

TO: ALL MEMBERS OF THE DERBY CITY COUNCIL

You are summoned to attend a meeting of the Derby City Council in the Council Chamber at the Council House, Derby on Monday 2 March 2009 at 6 pm.

A G E N D A

1. To receive apologies.
2. To receive Declarations of Interest.
3. To approve the minutes of the meeting of the Council held on 21 January 2009 **DOCUMENT 3**

Motion - That the minutes of the meeting of the Council held on 21 January 2009 be approved as correct record, confirmed and signed by the Mayor.

4. To receive any announcements from The Mayor.
5. To receive any Statements from Members of the Council Cabinet.
6. To receive any questions from the public to members of the Council Cabinet and the answers to those questions.
 - a. Dorothy Skrytek - Incinerator site in Osmaston / Sinfen
 - b. Tony Dunn - Future plans for the refurbishment of 40 West Avenue
 - c. Tony Dunn - Marketing and refurbishment of 85-89 Kings Street
 - d. Simon Bacon - Youth Club at King George V Park
 - e. Penny De Abreu - Wear and tear on St Mary's footbridge
 - f. Penny De Abreu - Market Place alterations
 - g. Colin Underhill - Archaeological search at 2-8 St Helen's Street

(Note – unless the Council decides otherwise, the maximum period of time for questions by the public is thirty minutes. Any questions not answered at the end of thirty minutes will be answered in writing).

7. To receive any written questions about the business or functions of the Derbyshire Police Authority, Derbyshire Fire Authority and Derby Homes and the answers to those questions.

There are no questions.

8. To receive any written questions from non-Council Cabinet Members to Members of the Council Cabinet and the answers to those questions.

9. To consider a joint report of the Chief Executive, Corporate Director of Resources and Corporate Director of Corporate and Adult Services on salient issues to be taken into account in approving the Revenue Budget and Council Tax for 2009/10.

**DOCUMENT 9
(TO FOLLOW)**

Motion –

10. To consider the following minutes and recommendations of the Council Cabinet dated 13 January and 17 February 2009 requiring the approval of the Council.

DOCUMENT 10

191/08 Derby's Sustainable Community Strategy – Our 2020 Vision 2009/11

DOCUMENT 10A

To approve the final text of Derby's Sustainable Community Strategy – Our 20-20 Vision for 2009/11 subject to minor amendments proposed at the meeting, and to recommend full Council to approve the Strategy at its meeting on 2 March 2009.

228/08 Corporate Plan 2008 – 11: Updated Action Plan

DOCUMENT 10B

1. To recommend that Council adopt the updated Action Plan on 2 March 2009.
2. To recommend that Council delegate responsibility to make amendments to reflect up-to-date information, final actions and intended outcomes to the Chief Executive and Corporate Director of Resources, and to finalise the Action Plan in consultation with the Leader of the Council.

230/08 Treasury Management Strategy and Prudential Code Indicators 2009/10

DOCUMENT 10C

1. To recommend that Council approves the planned prudential indicators set out in Appendix 2 and summarised in Appendix 4 of the report.
2. To recommend that Council approves the Statement on the Minimum Revenue Provision as stated in Appendix 2, paragraph 4.5 of the report.
3. To recommend that Council adopts the Treasury Management Strategy for 2009/10 as set out in Appendix 3 to the report.

To recommend that Council on 2 March 2009 approve the revision of rent and service charges from 6 April 2009 on the basis set out in the report including:

- an average overall weekly rental increase of £3.42 or 5.95% calculated over 52 weeks
- an average weekly increase of 5.5% on Service Charges as set out in Table 2 of the report
- an increased charge of £2.00 a week for car parking for residents who are not tenants of the Council
- an average weekly increase of 5.95% on Garage Rents.

232/08 Housing Revenue Account Budget and Business Plan 2009/10**DOCUMENT 10E**

To recommend that Council approve the budget set out as part of the HRA Business Plan at Appendix 2 and detailed in Appendix 3 of the report.

Motion – To approve the above minutes and recommendations of the Council Cabinet dated 13 January and 17 February 2009.

11. To consider the following minutes and recommendations of the Council Cabinet dated 17 February 2009 requiring the approval of the Council.

DOCUMENT 10**229/08 Capital Budget 2009/10 – 2011/12
General Fund Revenue Budget and Council Tax 2009/10****DOCUMENT 10F,
10G**

The text of Minute No. 229/08 is set out in Document 10 and in the motion at the end of item 11

Motion – To approve the above minutes and recommendations of the Council Cabinet dated 17 February 2009 and:

1. **To approve the capital programme for 2009/10 and the indicative capital programme for 2010/11 and 2011/12 set out in the report, subject to the completion and approval of a full business case by the Corporate Asset Management Group or Public Realm board for major new schemes in the corporate programme identified in Appendix 2 of the report.**
2. **To approve a revenue budget requirement for the Council for 2009/2010 of £199,030,461.**
3. **To approve for 2009/2010 the departmental revenue budget estimates and use of corporate reserves of £713,000 (0.36% of the budget) in 2009/10 and £232,000 in 2010/11 (due to a financial adjustment from the previous 3 year budget agreed in the Revenue Budget Strategy in September 2008)**

summarised in Appendices 4, 5, 6, and 12 of the report.

4. To agree the latest 2008/2009 revenue budget monitoring position as set out in Appendix 13 of the report.
5. To approve the measures proposed to manage budget risks in 2009/10 and in future years, including the deliverability of identified savings, levels of service and inflation forecasts as set out in Section 11.
6. To approve within this total of £199,030,461:

Net service estimates of:	£
Children and Young People	41,052,186
Environmental Services	22,786,000
Regeneration and Community	19,836,304
Partnerships	6,897,051
Resources	10,558,000
Corporate and Adult Services	67,834,340
Corporate and Contingency Budgets	31,154,000
	<u>199,937,461</u>

Appropriations to/from reserves (figures in brackets are appropriations to reserves):

Corporate reserves	(713,000)
Service reserves	(244,000)
Revenue Financing Capital	50,000
	<u>199,030,461</u>

7. To note that, at its meeting on 21 January 2009, the Council calculated the amount of 70,187 equivalent band D properties as the Council's Tax Base for the year 2009/10 in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 as amended by The Local Authorities (Calculation of Council Tax Base)(Amendment)(England) Regulations 2003, made under Section 33(5) of the Local Government Finance Act 1992.
8. To calculate the following amounts for the year 2009/10 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992 (the Act).
 - a. £620,157,714 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e).

- b. (£421,127,253) 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. £199,030,461 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. £106,648,562 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, revenue support grant.
- e. £1110.40 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 2.7 above, calculated by the Council, in accordance with Section 33 of the Act.

- f. for the following Valuation Bands:

£		£	
A	740.27	E	1357.16
B	863.64	F	1603.91
C	987.02	G	1850.67
D	1110.40	H	2220.80

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, is applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act.

- 9. To note that for the year 2009/10, Derbyshire Police 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	107.55	E	197.17
B	125.47	F	233.02
C	143.40	G	268.87
D	161.32	H	322.64

10. To note that for the year 2009/10, 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	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

11. Having calculated the aggregate in each case of the amount in 2.5, 2.6 and 2.7 above, in accordance with Section 30(2) of the Local Government Finance Act 1992, to set the following amounts as the amounts of Council Tax for the year 2009/10 for each of the categories of dwellings shown below:

All dwellings in Valuation Band:

£		£	
A	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

**** - figures to be inserted when the Fire Authority precepts are notified.**

12. To note the revenue budget plans for 2010/11 and 2011/12 set out in section 5 of this report.
13. To authorise the publication of the requisite notices in accordance with the provisions of Section 38(2) of the Local Government Finance Act 1992.
14. To note the revised tables and appendices in the addendum report and resulting from the adjustments described in paragraphs 3.1 to 3.3 of the report.

15. **To agree that any shortfall needed to meet the Minimum Funding Guarantee in school budgets should be met initially from the £350,000 earmarked for schools maintenance and , if this is insufficient, from the Children and Young People’s Department budget.**
12. To consider the minutes and recommendations of the General Licensing Committee dated 11 February 2009 requiring the approval of the Council. **DOCUMENT 12**
- 18/08 Revised Conditions for Licensing Pet Shops and Animals Boarding Establishments** **DOCUMENT 12A**
- To recommend full Council to approve the revised conditions.
- Motion – To approve the minutes and recommendations of the General Licensing Committee dated 11 February 2009.**
13. To consider a report of the Director of Corporate and Adult Services concerning Deprivation of Liberty Safeguards **DOCUMENT 13**
- Motion – To delegate the following powers to the Senior Assistant Director (Adult Social Services) and the Acting Assistant Director (Operations): The issue of Deprivation of Liberty authorisations.**
14. To consider a report of the Director of Corporate and Adult Services concerning the Appointment of Independent Members of the Standards Committee **DOCUMENT 14**
- Motion:**
1. **To confirm the appointment of Ms Dionne Reid as an Independent Member of the Standards Committee for the period ending at the Annual Meeting in May 2012.**
 2. **To reappoint Mr Philip Sunderland as an Independent Member of the Standards Committee for the period ending at the Annual Meeting in May 2012.**
- (Note – In accordance with the Relevant Authorities (Standards Committee) Regulations 2001, the above motion must be approved by a majority of Members of the Council, i.e. at least 26 Members).
15. To consider a report of the Director of Corporate and Adult Services concerning Urgent Non-Executive Decisions made by the Chief Executive. **DOCUMENT 15**

Motion – To note the report

16. To consider the following Notices of Motion:

(1) Councillor Williamson to move, Councillor Roberts to second **DOCUMENT 16A**

“If the Council Cabinet's recommendations leading to the approval of the Capital and Revenue Budgets and the setting of the amounts of Council Tax for 2009/10 are not approved:

1. To approve the capital programme for 2009/10 and the indicative capital programme for 2010/11 and 2011/12 set out in the report, subject to the completion and approval of a full business case by the Corporate Asset Management Group or Public Realm board for major new schemes in the corporate programme identified in Appendix 2 of the Cabinet report, **and subject to the changes shown in Items 19-22 of the Appendix attached to this Motion.**
2. To approve a budget requirement for Derby City Council for 2009/2010 of £198,768,461
3. To approve for 2009/2010 the departmental revenue budget estimates and use of corporate reserves of £3,061,000 (1.51% of the budget) in 2009/10 and £1,919,000 in 2010/11 summarised in Appendices 4, 5, 6, and 12 of the Cabinet report **subject to the changes shown in Items 1-10, 13-18, 21 and 23-38 of the Appendix attached to this Motion.**
4. To agree the latest 2008/2009 revenue budget monitoring position as set out in Appendix 13 of the Cabinet report.
5. To approve the measures proposed to manage budget risks in 2009/10 and in future years, including the deliverability of identified savings, levels of service and inflation forecasts as set out in Section 11.
6. To approve within this total of £:

	£
Net service estimates of:	
Children and Young People	41,052,186
Environmental Services	23,708,000
Regeneration and Community Partnerships	20,756,304
Resources	6,982,051
Corporate and Adult Services	10,658,000
Corporate and Contingency Budgets	69,013,920
	31,153,000
	<hr/>
	203,323,461

Appropriations to/from reserves
(figures in brackets are
appropriations from reserves):

LABGI Funding	(1,000,000)
VAT Windfall – Car Parks (held in Modernisation Fund)	(300,000)
Corporate reserves	(3,061,000)
Service reserves	(244,000)
Revenue Financing Capital	50,000
	<u>198,768,461</u>

7. To note that, at its meeting on 21 January 2009, the Council calculated the amount of 70,187 equivalent band D properties as the Council's Tax Base for the year 2009/10 in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 as amended by The Local Authorities (Calculation of Council Tax Base)(Amendment)(England) Regulations 2003, made under Section 33(5) of the Local Government Finance Act 1992.
8. To calculate the following amounts for the year 2009/10 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992 (the Act).
 - a £622,334,714 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e).
 - b £423,566,253 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 £198,768,461 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 £106,648,562 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, revenue support grant and collection fund surplus.

e £1106.66 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 2.7 above, calculated by the Council, in accordance with Section 33 of the Act.

f for the following Valuation Bands:

	£		£
A	737.77	E	1352.58
B	860.74	F	1598.51
C	983.70	G	1844.43
D	1106.66	H	2213.32

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, is applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act.

9. To note that for the year 2009/10, Derbyshire Police 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		E	
B		F	
C		G	
D		H	

10. To note that for the year 2009/10, 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	E
B	F
C	G
D	H

11. Having calculated the aggregate in each case of the amount in 2.5, 2.6 and 2.7 above, in accordance with Section 30(2) of the Local Government Finance Act 1992, to set the following amounts as the amounts of Council Tax for the year 2009/10 for each of the categories of dwellings shown below:

All dwellings in Valuation Band:

£	£
A	E
B	F
C	G
D	H

12. To note the revenue budget plans for 2010/11 and 2011/12 set out in section 5 of this report.
13. To authorise the publication of the requisite notices in accordance with the provisions of Section 38(2) of the Local Government Finance Act 1992.

LABOUR BUDGET PROPOSALS

Appendix to Notice of Motion (1)

Item	Pressures / New Developments	2009/10	2010/11	2011/12	Funded From General Reserves	Funded From HRA Reserves	Comments
		£000	£000	£000	£000	£000	
1	Reduce council tax to 3.9% in 09/10	261	14	15			These figures have been calculated at 0.35% below the Cabinet's budget proposals for 09/10 (4.25%) and the same 4.9% in 10/11 and 11/12

2	Re-introduce free home care	700	1,000	0			Following extensive consultation will implement as soon as possible
3	Cease the increased day centre charges	150	150	0			Following extensive consultation will implement as soon as possible
4	Retain Community Transport Service to Football matches and the Dial a Bus Service for 2 trips per week to either City Centre or District Centre	40	40				The cost of football match service is £5k per year and the dial a bus service £75k a year
5	Introduce new bus routes to the new city hospital in Mickleover	150	0	0			3 buses at half hour intervals. Bid for 'Kickstart' funding will be and an approach will be made for contributions from the City Hospital
6	Implement a school meals price freeze and extend the free fruit scheme to 8 year olds	492	0	0			Price freeze will apply to only meals provided by the Council's Catering Service
7	Carry out a feasibility study with the aim of reducing primary school meals to 50 pence and secondary school meals to 60 pence. The feasibility study will run in parallel to the Government's pilot at 3 local authorities of providing a free school meals service	0	0	0			The estimated cost of implementing is £2m and is based on anticipated additional take up of 20%. These figures only relate to those schools provided by our in house Catering Service – 15 schools (7 primaries, 8 secondary) provide their own service. There will be potential additional budget pressure that will need to be worked into the feasibility study for these schools providing their own catering service

8	Devolving £1.2m Highways maintenance to Neighbourhood Boards	0	0	0			Allocation will be from existing budgets.
9	Earmark £0.5m to address backlog of highways maintenance	500	-500	0	500		Will be funded from a 'one off' use of LABGI funding
10	Devolution of additional £5k per Neighbourhood Board	85	0	0			Criteria includes: highways, cleaner/greener agenda, and youth services.
	Fuel Poverty & Climate Change						
11	Replacement of storage heaters in Council houses within 18 months					2300	There are approximately 1,900 properties that still have storage heaters which were built during the 50's and 70's.
12	200 pre-war Council houses brought up to date with modern day insulation standards					2000	This will prevent a number of possible future decent home failures, improves the energy efficiency of these dwellings considerably and reduces carbon emissions by over 52%.
13	Offer energy efficiency grants to owner occupiers	750	-500	0	500		On the basis this programme would not be able to be funded from prudential borrowing, which we are still exploring, we would introduce the system on a pilot basis to monitor take up and affordability with £0.5m from the LABGI grant
14	Introduce a Council Mortgage Scheme that will be targeted at first time buyers	80	20	0			The funding of the mortgage scheme will be through prudential borrowing. The revenue costs have been earmarked for

							management and admin.
15	Increase enforcement against environmental crime and re-instate city centre litter wardens	70	30	0			Dedicated enforcement officers and litter wardens with delegated enforcement powers as well
16	Introduce an out of hours Noise Nuisance Team	60	30	0			Will be introduced over 2 year period
17	Retain NEAT teams in the priority wards and city centre	0	0	0			Already included in Lib Dem budget proposals so nil additional cost
18	Introduce a Derby City Council Business Loan Banking Facility	100	0	0			The loan 'book' would be financed from prudential borrowing on a self financing basis. The scheme will be kept under close scrutiny and management to ensure this remains the case. The revenue costs are for setting up a management and admin support team.
	Neighbourhood Capital Schemes						
19	Bring forward the Alvaston District Centre Scheme	0	0	0			Will be subject to review of Corporate Capital Programme.
20	A feasibility study will be carried out to give Mackworth District Centre a facelift to coincide with the new Mackworth library development	0	0	0			Will be subject to review of Corporate Capital Programme.
21	Build a new community centre at Roe Farm in Derwent Ward	0	80	0			Will be subject to review of Corporate Capital Programme. Estimated cost

							£850k excluding VAT
22	Bring forward work at Chaddesden Library	0	0	0			Potential revenue cost implications but could probably be absorbed from within existing budgets
23	Re-opening the post office in Chester Green with funding in place to open 2 further post offices in 10/11 and 11/12	20	20	20			Subject to a business case and support of Post Office Counters Ltd
24	Retain Public Conveniences	0	0	0			£399k costs previously agreed by Council and in the Lib Dem budget consultation documentation
25	Commitment to the introduction of combined heat and power –CHP -system	50	-50	0			A feasibility study is already underway for city centre CHP for the Council House, Assembly Rooms and Quad. If successful could rollout to Pride Park and Raynesway. Proposal to set aside £50k for feasibility into CHP/district heating scheme in Osmaston.
26	Enhancement to the Concessionary Fares Scheme - concessionary travel for medical appointments prior to 9.30am and free usage until midnight.	0	0	650			We will carry out a feasibility study when the function becomes the responsibility of the city and county council in 2011/12.

27	We will seek to be a pathfinder to implement the New Government Grants Scheme that will create new jobs for apprentices	0	0	0			Govt announced 35,000 new funded apprenticeships. Dept of Innovation, Universities and Skills indicated would be delivered via public and private sectors. Further information expected April 09.
28	Introduce a scheme that allows the Council to recruit more apprentices through City Council funding	300	200	100			Additional 20 apprentices to be recruited in 2009/10, a further 13 in 10/11 and a further 7 in 11/12.
29	Retain the home to school transport service to faith schools.	210	70	0			This will retain the bus service to St. Benedict's, Derby Moor, Bemrose, Littleover, and catholic primary schools
	Total Pressures / New Developments	4018	604	785	1000	4300	
	<u>Savings / Efficiencies</u>						
30	Rationalisation of residential home care service including more efficient and effective commissioning	-300	-200	-120			Process will include the option for home closures which will be subject to consultation.
31	Seek more partner contributions towards joint schemes and initiatives	0	-125	-125			Including funding from PCT, Police and joint working partners
32	Transforming Derby / ICT contract plus the rationalisation of all support services including the centralisation of all devolved support services	0	-1,500	-1500			Services will be reorganised but redundancies will be kept to a minimum through re-training and redeployment.

33	Not implement the Liberal Democrat Energy Advice shop	-70	0	0			Service to be provided from within existing resources in Derby Advice Team.
34	Rationalisation of senior management posts through a programme of organisational reviews	0	-440	-440			To be run in parallel to Transforming Derby Programme with the aim of reducing the number of second and third tier posts by at least 7 in 10/11 and a further 7 in 11/12.
35	Car park income	0	-300	-300			Targets increased to reflect projected upturn in the local economy
36	The previous Labour led administration set an efficiency target to establish a day care facility for the Indian community, but the present Lib Dem administration has failed to implement this initiative.	0	0	0			We will ensure this new service is put in place as soon as possible in Spring 2009.
37	We will give a commitment to the city's council tax payers to meet the funding gap of £2.4m in 11/12 to balance the Council's budget over the next 3 years	0	0	-2400			We will continue with our efficiency drive to ensure we get to a balanced budget in 11/12 with minimum impact on front line services. This will include consultation with the business ratepayers in the city with a view to levying a 2 pence supplementary business rate.
	Total Savings / Efficiencies	-370	-2565	-4885	0	0	

38	Pressures less savings / efficiencies	3648	-1961	-4100	1000	4300	Our budget will provide council tax payers with a balanced position over the 3 year budget period including balancing the £2.4m gap in 11/12 included in the Liberal Democrat budget proposals. We would use £2.6m of reserves in 09/10 but repay this in full by 11/12. £1m of General Fund reserves would be paid from LABGI funding. £4.3m of HRA reserves will be used in 09/10.
	Cumulative	3648	1687	-2413			

(2) **Councillor Banwait to move, Councillor Williamson to second**

“Derby City Council acknowledges the use of a Weapons Amnesty to make the streets of Derby safer by providing people a confidential way of discarding weapons like knives and guns.

Council therefore calls upon the Derby Community Safety Partnership to organise, promote and facilitate a Weapons Amnesty.

Council also calls upon Derby’s youth service providers, including Derby City Council Youth Service and Enthusiasm, to work in partnership with community leaders to run confidential advice surgeries for young people across Derby where young people can share any issues affecting them and receive advice and coaching on resolving differences and disputes without resorting to violence.”

M A Jooke

Director of Corporate and Adult Services
and Deputy Chief Executive

The Council House
Derby DE1 2FS
20 February 2009

COUNCIL MEETING 21 JANUARY 2009

Present: The Mayor (Councillor Jackson) (In the Chair)
Councillors Allen, Banwait, Batey, Baxter, Bayliss, Bolton, Care, Carr, Chera, Dhindsa, Ginns, Graves, Grimadell, Harwood, Hickson, Higginbottom, Hird, Holmes, Hussain, Ingall, Jennings, Jones, Keane, F Khan, R Khan, Latham, Leeming, Lowe, Marshall, Mitchell, Naitta, Nath, Poulter, Rawson, Redfern, Repton, Richards, Roberts, Shanker, Skelton, Tuplin, Turner, Webb, Williamson, Willoughby, Winter, Wood.

Apologies for Absence

Apologies for absence were received from Councillors Berry, Troup and Williams.

Declarations of Interest

All Members declared personal interests in the matters referred to in Minute No.73/08 Members Allowances – Recommendations of the Independent Remuneration Panel for 2009/10. Councillor Jones withdrew from the meeting during the consideration of this item.

Councillor Holmes declared a personal interest in Motion 3 – Annual Collection of Toys.

Councillor Graves declared a personal interest in Item 14 – Membership of the Fostering Panel.

Announcements from the Mayor

The Mayor reported the death of Joe Godward who had given distinguished service in the city over many years to the trade union movement, St Patrick's Day Festivities Group, the Liversedge Trust, other charities and consumer groups. Mr Godward was also a Civic Award winner.

The Mayor commended to all members and the public of Derby, the wide ranging activities that would be taking place in the city the following week, to mark Holocaust Memorial Day.

The Mayor referred to the launch of the Community Champions Awards 2009 and to the fact that she had asked for the awards to feature in the next editions of Council Life and Your Derby magazines.

The Mayor congratulated all involved in achieving the award of a plaque to mark the first three years of the Cycling Demonstration Towns Initiative and the successes achieved by Cycle Derby.

67/08 Minutes of the Previous Meetings

Resolved that the minutes of the Meeting of the Council held on 19 November 2008 and the Extraordinary Meeting of the Council held on 16 December 2008 be approved as correct records, confirmed and signed by the Mayor.

68/08 Statements by Members of the Council Cabinet

There were no Statements by Members of the Council Cabinet.

69/08 Public Questions

Resolved, in accordance with Rule CP11, that, in view of the exceptional circumstances, the maximum period of time for questions by the public be extended beyond 30 minutes.

Questions from members of the public were asked as follows:

1. By Keith Burchell, concerning CO2 emission targets, answered by Councillor Jones, Leader of the Council in the absence of Councillor Troup, Council Cabinet Member for Housing and Public Protection.
2. By Keith Burchell, concerning the cost of measuring instruments, answered by Councillor Jones, Leader of the Council in the absence of Councillor Troup, Council Cabinet Member for Housing and Public Protection.
3. By Linda Winter, concerning Alvaston Park, answered by Councillor Carr, Council Cabinet Member for Direct and Internal Services.
4. By Lorraine Radford, concerning members of the Darley Neighbourhood Board and Darley Neighbourhood Forum, answered by Councillor Jones, Leader of the Council and Council Cabinet Member for Corporate Policy and Economic Development.
5. By Tony Dunn, concerning improvement schemes, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
6. By Tony Dunn, concerning the Street Lighting PFI Contract, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
7. By Colin Underhill, concerning cable upgrades within the Cathedral Green Scheme, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
8. By Peter Steer, concerning the Hippodrome site, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.

9. By Dorothy Skrytek, concerning the proposed waste treatment plant in Sinfin, answered by Councillor Carr, Council Cabinet Member for Direct and Internal Services.
10. By Penny De Abreu, concerning the removal of trees opposite the Silk Mill, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
11. By Penny De Abreu, concerning the Westfield 'Grey Box', answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.

A question had been received from Shirley Wessels concerning CO2 emissions of the Big Screen. In the absence of the questioner, the Mayor stated that Ms Wessels would receive a written answer.

70/08 Derbyshire Police Authority Budget for 2009/10

The Council received a presentation by Janet Birkin, Chair, and Mick Creedon, Chief Constable, on the Derbyshire Police Authority Budget for 2009/10. A document entitled 'Policing for the Future: Preventing Harm in our Communities' was circulated to Members at the meeting. Members asked questions of Janet Birkin and Mick Creedon and expressed their appreciation for their attendance and presentation.

71/08 Written Questions about the Business or Functions of the Derbyshire Police Authority, Derbyshire Fire Authority or Derby Homes Limited.

Written questions about the Business or Functions of Derbyshire Police Authority, Derbyshire Fire Authority or Derby Homes Limited were asked as follows:

Derbyshire Police Authority

1. By Councillor Ingall, concerning the number of crimes or incidents investigated, answered by Janet Birkin, Chair of the Derbyshire Police Authority.

Derbyshire Fire Authority

2. By Councillor Grimadell, concerning Fire Safety Regulations, answered by Councillor Williamson, Vice Chair of Derbyshire Fire Authority.

Derby Homes Limited

3. By Councillor Jennings, concerning the disposal of the Park Homes Mobile Site, answered by Phil Davies, Chief Executive of Derby Homes Limited.
4. By Councillor Jennings, concerning rising rent arrears, answered by Phil Davies, Chief Executive of Derby Homes Limited.

5. By Councillor Jennings, concerning repairs at Derby Homes properties, answered by Phil Davies, Chief Executive of Derby Homes Limited.

72/08 Order of Business

Resolved, on the motion of the Mayor (Councillor Jackson), that the order of business be varied in order to consider Item 11, Members Allowances – Recommendations of the Independent Remuneration Panel for 2009/10, at this point.

73/08 Members Allowances – Recommendations of the Independent Remuneration Panel for 2009/10

The Council considered a report of the Director of Corporate and Adult Services concerning Members Allowances – Recommendations of the Independent Remuneration Panel for 2009/10. Ian Samways, Chair of the Panel, presented the Panel's report to the Council. Members expressed their appreciation to Mr Samways and other members of the Panel for their work on the fundamental review of allowances.

It was proposed by Councillor Care, and seconded:

1. To accept the report and recommendations of the Independent Remuneration Panel at Appendix 2 and:
 - a) To raise the Basic Allowance to £10,000 a year with effect from 1 April 2009.
 - b) To make representations to the Department for Communities and Local Government, and the Local Government Association supporting the recommendations of the Councillors Commission for national guidelines with a range of allowance bands covering different types of local authority.
 - c) To raise the Leaders' Allowance to £38,989 a year with effect from 1 April 2009.
 - d) To maintain the Mayoral Special Responsibility Allowance at the current level.
 - e) To authorise the Director of Corporate and Adult Services to increase the Mayoral Purse, as appropriate, for Mayors not able to spend a year as Deputy Mayor.
 - f) To increase the Special Responsibility Allowance of the Chair of Planning Control Committee to 60% of the Cabinet Members' Allowance with effect from 1 April 2009.
 - g) To increase the Special Responsibility Allowance of the Vice Chair of Planning Control Committee to 30% of the Cabinet Members' Allowance with effect from 1 April 2009.
 - h) To maintain the allowance for a Chair of an Overview and Scrutiny Commission at the current level, with a review after the proposals set out in the White Paper "Communities in Control: Real People Real Power" are enacted.

- i) To remove the allowance for a Vice-Chair of an Overview and Scrutiny Commission from 1 April 2009.
- j) To maintain the Cabinet Members Allowances at the current monetary value.
- k) To maintain the allowance for the Deputy Leader of the Council at the current monetary value.
- l) To make the Cabinet Member Allowance the 100% value in the new scheme of allowances.
- m) Not to introduce a special responsibility allowance for the Chair or Vice Chair of the Personnel Committee at the current time and to review these positions in the next municipal year.
- n) To index Basic and Special Responsibility Allowances by the average salary award for local government employees and to agree that the index be applied to the allowance levels recommended for 2009/10.
- o) To support the principle of parachute payments and to consider introducing them in light of any subsequent legislation enabling such payments.

2. To amend the Members' Allowances Scheme from 1 April 2009 accordingly.

Amendment 1 - Lost

It was moved by Councillor Hickson, and seconded, that paragraph 1. of the motion be amended to read:

- "1a) To accept the report and recommendations of the Independent Remuneration Panel at Appendix 2 but with the exception of the proposals relating to the Mayor, and to impose a 12 months moratorium on all other proposals.
- b) To amend the Special Responsibility Allowance for the Mayor to the level of Special Responsibility Allowance applicable to a Cabinet Member.
- c) To agree that all other recommendations, apart from that relating to the Mayor, be subject to a moratorium as above."

The amendment was put to the meeting and lost.

Amendment 2 - Carried

It was moved by Councillor Williamson, and seconded, that paragraph 1. of the motion be amended to read:

- "1a) To receive the report and recommendations of the Independent Remuneration Panel at Appendix 2.
- b) To agree that, in the current economic climate, a moratorium should be placed on the implementation of the report until the economic circumstances in the city improve.

- c) To therefore defer consideration of all of the Panel's recommendations, with the exception of paragraph n) which be implemented with reference to existing Basic and Special Responsibility Allowances from 1 April 2009."

The amendment was put to the meeting and carried.

Resolved:

- 1a) **To receive the report and recommendations of the Independent Remuneration Panel at Appendix 2.**
- b) **To agree that, in the current economic climate, a moratorium should be placed on the implementation of the report until the economic circumstances in the city improve.**
- c) **To therefore defer consideration of all of the Panels recommendations, with the exception of paragraph n) which be implemented with reference to existing Basic and Special Responsibility Allowances from 1 April 2009.**
2. **To amend the Members Allowances Scheme from 1 April 2009 accordingly.**

74/08 Written questions from Non-Council Cabinet Members to Members of the Council Cabinet.

Written questions from Non-Council Cabinet Members to Members of the Council Cabinet were asked as follows:

1. By Councillor Willoughby, concerning recycling facilities, answered by Councillor Carr, Council Cabinet Member for Direct and Internal Services.
2. By Councillor Willoughby, concerning the Duffield Road bus lane, answered by Councillor Jones, Leader of the Council and Council Cabinet Member for Corporate Policy and Economic Development
3. By Councillor Jennings, concerning Council meetings on the internet, answered by Councillor Jones, Leader of the Council and Council Cabinet Member for Corporate Policy and Economic Development
4. By Councillor Graves, concerning reappointment of consultants to advise the Council on investment in leisure centres, answered by Councillor Naitta, Council Cabinet Member for Leisure and Culture.
5. By Councillor Hickson, concerning the copyright of the Council's web casting facility, answered by Councillor Jones, Leader of the Council and Council Cabinet Member for Corporate Policy and Economic Development
6. By Councillor Hickson, concerning the YouTube publication, answered by Councillor Jones, Leader of the Council and Council Cabinet Member for Corporate Policy and Economic Development

7. By Councillor Hickson, concerning support for businesses in the city, answered by Councillor Jones, Leader of the Council and Council Cabinet Member for Corporate Policy and Economic Development.
8. By Councillor Hickson, concerning public consultation over toilet closures, answered by Councillor Naitta, Council Cabinet Member for Leisure and Culture.
9. By Councillor Bayliss, concerning work at Alvaston District Centre, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
10. By Councillor Bayliss, concerning the decision to start work at Alvaston District Centre, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
11. By Councillor Latham, concerning the opening of Oakwood Library, answered by Councillor Naitta, Council Cabinet Member for Leisure and Culture.
12. By Councillor Latham, concerning an Olympic size swimming pool, answered by Councillor Naitta, Council Cabinet Member for Leisure and Culture.
13. By Councillor Latham, concerning the library in Oakwood, answered by Councillor Naitta, Council Cabinet Member for Leisure and Culture.
14. By Councillor Grimadell, concerning money spent on publicity, answered by Councillor Jones, Leader of the Council and Council Cabinet Member for Corporate Policy and Economic Development.
15. By Councillor Poulter, concerning highway maintenance programmes, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
16. By Councillor Holmes, concerning the budget for highways, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
17. By Councillor Holmes, concerning the repair of highways footways and pavements, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
18. By Councillor Willoughby, concerning the concessionary bus scheme, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
19. By Councillor Willoughby, concerning the bus shelter in Portreach Drive, answered by Councillor Care, Deputy Leader of the Council and Council Cabinet Member for Planning and Transportation.
20. By Councillor Banwait, concerning mortgage rescue schemes, answered by Councillor Jones, Leader of the Council in the absence of Councillor Troup, Council Cabinet Member for Housing and Public Protection.

21. By Councillor Rawson, concerning the Derwent Community Primary School, answered by Councillor Carr, Council Cabinet Member for Direct and Internal Services.

75/08 Minutes and Recommendations of the Council Cabinet

The Council considered the minutes and recommendations of the Council Cabinet, requiring the approval of the Council, set out in Appendix A to these minutes.

Resolved, on the motion of Councillor Jones, to approve the minutes and recommendations of the Council Cabinet dated 13 January 2009.

76/08 Urgent Non-Executive Decisions made by the Chief Executive

The Council considered a report of the Director of Corporate and Adult Services concerning Urgent Non-Executive Decisions made by the Chief Executive since the previous meeting.

Resolved, on the motion of Councillor Jones, to note the report.

77/08 Appointment of Derby Homes Board Member

The Council considered a report of the Director of Corporate and Adult Services concerning the Appointment of a Derby Homes Independent Board Member.

Resolved, on the motion of Councillor Jones, to approve the appointment of John Bloxsom as an independent member of the Derby Homes Limited Board for the period of office from 29 January 2009 until 27 October 2011.

78/08 Membership of the Fostering Panel

Further to Minute No. 63/08 the Council considered a report of the Director of Corporate and Adult Services on the legal position with regard to the appointment of the elected member representative on the Fostering Panel.

Resolved, on the motion of Councillor Jones, to note the report.

79/08 Notices of Motion

1. *Speeding Vehicles*

Resolved, on the motion of Councillor Roberts, that Council recognises the concerns of many of our citizens about speeding vehicles in their areas.

There are renewed calls for support for action to deal not only with speed problems but problems of the perception of speed.

Council therefore requests the Council Cabinet to ensure that traffic management officers examine ways of addressing neighbourhood based perceptions and present a report on effective traffic management methods that will meet residents' aspirations.

2. *Mortgage Support*

Resolved, on the motion of Councillor Banwait, that Council welcomes Government plans to increase the number of people eligible for Income Support Mortgage Interest (SMI) which will assist mortgagors through:

- financial support**
- deferring repayments by transferring capital repayment mortgages to interest only**
- reducing the waiting period before the benefit can be paid from 39 to 13 weeks**
- enabling pensioners to get assistance immediately**
- increasing the maximum limit for assistance with mortgage costs from £100,000 to £200,000.**

Council therefore agrees to promote SMI through its advice services and literature to ensure that as many Derby homeowners as possible benefit from this scheme.

3. *Annual Collection of Toys*

Resolved, on the motion of Councillor Banwait, that Council acknowledges the cross-party effort in the collection of toys for the Derby Children's Hospital, with the support of Council staff.

Council agrees to an annual cross-party toys collection organised by coordinators from each of the three groups, accepting the donation of toys from Councillors, their constituents and Council staff, for the benefit of children who have to spend Christmas in the Derby Children's Hospital.

Mayor

MINUTES OF COUNCIL CABINET REQUIRING THE APPROVAL OF COUNCIL

COUNCIL CABINET 13 JANUARY 2009

Present: Councillor Jones (Chair)
Councillors Allen, Care, Carr, Naitta, Skelton and Troup

In attendance: Councillors Hickson and Hussain

This record of decisions was published on 15 January 2009. The key decisions set out in this record will come into force and may be implemented on the expiry of five clear days unless a key decision is called in.

Budget and Policy Framework

191/08 Derby's Sustainable Community Strategy – Our 2020 Vision 2009/11

The Council Cabinet considered a report on Derby's Sustainable Community Strategy – Our 2020 Vision 2009/11. Over the last year Derby City Partnership had been reviewing the strategy through consultation and the text had been amended to take into account comments received.

Options Considered

None.

Decision

To approve the final text of Derby's Sustainable Community Strategy – Our 20-20 Vision for 2009/11 subject to minor amendments proposed at the meeting, and to recommend full Council to approve the Strategy at its meeting on 2 March 2009.

Reasons

The strategy contents had been subject to a full process of discussion and consultation within the partnership and the evidence used to identify priorities had been robust.

COUNCIL CABINET

17 FEBRUARY 2009

Present: Councillor Jones (Chair)
Councillors Allen, Care, Carr, Naitta, Skelton and Troup

In attendance Councillors Hickson, Williams and Williamson

This record of decisions was published on 19 February 2009. The key decisions set out in this record will come into force and may be implemented on the expiry of five clear days unless a key decision is called in.

Budget and Policy Framework

228/08 Corporate Plan 2008/11 – Updated Action Plan

The Council Cabinet considered a report on Corporate Plan 2008/11 – Updated Action Plan. On 13 January 2009 the Cabinet received a copy of the Corporate Plan Action Plan that had been updated for 2009-11, for review.

The Corporate Plan Action Plan described what actions would be taken over the period 2009-2011 to deliver our vision of ‘Derby – a city of all ages’. The Plan was centred around six key priorities that were retained by Council on 19 November 2008; these were shown alongside the supporting outcomes at **Appendix 2**. The final draft of the Action Plan would be submitted to Council on 2 March 2009 recommending approval alongside the three-year budget proposals. The latest draft of the action plan was available electronically on CMIS - <http://cmis.derby.gov.uk/CMISWebPublic/Meeting.aspx?Document=12832>

Decision

1. To note to the feedback and comments received from Scrutiny Management Commission and to incorporate the recommendations in the Action Plan.
2. To approve the contents of the Corporate Plan Action Plan that had been updated for 2009-11.
3. To recommend that Council adopt the updated Action Plan on 2 March 2009.
4. To recommend that Council delegate responsibility to make amendments to reflect up-to-date information, final actions and intended outcomes to the Chief Executive and Corporate Director of Resources, and to finalise the Action Plan in consultation with the Leader of the Council.

229/08 Capital Budget 2009/10 – 2011/12

General Fund Revenue Budget and Council Tax 2009/10

The Council Cabinet considered reports on:

- Capital Budget 2009/10 – 2011/12
- General Fund Revenue Budget and Council Tax 2009/10.

During his presentation of the General Fund Revenue Budget and Council Tax 2009/10, the Corporate Director of Resources advised that the proposal to reduce the council tax increase from 4.9% to 4.25% following the consultation period would require a £700k contribution from general reserves to balance the budget. He went on to emphasise that the £700k would be a permanent funding gap and whereas, the Council has enough reserves to meet this gap in 2009/10, this is not a sustainable position and Cabinet would need to find further savings to meet this gap in 2010/11.

Decision

A. To approve the following amendments to the revenue budget proposals, in response to representations made following consultation with Overview and Scrutiny Commissions, the public and stakeholders:

- (i) Cabinet agrees that the opening of an energy shop will not now take place and the £70,000 earmarked to this service will be diverted to support the running of the new Climate Change Team.
- (ii) Cabinet agrees that the concept of pre budget scrutiny introduced in 2008, should be repeated in future budget cycles and held at the earliest point when sufficient information is available for scrutiny commissions to make informed observations. The Council Cabinet's intention is to engage the Scrutiny Management Commission in a base budget review process as soon as possible after the Annual General Meeting of the Council in May 2009.
- (iii) Following comments from the Planning and Transportation Commission on home to school transport, Cabinet has agreed to adjust the savings profile to £165,000 in 2009/10 and £115,000 in 2011/12.

B. To approve the following amendments to the capital budget proposals in response to representations made following consultation with Overview and Scrutiny Commissions, the public and stakeholders.

- (i) Council Cabinet agrees that when future capital budgets are presented to Overview and Scrutiny Commission they will show the current lines of expenditure and where appropriate how the expenditure differs from that of the previous year.

C. To recommend Council:

Capital Budget 2009/10 – 2011/12

1. To approve the capital programme for 2009/10 and the indicative capital programme for 2010/11 and 2011/12 set out in the report, subject to the completion and approval

of a full business case by the Corporate Asset Management Group or Public Realm board for major new schemes in the corporate programme identified in Appendix 2 of the report.

General Fund Revenue Budget and Council Tax 2009/10

2. To approve a budget requirement for Derby City Council for 2009/2010 of £199,030,461.
3. To approve for 2009/2010 the departmental revenue budget estimates and use of corporate reserves of £713,000 (0.36% of the budget) in 2009/10 and £232,000 in 2010/11 (due to a financial adjustment from the previous 3 year budget agreed in the Revenue Budget Strategy in September 2008) summarised in Appendices 4, 5, 6, and 12 of the report.
4. To agree the latest 2008/2009 revenue budget monitoring position as set out in Appendix 13 of the report.
5. To approve the measures proposed to manage budget risks in 2009/10 and in future years, including the deliverability of identified savings, levels of service and inflation forecasts as set out in Section 11.
6. To approve within this total of £199,030,461:

Net service estimates of:	£
Children and Young People	41,052,186
Environmental Services	22,786,000
Regeneration and Community	19,836,304
Partnerships	6,897,051
Resources	10,558,000
Corporate and Adult Services	67,834,340
Corporate and Contingency Budgets	31,154,000
	199,937,461

Appropriations to/from reserves (figures in brackets are appropriations to reserves):

Corporate reserves	(713,000)
Service reserves	(244,000)
Revenue Financing Capital	50,000
	199,030,461

7. To note that, at its meeting on 21 January 2009, the Council calculated the amount of 70,187 equivalent band D properties as the Council's Tax Base for the year 2009/10 in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 as amended by The Local Authorities (Calculation of Council Tax Base)(Amendment)(England) Regulations 2003, made under Section 33(5) of the Local Government Finance Act 1992.
8. To calculate the following amounts for the year 2009/10 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992 (the Act).

- a. £620,157,714 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e)
- b. (£421,127, 253) 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. £199,030,461 as its budget requirements 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. £106,648,562 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, revenue support grant.
- e. £1,110.40 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 2.7 above, calculated by the Council, in accordance with Section 33 of the Act

f. For the following Valuation Bands:

	£		£
A	740.27	E	1357.16
B	863.64	F	1603.91
C	987.02	G	1850.67
D	1110.40	H	2220.80

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, is applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act

9. To note that for the year 2009/10, Derbyshire Police 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	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

10. To note that for the year 2009/10, 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	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

11. Having calculated the aggregate in each case of the amount in 2.5, 2.6 and 2.7 above, in accordance with Section 30(2) of the Local Government Finance Act 1992, to set the following amounts as the amounts of Council Tax for the year 2009/10 for each of the categories of dwellings shown below:

All dwellings in Valuation Band:

£		£	
A	**	E	**
B	**	F	**
C	**	G	**
D	**	H	**

12. To note the revenue budget plans for 2010/11 and 2011/12 set out in section 5 of this report.
13. To authorise the publication of the requisite notices in accordance with the provisions of Section 38(2) of the Local Government Finance Act 1992.
14. To note the revised tables and appendices in the addendum report and resulting from the adjustments described in paragraphs 3.1 to 3.3 of the report.
15. To agree that any shortfall needed to meet the Minimum Funding Guarantee in school budgets should be met initially from the £350,000 earmarked for schools maintenance and , if this is insufficient, from the Children and Young People's Department budget.

230/08 Treasury Management Strategy and Prudential Code Indicators 2009-10

The Council Cabinet considered a report on Treasury Management Strategy and Prudential Code Indicators 2009-10. Every year, local authorities were required to adopt the prudential indicators set out in the Prudential Code for Capital Finance in Local Authorities, as determined by the Chartered Institute of Public Finance and Accountancy – CIPFA. In addition, the Council must also approve a Treasury Management Strategy, which also incorporated the Annual Investment Strategy. These requirements were set out under regulations introduced in the Local Government Act 2003. Through its prudent investment policy, the Council had so far maintained a relatively low risk portfolio and a secure cashflow. However, world financial markets had continued to suffer from a liquidity

shortage that first arose in 2007, and in the last 12 months a number of institutions worldwide had either collapsed, been nationalised, or had been forced to resort to emergency borrowing facilities offered by central banks. Given the risks that exist in the markets, and the potential losses that had been experienced by other local authorities with investments in Icelandic institutions, we were recommending that the Council maintain its tightened counterparty lending criteria, which were approved in last year's strategy report and tightened again still further in November 2008. It was expected that this would result in lower returns on the Council's investments.

Decision

1. To recommend that Council approves the planned prudential indicators set out in Appendix 2 and summarised in Appendix 4 of the report.
2. To recommend that Council approves the Statement on the Minimum Revenue Provision as stated in Appendix 2, paragraph 4.5 of the report.
3. To recommend that Council adopts the Treasury Management Strategy for 2009/10 as set out in Appendix 3 to the report.

231/08 Housing Rents and Service Charges 2009/10

The Council Cabinet considered a report on Housing Rents and Service Charges 2009/10. The Government originally set a policy to restructure social housing rents over the 10 year period 2002/03 to 2011/12, although this was now likely to be extended. The process involved moving rents incrementally towards a target so that at the end of the restructuring period, council housing rents would be in line with those of other Registered Social Landlords – RSLs – this was known as 'rent convergence'. 2009/10 was the eighth year of rent restructuring and included some changes to Government policy on the process. The main change was that for the purposes of calculating the guideline rent for 2009/10 only, the date for rent convergence under rent restructuring had been put back until 2023/24. The actual year of convergence could change again depending on the provisions contained in future subsidy determinations including future rates of inflation. Three options were consulted upon by the Council for a rent increase in 2009/10 ranging from an average of 5.95% to an average of 7%. Consultation with Community Commission and Council tenants through City Housing Consultation Group – CHCG – had now taken place. The consultation was based on the information contained in the draft Housing Revenue Account – HRA – subsidy determinations for 2009/10 with a convergence date of 2024/25. As mentioned above in paragraph 1.2, the final determinations had changed the date of convergence to 2023/24. This had the effect of increasing the overall average increase to £3.64 or 6.33%. The rent increase could, however, be maintained at £3.42 or 5.95% with little detrimental effect on the HRA and continuing to move towards convergence. This was explained to CHCG and an increase of 5.95% was accepted by them as the preferred option.

The Government policy that Service Charges should increase by no more than the retail price index - RPI - as at September of the previous year plus 0.5% continues for 2009/10 and subsequently. It was also proposed to increase the charge to £2 a week, at all sites, for car parking for residents who were not tenants of the Council. It was also proposed to clarify the policy regarding rent free weeks when there were 53 rent weeks in the year, which happens occasionally. There were normally 52 weeks in the rent year and there were four rent free weeks. It was proposed to clarify the policy as being to grant 4 'rent

free' weeks in each and every rent year. The next 53 week rent year would be 2013/14. Government regulations that came into effect on 1 October 2006 meant that pitch fees at Shelton Lock Mobile Home Park could only be increased or decreased in line with the change in RPI, apart from specific circumstances relating to capital investment.

Decision

1. To recommend that Council on 2 March 2009 approve the revision of rent and service charges from 6 April 2009 on the basis set out in the report including:
 - an average overall weekly rental increase of £3.42 or 5.95% calculated over 52 weeks
 - an average weekly increase of 5.5% on Service Charges as set out in Table 2 of the report
 - an increased charge of £2.00 a week for car parking for residents who are not tenants of the Council
 - an average weekly increase of 5.95% on Garage Rents.
2. To approve the proposed increase of 5% in pitch fees at Shelton Lock Mobile Homes Park:
 - small plot £12.26 - increase of £0.58 a week for 9 plots (previously £11.68 a week)
 - medium plot £15.33 - increase of £0.73 a week for 24 plots (previously £14.60 a week)
 - large plot £17.71 - increase of £0.84 a week for 5 plots (previously £16.87 a week).
3. To have a consistent number of four rent-free weeks in all future years.

232/08 Housing Revenue Account Budget and Business Plan 2009-10

The Council Cabinet considered a report on Housing Revenue Account Budget and Business Plan 2009-10. The Housing Revenue Account, HRA, remained financially robust in the short term but continued to face increasing pressure over time. The HRA had a long-term planning framework, with a three-year budget supplemented by a thirty-year business plan, known as the HRA Business Plan, or HRABP. The government had set up a long-term review of the HRA, which would report later this year. The outcome of this review could have a significant impact on the financial position of the HRA. As a result, the long-term forecasts for the HRA were somewhat uncertain until this review concluded. A range of outcomes were possible from this review, and until these outcomes were known it was considered best to not deviate from the established plan of using balances generated in the last few years along with interest earned on those balances to sustain the HRA in the mid to longer term, once additional Arms Length Management Organisation – ALMO - funding ceases in 2011/12. As a result, it was not proposed to change the business plan radically,

despite a worsening overall financial position, as the HRA could sustain moderate losses in the short term while awaiting the outcome of the review. If the review was not favourable then action to reduce costs may become necessary in the next few years. The proposals contained within the report should allow the continuation of the Estates Pride programme of works, with a view to supporting the £15m total programme over a number of years. The Council had already committed £11m of this programme, and it was suggested that the Council authorise further spending of £2m and the drawing up of plans for a further £2m. This would take the total committed to the full £15m allocated for the programme. An updated approved list for the existing programme was set out in Appendix 7 of the report. The proposals also included additional funding for a desktop review of Stock Options proposed by the HRA strategic working party.

Decision

1. To recommend that Council approve the budget set out as part of the HRA Business Plan at Appendix 2 and detailed in Appendix 3 of the report.
2. To approve the management fee for Derby Homes set out in Appendix 6 of the report.
3. To approve the proposals for Estates Pride, including £1.6m on the capital schemes listed at Appendix 8, and £337,000 on additional spending on the youth intervention project as detailed in Appendix 7 of the report.

GENERAL LICENSING COMMITTEE WEDNESDAY 11 FEBRUARY 2009

Present: Councillor Redfern (Chair)
Councillors Baxter, Berry, Hussain, Lowe, Poulter,
Rawson, Skelton, Williams

18/08 Revised Conditions for Licensing Pet Shops and Animals Boarding Establishments

The Committee considered a report from the Director of Environmental Services on Revised Conditions for Licensing Pet Shops and Animal Boarding Establishments. A pet shop licence is required for the carrying on at any premises of any nature (including a private dwelling) the business of selling animals. There are exemptions for persons selling pedigree animals bred by them and those to be used for breeding. A boarding establishment licence is required for providing accommodation for other people's animals at any premises (including a private dwelling). There are exemptions for people whose main activity is not the boarding of animals.

Resolved:

- 1. To approve the revised conditions set out in the report for the licensing of pet shops under the Pet Animals Act 1951 as amended and the licensing of boarding establishments for dogs and cats under the Animal Boarding Establishments Act 1963.**
- 2. To approve the implementation of the revised conditions as set out in the report from 1 January 2010.**
- 3. To recommend full Council to approve the revised conditions.**