

**MINUTES OF THE MEETING OF THE COUNCIL
HELD ON WEDNESDAY, 2 MARCH 2011**

COUNCILLORS

PRESENT

Jayne Buckland (Mayor), Christiana During (Deputy Mayor), Kate Anolue, Chaudhury Anwar MBE, Caitriona Bearryman, Chris Bond, Yasemin Brett, Alev Cazimoglu, Bambos Charalambous, Yusuf Cicek, Christopher Cole, Andreas Constantinides, Ingrid Cranfield, Christopher Deacon, 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, Simon Maynard, 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, Andrew Stafford, Doug Taylor, Glynis Vince, Ozzie Uzoanya, Tom Waterhouse, Lionel Zetter and Ann Zinkin

ABSENT

Alan Barker, Ali Bakir and Jon Kaye

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POETRY READING

The Mayor invited Valerie Darville to read her poem which is set out below:

The Silver Fish

I was alone all that hot, dry summer.
Too restless to stay indoors I walked and
walked, killing time with motion. I remember
that Sunday was scorching and a brass band

playing in the park by the river. I
walked the long way round. Why not? Time was the
thing I had too much of. The sun, high
overhead, beat down relentlessly

with an intense white light. I suppose this
is why the usually dark, dirty
water was pellucid, transparent. Fish -
enormous silver fish - in groups of three

or four, formed circles, noses together,
breaking the surface of the water to
gasp for air. Everywhere, along the

bank, people marveled. Blue damsel flies flew

zig-zagging about the river adding
beauty to the scene. Awe and joy touched me -
as if gods had come among us, singing.
I had not known there were so many.

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MAYOR'S ANNOUNCEMENTS

The Mayor made the following announcements:

1. Death of Past Mayor, Phyllis Oborn

I attended the funeral of past Mayor Phyllis Oborn on Monday at Enfield Crematorium. The mourners then went to Capel Manor a place Phyllis had a long association with. Phyllis was Mayor between 1982 and 1983.

The Mayor invited Councillor Rye to address the Council.

Councillor Rye spoke about her life of service to her family and the local community. Phyllis had specialised in human resources and education for which she received an MBE.

It is with sadness that I have to advise the Council of the death of Geoff Cumner Price, Head Teacher of Oakthorpe Primary School.

The Mayor invited Councillor Orhan to address the Council.

Councillor Orhan advised that Geoff Cumner Price was a much valued teacher who had worked for Enfield for 40 years and who was an inspirational head teacher.

The Council stood for a minutes silence in memory of Phyllis Oborn and Geoff Cumner Price.

2. International Women's Day Centenary Celebrations

To mark International Women's Day Celebration on the 8th March I have invited women from various organisations throughout the borough to join me this Friday in the Parlour for a get together and to listen to speakers.

3. New Years Day Cheque Presentation

The organisers of the New Year's Day Parade will be coming to the Parlour on 21st March to present us with a cheque for £3,000 and medals to all those involved from Art Start.

4. Poetry Competition

We had over 600 poems entered and will be holding a cheese and wine on Friday 25 March in the parlour to adjudicate and announce the winners. With luck the winners will be able to join us but considering we had poems from all over the world we may not get the chance to meet a winner from India or New Zealand.

5. Mayor's Roaring 20s Theme Charity Spring Ball

Please join me if you can on the 30 April at Forty Hall to enjoy a super evening.

**98
MINUTES**

AGREED that the minutes of the Council meeting held on 26 January 2011 be confirmed and signed as a correct record.

**99
APOLOGIES**

Apologies for absence were received from Councillors Barker, Bakir and Kaye. An apology for lateness was received from Councillor Goddard.

**100
DECLARATION OF INTERESTS**

Members had no declarations of interest in respect of the items on the agenda.

**101
BUDGET 2011/12 AND MEDIUM TERM FINANCIAL PLAN (GENERAL FUND)**

Councillor Taylor moved and Councillor Stafford seconded the report of the Director of Finance and Corporate Resources (No.193) presenting for approval the Budget for 2011/12 and Medium Term Financial Plan (General Fund).

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 9 February 2011.

During the debate Councillor Hall moved and Councillor Rye seconded the following amendment:

"We applaud the decision Government Ministers have taken in being able to honour the coalition agreement to freeze council tax through the spending review for next year.

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There is a new grant scheme that will be open to all authorities, which decide to freeze or reduce their council tax next year. If they do, they will receive additional funding in 2011-12, equivalent to raising their 2010-11 council tax by 2.5 per cent. The Spending Review also commits to providing authorities with additional funding in future years to "lock in" the benefits of the one year freeze and help ensure council taxpayers will not face subsequent excessive increases.

Therefore, the Conservative group propose to have a second consecutive freeze in council tax to take advantage of this Government grant in Enfield, giving hard working families and pensioners as much fairness and support as possible during a time where they need it most.

We therefore move an amendment to the recommendations on Page 17

2.2 we add (v) the Council Tax at Band D for Enfield's services for 2012/13 also be set at £1100.34 (paragraph 8.1), there being no increase over the 2010/11 and 2011/12 Council Tax."

Following a lengthy debate and in accordance with paragraph 15.4 (page 4-17) of the Council procedure rules, a roll call was requested for the vote on above amendment.

This was put to the vote with the following result:

For: 25 (namely)

Councillors Delman, East, Hall, R Hayward, E Hayward, Headley, Hurer, Joannides, Jukes, Laban, Lamprecht, Lavender, Maynard, McCannah, Neville, A Pearce, D Pearce, Prescott, Rye, E Savva, Smith, Vince, Waterhouse, Zetter and Zinkin.

Against: 33 (namely)

Councillors Anolue, Anwar, Bearryman, Bond, Brett, Cazimoglu, Charalambous, Cicek, Cole, Constantinides, Cranfield, Deacon, Ekechi, Georgiou, Goddard, Hamilton, Hasan, Ibrahim, Keazor, Lemonides, Levy, McGowan, Murphy, Orhan, Oykenner, Robinson, G Savva, Simbodyal, Simon, Sitkin, Stafford, Taylor and Uzoanya.

Abstained: 2 (namely)

Councillors Buckland and During.

Following a lengthy debate, in accordance with paragraph 15.4 (page 4-17) of the Council procedure rules, a roll call was requested for the vote on recommendations set out in the report.

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This was put to the vote with the following result:

For: 33 (namely)

Councillors Anolue, Anwar, Bearryman, Bond, Brett, Cazimoglu, Charalambous, Cicek, Cole, Constantinides, Cranfield, Deacon, Ekechi, Georgiou, Goddard, Hamilton, Hasan, Ibrahim, Keazor, Lemonides, Levy, McGowan, Murphy, Orhan, Oykener, Robinson, G Savva, Simbodyal, Simon, Sitkin, Stafford, Taylor and Uzoanya.

Against: 0

Abstained: 27 (namely)

Councillors Buckland, Delman, During, East, Hall, R Hayward, E Hayward, Headley, Hurer, Joannides, Jukes, Laban, Lamprecht, Lavender, Maynard, McCannah, Neville, A Pearce, D Pearce, Prescott, Rye, E Savva, Smith, Vince, Waterhouse, Zetter and Zinkin.

AGREED

1. With regard to the revenue budget for 2011/12:
 - i. the net budget requirement for Enfield be set at £252.311m in 2011/12; subject to final pupil count data, approval is given to expenditure of £273.043m on the schools' budget, funded from the Dedicated Schools' Grant.
 - ii. the Council Tax at Band D for Enfield's services for 2011/12 be set at £1100.34 (para 8.1 of the report), there being no increase over the 2010/11 Council Tax.
 - iii. the statutory calculations and resolutions set out in Appendix 7 of the report.
2. With regard to the Prudential Code and the Capital Programme:
 - i. to note the information regarding the requirements of the Prudential Code (section 9 of the report);
 - ii. the proposals for allocating resources to capital projects as set out in Section 9 and Appendix 6 of the report;
 - iii. the HRA capital programme of £12.3m and that approval be given to increase the programme once the outcome of the bid for decent homes funding was known;
 - iv. the Prudential Indicators, the Treasury Management Strategy, the Minimum Revenue Position statement and the criteria for investments, set out in section 9 and Appendix 5 of the report
3. With regard to the Medium Term Financial Plan, to note the forecast for the medium term as set out in section 10 of the report and adopt the key principles set out in paragraph 10.15 of the report.

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4. With regard to the robustness of the 2011/12 budget and the adequacy of the Council's earmarked reserves and balances:

- i. to note the risks and uncertainties inherent in the 2011/12 budget and the Medium Term Financial Plan (section 11 of the report);
- ii. to note the advice of the Director of Finance & Corporate Resources regarding the recommended levels of contingencies, balances and earmarked reserves (section 12 of the report) and have regard to the Director's statement (section 13 of the report) when making final decisions on the 2011/12 budget;
- iii. the recommended levels of central contingency and general balances.

5. Fees and Charges – Allotments, cemeteries and bulky waste - the increase in fees and charges for cemeteries and bulky waste-2011/12 and Allotments-2012/13 set out in Appendices 11 & 11a of the report)

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HOUSING REVENUE ACCOUNT ESTIMATES 2011/12 AND MEDIUM TERM FINANCIAL PLAN (RENT SETTING - HRA)

Councillor Oykenor moved and Councillor Georgiou seconded the joint report of the Directors of Health, Housing and Adult Social Care and Finance and Corporate Resources (No.194) presenting for approval the revenue estimates of the Housing Revenue Account (HRA) for 2011/12 following consultation with residents on the HRA budget position.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 9 February 2011.

AGREED

1. that the detailed revenue estimates of the Housing Revenue Account for 2011/12 be approved and the forecast for the medium term be noted (table 1 of the report).
2. that the formula rents be increased by 6.80% in line with Government guidance. This will result in an average increase of 5.95% for Enfield tenants. (The difference between formula and actual is caused by the combination of RPI of 4.60% this year and other factors within the rent restructuring calculation).
3. the level of service charges as set out in Paragraph 15 of the report for those properties receiving the services be agreed for 2011/12.
4. that the proposals for increases in other income as detailed in Appendices 2 and 3 of the report be agreed for 2011/12.
5. that the Temporary Accommodation rents as set out in Appendix 5 of the report be agreed for 2011/12.

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6. that the HRA capital programme of £12.3m be agreed and that approval be given to increase the programme by a further £14m to reflect the decent homes funding.

7. that authority be delegated to the Cabinet Member for Housing and Area Improvements and Director of Health, Housing and Adult Social Care to approve tenders for Decent Homes and general works.

103

ENFIELD RESIDENTS PRIORITY FUND (WARD BASED BUDGETS)

Councillor Georgiou moved and Councillor Waterhouse seconded the joint report of the Chief Executive and Director of Finance & Corporate Resources (No.178) setting out recommendations for proceeding with the implementation of the new Enfield Residents Priority Fund (ERPF) totalling £2.1m per annum from April 2011.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 9 February 2011.

AGREED

1. the principles and operating proposals for implementing the Enfield Residents Priority Fund (ERPF) as outlined in sections 4 to 6 of this report.

2. the administration, and commissioning arrangements as set out in sections 5, 6 and 7 of the report.

3. a decision be made on the formula for allocating funding to wards as set out in para 5.3.3 and small grants proposal in 5.4 of the report.

4. a Cabinet Sub-Committee comprising 3 members from separate wards agreed by Cabinet as the decision making body for projects coming forward on a quarterly basis. In the case of conflict of interest another member of Cabinet designated by the Leader or Deputy Leader will attend.

5. monthly progress reports be provided to Cabinet.

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STANDING ORDER 8 - DURATION OF COUNCIL MEETING

NOTED

1. that in accordance with Council Procedure, Rule 8 (page 4-7 – part 4), the Mayor advised the Council that the time available for the meeting had elapsed and the remaining items of business would be dealt with in accordance with the expedited procedure.

2. that the remaining items of business would be put to the vote without debate.

105

**LOCAL DEVELOPMENT FRAMEWORK - NORTH LONDON WASTE PLAN
DRAFT PRE SUBMISSION REPORT**

RECEIVED the report of the Director of Regeneration, Leisure and Culture (No.179) seeking the endorsement of the pre submission version of the North London Waste Plan (NLWP) of the Council's Local Development Framework.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 9 February 2011.

AGREED

1. the pre-submission version of the North London Waste Plan for publication and subsequent submission to the Secretary of State.
2. that the Director of Regeneration, Leisure and Culture, in consultation with the Cabinet Members for Regeneration and Improving Localities and Environment, Street Scene and Parks, and in conjunction with the other north London boroughs, be authorised to agree appropriate changes to the pre-submission version of the North London Waste Plan and undertake any further consultation required, in the run up to and during the public examination into the document, in response to representations received, requests from the Planning Inspector and any emerging evidence, guidance or legal advice. Changes of a substantive nature may be considered by LDF Cabinet Sub Committee.

106

**REGENERATION PROPOSALS TO UNDERTAKE IMPROVEMENTS TO
SOUTH STREET**

RECEIVED the report of the Director of Environment (Nos.182) seeking confirmation that the first phase of environmental/ highway improvements in Ponders End at South Street should be considered for inclusion in the Council's proposed capital programme for 2011/12 and onwards, that a Compulsory Purchase Order should be made if necessary.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 9 February 2011.

AGREED

1. To include the regeneration improvements and footway widening project for South Street within the Council's proposed capital programme for 2011/12, when this is submitted for prioritisation by Council in March 2011.
2. To make a resolution to promote a Compulsory Purchase Order to acquire the necessary land. Property Services also be instructed to commence negotiations to acquire the interests by agreement.

3. To note the timescales involved; the range of options for further improvements to the A1010 corridor, in Ponders End; and work to address traffic rat-running through streets adjoining the South Street A1010 junction.

107

HIGHMEAD COMPULSORY PURCHASE ORDER

RECEIVED the joint report of the Directors of Health, Housing and Adult Social Care & Regeneration, Leisure and Culture (No.183) recommending that the Council compulsory purchase the remaining commercial leasehold interests at Highmead, should the Council fail to reach a negotiated settlement, to enable the physical regeneration of the site to commence in accordance with the project programme.

NOTED that the recommendations set out in the report were endorsed at the Cabinet meeting held on 9 February 2011.

AGREED

1. To note the indicative timeline for the CPO process for the Highmead CPO 2011, as detailed in the report.
2. To the making of the Highmead CPO 2011 under section 226(1)(a) of the Town & Country Planning Act 1990 as amended by the Planning & Compulsory Purchase Act 2004 (the "1990 Act").
3. To authorise the Director of Health, Housing and Adult Social Care to take all the necessary steps consequent to the making of the Highmead CPO 2011.
4. To note the additional information and statement of reasons attached to the Part 2 report, which set out the reasons for making the Highmead CPO.

108

PROPOSED CHANGES TO THE COUNCIL'S CONSTITUTION- PROPERTY PROCEDURE RULES

RECEIVED the report of the Director Finance and Corporate Resources (No.195) seeking to delegate authority to Cabinet to approve the making of all Compulsory Purchase Orders (CPO). Council is requested to approve amended wording to the Property Procedure Rules to strengthen procedures in respect of the acquisition and disposal of property.

NOTED that the recommendations set out in the report were endorsed at the Governance Review Group meeting held on 15 February 2011.

AGREED to defer consideration of the report to the next meeting of the Council.

109

ANNUAL REVISIONS TO CONTRACT PROCEDURE RULES

RECEIVED the report of the Director of Finance and Corporate Resources (No.196) setting out the significant areas of revision and the benefits to the Council for the proposed changes.

NOTED that the recommendations set out in the report were endorsed at Audit Committee on 6 January 2011 and the Governance Review Group on 15 February 2011.

AGREED the proposed amendments to the Contract Procedure Rules, as detailed in the report.

110

INDEPENDENT MEMBERS ON AUDIT COMMITTEE

RECEIVED the report of the Director of Finance and Corporate Resources (No. 197) setting out the benefits of appointing independent members on the Audit Committee, the possible profile for this role as well as showing what is happening in other councils. It also suggests a way in which such members could be recruited.

NOTED that the recommendations set out in the report were endorsed at the Audit Committee meeting held on 25 November 2010 and at the Governance Review Group on 15 February 2011.

AGREED the appointment of two independent non voting members on the Audit Committee with effect from the 2011/12 Municipal Year.

111

PROTOCOL FOR CABINET MEMBER FOR REGENERATION AND IMPROVING LOCALITIES TO ATTEND PLANNING COMMITTEE

RECEIVED the report of the Director of Finance and Corporate Resources (No. 198) seeking approval of a draft protocol to allow the Cabinet Member for Regeneration and Improving Localities to attend Planning Committee in his capacity as a Cabinet Member.

NOTED that the recommendations set out in the report were endorsed at Governance Review Group on 15 February and Planning Committee on 16 February 2011.

AGREED the protocol set out in paragraph 4 of the report for the Cabinet Member for Regeneration and Improving Localities to attend Planning Committee in his capacity as a Cabinet Member.

112

A GUIDE TO PROCEDURES AND PROTOCOL FOR COUNCILLORS AND OFFICERS INVOLVED IN MAKING DECISIONS ON PLANNING APPLICATIONS AND OTHER PLANNING MATTERS

RECEIVED the report of the Director of Environment (No.199) seeking approval of a guide to procedures and protocol for Councillors and Officers involved in making decisions on planning applications and other planning matters.

NOTED that the guide was endorsed at the Planning Committee on 28 September 2010 and the Standards Committee on 12 October 2010.

AGREED the draft guide to procedures and protocol, as detailed in the report.

113

COUNCILLORS' QUESTION TIME

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

None received.

2. Questions by Councillors

NOTED the fifty nine questions, on the Council's agenda, which received a written reply by the relevant Cabinet Member.

114

MOTIONS

The motions set out below lapsed due to lack of time:

a. In the name of Councillor Neville

"The Council welcomes and supports the government's proposals for ending the dependency culture which has grown, particularly under the last Labour government, to unsustainable levels and which delivers little benefit to individuals and actively discourages claimants from seeking work."

b. In the name of Councillor Oykenner

"This Council believes:

1. that less well-off people should not be pushed into Outer London Boroughs and the Mayor of London should emphatically resist any attempt to recreate a London where the rich and poor cannot live together; and

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2. that the answer to solving Enfield's, and London's, housing situation is to build more affordable housing.

This Council resolves that the Leader of the Council write to the Secretary of State for Communities and Local Government and the Mayor of London, bringing to their attention the expected impact on Enfield as a result of the Housing Benefit Cap and the need for more affordable social housing."

**115
MEMBERSHIPS**

AGREED the following change to Committee membership:

1. Joint Consultative Group for Teachers and Staff Forum - Councillor Vince to replace Councillor Maynard

**116
NOMINATIONS TO OUTSIDE BODIES**

AGREED the following change to the Council's nominations on outside bodies:

1. Enfield Carers Centre – Trustee - to appoint Councillor G Savva as a Trustee.

**117
CALLED IN DECISIONS**

None received.

**118
DATE OF NEXT MEETING**

NOTED that the next meeting of the Council was to be held on Wednesday 6 April 2011 at 7.00 p.m. at the Civic Centre.

**119
EXCLUSION OF THE PRESS AND PUBLIC**

AGREED to pass a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the items of business listed on part 2 of the agenda on the grounds that they involve the likely disclosure of exempt information as defined in those paragraphs of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

120

REGENERATION PROPOSALS TO UNDERTAKE IMPROVEMENTS TO SOUTH STREET

NOTED

1. the report of the Director of Environment (No.184) seeking confirmation that the first phase of environmental/ highway improvements in Ponders End at South Street should be considered for inclusion in the Council's proposed capital programme for 2011/12 and onwards, that a Compulsory Purchase Order should be made if necessary.

2. that this item was considered in conjunction with Report No.182, minute 106 refers.

(Exempt information as defined in Paragraph 3 (information relating to the financial or business affairs of any particular person (including the authority holding that information)) of Schedule 12A to the Local Government Act 1972 as amended)

121

HIGHMEAD COMPULSORY PURCHASE ORDER

NOTED

1. the joint report of the Directors of Health, Housing and Adult Social Care & Regeneration, Leisure and Culture (No.185) recommending that the Council compulsory purchase the remaining commercial leasehold interests at Highmead, should the Council fail to reach a negotiated settlement, to enable the physical regeneration of the site to commence in accordance with the project programme.

2. that this item was considered in conjunction with Report No.183, minute 107 refers.

(Exempt information as defined in Paragraph 3 (information relating to the financial or business affairs of any particular person (including the authority holding that information)) of Schedule 12A to the Local Government Act 1972 as amended)