

**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 Wednesday 1 March 2006 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 25 January 2006.

**DOCUMENT 3**

**Motion - That the minutes of the meeting of the Council held on 25 January 2006 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. Mr K Whitehead – Redevelopment of site on Glossop Street/Elton Road and Cotton Lane
  - b. Mr M Holmes – Possible Travellers Site
  - c. Mr C Poulter – Education, sport and health provision in Spondon
  - d. Mr A Hill – Council Tax
  - e. Mr A Williams – Funding for Mackworth Ward
7. To receive any written questions about the business or functions of the Derbyshire Police Authority or Derbyshire Fire Authority, and the answers to those questions.

No questions have been received.

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 the minutes and recommendations of the Council Cabinet dated 21 February 2006 requiring the approval of the Council.

**DOCUMENT 9  
TO FOLLOW**

**Motion - To follow after the Council Cabinet meeting and to include the Council Tax motion.**

10. To consider a Report of the Director of Corporate and Adult Social Services concerning the Appointment of an Independent Member of the Standards Committee

**DOCUMENT 10**

**Motion - To confirm the appointment of Mr Philip Sunderland as an Independent Member of the Standards Committee for the period ending at the Annual Meeting in May 2009.**

(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).

11. To consider a Report of the Director of Corporate and Adult Social Services concerning Member's Allowances – Recommendations of the Independent Remuneration Panel for 2006/07

**DOCUMENT 11**


**Motion:**

1. To accept the report and recommendations of the Independent Remuneration Panel at Appendix 2.
2. To introduce a Special Responsibility Allowance of 12.5% for the Vice Chair of the Planning Control Committee.
3. To continue to link increases in Basic and Special Responsibility Allowances to the average salary award for local authority employees.
4. To amend the Members' Allowances Scheme accordingly.

12. To consider a report of the Director of Corporate and Adult Social Services on Urgent Decisions of the Council Cabinet

**DOCUMENT 12  
TO FOLLOW**

**Motion - To note the report**



Director of Corporate and Adult Social Services  
and Deputy Chief Executive

Time commenced -6.00 pm  
Time adjourned -10.12 pm

### **COUNCIL MEETING 25 JANUARY 2006**

Present: The Mayor (Councillor Webb)  
Councillors Ahern, Afzal, Allen, Baxter, Bayliss, E Berry,  
P S Berry, Blanksby, Bolton, Brown, Burgess, Care, Carr,  
Chera, Dhamrait, Dhindsa, Gerrard, Graves, Higginbottom, Hird,  
Hussain, Jackson, Jones, Khan, Latham, Leeming, Liversedge,  
Lowe, MacDonald, Marshall, Nath, Rawson, Redfern, Rehman,  
Repton, Richards, Roberts, Samra, Skelton, Smalley, Tittley,  
Travis, Troup, Turner, West, Williamson, Willitts, Wynn

### Apologies for Absence

Apologies for absence were received from Councillors Hickson and Winter.

### Declarations of Interest

All members of the General Licensing Committee declared personal interests in the matters referred to in Minute No. 80/05 – Members' Allowances: Recommendations of the Independent Remuneration Panel. Councillor Richards declared a personal interest in Minute No. 79/05 in relation to the appointment of an independent member to the Board of Derby Homes Ltd, as he was a tenant of Derby Homes Ltd.

### Announcements from the Mayor

The Council stood in silence as a tribute to the memory of:

- Phillip Whitehead, former MP for Derby North and a sitting MEP for the East Midlands. Tributes were paid to Phillip Whitehead by the Mayor and Councillors Care, Latham and Williamson.
- Colin Munton, former Director of Planning and Technical Services. A tribute to Colin Munton was paid by Councillor Baxter.
- Former County Councillor A E (Mick) Smith. A tribute to Councillor Smith was paid by Councillor Burgess.

The Mayor advised Council that the following month marked the 30<sup>th</sup> anniversary of the city's twinning link with Osnabrück in Germany. The Oberbürgermeister of Osnabrück was due to visit the City and a reunion of Derby Envoys to Osnabrück was being organised.

The Mayor referred to the fact that this was the last Council meeting before Margaret McGlade, Director of Social Services, retired from the Council's service. Tributes to Margaret McGlade were paid by the Mayor and Councillors E Berry, Dhindsa, Hussain and Jones.

## 72/05 Minutes of the Previous Meeting

**Resolved that the minutes of the meeting of the Council held on 23 November 2005 be approved as a correct record, confirmed and signed by the Mayor.**

## 73/05 Statements by Members of the Council Cabinet

There were no statements by members of the Council Cabinet.

## 74/05 Public Questions

Questions from members of the public were asked as follows:

1. By Mr T Dunn, concerning the concept and design for the Riverlights project, answered by Councillor Williamson, Leader of the Council and Council Cabinet Member for Corporate Policy.
2. By Mr T Dunn, concerning the payment of a sum of £2,000,000 to the Riverlights developer, answered by Councillor Williamson, Leader of the Council and Council Cabinet Member for Corporate Policy.
3. By Mr Chris Thornewill, concerning the lack of provision of closed circuit television coverage in Curzon Street, answered by Councillor Bayliss, Council Cabinet Member for Community Services, Regeneration and e-Government.
4. By Pat Woolley, asking why money could not be made available to refurbish the current bus station, answered by Councillor Williamson, Leader of the Council and Council Cabinet Member for Corporate Policy.
5. By Pat Woolley, in relation to the provision of a bond by developers Metro Holst in connection with the redevelopment of the bus station,

answered by Councillor Williamson, Leader of the Council and Council Cabinet Member for Corporate Policy.

6. By Mrs Helen Durose, asking for information about wooden parquet flooring from the bus station café, answered by Councillor Williamson, Leader of the Council and Council Cabinet Member for Corporate Policy. In the absence of Mrs Durose, the question was asked by the Corporate Director, Corporate and Adult Social Services.
7. By Chris Poulter, concerning the repair of the roof of Spondon Village Hall, answered by Councillor Hussain, Council Cabinet Member for Adult Services.
8. By Derek Limer, concerning the proposed closure of Pickford's House Museum, answered by Councillor Dhindsa, Council Cabinet Member for Leisure and Cultural Services.
9. By Penny Abreu, concerning an injunction obtained in respect of a planning application due to be considered by the Planning Control Committee on 22 December 2005, answered by Councillor Repton, Council Cabinet Member for Planning and Transportation.
10. By Penny Abreu, concerning the service provider for the proposed Green Lane Homeless Accommodation and Assessment Unit, answered by Councillor Nath, Council Cabinet Member for Housing and Social Inclusion.
11. By Matthew Holmes, concerning highway improvements in Mickleover, answered by Councillor Repton, Council Cabinet Member for Planning and Transportation.

## **75/05      Written Questions about the Business or Functions of the Derbyshire Police Authority or Derbyshire Fire Authority**

There were no written questions about the business or functions of the Derbyshire Police Authority or Derbyshire Fire Authority.

## **76/05      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 West, concerning budget proposals to close grass tennis courts, answered by Councillor Dhindsa, Council Cabinet Member for Leisure and Cultural Services.
2. By Councillor Latham, concerning Adult Education provision at the Rycote Centre, answered by Councillor Wynn, Council Cabinet Member for Children's and Education Services.
3. By Councillor Smalley, concerning the selection of Metro Holst as the developer for the Riverlights scheme, answered by Councillor Williamson, Leader of the Council and Council Cabinet Member for Corporate Policy.
4. By Councillor E Berry, concerning proposed budget cuts at Pickford's House Museum, answered by Councillor Dhindsa, Council Cabinet Member for Leisure and Cultural Services.
5. By Councillor Samra, concerning housing waiting lists, answered by Councillor Nath, Council Cabinet Member for Housing and Social Inclusion.
6. By Councillor Care, concerning the outcome of Councillor Bolton's visit to Nottingham, in particular in regard to reducing fly posting, answered by Councillor Bolton, Council Cabinet Member for Environment and Direct Services.

## 77/05 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 Williamson, to approve the minutes and recommendations of the Council Cabinet dated 29 November 2005, 20 December 2005 and 17 January 2006.**

## 78/05 Notices of Motion

### 1. *Museum Opening Times*

It was moved by Councillor Skelton, and seconded, that Council condemns the Labour Group's plans to close Pickford's House to general opening and restrict Sunday and Bank Holiday opening of other museums. This flies in the face of other aims to market Derby in and outside of the city. Council calls on Cabinet to review these proposals.

It was moved by Councillor Dhindsa, and seconded, that the motion be amended by the deletion of the words “condemns”, “The Labour Group’s plans”, “close”, “this flies in the face of other”, and “Council calls on Cabinet to” and the insertion of the words “notes the proposed budget options”, “restrict”, “public”, “that are part of the budget consultation process”, “Council requires the Council Cabinet to also consider the”, and “when they”.

(The effect of the amendment, if approved, was that the motion would read as follows:

“Council notes the proposed budget options to restrict Pickford’s House opening to general public and restrict Sunday and Bank Holiday opening of other museums that are part of the budget consultation process. Council requires the Council Cabinet to also consider the aims to market Derby in and outside of the city when they review these proposals.”)

The amendment was put to the meeting and carried.

**Resolved that Council notes the proposed budget options to restrict Pickford’s House opening to general public and restrict Sunday and Bank Holiday opening of other museums that are part of the budget consultation process. Council requires the Council Cabinet to also consider the aims to market Derby in and outside of the city when they review these proposals.**

## *2. Pickford’s House Museum*

In the absence of Councillor Hickson, it was moved by Councillor West, and seconded, that Council acknowledges Pickford’s House as one of the most valuable assets in the City and is concerned about plans to restrict access to this museum by limiting its availability to organised tours only which will both severely curtail attendances by the general public and families and seriously reduce the tourist offer in the City.

Council therefore calls on the Cabinet to:

1. Abandon any plans to restrict public access to Pickford’s House from what it is now.
2. Give a clear undertaking that Pickford’s House will not be closed and sold off to meet budget shortfalls either in this year or in any future years.

It was moved by Councillor Dhindsa, and seconded, that the motion be amended by the deletion of the words “as one of the most”, “about plans to restrict access to this museum by limiting its availability to organised tours only which will both severely curtail”, “seriously”, “abandon any plans to restrict public access to Pickford’s House from what it is now”, and “either in this year or in any future years” and the insertion of the words “is a”, “that the

proposals contained in the budget may significantly reduce”, “thus”, and “fully consider the views taken in the consultative process and take appropriate action”.

(The effect of the amendment, if approved, was that the motion would read as follows:

“Council acknowledges Pickford’s House is a valuable asset in the city and is concerned that the proposals contained in the budget may significantly reduce attendances by the general public and families and thus reduce the tourist offer in the city.

Council therefore calls on the Cabinet to:

1. Fully consider the views taken in the consultative process and take appropriate action.
2. Give a clear undertaking that Pickford’s House will not be closed and sold off to meet budget shortfalls.”)

In accordance with Rule CP68, it was demanded by at least 10 members that a recorded vote be taken on the amendment.

The following members voted for the amendment:

Councillors Ahern, Afzal, Baxter, Bayliss, Blanksby, Bolton, Chera, Dhamrait, Dhindsa, Gerrard, Graves, Higginbottom, Hussain, Jackson, Khan, MacDonald, Nath, Rawson, Redfern, Rehman, Repton, Roberts, Tittley, Turner, Williamson, Wynn (26).

The following members voted against the amendment:

The Mayor (Councillor Webb), Councillors Allen, E Berry, P S Berry, Burgess, Care, Carr, Hird, Jones, Latham, Leeming, Liversage, Lowe, Marshall, Richards, Samra, Skelton, Smalley, Travis, Troup, West, Willitts (22).

Councillor Brown had left the meeting before the recorded vote was taken.

The amendment was declared carried.

In accordance with Rule CP68, it was demanded by at least ten members that a recorded vote be taken on the substantive motion.

The following members voted for the motion:

Councillors Ahern, Afzal, Baxter, Bayliss, Blanksby, Bolton, Chera, Dhamrait, Dhindsa, Gerrard, Graves, Higginbottom, Hussain, Jackson, Khan, MacDonald, Nath, Rawson, Redfern, Rehman, Repton, Roberts, Tittley, Turner, Williamson, Wynn (26).



The following members voted against the motion:

The Mayor (Councillor Webb), Councillors Allen, E Berry, P S Berry, Burgess, Care, Carr, Hird, Jones, Latham, Leeming, Liversage, Lowe, Marshall, Richards, Samra, Skelton, Smalley, Travis, Troup, West, Willitts (22).

Councillor Brown had left the meeting before the recorded vote was taken.

The substantive motion was declared carried.

**Resolved that Council acknowledges Pickford's House is a valuable asset in the city and is concerned that the proposals contained in the budget may significantly reduce attendance by the general public and families and plus reduce the tourist offer in the city.**

**Council therefore calls on the Cabinet to:**

- 1. Fully consider the views taken in the consultative process and take appropriate action.**
- 2. Give a clear undertaking that Pickford's House will not be closed and sold off to meet budget shortfalls**

**3. *Bus Station Re-opening***

It was moved by Councillor Smalley, and seconded, that the current difficulties with Metro Holst have left the City without a bus station and with the City Centre in chaos due to the temporary location of buses around the City Centre. Whilst acknowledging that the City needs a new bus station it is clearly absurd to leave the current traffic chaos as it is if there is to be a further period of delay and uncertainty whilst the Riverlights scheme is re-evaluated.

Council therefore calls on Cabinet to re-open the bus station immediately until the delays and uncertainties around Riverlights scheme are fully resolved and the entire scheme is ready to proceed.

The motion was put to the meeting and lost.

**4. *Sustainable Communities Bill***

It was moved by Councillor Carr, and seconded, that Derby City Council:

1. expresses its concern at:
  - the decline of local services and facilities which affects local communities and in particular the elderly and people on the lowest incomes;

- the resulting decline of local jobs and local economies and the resulting extra traffic and pollution caused by the need to travel further
2. and notes that this combination of factors increases people's feelings of exclusion and lack of involvement; and so
  3. supports measures to reverse this process and
  4. supports the concept of local sustainability as envisaged in the Sustainable Communities Bill, namely;
    - the promotion of local economies
    - the promotion of local services and facilities
    - the protection of the environment
    - the reduction of social exclusion and
    - measures to increase involvement in the democratic process
  5. and accordingly resolves to support the Sustainable Communities Bill which:
    - requires the government to assist councils and communities in promoting local sustainability in ways decided by them; and
    - sets up a participative process whereby councils and communities can drive the way in which government uses its power and influence to assist with the promotion of local sustainability; and
    - notes that this Bill is therefore fully in accord with current thinking in local government in that it impacts on central authorities and does not impose any new duties on councils but instead enables them to influence how government uses its resources and influence to help councils and communities; and
    - specifically provides that where councils themselves decide to take action to promote local sustainability that they should be given the resources to do so; and so
  6. resolves to write to:
    - local MPs, asking them to support the Bill; and sign EDM (Early Day Motion) No. 641; and
    - Local Works, the campaign behind the Bill, (at 94 White Lion St, London N1 9PF) expressing its support.

During the debate on this motion, it was proposed by Councillor Baxter, and seconded, that, in accordance with Rule CP10, the duration of the meeting be extended beyond four hours. The motion was put to the meeting and lost.

The motion of the Sustainable Communities Bill, moved by Councillor Carr, was put to the meeting and lost.

## 5. *Temporary Bus Station*

It was moved by Councillor Care, and seconded, that Derby City Council notes that the temporary bus station is expected to be here for the next two years. Bus passengers are not happy with the current situation:

- The shortage of seats
- Lack of toilets
- Poor signage and information
- Insufficient shelter
- Too much traffic

Council further notes that officers have sought to improve the situation by increasing the seating, renewing signs and ordering an information kiosk. Traffic will be difficult to divert until the Inner Ring Road Major Maintenance Scheme is complete. Given that it will be at least two years before a permanent bus station is available again, further improvements are a priority.

Council therefore calls on the Cabinet to ensure resources are available to:

- Provide 24 hour toilet facilities in the area
- Significantly increase the number of on-street bus shelters, and
- Investigate providing a 'waiting room'.

During the debate on the above motion, it was proposed by Councillor Baxter, and seconded, that, in accordance Rule CP10, the duration of the meeting be extended beyond four hours. The motion was put to the meeting and lost.

In accordance with Rule CP68, it was demanded by at least 10 members that a recorded vote be taken on the motion, moved by Councillor Care.

The following members voted for the motion:

The Mayor (Councillor Webb), Councillors Allen, Burgess, Care, Carr, Hird, Jones, Latham, Liversedge, Lowe, Marshall, Richards, Samra, Skelton, Smalley, Travis, Troup, West (18).

The following members voted against the motion:

Councillors Ahern, Afzal, Baxter, Bayliss, Blanksby, Bolton, Chera, Dhamrait, Dhindsa, Graves, Higginbottom, Hussain, Jackson, Khan, MacDonald, Nath, Rawson, Redfern, Rehman, Repton, Roberts, Tittley, Turner, Williamson, Wynn (25).

Councillors E Berry, P S Berry, Leeming and Willitts abstained.

Councillor Brown had left the meeting before the recorded vote was taken.

The motion was declared lost.

## 79/05 Constitutional Appointments and Appointments to Outside Bodies

The Council considered a report of the Corporate Director, Corporate and Adult Social Services, concerning Constitutional Appointments and Appointments to Outside Bodies.

**Resolved, on the motion of Councillor Williamson:**

**To approve the following appointments:**

1. **Derby Homes Limited Management Board:**
2. **Sue Glithero – an independent board member – until October 2008**
3. **Nottingham East Midlands Airport Independent Consultative Committee:**

**Councillor Bolton – member of the Independent Consultative Committee for the remainder of the current municipal year.**

### **Women's Advisory Committee**

**Lyn Anglin – Organisational representative of the Friendship Group**

## 80/05 Members' Allowances – Recommendations of the Independent Remuneration Panel

The Council considered a report of the Corporate Director, Corporate and Adult Social Services, on recommendations by the Independent Remuneration Panel in relation to Members' Allowances.

It was moved by Councillor Williamson, and seconded:

1. To accept the report and recommendations of the Independent Remuneration Panel at Appendix 2
2. To decide whether to have four or two vice chairs of the General Licensing Committee for the remainder of the current municipal year.
3. Subject to 1.2 above, to approve revised Special Responsibility Allowances for the General Licensing Committee as follows:

Position	Pro-rata Percentage	Number	Yearly Allowance (2005/06) £
Vice Chair	6%	4	1640.10
OR			
Vice Chair	12½%	2	3416.87
Member	4%	10	1093.40

4. To amend the current Members' Allowances Scheme with immediate effect.
5. To refer the Panel's suggestion for combining the General Licensing Committee and the Taxi Licensing and Appeals Committee into a single Licensing Committee, to the political groups for further consideration.

It was moved by Councillor Williamson, with the consent of the Council, that the motion be amended by the deletion of paragraph 2. and 3. and the insertion in their place of the following paragraphs:

2. To continue with four vice chairs of the General Licensing Committee for the remainder of the current municipal year.
3. To approve revised Special Responsibility Allowances for the General Licensing Committee as follows:

Position	Pro-rata Percentage	Number	Yearly Allowance (2005/06) £
Vice Chair	6%	4	1640.10
Member	4%	10	1093.40

The amendment was put to the meeting and carried.

**Resolved:**

1. **To accept the report and recommendations of the Independent Remuneration Panel at Appendix 2**
2. **To continue with four vice chairs of the General Licensing Committee for the remainder of the current municipal year.**
3. **To approve revised Special Responsibility Allowances for the General Licensing Committee as follows:**

<b>Position</b>	<b>Pro-rata Percentage</b>	<b>Number</b>	<b>Yearly Allowance (2005/06) £</b>
<b>Vice Chair</b>	<b>6%</b>	<b>4</b>	<b>1640.10</b>
<b>Member</b>	<b>4%</b>	<b>10</b>	<b>1093.40</b>

4. **To amend the current Members' Allowances Scheme with immediate effect.**
5. **To refer the Panel's suggestion for combining the General Licensing Committee and the Taxi Licensing and Appeals Committee into a single Licensing Committee, to the political groups for further consideration.**

## 81/05      Duration of Meeting

**Resolved, on the motion of Councillor Bayliss, that, in accordance with Rule CP10, the duration of the meeting be extended beyond four hours.**

## 82/05      2004/05 Joint Audit and Inspection Letter

The Council considered a report of the Director of Resources concerning the 2004/05 Joint Audit and Inspection Letter.

**Resolved, on the motion of Councillor Williamson:**

1. **To receive the Joint Audit and Inspection Letter.**
2. **To note that the Accounts and Audit Committee will discuss details of the letter at its next meeting.**

MAYOR