

HERTFORDSHIRE COUNTY COUNCIL

MINUTES of the Meeting of the County Council held at County Hall, Hertford, on Tuesday, 20 February 2018

MEMBERS IN ATTENDANCE

D Andrews	E M Gordon	M D M Muir
D A Ashley	S Gordon	R G Parker
D J Barnard	J M Graham	A Plancey
S Bedford	F Guest	S Quilty
N Bell	J S Hale	N A Quinton
J Bennett Lovell	D Hart	I M Reay
P Bibby	K M Hastrick	A F Rowlands
J Billing	T C Heritage	R Sangster
S N Bloxham	F R G Hill	R H Smith
S J Boulton	C K Hogg	A Stevenson
A P Brewster	N A Hollinghurst	S J Taylor
M Bright	T W Hone	R A C Thake (Chairman)
E H Buckmaster	T Howard	A S B Walkington
F Button	T R Hutchings	M A Watkin
L A Chesterman	S K Jarvis	C J White
C Clapper	J R Jones	A D Williams
H K Crofton	J S Kaye	J D Williams
R C Deering	A K Khan	T J Williams
T L F Douris	J G L King	C B Woodward
D S Drury	P V Mason	C B Wyatt-Lowe
M A Eames-Petersen	G McAndrew	W J Wyatt-Lowe
S J Featherstone	M B J Mills-Bishop	J F Wyllie
B A Gibson	A J S Mitchell	P M Zukowskyj
S B A F H Giles-Medhurst		

Upon consideration of the agenda for the Meeting of the County Council held on 20 February 2018, as circulated, action was taken or decisions were reached as follows:-

1. MINUTES

- 1.1 The Minutes of the meeting of the Council held on 21 November 2017 were confirmed as a correct record and were signed by the Chairman.

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2. CHAIRMAN'S ANNOUNCEMENTS

(a) DEATH OF FORMER MEMBER OF THE COUNTY COUNCIL – MICHAEL JANES

The Chairman advised that Council had received the sad news that former County Councillor Michael Janes had passed away.

Michael Janes had served three terms as a County Councillor from 1993 to 2005, representing Cheshunt Central from 1993 – 2001, and Goffs Oak and Bury Green from 2001 – 2005. During his time as a County Councillor he sat on a number of committees including the Environment Committee, Social Services Committee, Policy Committee and the Executive Committee. He also represented the County Council on the Local Government Association's General Assembly.

An active community champion, as well as serving as a County Councillor, Michael Janes had also served for a number of years as a Broxbourne Borough Councillor, where he also served as Leader and was later appointed as an Honorary Alderman for the Borough.

M B J Mills-Bishop spoke in tribute.

Council stood in memory of Michael Janes.

(b) MORRIS BRIGHT – NEW YEAR'S HONOURS AWARDS

Council congratulated Morris Bright who had received an MBE [Member of the Most Excellent Order of the British Empire] from HM The Queen in the New Year's Honours List for services to local government. The award recognised his many years of outstanding service to local communities in Hertfordshire.

(c) GUARDIAN PUBLIC SECTOR AWARDS

The Chairman was pleased to announce that on the 28 November 2017 the extraordinary achievements of the Council's family safeguarding team were recognised by being crowned overall winner of the year's Guardian Public Service Awards, as well as winning the Care category. The awards were gained following the entry by the Family Safeguarding Teams, highlighting the work done following the award of the Innovations Grant in 2015. This had enabled the service to provide a whole system change to the way it worked with Hertfordshire's highest risk families to enable them to improve their

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lives, keep their children safe and to keep families together.

Council congratulated all involved.

3. PUBLIC QUESTIONS – STANDING ORDER 8(10)

3.1 There were no public questions.

4. PUBLIC PETITIONS – STANDING ORDER 15

4A. 4.1 The Chairman advised that notice of intent to present a petition containing more than 1000 signatures had been received. As the subject matter of the petition related to item 5A of the agenda, the petition would be presented immediately before consideration of that item of business. Presentation of the petition is recorded at paragraph 5.1 below.

5. OFFICER REPORTS RELEVANT TO EXECUTIVE PORTFOLIOS

Notes:

1. Members were reminded that Section 106 of the Local Government Finance Act 1992 provided that if a Member was in arrears of council tax for two months or more and they were present at a meeting where the Council's budget or the precept was being considered then they should declare this, and that any such Member must not vote on any matter relating to the setting of the Council's budget or the precept; the provisions of S106 of the Local Government Finance Act 1992 applied even if there was an arrangement to pay off the arrears.

No declarations in this regard were made at the meeting.

2. All Members who had a disclosable pecuniary interest arising from an allowance from the County Council, another local authority in Hertfordshire, or a body to whom they had been appointed by the County Council, had received a dispensation to allow them to participate in the debate and vote on the Integrated Plan.

All Members had been granted a dispensation to participate in debate and vote in any business of the County Council relating to setting the council tax or precept when they would otherwise be prevented from doing so in consequence of having a beneficial interest in land which was within the administrative area of

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Hertfordshire or a licence (alone or jointly) to occupy such land.

Specific dispensations granted to individual Members in respect of Disclosable Pecuniary Interests, together with those who declared Declarable Interests under the County Council's Code of Conduct for Members, in Item 5A are set out below:-

Disclosable Pecuniary Interests

D A Ashley - as he receives an allowance from the Lee Valley Regional Park Authority; the dispensation referred to in Note 2 above applies to this interest.

D J Barnard– as he is a County Council appointee on the Chiltern's Conservation Board which receives a grant from the Council; as an appointee he receives an allowance from the Board; the dispensation referred to in Note 2 above applies to this interest.

S Gordon - by virtue of her having a beneficial freehold interest in the premises of her former veterinary practice and contiguous land lying south of Tilekiln Farm, Standon Road, Little Hadham. She had been granted a dispensation by the Standards Committee to participate, debate and vote in business in which this Disclosable Pecuniary Interest is mentioned provided that the business to be considered did not directly affect her financial position; which she considered it did not.

M B J Mills–Bishop – by virtue of his wife being employed as a teacher in Hertfordshire. He had been granted a dispensation by the Standards Committee to participate, debate and vote in business in which this Disclosable Pecuniary Interest is mentioned provided that the business to be considered did not directly affect his financial position or that of his wife; which he considered it did not.

I M Reay – as he is a County Council appointee on the Chiltern's Conservation Board which receives a grant from the Council; as an appointee he receives an allowance from the Board; the dispensation referred to in Note 2 above applies to this interest.

M A Watkin – by virtue of his wife being employed as a part-time teacher in the music service in Hertfordshire. He had been granted a dispensation by the Standards Committee to participate, debate and vote in business in which this Disclosable Pecuniary Interest is mentioned provided that the business to be considered did not directly affect his financial position or that of his wife; which he considered it did not.

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Declarable Interests

The following Members declared Declarable Interests under the County Council's Code of Conduct for Members:-

D A Ashley – as he is Chairman of Hitchin Educational Foundation, a charity which derives part of its income from leasing a property to the County Council; and he is a Board member of Groundwork which derives part of its income from the County Council.

E H Buckmaster – as he is a Board Member of the Hailey Centre in Bell Street, Sawbridgeworth, which receives funding from Hertfordshire County Council towards its operational costs.

T L F Douris – as he is a trustee of the Hertfordshire Community Foundation which contracts with the County Council for the delivery of training and also for the distribution of the Hertfordshire Community Funds scheme.

T C Heritage – as she is a member of the Oaklands Corporation (the Further Education College) which derives part of its income from funds received from the County Council.

F R G Hill – as she is the Chairman of the Royston and Buntingford Children's Centre Group which receives funding from the County Council and she is the Council's representative on the Old Barnes Day Centre which receives funding from the County Council.

5A. INTEGRATED PLAN 2018/19 – 2021/22 (incorporating Strategic Direction and Financial Consequences and the Treasury Management Strategy)

5.1 Norman Phillips presented a petition containing more than 1000 signatures in the following terms:-

"Increase to charges for social care

Reject the proposals to increase charges for social care for severely disabled people who are being supported to live in their own homes, either alone or with family, as we believe that such increases will impact negatively upon:

- the quality of their lives and consequently on their health and well-being,*
- the health and well-being of their family carers leading to potential carer breakdown,*

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- *the sustainability of their home placement resulting in higher costs across the health and social care system.*

We note the additional monies provided by Government and raised through the social care precept but we recognise the ongoing pressure on social care budgets and welcome the announcement that a Green Paper will be published this summer 2018. However, we consider that these proposals if enacted would cause hardship and stress to the most severely disabled people in our community and their families. We therefore call upon the County Council to reject them.”

5.2 C B Wyatt-Lowe received the petition.

5.3 The following motion was proposed by **J D Williams** and duly seconded:-

“That Council:-

- (a) approves the changes to the Integrated Plan [Parts A to D] as set out in the amended Table 2 below (this being a revised table for that included in section 4.7 of the report); noting that amendments to the budget may be required once any outstanding grants have been announced by the Government; and*

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Table 2: Use of Additional Funding and Provisional Budgets, 2018/19 – 2021/22

	2018/19 £m	2019/20 £m	2020/21 £m	2021/22 £m
Adult Social Care <i>Additional ASC Support Grant will be used to help support local care markets, including funding the additional costs of paying Sleep In duties</i>	2.584			
Invest to Transform Fund (ITT) <i>A major bid for Adult Social Care transformation is being considered (£4.9m over four years, elsewhere on this agenda). If approved, and no new money is added to ITT, the balance on ITT will fall to £10.66m by end of 2021/22. This is before any other new bids. Given the extent of budget gaps still outstanding, the wide range of uncertainties and risks that affect our funding after 2019/20 and the extent of change still expected in the future (eg responses to Adult Social Care green paper; new local government funding model; ongoing technological and digital change; continued demographic increases etc) retaining sufficient funding to support ongoing transformation is essential.</i>	4.789			
Transition Fund <i>Creation of a new transition fund, ahead of the implementation of a new local government financing model, to be released between 2019/20 and 2021/22, to contribute to the closure of remaining savings gap in those years whilst continuing to minimise the requirement for front line service policy changes</i>	5.960			
Adult Social Care <i>Reduce budgeted income from revised charging policy</i>	0.310	0.310	0.310	0.310
Passenger Transport <i>Defer Saver card price increase</i>	0.030	0.030		
Total	13.673	0.340	0.310	0.310

The two changes will be funded as follows:

- In 2018/19, by a reduction in the Transition reserve.
- For 2019/20 onwards, through the growth in council tax and business rates. As this had been factored into the IP, the savings gap will increase in those subsequent years.

(b) agrees that the Integrated Plan for 2018/19 - 2021/22 (as amended in (a) above) be adopted, and specifically that:

In respect of all Parts:

- (i) the Director of Resources, in consultation with the Leader of the Council (as responsible for the Resources, Property & the

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Economy portfolio), be authorised to make any necessary amendments to ensure the final plan is in line with decisions taken by the County Council before publication;

In respect of Parts A & B:

- (ii) a Revenue Budget of £844.793m and a Council Tax Requirement of £582.977m be agreed as per the updated Revenue Budget Statements included at Appendix 1 to 3 of the report;*
- (iii) a Band D Council Tax of £1,224.67 plus a Band D Social Care precept of £95.79 be agreed for the County Council in 2018/19, and that the amount of tax calculated for all bands be as follows:*

Band	Band 'D' Multiplier	2017/18 Council Tax	2018/19 Council Tax (2.99%+3.00%)		
		Total	General Expenditure	Adult Social Care Precept	Total
<i>A</i>	<i>6/9</i>	<i>£830.55</i>	<i>£816.46</i>	<i>£63.85</i>	<i>£880.31</i>
<i>B</i>	<i>7/9</i>	<i>£968.98</i>	<i>£952.51</i>	<i>£74.51</i>	<i>£1,027.02</i>
<i>C</i>	<i>8/9</i>	<i>£1,107.40</i>	<i>£1,088.60</i>	<i>£85.14</i>	<i>£1,173.74</i>
D	1	£1,245.83	£1,224.67	£95.79	£1,320.46
<i>E</i>	<i>11/9</i>	<i>£1,522.68</i>	<i>£1,496.83</i>	<i>£117.07</i>	<i>£1,613.90</i>
<i>F</i>	<i>13/9</i>	<i>£1,799.53</i>	<i>£1,768.96</i>	<i>£138.37</i>	<i>£1,907.33</i>
<i>G</i>	<i>15/9</i>	<i>£2,076.38</i>	<i>£2,041.13</i>	<i>£159.64</i>	<i>£2,200.77</i>
<i>H</i>	<i>18/9</i>	<i>£2,491.66</i>	<i>£2,449.34</i>	<i>£191.58</i>	<i>£2,640.92</i>

- (iv) the precept amount of £582,977,081.91 be required from the district and borough councils as follows:*

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District	Precept Amount £
<i>Borough of Broxbourne</i>	45,740,074.17
<i>Dacorum Borough Council</i>	74,927,654.06
<i>East Hertfordshire District Council</i>	78,703,113.29
<i>Hertsmere Borough Council</i>	53,736,978.00
<i>North Hertfordshire District Council</i>	64,859,014.51
<i>St Albans District Council</i>	81,388,004.61
<i>Stevenage Borough Council</i>	35,729,666.91
<i>Three Rivers District Council</i>	50,499,276.10
<i>Watford Borough Council</i>	42,774,849.19
<i>Welwyn Hatfield Council</i>	54,618,451.07
TOTAL	582,977,081.91

- (v) *a capital programme totalling £819.883m for the period 2018/19 to 2021/22 be agreed and financed as set out in the Integrated Plan Part A tables 4a and 4b (p16);*
- (vi) *the Director of Resources, in consultation with the Leader of the Council (as responsible for the Resources, Property & the Economy portfolio), and the Executive Members for the relevant service, be authorised to vary the capital programme during the year to include additional schemes that are wholly funded by grants or third party contributions and to vary existing schemes to match any changes in funding from grants or third party contributions;*
- (vii) *the schools budget be agreed at the level of the Dedicated Schools Grant (DSG) plus use of carry forward DSG (this is currently estimated at £944m less deductions in respect of academies and post 16 high needs places), and that the Director of Resources in consultation with the Director of Children's Services, the relevant Executive Members and the*

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Schools Forum, be authorised to amend the schools budget to match any changes to the Dedicated Schools Grant and the planned approach to balancing the schools budget in future years of the Plan;

- (viii) the Director of Resources, in consultation with the Leader of the Council (as responsible for the Resources, Property & the Economy portfolio), and the relevant service Executive Member and Chief Officer, be authorised to determine the allocation of Adult Social Care Support Grant to budgets within Adult Care Services; and the use of any other non-ringfenced grants not yet allocated to services;*
- (ix) the Director of Resources in consultation with the Leader of the Council (as responsible for the Resources, Property & the Economy portfolio), the Executive Member for Environment, Planning and Transport, the Executive Member for Highways and the Director of Environment, be authorised to determine the allocation of budget from the £2m Infrastructure, Investment & Sustainable Transport Fund;*
- (x) that, consistent with the approval in the 2017/18 IP of the transfer of one off savings from the revised Minimum Revenue Provision policy into the Investment Reserve set aside to support the capital financing, borrowing and investment plans, the £6.4m that will be realised from this policy in 2018/19 be transferred to the Investment Reserve, as outlined in paragraph 4.18;*
- (xi) the Chief Executive, in consultation with the Leader of the Council, be authorised to issue the Council Tax Information in accordance with demand notice regulations;*
- (xii) that, in the light of the requirement for delivery of further savings in future years, Chief Officers be commissioned to work with Executive Members and their Cabinet Panels to develop options at the earliest possible opportunity for the delivery of substantial additional savings;*

In respect of Part C:

- (xiii) the Minimum Revenue Provision policy and capital expenditure prudential indicators be approved (IP Part C, Section 2); and*
- (xiv) the Treasury Management Strategy, including the Borrowing, Lending and Financial Derivative policies, the introduction of the*

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new financial instruments and the treasury management prudential indicators be approved (IP Part C, Sections 4-8)."

5.4 The following amendment was proposed by **P M Zukowskyj** and duly seconded:-

"Amend the revenue budget as follows:

Additional expenditure:

<i>Modification Description</i>		<i>£000</i>
<i>RS1</i>	<i>Increase Member Highway Locality Budget to £120k per member for an initial year, including additions to enable: 1. A scheme for member discretionary reversal of Part-Night Lighting officers will be instructed to design 2. Providing additional support for maintenance of Highway trees, including pollarding where appropriate 3. Properly maintaining ditches and culverts to an acceptable standard as well as gulleys</i>	<i>2,340</i>
<i>RS2</i>	<i>Provide support for socially required bus routes and increase promotion of bus use across Hertfordshire</i>	<i>1,000</i>
<i>RS3</i>	<i>Raise pay for the lowest paid Social Care staff, especially those paid under £10 per hour, by up to £1000 per year, ensuring all are paid at least the Real Living Wage for Hertfordshire, to ensure continued staffing of the service through retention of experienced staff as well as assisting recruitment of new staff</i>	<i>5,000</i>
<i>RS4</i>	<i>One year funding to avoid the introduction of the "alternative delivery model" during 2018/19, whilst alternative income from the library service is identified</i>	<i>500</i>
<i>RS5</i>	<i>Extend the saver card for young people for an additional age year, including publicity for this</i>	<i>350</i>
<i>RS6</i>	<i>School Uniform Subsidy for low income/Free School Meal recipients</i>	<i>200</i>
<i>RS7</i>	<i>Reduce age limit on bus passes to, if possible, match TfL's commitment</i>	<i>750</i>
<i>Total</i>		<i>£10,140</i>

Funded from:

<i>Saving Description</i>		<i>£000</i>
<i>RI1</i>	<i>Redirect funding from the Invest To Transform fund/reserve</i>	<i>5,232</i>
<i>RI2</i>	<i>Redirect funding from 'Transition fund', (plus C11 below) balance to be used towards funding subsequent revenue in future years for spend above</i>	<i>1,674</i>

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RI3	Reduction in corporate publications, publicity and staff including cutting 'Horizons', replacing with bought space in lower tier local council publications	500
RI4	Reduction in security costs for empty and unused buildings and facilities, alongside more effective use of HCC building stock	150
RI5	ASC Support Grant	2,584
Total		£10,140

Amend the capital budget as follows:

Additional expenditure:

<i>Modification Description</i>		<i>£000</i>
CS1	Investment in Integrated Transport Planning to assist delivery of modal shift	1,000
CS2	Increase Highways investment and repairs to provide appropriate infrastructure for continued economic development. Programme should include enhanced spending on footways, pedestrian facilities and improved cycle way maintenance, alongside highway repairs. Programme also includes one off policy development costs of increase of HLB to £120,000 per member and Part-Night Lighting changes (RS1).	1,000
Total		£2,000

Funded From:

<i>Saving Description</i>		<i>£000</i>
CI1	Redirect from 'Transition fund'	2,000
Total		£2,000

5.5 The following amendment was proposed by **S J Taylor** and duly seconded:-

"That Council agrees the following to mitigate some of the damaging effects of local government funding cuts on our most vulnerable and youngest Hertfordshire residents:-.

	2018/19	2019/20	2020/21	2021/22
	£K	£K	£K	£K
No Council tax for care leavers until they reach age 25	250	250	250	250

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<i>Discretionary use of Member Highways Locality Budget to support reintroduction of bus subsidies</i>				
<i>Cancel closure of Cuffley Camp and use capital to invest (£1.8m per cabinet report)</i>	200	200	200	200
<i>Reverse proposed cuts to Youth service and youth connexions</i>	829	1,658	1,658	1,658
<i>Reverse Adult social Care charging</i>	2,250	2,275	2,300	2,325
<i>Travel savings for young people - reverse savercard</i>	30	60	60	60
TOTAL COST	3,559	4,443	4,468	4,493
Funding Sources				
<i>do not top-up 'Invest to Transform' reserve</i>	5,232			
<i>Do not set up transition fund</i>	6,300			
<i>Reduce Comms Budget</i>	350	350	350	350
<i>create reserves pot to help balance future years</i>	-8,323	4,093	4,118	112
TOTAL FUNDING	3,559	4,443	4,468	462
Shortfall	0	0	0	4,031

5.6 The Chairman reminded Council that, in accordance with Standing Orders 13 (5) and 13 (6), recorded votes would be taken on all decisions relating to this item of business.

5.7 The amendment at 5.5 was then voted upon and LOST, the recorded vote being:-

Those in favour of the amendment (26)

S Bedford	E M Gordon	N A Quinton
N Bell	J S Hale	A F Rowlands
J Bennett-Lovell	K M Hastrick	S J Taylor
J Billing	C K Hogg	A S B Walkington
L A Chesterman	N A Hollinghurst	M A Watkin
D S Drury	S K Jarvis	C J White
M A Eames-Petersen	A K Khan	T J Williams
B A Gibson	J G L King	P M Zukowskyj
S B A F H Giles-Medhurst	R G Parker	

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Those against the amendment (44):-

D Andrews	S Gordon	M D M Muir
D A Ashley	J M Graham	A Plancey
D J Barnard	F Guest	S Quilty
P Bibby	D Hart	I M Reay
S N Bloxham	T C Heritage	R Sangster
S J Boulton	F R G Hill	R H Smith
A P Brewster	T W Hone	A Stevenson
M Bright	T Howard	R A C Thake
E H Buckmaster	T R Hutchings	A D Williams
F Button	J R Jones	J D Williams
C Clapper	J S Kaye	C B Woodward
H K Crofton	P V Mason	C B Wyatt-Lowe
R C Deering	G McAndrew	W J Wyatt-Lowe
T L F Douris	M B J Mills-Bishop	J F Wyllie
S J Featherstone	A J S Mitchell	

Those abstaining (0):-

5.8 The amendment at 5.4 was then voted upon and LOST, the recorded vote being:-

Those in favour of the amendment (26)

S Bedford	E M Gordon	N A Quinton
N Bell	J S Hale	A F Rowlands
J Bennett-Lovell	K M Hastrick	S J Taylor
J Billing	C K Hogg	A S B Walkington
L A Chesterman	N A Hollinghurst	M A Watkin
D S Drury	S K Jarvis	C J White
M A Eames-Petersen	A K Khan	T J Williams
B A Gibson	J G L King	P M Zukowskyj
S B A F H Giles-Medhurst	R G Parker	

Those against the amendment (44):-

D Andrews	S Gordon	M D M Muir
D A Ashley	J M Graham	A Plancey
D J Barnard	F Guest	S Quilty
P Bibby	D Hart	I M Reay
S N Bloxham	T C Heritage	R Sangster
S J Boulton	F R G Hill	R H Smith
A P Brewster	T W Hone	A Stevenson
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E H Buckmaster	T R Hutchings	A D Williams
F Button	J R Jones	J D Williams
C Clapper	J S Kaye	C B Woodward
H K Crofton	P V Mason	C B Wyatt-Lowe
R C Deering	G McAndrew	W J Wyatt-Lowe
T L F Douris	M B J Mills-Bishop	J F Wyllie
S J Featherstone	A J S Mitchell	

Those abstaining (0):-

5.9 The substantive motion at 5.3 was then voted upon and CARRIED as follows, the recorded vote being:-

Those in favour of the substantive motion (44)

D Andrews	S Gordon	M D M Muir
D A Ashley	J M Graham	A Plancey
D J Barnard	F Guest	S Quilty
P Bibby	D Hart	I M Reay
S N Bloxham	T C Heritage	R Sangster
S J Boulton	F R G Hill	R H Smith
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R C Deering	G McAndrew	W J Wyatt-Lowe
T L F Douris	M B J Mills-Bishop	J F Wyllie
S J Featherstone	A J S Mitchell	

Those against the substantive motion (26)

S Bedford	E M Gordon	N A Quinton
N Bell	J S Hale	A F Rowlands
J Bennett-Lovell	K M Hastrick	S J Taylor
J Billing	C K Hogg	A S B Walkington
L A Chesterman	N A Hollinghurst	M A Watkin
D S Drury	S K Jarvis	C J White
M A Eames-Petersen	A K Khan	T J Williams
B A Gibson	J G L King	P M Zukowskyj
S B A F H Giles-Medhurst	R G Parker	

Those abstaining (0):-

“That Council:-

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- (a) approves the changes to the Integrated Plan [Parts A to D] as set out in the amended Table 2 below (this being a revised table for that included in section 4.7 of the report); noting that amendments to the budget may be required once any outstanding grants have been announced by the Government; and

Table 2: Use of Additional Funding and Provisional Budgets, 2018/19 – 2021/22

	2018/19 £m	2019/20 £m	2020/21 £m	2021/22 £m
Adult Social Care <i>Additional ASC Support Grant will be used to help support local care markets, including funding the additional costs of paying Sleep In duties</i>	2.584			
Invest to Transform Fund (ITT) <i>A major bid for Adult Social Care transformation is being considered (£4.9m over four years, elsewhere on this agenda). If approved, and no new money is added to ITT, the balance on ITT will fall to £10.66m by end of 2021/22. This is before any other new bids. Given the extent of budget gaps still outstanding, the wide range of uncertainties and risks that affect our funding after 2019/20 and the extent of change still expected in the future (eg responses to Adult Social Care green paper; new local government funding model; ongoing technological and digital change; continued demographic increases etc) retaining sufficient funding to support ongoing transformation is essential.</i>	4.789			
Transition Fund <i>Creation of a new transition fund, ahead of the implementation of a new local government financing model, to be released between 2019/20 and 2021/22, to contribute to the closure of remaining savings gap in those years whilst continuing to minimise the requirement for front line service policy changes</i>	5.960			
Adult Social Care <i>Reduce budgeted income from revised charging policy</i>	0.310	0.310	0.310	0.310
Passenger Transport <i>Defer Saver card price increase</i>	0.030	0.030		
Total	13.673	0.340	0.310	0.310

The two changes will be funded as follows:

- In 2018/19, by a reduction in the Transition reserve.
- For 2019/20 onwards, through the growth in council tax and business rates. As this had been factored into the IP, the savings gap will increase in those subsequent years.

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- (b) agrees that the Integrated Plan for 2018/19 - 2021/22 (as amended in (a) above) be adopted, and specifically that:

In respect of all Parts:

- (i) the Director of Resources, in consultation with the Leader of the Council (as responsible for the Resources, Property & the Economy portfolio), be authorised to make any necessary amendments to ensure the final plan is in line with decisions taken by the County Council before publication;

In respect of Parts A & B:

- (ii) a Revenue Budget of £844.793m and a Council Tax Requirement of £582.977m be agreed as per the updated Revenue Budget Statements included at Appendix 1 to 3 of the report.
- (iii) a Band D Council Tax of £1,224.67 plus a Band D Social Care precept of £95.79 be agreed for the County Council in 2018/19, and that the amount of tax calculated for all bands be as follows:

Band	Band 'D' Multiplier	2017/18 Council Tax	2018/19 Council Tax (2.99%+3.00%)		
		Total	General Expenditure	Adult Social Care Precept	Total
A	6/9	£830.55	£816.46	£63.85	£880.31
B	7/9	£968.98	£952.51	£74.51	£1,027.02
C	8/9	£1,107.40	£1,088.60	£85.14	£1,173.74
D	1	£1,245.83	£1,224.67	£95.79	£1,320.46
E	11/9	£1,522.68	£1,496.83	£117.07	£1,613.90
F	13/9	£1,799.53	£1,768.96	£138.37	£1,907.33
G	15/9	£2,076.38	£2,041.13	£159.64	£2,200.77
H	18/9	£2,491.66	£2,449.34	£191.58	£2,640.92

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- (iv) *the precept amount of £582,977,081.91 be required from the district and borough councils as follows:*

District	Precept Amount £
<i>Borough of Broxbourne</i>	<i>45,740,074.17</i>
<i>Dacorum Borough Council</i>	<i>74,927,654.06</i>
<i>East Hertfordshire District Council</i>	<i>78,703,113.29</i>
<i>Hertsmere Borough Council</i>	<i>53,736,978.00</i>
<i>North Hertfordshire District Council</i>	<i>64,859,014.51</i>
<i>St Albans District Council</i>	<i>81,388,004.61</i>
<i>Stevenage Borough Council</i>	<i>35,729,666.91</i>
<i>Three Rivers District Council</i>	<i>50,499,276.10</i>
<i>Watford Borough Council</i>	<i>42,774,849.19</i>
<i>Welwyn Hatfield Council</i>	<i>54,618,451.07</i>
TOTAL	582,977,081.91

- (v) *a capital programme totalling £819.883m for the period 2018/19 to 2021/22 be agreed and financed as set out in the Integrated Plan Part A tables 4a and 4b (p16);*
- (vi) *the Director of Resources, in consultation with the Leader of the Council (as responsible for the Resources, Property & the Economy portfolio), and the Executive Members for the relevant service, be authorised to vary the capital programme during the year to include additional schemes that are wholly funded by grants or third party contributions and to vary existing schemes to match any changes in funding from grants or third party contributions;*
- (vii) *the schools budget be agreed at the level of the Dedicated Schools Grant (DSG) plus use of carry forward DSG (this is currently estimated at £944m less deductions in respect of academies and post 16 high needs places), and that the*

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Director of Resources in consultation with the Director of Children's Services, the relevant Executive Members and the Schools Forum, be authorised to amend the schools budget to match any changes to the Dedicated Schools Grant and the planned approach to balancing the schools budget in future years of the Plan;

- (viii) the Director of Resources, in consultation with the Leader of the Council (as responsible for the Resources, Property & the Economy portfolio), and the relevant service Executive Member and Chief Officer, be authorised to determine the allocation of Adult Social Care Support Grant to budgets within Adult Care Services; and the use of any other non-ringfenced grants not yet allocated to services;*
- (ix) the Director of Resources in consultation with the Leader of the Council (as responsible for the Resources, Property & the Economy portfolio), the Executive Member for Environment, Planning and Transport, the Executive Member for Highways and the Director of Environment, be authorised to determine the allocation of budget from the £2m Infrastructure, Investment & Sustainable Transport Fund;*
- (x) that, consistent with the approval in the 2017/18 IP of the transfer of one off savings from the revised Minimum Revenue Provision policy into the Investment Reserve set aside to support the capital financing, borrowing and investment plans, the £6.4m that will be realised from this policy in 2018/19 be transferred to the Investment Reserve, as outlined in paragraph 4.18;*
- (xi) the Chief Executive, in consultation with the Leader of the Council, be authorised to issue the Council Tax Information in accordance with demand notice regulations;*
- (xii) that, in the light of the requirement for delivery of further savings in future years, Chief Officers be commissioned to work with Executive Members and their Cabinet Panels to develop options at the earliest possible opportunity for the delivery of substantial additional savings;*

In respect of Part C:

- (xiii) the Minimum Revenue Provision policy and capital expenditure prudential indicators be approved (IP Part C, Section 2); and*

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(xiv) *the Treasury Management Strategy, including the Borrowing, Lending and Financial Derivative policies, the introduction of the new financial instruments and the treasury management prudential indicators be approved (IP Part C, Sections 4-8)."*

5B. MEMBERS' ALLOWANCES 2018/19 – Report of the Independent Panel on Members' Allowances

5.10 The following motion proposed by **J D Williams** and duly seconded was CARRIED:-

- "1. *That the Council approves a Scheme for Members' Allowances for 2018/19 which adopts all the recommendations of the Independent Allowances Panel.*

2. *That the Chief Legal Officer be authorised to make a Scheme in accordance with 1. above to commence on 1 April 2018."*

6. QUESTIONS TO EXECUTIVE MEMBERS

6.1 During the period for questions to Executive Members under SO 8 (7)(c) the following Members asked questions (and, where indicated, supplementary questions) of the Executive Member or their Deputy as stated [the audio recording of this item of business can be found here [Questions to Executive Members](#) [Questions are listed by portfolio].

Executive Member	Questioner	Subject
Leader of the Council	N A Quinton	The Council's new property company and the provision (and standard of) future social and affordable housing ¹
	J Billing	The Council's engagement, including opposition Members, with Hertfordshire MPs ¹
	P V Mason	Council meeting with representatives of Veolia regarding the proposed energy recovery facility for Ratty's Lane, Hoddesdon ¹
Community Safety and Waste Management	B A Gibson	Role of Police and Crime Panel in holding the Police and Crime Commissioner to account, and

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		the proposed change in governance of the Hertfordshire Fire and Rescue Service ¹
	M A Eames-Petersen	Increase in residual and reduction in recycling waste collection rates in Welwyn Hatfield Borough Council and the role of Herts Waste Partnership in encouraging recycling ¹
	S N Bloxham	Update on the (Secretary of State's) decision regarding the future governance of the Hertfordshire Fire and Rescue Service
Education, Libraries and Localism	M A Watkin	Review of the Council's library service and the likelihood of any future library closures in the County
	J Billing	Review of the Council's library service and whether a statement can be released to the press to help allay public fears and concerns ¹
	E H Buckmaster	Ability of Academies to use their pupil premium to assist in the provision of school uniform for disadvantaged pupils
Environment, Planning and Transport	S K Jarvis	The Council's plans for securing long term provision of public transport in major new developments across the County ¹
	A K Khan	The number of car journeys taken in the County over the last five years and the Council's Local Transport Plan ^{1 2}
Highways	S B A F H Giles-Medhurst	Review of LED lighting in secondary roads to enable local flexibility based on central management system technology, pilot studies and timing of roll out ¹
	J K L King	Dimming of LED street lighting and whether local adjustments can be made in her division ¹
	D Andrews	Effect of winter weather on the highways service and the condition of Hertfordshire

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		highways ¹
Public Health, Prevention and Performance <i>[Responses provided by Deputy Executive Member in absence of the Executive Member]</i>	C J White	Progress made in the genuine prevention of avoidable conditions such as obesity, diabetes and strokes, and action taken to encourage GP Practices to provide advice to patients on lifestyle choices and appropriate ages to have tests ^{1 2}
	L A Chesterman	Adult Care and Health service targets and performance relating to direct payments ¹
Resources, Property and the Economy	P M Zukowskyj	Property Development Company – plans for the management of the monies generated from the Council's property development initiatives ¹
	S J Taylor	Property Development Company - work between the County Council and district and borough councils to ensure the maximum benefit for local infrastructure is achieved from property developments ¹
	S J Featherstone	St Albans City and District Council's consultation on a revised Local Draft Plan which includes the delivery of 15,000 new homes and potential use of the Council's land at the former Radlett Aerodrome for residential and mixed use purposes
Adult Care and Health	T J Williams	15 year plan for Adult Care Strategy – future funding and adequacy of adult care service provision ¹
	L A Chesterman <i>(on behalf of E M Gordon)</i>	Short term measures put in place by the Council and health partners to address the lack of capacity in the nursing care sector
Children's Services**		

* Questions answered by the Deputy Executive Member

Notes: 1 - denotes that a supplementary question was also asked

2 – denotes that a written reply will be given

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** No questions were asked of the Executive Member as the time allocated for Questions to Executive Members had elapsed.

6.2 Written questions to Executive Members – Standing Order 8(9)

6.2.1 Written questions to Executive Members and responses are set out in the attached Annex.

7. REPORT OF THE OVERVIEW AND SCRUTINY COMMITTEE

7.1 The following motion proposed by **D Andrews** and duly seconded was CARRIED:-

“That the report of the Overview and Scrutiny Committee be received.”

8. REPORT OF THE HEALTH SCRUTINY COMMITTEE

8.1 The following motion proposed by **S Quilty** and duly seconded was CARRIED:-

“That the report of the Health Scrutiny Committee be received.”

9. CONSTITUTION: UPDATE

9.1 The following motion proposed by **J D Williams** and duly seconded was CARRIED:-

“That Council notes the changes made to the Council’s Constitution by the Chief Legal Officer as set out in the report.”

10. NOTICES OF MOTION – STANDING ORDER 9(6)

10.1 The Chairman advised Council that, in accordance with Standing Orders 9(8) and 9(9), he would allow the motion at 10.3 to be debated at the Council meeting and that normal rules of debate would apply.

10.2 **S J Taylor** declared a declarable interest in this item of business as she is a member of the Board of the Hertfordshire LEP which had already expressed a view on the subject matter of the motion. She left the meeting room and did not participate in the debate or vote.

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- 10.3** The following motion was proposed by **J D Williams** and duly seconded:-

“This Council is dismayed at the decision of the Mayor of London to withdraw support for the project being led by Transport for London (TfL) to extend the Metropolitan Line to Watford Junction (MLX) on the basis that it cannot accept future cost risk.

In partnership with the Hertfordshire Local Enterprise Partnership, Watford Borough Council and local MP Richard Harrington, the Council secured a commitment from the Ministry of Housing, Communities and Local Government (MHCLG) for infrastructure funding of £73.4m to meet the project’s revised budget. The local partners, Department for Transport and MHCLG consider that TfL should have sufficient confidence to stand behind their plan and revised budget to now deliver the project including any future cost risk.

The Mayor of London’s decision comes during the public consultation for the draft London Plan and undermines the policy commitments towards wider collaboration across the Wider South East and a strategic, sustainable approach to transport.

The project is crucial to supporting modal shift to sustainable public transport, the regeneration of Watford and the delivery of 6777 planned new homes by 2031. This Council reaffirms its commitment to the project, urges the Mayor of London to consider how the project contributes to the London Plan and asks the Leader of the Council and Officers to continue to work with the Council’s partners and Government and to secure delivery of the MLX.”

- 10.4** The following amendment was proposed by **A K Khan** and duly seconded:-

“Amend the motion as follows:-

Para 1 Line one

Delete ‘...decision of the Mayor of London to withdraw support for the project being led by Transport for London (TfL) to extend the Metropolitan Line to Watford Junction (MLX) on the basis that it cannot accept future cost risk’ and insert, ‘in negotiations between the Mayor of London and the Secretary of State for Transport regarding the project being led by Transport for London (TfL) to extend the Metropolitan Line to Watford Junction (MLX) on the basis there is no agreement on the carrying of future cost risk’.

Para 2 add new sentences at the end 'We acknowledge that The Mayor of London is not confident about the risk involved around this project but we urge more discussion to take place. The Mayor of London and TFL continue to protect the original £49 million in the TFL capital budget and have indicated that they would carry risk but only under agreed conditions. This Council believes that the differences between the sides are not insurmountable.'

Para 3 Delete whole paragraph.

Para 4 Line 4 after 'London Plan' insert, '; urges the Secretary of State for Transport and the MHCLG to continue negotiations on outstanding issues;'

The amended motion to read:-

"This Council is dismayed at the breakdown in negotiations between the Mayor of London and the Secretary of State for Transport regarding the project being led by Transport for London (TfL) to extend the Metropolitan Line to Watford Junction (MLX) on the basis that there is no agreement on the carrying of future cost risk.

In partnership with the Hertfordshire Local Enterprise Partnership, Watford Borough Council and local MP Richard Harrington, the Council secured a commitment from the Ministry of Housing, Communities and Local Government (MHCLG) for infrastructure funding of £73.4m to meet the project's revised budget. The local partners, Department for Transport and MHCLG consider that TfL should have sufficient confidence to stand behind their plan and revised budget to now deliver the project including any future cost risk. We acknowledge that The Mayor of London is not confident about the risk involved around this project but we urge more discussion to take place. The Mayor of London and TFL continue to protect the original £49 million in the TFL capital budget and have indicated that they would carry risk but only under agreed conditions. This Council believes that the differences between the sides are not insurmountable.

The project is crucial to supporting modal shift to sustainable public transport, the regeneration of Watford and the delivery of 6777 planned new homes by 2031. This Council reaffirms its commitment to the project, urges the Mayor of London to consider how the project contributes to the London Plan; urges the Secretary of State for Transport and the MHCLG to continue negotiations on outstanding issues; asks the Leader of the Council and Officers to continue to work with the Council's partners and Government and to secure delivery of the MLX." "

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10.5 The amendment at 10.4 was then voted upon and LOST.

10.6 In accordance with Standing Order 13 (4) a recorded vote was requested.

10.7 The substantive motion at 10.3 was then voted upon and CARRIED as follows, the recorded votes being:-

Those in favour of the substantive motion (59)

D Andrews	F Guest	A Plancey
D A Ashley	J S Hale	S Quilty
D J Barnard	D Hart	I M Reay
S Bedford	K M Hastrick	A F Rowlands
P Bibby	T C Heritage	R Sangster
S N Bloxham	F R G Hill	R H Smith
S J Boulton	C K Hogg	A Stevenson
A P Brewster	N A Hollinghurst	R A C Thake
E H Buckmaster	T W Hone	A S B Walkington
F Button	T Howard	M A Watkin
C Clapper	T R Hutchings	C J White
H K Crofton	S K Jarvis	A D Williams
R C Deering	J R Jones	J D Williams
T L F Douris	J S Kaye	T J Williams
D S Drury	P V Mason	C B Woodward
S J Featherstone	G McAndrew	C B Wyatt-Lowe
B A Gibson	M B J Mills-Bishop	W J Wyatt-Lowe
S B A F H Giles-Medhurst	A J S Mitchell	J F Wyllie
S Gordon	M D M Muir	P M Zukowskyj
J M Graham	R G Parker	

Those against the substantive motion (0)

Those abstaining (7)

N Bell	L A Chesterman	J G L King
J Bennett-Lovell	M A Eames-Petersen	
J Billing	A K Khan	

“This Council is dismayed at the decision of the Mayor of London to withdraw support for the project being led by Transport for London (TfL) to extend the Metropolitan Line to Watford Junction (MLX) on the basis that it cannot accept future cost risk.

In partnership with the Hertfordshire Local Enterprise Partnership,

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Watford Borough Council and local MP Richard Harrington, the Council secured a commitment from the Ministry of Housing, Communities and Local Government (MHCLG) for infrastructure funding of £73.4m to meet the project's revised budget. The local partners, Department for Transport and MHCLG consider that TfL should have sufficient confidence to stand behind their plan and revised budget to now deliver the project including any future cost risk.

The Mayor of London's decision comes during the public consultation for the draft London Plan and undermines the policy commitments towards wider collaboration across the Wider South East and a strategic, sustainable approach to transport.

The project is crucial to supporting modal shift to sustainable public transport, the regeneration of Watford and the delivery of 6777 planned new homes by 2031. This Council reaffirms its commitment to the project, urges the Mayor of London to consider how the project contributes to the London Plan and asks the Leader of the Council and Officers to continue to work with the Council's partners and Government and to secure delivery of the MLX."

**KATHRYN PETTITT
CHIEF LEGAL OFFICER**

CHAIRMAN _____

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WRITTEN QUESTIONS TO EXECUTIVE MEMBERS – STANDING ORDER 8

1. Written question from S B A F H Giles-Medhurst to D A Ashley, Executive Member for Environment, Planning and Transport

“Would the Executive Member agree that (a) Local Member(s) should be consulted in advance if bus routes, supported by the county council and/or timetables, are being changed at the request of a another Member, affect their division?”

D A Ashley has replied:

“Yes.”

2. Written question from S B A F H Giles-Medhurst to D A Ashley, Executive Member for Environment, Planning and Transport

“Will the Executive Member please detail what discussions that either he or officers have had with local planning authorities to ensure a joined up approach is made in respect of new developments to minimise the cost of repairs to the highways infrastructure from developments(i.e. damage) and to ensure that conditions or information requested by the Development Management team, such as the need to remove surplus dropped crossings and reinstate the footways, are carried out by and at the developers cost?”

D A Ashley has replied:

“These mutual frustrations are a common topic of conversation between officers and members at County and District level. In particular, it has been discussed at the inter-authority Heads of Planning Group. It was also raised at the November Highways Panel as a key subject for discussion at the forthcoming joint Hertfordshire County Council and Local Planning Authorities Development Management workshop, which is specifically aimed at joining up our services better, particularly at the planning stage.”

3. Written question from S B A F H Giles-Medhurst to R Sangster, Executive Member for Highways

“Can the Executive Member please detail what action is now being taken against those that illegally drive across footways and driveways in absence of approval for dropped crossovers?”

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R Sangster has replied:

“Our approach is to work with residents and businesses to secure compliance through education, co-operation and persuasion. Responding to reports received on a reactive basis the Licensing and Enforcement team are achieving around a 55% compliance rate where people have applied formally for a vehicle crossover, having previously driven across the footway to access their property without one. The service is working to increase this compliance rate across the County by intensifying their informal approaches. However, it is recognised that there will always be a minority that do not comply and so the serving of S184 notices (Highways Act 1980) is being considered whereby the authority can construct a crossover and recharge the costs of so doing. This is not a quick process as residents could appeal. In taking this approach forward the authority needs to balance the property owners common law right of access from the highway with the risk presented at any given location and the resources available to enforce.

The Licensing and Enforcement team are currently pursuing the reinstatement of 3 crossovers constructed without lawful authority and are seeking to recover costs from the property owners.”

4. Written question from S B A F H Giles-Medhurst to R Sangster, Executive Member for Highways

“When will the first test case of enforcement against illegal driving across footways and verges take place and why has this question now dragged on for over two years since being raised at Highways Panel?”

R Sangster has replied:

“Following recent legal advice, there wasn’t any progress made on the first test case of enforcement against illegal driving across footways and verges.

The Police, not the County Council, have the powers to issue fixed penalty notices or take prosecutions with regard to people driving along footways, verges or footpaths. The difficulty in enforcing is a Police Officer needs to witness the offence at the time.

The County Council can consider prosecuting if the highway is damaged from people driving on the footway or verge. Once again the difficulty is obtaining the evidence to prove beyond a reasonable doubt that a particular person / vehicle caused the damage.

The County Council can serve a S184 notice to construct a vehicle crossover in default and recharge costs as set out in response to question 3 above.”

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5. Written question from S B A F H Giles-Medhurst to R Sangster, Executive Member for Highways

“How many new street trees have been planted in the last two financial years and, if available, this year to date by this Council outside of Locality or Highways Locality Budgets?”

R Sangster has replied:

“Numbers of trees planted as follows:

15/16 130
16/17 453
17/18 380”

6. Written question from S B A F H Giles-Medhurst to R Sangster, Executive Member for Highways

“Can the Executive Member inform Council how many insurance claims relating to highways and footways defects have been paid in each of the last three financial years and the year to date, and the total amount in each year, and the year to date?”

R Sangster has replied:

“A Summary of Highway Related Public Liability claims between 1 April 2014 to 12 Feb 2018 is set out in the table below:-

**Official Indemnity claims and Tree claims are not included
Report generated
13 Feb 2018**

Financial year	Personal Injury				Property Damage			
	Claim Count	Paid Total	Outstanding Reserve Total	Incurred Total	Claim Count	Paid Total	Outstanding Reserve Total	Incurred Total
2014/15	422	£709,353	£868,336	£1,577,689	1,011	£79,202	£0	£79,202
2015/16	318	£440,073	£1,317,788	£1,757,861	1,354	£115,533	£472,714	£588,248
2016/17	313	£201,737	£886,177	£1,087,914	1,388	£93,558	£11,668	£105,225
2017/18 up to 12/02/2017	202	£17,771	£1,125,016	£1,142,787	884	£22,578	£54,805	£77,383
Grand Total	1,255	£1,368,933	£4,197,318	£5,566,251	4,637	£310,871	£539,187	£850,058

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