

Time commenced - 18.09
Time finished - 20:54

COUNCIL

20 January 2021

Present: The Mayor, Councillor Frank Harwood, and Councillors Ashburner, Atwal, Barker, Bettany, Carr, Care, Cooper, Dhindsa, Eldret, Evans, Froggatt, A J Graves, A W Graves, Hassall, Hezelgrave, A Holmes, M Holmes, Hudson, Hussain, Ingall, J Khan, S Khan, Kus, Lind, Marshall, McCristal, Naitta, Nawaz, Pattison, Pearce, Peatfield, A Pegg, P Pegg, Potter, Poulter, Repton, Roulstone, Russell, Sandhu, Shanker, Skelton, Smale, Stanton, Testro, Webb, West, Williams, Willoughby and Wood.

71/20 Apologies

Apologies for absence were received from Councillor Anderson.

72/20 Declarations of Interest

There were none.

73/20 Minutes of the Previous Meeting

It was moved by Councillor Naitta and seconded by Councillor Ingall that the minutes of the meeting of Council that took place on 25 November 2020 be approved as a correct record.

Resolved that the minutes of the meeting of the Council held on 25 November 2020 be approved as a correct record, confirmed and signed by the Mayor.

74/20 Announcements from the Mayor

The Mayor welcomed fellow councillors and those watching online, before dealing with several housekeeping matters relating to the remote administration of the meeting. It was noted that a late item had been circulated, relating to a minute extract from the Council Cabinet meeting held on 13 January 2021. It was proposed that the late item would be taken in advance of the notices of motion.

The Mayor noted the recent appointment of Wayne Rooney as the permanent manager of Derby County Football Club and wished Mr Rooney well in his new role, following his record-breaking playing career.

The Mayor also took the opportunity to reflect on the previous twelve months and paid tribute to NHS colleagues, key workers, local councillors and residents in their continued efforts to tackle the Covid-19 pandemic.

75/20 Statements from members of the Council Cabinet

There were none.

76/20 Questions from the public

Questions and responses were heard as follows:

Questioner	Respondent	Summary
Bal Mahal	Cllr M Holmes	Council policy on traffic movement
Alison Martin	Cllr Holmes	Assembly Rooms demolition
Andrew Fellows Mair Bain	Cllr Holmes	A38 air quality and emissions
Dave Clasby	Cllr Holmes	A38 congestion
Simon Beavis	Cllr Holmes	A38 impact on wildlife and biodiversity
Emily Lonsdale	Cllr Williams	School fines during the pandemic

77/20 Questions relating to Derbyshire Fire Authority or Derby Homes

There were none.

78/20 Questions from non-Council Cabinet members

Under the provisions of CP42(n), it was moved by Councillor Shanker and seconded by Councillor Repton, that Council Procedure Rule CP24, requiring published questions and answers to be put verbally, was suspended.

The motion was put to the vote and carried.

The Mayor permitted an urgent matter to be raised under CP42(r). It was moved by Councillor Shanker and seconded by Councillor Ingall, that the Council Procedure Rules be permanently amended to remove the requirement for published questions and answers to be read out.

In accordance with Council Procedure Rule CP87, the motion was adjourned until the next meeting, pending a report of the Monitoring Officer.

Supplementary questions and answers were put and responded to as follows:

Questioner	Respondent	Summary
Cllr Carr	Cllr Wood	Collection of Library Cards
Cllr West	Cllr Roulstone	Changes to the procurement process
Cllr Shanker	Cllr Roulstone	Spend on consultants
Cllr P Pegg	Cllr Smale	Derby's waste
Cllr Hezelgrave	Cllr Williams	Ofsted gradings
Cllr Hussain	Cllr Roulstone	Financial support for taxi drivers
Cllr Repton	Cllr Roulstone	Cost of Council Tax rise

Cllr Peatfield	Cllr M Holmes	Trees removed by A38 works
Cllr Lind	Cllr Williams	Expansion of free school meals
Cllr A Graves	Cllr S Khan	Market Hall Investigation
Cllr Pattison	Cllr Smale	Leaflet delivery during lockdown
Cllr Ashburner	Cllr Smale	Parking on pavements
Cllr Care	Cllr M Holmes	Monitoring of climate implications
Cllr West	Cllr Poulter	Modern Slavery motion
Cllr Hezelgrave	Cllr Williams	Food parcels
Cllr Shanker	Cllr Barker	Investment in the Market Hall
Cllr Repton	Cllr Roulstone	Adult Social Care precept
Cllr Shanker	Cllr M Holmes	Update on Assembly Rooms demolition
Cllr Lind	Cllr Williams	IT equipment for disadvantaged students

79/20 Minute extract 104/20 of the Council Cabinet meeting held on 13 January 2021.

The Mayor introduced minute extract from the Council Cabinet meeting of 13 January 2021, which had been circulated following the publication of the agenda. The extract related to the calculation of the Council Tax Base, which was required to be determined by Council before 31 January 2021.

It was moved by Councillor Roulstone, and seconded by Councillor M Holmes, that minute 104/20 of the Council Cabinet be approved.

Resolved to approve minute 104/20 of the Council Cabinet.

80/20 Motion: Responsibility for Licensing

The following motion was moved by Councillor Skelton, and seconded by Councillor Atwal:

Council notes that the Local Government Act 2000 reserves licensing as a non-executive function. Therefore, Council believes that licensing should not be part of a Cabinet Member's portfolio.

Council re-affirms its own Constitution at Part 3 of the Scheme of Delegations, Part E, which states:

Licensing Committee will, within Council policies:

- 1. Take decisions relating to licensing and appeals functions that would fall within the definition of key decisions if these were executive functions;*
- 2. Approve and amend policies relating to these functions; and*
- 3. Approve arrangements for meetings of sub committees and panels, unless otherwise determined by Council.*

Council resolves to request that the Leader of the Council:

Remove licensing from the portfolio of the Cabinet Member for Governance and Licensing; re-naming the portfolio Governance.

Re-affirm that the licensing function, including policy-making, is delegated from Full Council to the Licensing Committee.

The motion was put to the vote and carried.

Resolved:

Council notes that the Local Government Act 2000 reserves licensing as a non-executive function. Therefore, Council believes that licensing should not be part of a Cabinet Member's portfolio.

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- 2. Approve and amend policies relating to these functions; and**
- 3. Approve arrangements for meetings of sub committees and panels, unless otherwise determined by Council.**

Council resolves to request that the Leader of the Council:

Remove licensing from the portfolio of the Cabinet Member for Governance and Licensing; re-naming the portfolio Governance.

Re-affirm that the licensing function, including policy-making, is delegated from Full Council to the Licensing Committee.

81/20 Motion: Protecting the NHS

The following motion was moved by Councillor Care, and seconded by Councillor Willoughby:

Council notes that in this 2021 Lockdown the Government has returned to the early 2020 messaging: Stay Home. Protect the NHS. Save Lives. As the local Public Health Authority, the City Council is already working closely with the NHS on critical elements of the Covid-19 response. The Council is also playing its part in other ways including education and enforcement of Covid19 requirements, which are all the more important with the new variant of the virus.

It is recognised that pressure on the NHS increases during the winter each year, when more people call on NHS services. One way to Protect the NHS will be to try to reduce this additional demand. Public Health has a key role in this. Furthermore, recent Government research suggests that many people are more motivated to improve their health at present due to the pandemic.

Council therefore asks the Public Health team within the Council to work creatively with our marketing team, community volunteers and others to ensure that ongoing messages about health promotion - including winter health, stopping smoking, reproductive choice, weight control, healthy exercise and Vitamin D supplements - continue to be spread across our communities despite the challenges of Lockdown.

The motion was put to the vote and carried.

Resolved:

Council notes that in this 2021 Lockdown the Government has returned to the early 2020 messaging: Stay Home. Protect the NHS. Save Lives. As the local Public Health Authority, the City Council is already working closely with the NHS on critical elements of the Covid-19 response. The Council is also playing its part in other ways including education and enforcement of Covid19 requirements, which are all the more important with the new variant of the virus.

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Council therefore asks the Public Health team within the Council to work creatively with our marketing team, community volunteers and others to ensure that ongoing messages about health promotion - including winter health, stopping smoking, reproductive choice, weight control, healthy exercise and Vitamin D supplements - continue to be spread across our communities despite the challenges of Lockdown.

82/20 Motion: NHS Volunteer Support

Councillor Lind withdrew the motion of which she had previously given notice, under the provisions of Council Procedure Rule CP42(g).

83/20 Motion: Electoral Cycle

The following motion was moved by Councillor Shanker, and seconded by Councillor Russell:

Council notes the uncertainty surrounding the Local Elections currently scheduled for 6th May 2021, resulting from the current public health situation. Any further delay to the elections originally scheduled for May 2020 may result in two sets of local elections taking place in close succession, which would not offer value for money to local taxpayers and may hinder the Council and the city's recovery from the pandemic.

In the event that the May 2021 local elections are postponed, Council requests that a report is considered to examine the implications of moving from election by thirds to all Council elections from May 2022, based on the responses received to the public consultation undertaken between January and March 2020.

The motion was put to the vote and carried.

Resolved:

Council notes the uncertainty surrounding the Local Elections currently scheduled for 6th May 2021, resulting from the current public health situation. Any further delay to the elections originally scheduled for May 2020 may result in two sets of local elections taking place in close succession, which would not offer value for money to local taxpayers and may hinder the Council and the city's recovery from the pandemic.

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84/20 Motion: Covid-19 Vaccine Prioritisation

Under Council Procedure Rule CP53, Councillor Peatfield requested that she amend the motion of which she had given notice by the deletion of 'Secretary of State' and the addition of 'JCVI' in its place within the final sentence.

The approval of the meeting was signified without discussion.

The following motion was moved by Councillor Peatfield, and seconded by Councillor Dhindsa:

Council notes that advice from the Joint Committee on Vaccination and Immunisation (JCVI) on the priority groups for a Covid-19 vaccine does not include school/childcare workers.

Inclusion of school and childcare staff on the priority list should:

- *provide more protection for children and their families*
- *reduce the chance of settings being closed for 2 weeks and working parents having to take time off work*
- *ensure continuity of education for children*
- *allow schools to return to normality faster, having a positive impact on children's mental health*
- *reduce the chance of NHS workers having to stay at home with children who are isolating due to closures*

Council resolves to write to the JCVI to request that all school and childcare workers in Derby City are kept safe at work by being put on to the phase 2 priority vaccine priority list.

The motion was put to the vote and carried.

Resolved:

Council notes that advice from the Joint Committee on Vaccination and Immunisation (JCVI) on the priority groups for a Covid-19 vaccine does not include school/childcare workers.

Inclusion of school and childcare staff on the priority list should:

- **provide more protection for children and their families**
- **reduce the chance of settings being closed for 2 weeks and working parents having to take time off work**
- **ensure continuity of education for children**
- **allow schools to return to normality faster, having a positive impact on children's mental health**
- **reduce the chance of NHS workers having to stay at home with children who are isolating due to closures**

Council resolves to write to the Secretary of State to request that all school and childcare workers in Derby City are kept safe at work by being put on to the phase 2 priority vaccine priority list.

MAYOR