

ITEM 9

Time commenced - 6.00 pm
Time finished - 9.10pm

COUNCIL MEETING 4 MARCH 2015

Present: The Mayor (Councillor Shiraz Khan) (in the Chair)

Councillors Afzal, Ashburner, Bailey, Banwait, Barker, Bayliss, Bolton, Campbell, Care, Carr, Davis, Dhindsa, Eldret, Graves, Harwood, Hezelgrave, Hickson, Higginbottom, Hillier, A Holmes, M Holmes, Hussain, Ingall, Jackson, Jennings, Jones, Keith, J Khan, MacDonald, Martin, Naitta, Nawaz, Pegg, Poulter, Rawson, Redfern, Repton, Russell, Shanker, Skelton, Stanton, Tittley, Troup, Turner, Webb, Whitby, Williams, Wood.

76/14 Apologies for Absence

Apologies for absence were received from Councillors Sandhu and Wright.

77/14 Declarations of Interest

There was a Declarations of Interest from Councillor M Holmes in relation to the late item 12 – Derby City Centre Masterplan 2030, as he is an employee of the NHS.

78/14 Minutes of the Meeting of 28 January 2015

Resolved that the Minutes of the Meeting of the Council, held on 28 January 2015, be approved as a correct record, confirmed and signed by the Mayor.

79/14 Announcements by the Mayor

The Mayor reminded Members that this would be the last meeting before the Local and Parliamentary Elections on 7 May and he wished those who were seeking re-election a fair and exciting campaign. He also pointed out that there were five Members not seeking re-election, Councillors Bailey, Campbell, Davis, Hillier and Jennings and he thanked them for their service and wished them well for the future. Tributes were paid to all five.

The Mayor also informed Members about departures and retirements from the officer corps and tributes were paid to:

Cath Roff – Strategic Director of Adults, Health and Housing
Derek Ward – Director of Public Health
Philip O'Brien – Head of Democratic Services.

The Mayor informed Council that he had agreed that a late report be considered on Derby City Centre Masterplan 2030, which he proposed to consider as Item 12.

The Mayor set out how he intended to manage the budget debate, informing Members that following the statement by the Leader of the Council he would allow each minority group leader to speak without time limit. He then wished to debate any amendments put forward, before opening the debate to all Members and the taking of recorded votes where required.

The Mayor announced that following his decision to grant the Civic Award for 2014 to Paul Cummins MBE, a presentation ceremony had been arranged for 18 March. He also congratulated the Derby Telegraph on securing the necessary commercial sponsorship to re-launch the Community Champions Scheme for 2015.

80/14 Statements by Members of the Council Cabinet

There were none

81/14 Public Questions

A list of questions and prepared responses had been circulated prior to the start of the meeting and each questioner was asked in turn if they had a supplementary question arising from the written response. Questions from members of the public were put as follows:

1. By Dorothy Skrytek – concerning Incinerator Costs, answered by Councillor Afzal, Cabinet Member for Neighbourhoods and Streetpride.
2. By Dorothy Skrytek – concerning Dioxin Autism Risk, answered by Councillor Afzal, Cabinet Member for Neighbourhoods and Streetpride.

82/14 Written Questions about the Business or Functions of Derbyshire Fire Authority and Derby Homes Ltd

There were no written questions about the business or functions of Derbyshire Fire Authority or Derby Homes Ltd.

83/14 Written Questions from Non Council Cabinet Members

Written questions from Non Council Cabinet Members to Members of the Council Cabinet or Committee Chairs were asked as follows:

1. By Councillor Wood – concerning Arena seating capacity, answered by Councillor Martin, Cabinet Member for Leisure and Culture.
2. By Councillor Graves – concerning Cabinet Research Officer, answered by Councillor Banwait, Leader of the Council.
3. By Councillor M Holmes – concerning Cabinet Research Officer, answered by Councillor Banwait, Leader of the Council.

4. By Councillor Williams – concerning Leader's surgery posters, answered by Councillor Banwait, Leader of the Council.
5. By Councillor Poulter – concerning Pedestrian Injuries, answered by Councillor Afzal, Cabinet Member for Neighbourhoods and Streetpride.
6. By Councillor Graves – concerning Chellaston Academy, answered by Councillor Banwait, Leader of the Council.
7. By Councillor M Holmes – concerning the Moorways e-shot, answered by Councillor Banwait, Leader of the Council.
8. By Councillor Williams– concerning Government Funding, answered by Councillor Banwait, Leader of the Council.
9. By Councillor Poulter– concerning CCTV Enforcement, answered by Councillor Afzal, Cabinet Member for Neighbourhoods and Streetpride.
10. By Councillor M Holmes – concerning Moorways Pool Funding, answered by Councillor Martin, Cabinet Member for Leisure and Culture.
11. By Councillor M Holmes – concerning Arena Event Timing, answered by Councillor Martin, Cabinet Member for Leisure and Culture.

84/14 Minutes and Recommendations of the Council Cabinet meeting of 18 February 2015

At this point the Mayor reminded Members that as part of their decision making, in respect of the budget setting, each of them should have due regard to the Equality Duty owed by the Council. They must consider the impact of their decisions on the differing needs and rights of the residents in Derby, some of whom may share a protected characteristic.

The Council considered the minutes and recommendations of the Council Cabinet dated 18 February 2015, namely:

158/14 Capital Budget 2015 to 2017/18

To recommend Council to approve the additional borrowing required to fund the 2015/16 -2017/18 capital programme.

159/14 Report on the Robustness of Estimates and on the Adequacy of Reserves 2015/16

To recommend to Council that they consider this report in conjunction with the General Fund Revenue Budget 2015/16 report.

160/14 General Fund Revenue Budget 2015/16

To recommend to Council the following ...

- 1. To approve a budget requirement for Derby City Council for 2015/16 of £221,791,594 subject to confirmation of the final Local Government Settlement expected in February 2015 and finalisation of the Council's**

Council Tax for 2015/16 which would be presented to Council in March 2015 for approval and with due regard to the outcome of the Equality Impact Assessment update which appeared at Appendix 10 of the report.

- 2. To approve for 2015/16 the directorate revenue budget estimates and the net use of reserves of £2.068m (0.93% of the budget) in 2015/16 summarised in Appendix 4a of the report.**
- 3. To approve the measures proposed to manage budget risks in 2015/16 and in future years, including the deliverability of identified cuts, levels of service and inflation forecasts as set out in Section 12 of the report.**
- 4. To approve the commencement of appropriate procurement procedures to support the specific budget proposals listed in appendices 5 and 6 of the report.**
- 5. To approve the immediate implementation of detailed cuts proposals for 2015/16 and 2016/17 subject to the completion and consideration, where relevant, of any further consultation exercises, equality impact assessments and assessments under Section 17 of the Crime and Disorder Act 1998.**
- 6. To note the changes made to the budget cuts proposals as a result of feedback from the consultation process, detailed in paragraph 11.4 of the report.**
- 7. To approve within this total of £221,791,594:**

Net service estimates of:	£
Adults, Health and Housing	85,304,000
Chief Executives	2,165,000
Children and Young People	47,654,000
Neighbourhoods	46,654,000
Resources	21,611,000
Corporate Budgets	19,971,594
Corporate redundancy costs	500,000
	223,859,594
Appropriations to/from reserves (figures in brackets are appropriations from reserves):	
Service reserves	(1,475,000)
Corporate reserves	(593,000)
	221,791,594

- 8. To note the calculation of the Council's Tax Base for the year 2015/16 as 63,240.36 equivalent band D properties, approved by Council Cabinet on 21 January 2015, in accordance with the Local Authorities (Calculation of Council Tax Base) (Amendment) (England) Regulations 2003 (SI 2003/3012).**
- 9. To note the calculation of the following amounts for the year 2015/16 in accordance with Sections 33 (1) of the Local Government Finance Act 1992, as revised under Schedule 5 of the Localism Act 2011, and for**

these figures to be taken forward and confirmed at Council in March 2015 as part of the Council Tax setting report.

- a £568,850,695 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2) (a) to (e).
- b (£347,059,101) being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3) (a) and (c) of the Act.
- c £221,791,594 as its budget requirement for the year, being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above, calculated by the Council, in accordance with Section 32(4) of the Act.
- d £146,596,909 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, business rates top-up grant, revenue support grant, and additional corporate government grants
- e £1,189.03 as the basic amount of its Council Tax for the year, being the amount at (c) above, less the amount at (d) above, all divided by the amount at 2.8 above, calculated by the Council, in accordance with Section 33 of the Act.
- f for the following Valuation Bands:

	£		£
A	792.69	E	1,453.26
B	924.80	F	1,717.49
C	1,056.92	G	1,981.72
D	1,189.03	H	2,378.06

as the amounts to be taken into account for the year, under Section 30(2)(a) of the Act, in respect of categories of dwellings listed in different valuation bands, being the amounts given by multiplying the amount at (e) above by the number which, in the proportion set out in Section 5(1) of the Act, was applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion was applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act.

10. To note that details of the precepts to the Council for Derbyshire Police Authority and Derbyshire Fire Authority, in accordance with Section 40 of the Local Government Finance Act 1992, would be presented to Council in March 2015.

11. To note that the Council Tax to be set for 2015/16 being the aggregate of the amount calculated by the Council at Appendix 2 of the report and the precepts issued by the Council's major precepting authorities, in accordance with Section 30 of the Act, would be presented to Council in March 2015.

12. To note the revenue budget plans for 2016/17 and 2017/18 set out in section 7 of the report.

13. To note the feedback from the budget consultation detailed in appendices 7 to 9 of the report and approve the Council Cabinet responses to consultation recommendations.

14. To note that the Council held a Schools Forum meeting on 3 February 2015, this would directly inform the draft 2015/16 Schools Budget. Details of Schools budget were included in a separate report on the agenda for this meeting.

15. To defer the £150,000 Museums Service savings target until 2016/17, this would be met from a temporary use of Corporate Insurance Contingency in 2015/16, and that Directorate budget details relating to recommendations 2.2 and 2.12 be amended accordingly, prior to submission to Council.

161/14 Treasury Management Strategy and Prudential Code Indicators 2015/16

1. To approve and recommend to Council the Treasury Management Strategy for 2015/16.

2. To approve and recommend to Council the Prudential Indicators and limits for 2015/16 to 2017/18.

Councillor Banwait presented his Cabinet's proposals and there were responses from Councillors Hickson Jones and Graves.

The Mayor asked that any amendments be put forward at this point and there were two. In each case the Council's Section 151 Officer confirmed that if approved they would still result in a balanced budget.

It was moved by Councillor Ashburner and seconded that the motion be amended to read:

'To approve the above minutes and recommendations of the Council Cabinet meeting of 18 February 2015, subject to the General Revenue Fund Budget 2015/16 being amended, to remove the £42,000 cut to Neighbourhood Board funding, increase it by a further £42,000 and allocate the whole Neighbourhood Board budget

equally across all Neighbourhoods, to be funded through a 25% increase to the Derby Arena fees and charges.'

The amendment was lost

It was moved by Councillor Care and seconded that the motion be amended to read:

'To approve the above minutes and recommendations of the Council Cabinet meeting of 18 February 2015, subject to a transfer of £50,000 from the Waste Strategy Reserve and a £50,000 reduction in waste disposal costs, to fund a waste management education team at a cost of £100,000 per year. The costs of the team in 2016/17 will be met from a minimum of 1,000 tonnes diversion from black bin waste (landfill) to blue bins (mixed recycling). An on-going and increasing benefit is anticipated, from which the £50,000 can be returned to the Waste Strategy Reserve in 2016/17.'

The amendment was lost.

As required a recorded vote was taken

In favour: Councillors Afzal, Banwait, Bayliss, Bolton, Campbell, Dhindsa, Eldret, Hezelgrave, Higginbottom, Hillier, Hussain, Jackson, J Khan, MacDonald, Martin, Nawaz, Pegg, Rawson, Redfern, Repton, Russell, Shanker, Stanton, Tittley, Turner, Whitby, S Khan (The Mayor) (27)

Against: Councillors Ashburner, Bailey, Barker, Care, Carr, Davis, Graves, Harwood, Hickson, A Holmes, M Holmes, Ingall, Jennings, Jones, Keith, Naitta, Poulter, Skelton, Troup, Webb, Williams, Wood. (22)

The motion was carried

165/14 Council Plan 2015-18

To refer the Council Plan 2015-18 to Corporate Scrutiny and Governance Board and Council for approval. - Approved

Resolved to approve the minutes and recommendations of the Council Cabinet of 18 February 2015.

85/14 Council Tax 2015/16

Council considered a report of the Cabinet Member for Housing, Finance and Welfare, relating to Council Tax.

It was moved by Councillor Russell and seconded that Council:

- 1. note that for the year 2015/16 Derbyshire Police and Crime Commissioner has stated the following in a precept to the Council, in accordance with section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:
All dwellings in Valuation Band:**

	£		£
A	115.74	E	212.19
B	135.03	F	250.77

C	154.32	G	289.35
D	173.61	H	347.22

2. note that for the year 2015/16, Derbyshire Fire Authority has stated the following in a precept to the Council, in accordance with section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

All dwellings in Valuation Band:

	£		£
A	46.53	E	85.31
B	54.29	F	100.82
C	62.04	G	116.33
D	69.80	H	139.60

3. set the following amounts as the amounts of Council Tax for the year 2015/16 for each of the categories of dwellings shown below, being the aggregate in each case of the amounts in 2.3, 2.4 and 2.5, in accordance with Section 30(2) of the Local Government Finance Act 1992,

All dwellings in Valuation Band:

	£		£
A	954.96	E	1,750.76
B	1,114.12	F	2,069.08
C	1,273.28	G	2,387.40
D	1,432.44	H	2,864.88

As required a recorded vote was taken

In favour: Councillors Afzal, Banwait, Bayliss, Bolton, Campbell, Dhindsa, Eldret, Hezelgrave, Higginbottom, Hillier, Hussain, Jackson, J Khan, MacDonald, Martin, Nawaz, Pegg, Rawson, Redfern, Repton, Russell, Shanker, Stanton, Tittley, Turner, Whitby, S Khan (The Mayor) (27)

Against: Councillors Ashburner, Bailey, Barker, Carr, Davis, Graves, Harwood, Hickson, A Holmes, M Holmes, Ingall, Jennings, Jones, Keith, Naitta, Poulter, Skelton, Troup, Webb, Williams, Wood. (22)

Abstained: Councillor Care (1)

The motion was carried

86/14 Interim Pay Policy Statement

Council considered a report of the Director of Legal and Democratic Services, concerning the Interim Pay Policy Statement.

Resolved on the motion of Councillor Banwait and seconded to:

1. approve the Interim Pay Policy Statement attached at Appendix 2.

- 2. note that, when approved, the Interim Pay Policy Statement will be published on the Council's website.**
- 3. note that, when permanent arrangements are made for the Chief Executive and Head of Paid Service role, a revised policy will be presented to COG and Council for approval and then be re-published on the Council's website.**

87/14 Derby City Centre Masterplan 2030 (Consultation Draft)

Council considered a report of the Leader of the Council relating to the Derby City Centre Masterplan 2030 (Consultation Draft).

Resolved on the motion of Councillor Rawson and seconded to:

- 1. note the draft Derby City Centre Masterplan 2030 as attached in Appendix 2**
- 2. approve the publication of this document for public consultation between 18 March and 1 June 2015.**

Mayor