

TO: ALL MEMBERS OF THE DERBY CITY COUNCIL

You are summoned to attend a meeting of the Derby City Council in the Council Chamber, The Council House, Derby on Wednesday 18 September 2013 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 17 July 2013

DOCUMENT 3

Motion - That the minutes of the meeting of the Council held on 17 July 2013 be approved as a 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	Organic Waste Collection
b	Simon Bacon	Raynesway Household Waste and Recycling Site
c	Paul Chadwick	Markeaton Nursery Budget
d	Dorothy Skrytek	Funding of Sinfin Waste Treatment Plant
e	Simon Bacon	Household Waste Collection costs
f	Paul Chadwick	City Flower Budget

(Note – unless the Council decides otherwise, the maximum period of time for questions by the public is thirty minutes.)

7. To receive any written questions about the business or functions of the Derbyshire Fire Authority and Derby Homes and the answers to those 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 minutes and recommendations of the Council Cabinet dated 14 August 2013 and 11 September 2013 requiring the approval of the Council.

DOCUMENT 9

51/13 Osmaston Vision: Elton Road Quadrant Community

Led Housing Development

To recommend to Council the approval of the additional borrowing to facilitate the loan agreement with Derby Homes.

55/13 Medium Term Financial Strategy 2014/15 to 2016/17

To endorse the Council's Medium Term Financial Strategy for 2014/15 to 2016/17 and recommend that Council approve this strategy.

56/13 Quarter 1 Capital Budget Monitoring 2013/14 to 2015/16

To recommend that approval is sought from Council for the additional borrowing required for the purchase of vehicles for Highways maintenance as detailed in the report.

Motion – to approve the minutes and recommendations of the Council Cabinet of 14 August 2013 and 11 September 2013.

- 10 To consider minutes and recommendations of the Resources and Governance Overview and Scrutiny Board, dated 19 August 2013 requiring the approval of the Council

DOCUMENT 10

16/13 Review of the Council's Call-In Procedure

Motion - to recommend to Council amendments to the Call-In Procedure. (attached as Document 10)

- 11 To consider a report of the Strategic Director of Resources, concerning a Statutory Review of Polling Districts and Polling Places

DOCUMENT 11

Motion

- 1. to approve the publication of a statutory notice on Tuesday 1 October indicating the commencement of the 2013 review of polling districts and polling places**
- 2. to authorise the Director of Legal and Democratic Services to carry out the statutory review in accordance with the proposals and timescales set out in this report**
- 3. to delegate to the Resources and Governance Board agreement of draft proposals prior to the submission of the final report and recommendations to Council on 29 January 2014.**

- 12 To consider a report of the Leader of the Council on the Derby

DOCUMENT 12

Motion

- 1. To review the contents of the draft Derby Plan as set out in Appendix 2 and approve the adoption of the three Big Ambitions and Spotlights set out in refreshed Derby Plan as the Council's priorities.**
- 2. To consider any comments or amendments advised from Council Cabinet on 11 September.**
- 3. To consider any comments that will have been added to this report from the Corporate Scrutiny and Climate Change Board on 16 September.**
- 4. To delegate authority to the Chief Executive to make any final amendments to the Derby Plan in consultation with the Leader of the Council as Chair of Derby City and Neighbourhood Partnerships.**

- 13 To consider a report of the Strategic Director of Resources, concerning appointments to Derby Homes Board

DOCUMENT 13

Motion

- 1. To resolve, subject to the approval of new governance arrangements at or before the Derby Homes Annual General meeting on 28 November 2013, that:**
 - the appointments of Councillors Martin, Redfern, Roberts, Troup and Webb to the Derby Homes Board be rescinded**
 - Councillor Shanker be appointed to the Derby Homes Board**
 - a further nomination from the Labour group and a nomination from the Conservative group be received.**
- 2. To resolve that the resolution recommended above will take effect from the date agreed by the Derby Homes Board at or before its Annual General Meeting on 28 November 2013**
- 3. To resolve that the Chief Executive's delegated authority to make decisions on behalf of Council, following consultation with group leaders, or their deputies, be utilised to ratify appointments of independent members to the Derby Homes Board**

4. To note that the required changes to the Derby Homes Memorandum and Articles of Association will be agreed by Council Cabinet and notified to Companies House by special resolution before the Annual General Meeting of the Derby Homes Board.

- 14 To consider a report of the Strategic Director of Resources, concerning an appointment to an outside body

DOCUMENT 14

Motion - To appoint Councillor Roberts to the Disability Direct Board.

15. To consider the following Notices of Motion:

- 1) Proposed by Councillor Jones and seconded by Councillor Allen

‘This Council notes the comments made by the judge in the recent election fraud case.

This Council calls on Derby Labour Party to fully co-operate with the police, to bring about the successful prosecution of all those others involved in the electoral fraud that took place in Arboretum Ward at the May 2012 elections.’

- 2) Proposed by Councillor Ashburner and seconded by Councillor Troup

‘This Council welcomes the additional Discretionary Housing Payment (DHP) funding made available by the Government since April 2013, designed to help people who are under occupying and fall into arrears. The Council notes that Derby Homes is already working closely with tenants to manage arrears resulting from under occupancy.

Other social housing tenants who are facing hardship as a result of under occupation charges may not have such accommodating landlords.

This Council therefore agrees to introduce a non eviction policy related to under occupation charges where the following criteria are met.

- where the tenant has applied for rehousing to remove under occupation
- where the tenant has applied for a DHP award
- where the tenant has maintained their tenancy effectively in terms of overall property condition and standards of behaviour.

Council proposes that once the tenant has applied for

rehousing and can bid for properties, they will also be offered properties to consider. If they refuse two reasonable offers to downsize they will no longer be protected by this policy. Furthermore Council calls upon the Coalition Government to follow expected Liberal Democrat policy, and excuse those who have registered to downsize from the under occupancy penalty.

Stockport Council has successfully implemented similar proposals.



Janie Berry
Director of Legal and Democratic Services