

**117
RELATIONSHIP MANAGER AND DISTRICT AUDITOR'S ANNUAL AUDIT AND INSPECTION LETTER**

Councillor Rye moved and Councillor Lavender seconded the report of the Director of Finance and Corporate Resources (No. 290) summarising for Members the more important matters arising from the Relationship Manager and District Auditor's audit and inspection programme for 2004/05 and commenting on current issues.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 8 February 2006.

RESOLVED to note the contents of the Annual Letter.

118

BUDGET FOR 2006/07 AND MEDIUM TERM FINANCIAL PLAN (GENERAL FUND)

Councillor Rye moved and Councillor Lavender seconded the report of the Director of Finance and Corporate Resources (No. 307) setting out the Council's Budget for 2006/07 and the Medium Term Financial Plan (General Fund).

NOTED

1. that the recommendations set out in the report were endorsed at the Cabinet meeting held on 8 February 2006.
2. that during the debate Councillor Neville confirmed that in the future special collections of bulky items from peoples homes would be free of charge in an effort to increase recycling levels further.
3. Councillor Charalambos moved and Councillor Taylor seconded the amendment to the revenue budget for 2006/7 detailed below:

"With regard to the revenue budget for 2006/7

- i. The net budget requirement in Enfield be set at £202.654m in 2006/7 (incorporating the following changes from the Cabinet recommendation –

additional spending

Budget for ward initiatives £0.930m;
Additional voluntary sector grants £0.350m;
Revenue cost of capital funding for new voluntary sector building £0.150m;
Regeneration funding £0.600m.

additional funding

Contribution from reserves £3.6m;
Reduction in earmarked reserves £2.037m)

- ii. As before.
- iii. As before.
- iv. That the Council Tax at Band D for Enfield services be set at £964.76, a reduction of 0.97%.
- v. The statutory calculations and resolutions in Appendix 8 are approved subject to amendment as appropriate by officers."

COUNCIL - 22.2.2006

The amendment was put to the vote with the following result:

In favour 17 votes:

Anolue, Brett, Buckland, Charalambous, Cole, Constantinides, During, G. Savva, Giliadi, Goddard, Hasan, Oykenner, Richards, Rodin, Sandilands, Taylor, Salako

Against 31 votes:

Adams, Andrew, Barker, Boast, Chamberlain, Delman, Dreblow, E.Savva, Egan, Eustance, Fallart, Ford, Hall, Hurer, Jackson, Jukes, Laban, Lavender, McCannah, Neville, Nicholas, Pearce, Rye, Schofield, Steven, E.Smith, T.Smith, Vince, Wyatt, Yates and Zinkin

The amendment was therefore lost.

After a lengthy debate the recommendations detailed in the report and the statutory calculations set out Appendix 8 were put to the vote.

RESOLVED

1. to note the comments in paragraph 7.14 regarding Section 106 of the Local Government Finance Act 1992.
2. to note that the Overview and Scrutiny Committee asked for a number of proposals in the budget to be reconsidered as set out in paragraph 4.3 of the report.
3. that the net budget requirement for Enfield be set at £206.261m in 2006/07;
4. that a contribution of £396k be made to the Collection Fund;
5. that, subject to final pupil count data, approval is given to expenditure of £186.391m on the schools' budget, funded from the Dedicated Schools' Grant;
6. that the Council Tax at Band D for Enfield's services be set at £998.55 (paragraph 7.9), an increase of 2.49%;
7. to note the information regarding the requirements of the Prudential Code detailed in Section 9;
8. to agree the proposals for allocating resources to capital projects as set out in paragraph 9.19;
9. to agree the recommendations regarding the additions to the capital programme, as set out in Appendix 11;

COUNCIL - 22.2.2006

10. to approve the Prudential Indicators, the Treasury Management Strategy and the criteria for investments, set out in Section 9 and Appendix 10;
11. to note the forecast for the medium term as set out in Section 10. With regard to the robustness of the 2006/07 budget and the adequacy of the Council's reserves and balances;
12. to note the risks and uncertainties inherent in the 2006/07 budget and the medium term financial plan (section 11);
13. to agree the recommendations of the Director of Finance & Corporate Resources regarding the use of any underspends in the current financial year (paragraph 12.5);
14. to note the comments of the Director of Finance & Corporate Resources regarding the recommended levels of contingencies, balances and reserves (Section 12) and has regard to the Director's statement when making final decisions on the 2006/07 budget.
15. The statutory calculations set out below be approved subject to amendment as appropriate by officers:
 - i. it be noted that at its meeting on 17th January 2006, the Audit Committee calculated the number of 106,755 as its Council Tax base for 2006/07, in accordance with the Local Authorities (Calculation of Tax base) Regulations.
 - ii. the following amounts be now calculated by the Council for the year 2006/07 in accordance with Section 32 of the Local Government Finance Act 1992:
 - iii. £807,286,000 being the aggregate of the amounts which the Council estimates for gross expenditure, calculated in accordance with Section 32(2) of the Act;
 - iv. £601,025,000 being the aggregate of the amounts, which the Council estimates for income, calculated in accordance with Section 32(3) of the Act.
 - v. £ 206,261,000 being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above (net expenditure), calculated by the Council, in accordance with Section 32(4) of the Act, as its budget requirement for the year.
 - vi. £ 99,660,397 being the aggregate of the sums which the Council estimates will be payable for the year into its General Fund in respect of redistributed non-domestic rates and Revenue Support Grant, adjusted by the amount which the Council estimates will be transferred in the year from its General Fund to its Collection Fund.

COUNCIL - 22.2.2006

vii. £ 106,600,603 being (the sum of c-d) the residual amount required to be collected from the Council Tax payers.

viii. £ 998.55 being the residual amount at (e) above, divided by the Council Tax base of 106,755 be the Enfield precept on the Collection Fund for 2006/07 at the level of Band D.

Valuation Band	Proportion in relation to Band D	Enfield £
A	6/9	665.70
B	7/9	776.65
C	8/9	887.60
D	1	998.55
E	11/9	1220.45
F	13/9	1442.35
G	15/9	1664.25
H	2	1997.10

being the amounts given by multiplying the amount at (f) above by the number which, in proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation Band D, calculated by the Council in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands;

ix) it will be noted that, for the year 2006/07, the Greater London Authority (GLA) has stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of the dwellings shown below:

Valuation Band	Proportion in relation to Band D	Enfield £
A	6/9	192.41
B	7/9	224.47
C	8/9	256.54
D	1	288.61
E	11/9	352.75
F	13/9	416.88
G	15/9	481.02
H	2	577.22

(x) having calculated the aggregate amount in each case of the amounts at (ii)(g) and (iii) above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, sets the following amounts as the amounts of Council Tax for the year 2006/07 for each of the categories of dwellings shown below:

COUNCIL - 22.2.2006

Valuation Band	Proportion in relation to Band D	Enfield £
A	6/9	858.11
B	7/9	1001.12
C	8/9	1144.14
D	1	1287.16
E	11/9	1573.20
F	13/9	1859.23
G	15/9	2145.27
H	2	2574.32

119

HOUSING REVENUE ACCOUNT DRAFT REVENUE ESTIMATES 2006/07 (RENT SETTING)

Councillor Laban moved and Councillor Andrew seconded the joint report of the Directors of Community, Housing and Adult Social Services and Finance and Corporate Resources (No. 292A), presenting for approval the detailed revenue estimates of the Housing Revenue Account (HRA) for 2006/07 following consultation with residents on the HRA budget position and the options for the rent proposals.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 8 February 2006.

RESOLVED

1. That the detailed revenue estimates of the Housing Revenue Account for 2006/07 be approved as set out in table 1.
2. That the formula rents be increased by 3.2% in line with Government guidance.
3. The level of service charges as set out in paragraph 13.1 for those properties receiving the services be agreed for 2006/07.
4. The proposals for increases in other income as detailed in Appendices 2 and 3 be agreed for 2006/07.

120

HIGHWAY MAINTENANCE PLAN

Councillor Neville moved and Councillor E Savva seconded the report of the Director of Environment, Street Scene and Parks (No. 298) setting out the background and legal duties for highway maintenance, identifying the main issues relating to network safety, serviceability and sustainability, and proposing an effective and objective mechanism for prioritising planned

maintenance requirements in order to address customer service requirements.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 8 February 2006.

RESOLVED that the Council adopt the Highway Maintenance Plan.

121

APPROVAL OF THE REVISED CONTRACT PROCEDURE RULES.

Councillor Lavender moved and Councillor Rye seconded the report of the Director of Finance and Corporate Resources proposing revised Contract Procedure Rules for inclusion in the Council's Constitution.

The recommendations set out in the report were approved by the Audit Committee on 17 January and the Constitution Review Group on 9 February 2006.

RESOLVED to approve the revised Contract Procedure Rules (CPR) detailed in the report and the revised CPR be implemented with effect from 1 April 2006.

122

PROPOSED CHANGES TO THE COUNCIL'S CONSTITUTION

Councillor E Smith moved and Councillor Egan seconded the report of the Director of Finance and Corporate Resources proposing a number of changes to the Council's Constitution endorsed at the Constitution Review Group meeting held on 9 February 2006.

NOTED that during consideration of this item all members of the Labour Group present at the meeting left the Council Chamber for the remaining items of business.

RESOLVED to approve the following changes to the Council's Constitution:

- (a) the merged terms of reference for the Staff Forum/Joint Consultative Group for Teachers (JCGT) (paragraph 3.1)
- (b) the new terms of reference for the Member Governor Forum (paragraph 3.2)
- (c) the revised terms of reference for the Schools Forum, subject to the addition of the following to the first paragraph of section 3

"These elections to be carried out in accordance with existing and agreed processes and practices." (See paragraph 3.3 of this report)

COUNCIL - 22.2.2006

(d) the composition of Community Housing Partnership Boards be amended as follows (paragraph 6):

(v) the Partnership Board elect a Chairman from amongst the councillor membership and Vice-Chairman from amongst the tenant representative membership each year.

(e) the scheme of delegation in relation to planning be amended as follows (paragraph 3.5 of this report):

(i) to provide that any application which is to be refused planning permission may be determined under delegated authority, subject to the exceptions set out in the revised scheme;

(ii) to include authority to determine major planning applications for wholly industrial/commercial development as detailed in the report;

(iii) the applications covered under (i) and (ii) above be in consultation with the Chairman of Planning Committee; and

(iv) a report be submitted to Planning Committee in one year's time reviewing the arrangements.

123

COUNCILLORS' QUESTION TIME

1. Urgent Questions

None received.

2. Questions by Councillors

NOTED

1. the question, on the Council's agenda, which received a written reply by the relevant Cabinet Member.

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

Question 1

Councillor Andrew to Councillor Rye, Leader of the Council.

"Can Councillor Rye provide details of Neighbourhood Renewal spending since 2002."

Reply from Councillor Rye:

"Yes I do have this information which is as follows:

COUNCIL - 22.2.2006

2001/ 02 - Labour Administration

NRF Grant	£929,797
Actual Expenditure	£451,910
51% Under-spend	£477,887

2002 / 03 - Conservative Administration

NRF Grant & Carry Over	£1,872,583
Actual Expenditure	£1,347,602
38% Under-spend	£522,981

Necessary to expend NRF grant and carry over – new systems and financial controls introduced in 2003

2003 / 04 - Conservative Administration

NRF Grant & Carry Over	£2,384,576
Actual Expenditure	£2,369,882
0.76% Under-spend	£14,649

2004 / 05 - Conservative Administration

NRF Grant & Carry Over	£1,874,288
Actual Expenditure	£1,689,907
0.76% Under-spend	£184,382

As agreed with GoL after introduction of a commissioning system.
(In other words 100% agreed expenditure)

2005 / 06

Is programmed to be expended to within 3% of NRF allocation as agreed with GoL

This shows Labour do not care about Edmonton or they would have made sure all Neighbourhood Renewal monies were spent in a timely manner.”

124 MOTIONS

NOTED that as the motion on the agenda was not moved and seconded in accordance with the Council's Constitution, the motion was therefore lost.

125 MEMBERSHIPS

Noted that there were no changes to committee memberships.

126

NOMINATIONS TO OUTSIDE BODIES

Noted that there were no changes to nominations to outside bodies.

127

CALLED IN DECISIONS

None received.

128

DATE OF NEXT MEETING

NOTED that the next meeting of the Council was to be held on Wednesday 29 March 2006 at 7.00 p.m. at the Civic Centre.