

ITEM 9a

Time commenced - 6:03pm
Time adjourned - 7:18pm
Time reconvened - 8:12pm
Time adjourned - 9:51pm
Time reconvened - 9:59pm
Time adjourned - 10.16pm

Thursday 2 March 2023

Time reconvened - 6:03pm
Time finished - 6:52pm

COUNCIL 27 February 2023

Present: The Mayor, Councillor Robin Wood, and Councillors Atwal, Barker, Care, Carr, Dhindsa, Evans, Eyre, Froggatt, A W Graves, Hassall, Hezelgrave, Hussain, C Ingall, P Ingall, Jennings, J Khan, S Khan, Kus, Lind, Lindsey, Lonsdale, Martin, Naitta, Nawaz, Pandey, Pattison, J Pearce, T Pearce, Peatfield, Potter, Poulter, Prosser, Rawson, Repton, Roulstone, Sandhu, Shanker, Skelton, Smale, Swan, Testro, Webb, West, Whitby and Williams.

90/22 Apologies

Apologies for absence were received from Councillors Bonser, A Holmes and M Holmes.

91/22 Declarations of Interest

The Mayor invited the Monitoring Officer to address the meeting, who informed councillors that a general dispensation had been granted to allow voting to take place on the Council Tax proposals and the Councillors' Allowances Scheme for 2023-24.

92/22 Minutes of the Previous Meeting

The minutes of the meeting of the Council held on 18 January 2023 were moved by Councillor Smale and seconded by Councillor Barker.

Resolved that the minutes of the meeting of the Council held on 18 January 2023 be approved as a correct record, confirmed and signed by the Mayor.

93/22 Announcements from the Mayor

The Mayor welcomed councillors to the meeting and reflected on the twelve month anniversary of the outbreak of war in Ukraine. The Mayor noted that the Council had previously passed a unanimous resolution to support Ukrainian sovereignty, democracy, independence and territorial integrity, condemning unreservedly Russia's violation of Ukraine's sovereignty and the heinous acts of President Putin.

The Mayor reported that over the preceding year they had attended countless engagements where they had expressed the Council's support for the people of Ukraine and demonstrated solidarity with the Ukrainian community in Derby. The Mayor concluded by stating that the resolution of Council stood as firmly today as it had done one year previously.

The Mayor then dealt with some procedural matters relating to the consideration of the Medium Term Financial Plan and Council Tax proposals, confirming that they intended to allow discretion under Council Procedure Rule CP46 to vary the amount of time opposition spokespeople had to respond to the budget proposals. It was also reported that the notice of motion published at Item 19 on the agenda had been withdrawn prior to the meeting.

The Mayor noted that the February meeting of Council would normally be an opportunity for valedictory speeches from members retiring at forthcoming local elections. Owing to the large volume of business on the agenda, the Mayor proposed that these speeches were taken at an extraordinary meeting that had been scheduled for 21 March 2023.

Before concluding, the Mayor paid tribute to the Council's Strategic Director of Corporate Resources, Mr Simon Riley, who was leaving the authority to take up a role with Cheshire West and Chester Council. The Mayor thanked Mr Riley for his diligence and professionalism throughout his four years at Derby City Council.

94/22 Statements from members of the Council Cabinet

There were none.

95/22 Questions from the public

Questions and responses were heard as follows:

Questioner	Respondent	Summary
Tony Mott	Cllr J Pearce	Queen's Street Baths
Greg Szemraj	Cllr Eyre	Public footpath safety concerns
Joan Dutton	Cllr Webb	Student accommodation
Faye McGinty	Cllr Hassall	Traffic control measures
Sassi Stark	Cllr J Pearce	Derby's historical sites
Derek Gould	Cllr J Pearce	Provision of community centres and facilities
Russell Armstrong	Cllr Barker	Legal status of Osmaston Regeneration Partnership and Keepmoat Ltd.
Paul Tice	Cllr J Pearce	Rewilding Allestree Park
Simon Bacon	Cllr J Pearce	Traffic violations
Clare Wood	Cllr Hassall	Climate change budget
Ruth Coates	Cllr Hassall	Carbon neutrality of large-scale projects
Tony Mott	Cllr J Pearce	A6 cycle path
Greg Szemraj	Cllr Hassall	Parking restrictions
Derek Gould	Cllr Smale	Sinfin Waste Treatment Plant
Russell Armstrong	Cllr Eyre	Library funding

Simon Bacon	Cllr J Pearce	Blue bin recycling
Ruth Coates	Cllr Hassall	Demolition of Assembly Rooms

96/22 Questions relating to Derbyshire Fire Authority or Derby Homes

There were none.

97/22 Minute extract 173-22 of the Council Cabinet held on 15 February 2023

A minute extract of the Council Cabinet was considered, relating to the approval of the Derby and Derbyshire Minerals Local Plan. It was noted that as the document formed part of the Local Plan, it therefore required Council approval as part of the Policy Framework.

Members considered the minute presented from the Council Cabinet alongside the draft Minerals Local Plan and various ancillary documents.

The minute was moved by Councillor Hassall and seconded by Councillor J Pearce, put to the vote and carried.

Resolved to approve minute 172-22 of the Council Cabinet held on 15 February 2023.

98/22 Minute extract 178/22 of the meeting of Council Cabinet meeting held on 15 February 2023

Council considered minute extract 178/22 of the Council Cabinet detailing the proposed Medium Term Financial Plan for 2023-24 to 2025-26. Appended to the minute was the report considered by the Council Cabinet on 15 February 2023, detailing the Council's draft Revenue Budget, Capital Budget, Dedicated Schools Grant, Reserves and Capital Strategy for the forthcoming financial year. Also appended were updated consultation documents relating to budget proposals within the People's Services directorate.

Under the provisions of Council Procedure Rule CP46, the Mayor stated that Group Leaders or nominated spokespeople could speak for longer than five minutes in response to the Cabinet Member for Finance, Digital and Culture moving the proposals.

The following motion was moved by Councillor Smale, and seconded by Councillor Poutler:

To recommend to Council to approve:

Revenue Budget

- a) *The Council's net budget requirement for 2023/24 of £284.106m subject to the finalisation of the Council's Council Tax for 2023/24.*

- b) *To increase the City Council element of Council Tax by 4.99% as set out in in section 4.6 of the report.*
- c) *The current list of savings options outlined in Appendix 4 of the report with an associated estimated reduction in posts by 140.11 full time equivalent - fte in 2023/ 24 as outlined in section 4.5 of the report.*
- d) *The estimated service pressures outlined in Appendix 5 of the report.*
- e) *The directorates revenue budget plans for 2023/24 to 2025/26 estimates as detailed in Appendix 2 of the report.*
- f) *The implementation of savings proposals included in Appendix 4 of the report.*
- g) *The commencement of appropriate procedures to support the specific budget proposals listed in Appendix 4 of the report.*

Reserves

- a) *The transfer to reserves of £1.061m on a non-recurrent basis to smooth the timing differences for the collection fund as outlined in section 4.3 of the report.*
- b) *The use of Treasury Management Reserve to the smooth the timing differences within the capital programme as outlined in section 4.3 of the report.*
- c) *Use of the Cost of Change Reserve to fund one off redundancy and pension costs as outlined in section 7.1.4 of the report.*
- d) *The Section 25 reserves adequacy report as detailed in Appendix 7 of this report.*

Capital

- a) *The capital programme for 2023/24 and note the indicative capital programme for 2024/25 and 2025/26 as set out in section 5 of the report. A summary and detail was outlined in Appendix 13 of the report.*
- b) *The additional borrowing outlined in sections 5.1.15, 5.3.5, and 5.3.7 of the report.*
- c) *The Summary of Unsupported Borrowing as set out in Appendix 14 of the report.*
- d) *The MRP policy detailed in Appendix 15 of the report.*
- e) *The prudential indicators detailed in Appendix 16 of the report.*
- f) *The Capital Strategy attached at Appendix 17 of the report.*

Dedicated Schools Grant

- a) *The allocations of the Dedicated Schools Grant as detailed in section 6 of the report.*

- b) *To increase the Minimum Funding Level per pupil - primary £4,405 per pupil and secondary £5,715 per pupil.*
- c) *To set the base rate element of the Early Years Funding for 2-year-olds at £5.68 per hour and 3/4-year-olds base rate of £4.70 an increase of 3.52% per hour. The Stand-Alone Maintained Nursery Supplementary rate of £2.05 has increased to reflect the mainstreaming of the Teachers pay and pension into the EYFF (Universal Hours).*
- d) *The application of the following formula criteria for 2023/24:*
 - I. *To implement a cap on growth above 3.4% per pupil with no factor being scaled back.*
 - II. *To set a Minimum Funding Guarantee of 0.5%.*
- e) *The transfer of £0.055m from the Schools Block to the High Needs Block.*
- f) *To approve the value of Growth Fund of £0.178m to be retained centrally.*

Councillors Shanker, Skelton, Graves and Ingall spoke in response.

It was moved by Councillor Shanker and seconded by Councillor Peatfield that the minute be amended by the addition of the following words:

This Council believes that the Council Cabinet should not enter any further Inter Authority Agreement in relation to the Sinfin Lane NWTF or commence the Procurement Exercise to carry out Repairs to the facility.

The Capital and Revenue Costs associated with this project are to be removed from the budget and the equivalent reduction applied to the Council Tax level to be set.

*Capital Costs: from the Future Investment Fund on Page 111 of the report.
Revenue Costs: from the Budget risk reserve – Reserves are set out in Appendix 6 on page 53 of the report.*

On the motion of the Mayor, the meeting was adjourned to allow time for the implications of the amendment to be fully considered. During the adjournment, the public gallery was briefly emptied to allow the Section 151 Officer and the Monitoring Officer to inform councillors of commercially sensitive information relating to the Long Term Waste Management Project.

The meeting was adjourned at 7:18pm and reconvened at 8:12pm.

The amendment was put to the vote. As required under Council Procedure Rule CP71b, the votes of councillors on the amendment were noted and recorded, as they related to the setting of the Council's budget. The voting was as follows:

For the amendment:

Councillors Dhindsa, Evans, Graves, Hezelgrave, Hussain, J Khan, S Khan, Kus, Lindsey, Martin, Nawaz, Peatfield, Prosser, Rawson, Repton, Sandhu, Shanker, Swan and Whitby (19).

Against the amendment:

Councillors Atwal, Barker, Care, Carr, Eyre, Hassall, Jennings, Lind, Lonsdale,

Naitta, Pandey, Pattison, J Pearce, T Pearce, Potter, Poulter, Roulstone, Skelton, Smale, Testro, Webb, Williams and Wood (23).

Abstentions:

Councillors Froggatt, C Ingall and P Ingall (3).

The amendment was lost.

It was moved by Councillor Skelton and seconded by Councillor Atwal that the minute be amended by the insertion of the following words:

That the budget is amended to include provision for additional research to support the listing of the parks and gardens that form the setting to the Grade II listed Allestree Hall, including the former Golf Course, by Historic England.*

The long-time hiatus on redeveloping Allestree Hall and the subsequent decommissioning of the Golf Course has, and is, having a major impact on this important historic asset for the City, that sits within a UNESCO World Heritage Site Buffer Zone and Conservation Area. The Golf Course was designed by Harry S Colt and should be preserved. The parks and gardens which came before it are of significant historic importance in their own right. The proposed rewilding of the Park would irreparably damage the assets before their heritage status and value is established.

This amendment provides £10,000 to enable appropriate research to be commissioned to allow Historic England to determine the listing. In the meantime, any landscaping and rewilding that will impact on a potential listing should be ceased

That the MTFP for 2023/24- 2025/226 be amended as follows:

Revenue Budget:

	<i>Total Revised 2023/24 £m</i>	<i>Total Revised 2024/25 £m</i>	<i>Total Revised 2025/26 £m</i>
<i>Add: Page 49</i>			
<i>Research linked to listing of Allestree Hall and Golf Course</i>	<i>0.010</i>	<i>0</i>	<i>0</i>
<i>Amend:</i>			
<i>Utilisation of Contingency (*)</i>	<i>(0.010)</i>	<i>(0)</i>	<i>(0)</i>

Note () The Cabinet Report detailed (para 4.3.3) additional Government funding of £92K that would be placed in a contingency. This proposal utilises part of this funding.*

The amendment was put to the vote. As required under Council Procedure Rule CP71b, the votes of councillors on the amendment were noted and recorded, as they related to the setting of the Council's budget. The voting was as follows:

For the amendment:

Councillors Atwal, Care, Carr, Evans, Froggatt, A W Graves, C Ingall, P Ingall, Kus, Lind, Lindsey, Lonsdale, Naitta, Prosser, Skelton and Testro (16).

Against the amendment:

Councillors Barker, Eyre, Hassall, Hussain, Jennings, Martin, Pandey, Pattison, J Pearce, T Pearce, Peatfield, Potter, Poulter, Roulstone, Sandhu, Shanker, Smale, Swan, Webb, West, Whitby, Williams and Wood (23).

Abstentions:

Councillors Dhindsa, Hezelgrave, J Khan, S Khan, Nawaz, Rawson and Repton (7).

The amendment was lost.

It was moved by Councillor Lind and seconded by Councillor Skelton that the minute be amended by the addition of the following words:

That the capital budget is amended to allocate £9 million from the approved SEND Capital Budget to design, develop and build a new City Special School for children and young people with ASD (autism spectrum disorder) who would otherwise, due to lack of provision in the City, require to have their needs met through out of area placements.

For many years the Council has had insufficient provision in the City to meet the needs of SEND children. For a number of years, the Council has identified the Capital Resources to increase provision without firm investment plans. This is at a time when there has been a significant increase in children having their needs met out of the City and at great cost as illustrated below:

Out of City Placements		
	<i>Actual cost</i>	<i>Number of pupils</i>
<i>2022/23</i>	<i>19,567,018.32</i>	<i>471.00</i>
<i>2021/22</i>	<i>15,553,802.61</i>	<i>401.00</i>
<i>2020/21</i>	<i>11,501,865.70</i>	<i>349.00</i>

The Council has already identified this need and put in a bid to the Department for Education last year for a new free school, this hasn't been accepted by the government but the identified need remains, the council identified the need for a school as 160 pupils aged 11-16 and 40 pupils aged post 16. The need identified for this cohort was ASD (autism spectrum disorder). There is significant under-provision within the City for children with autism and especially high performing autism. New provision needs to be urgently brought forward to improve the life outcomes of our Children and young people within the City of Derby and decisive action needs to be taken to enable this to happen.

That the MTFP for 2023/24- 2025/26 be amended as follows:

Capital Budget:

	<i>Total Revised 2023/24 £m</i>	<i>Total Revised 2024/25 £m</i>	<i>Total Revised 2025/26 £m</i>
<i>Add: Page 106</i>			

<i>Special School – ASD</i>	<i>9.000</i>	<i>0</i>	<i>0</i>
<i>Amend: Page 106</i>			
<i>SEN Provision – Schools</i>	<i>(9.000)</i>	<i>(0)</i>	<i>(0)</i>

The amendment was put to the vote. As required under Council Procedure Rule CP71b, the votes of councillors on the amendment were noted and recorded, as they related to the setting of the Council's budget. The voting was as follows:

For the amendment:

Councillors Atwal, Care, Carr, Evans, Froggatt, A W Graves, C Ingall, P Ingall, Kus, Lind, Lindsey, Lonsdale, Naitta, Prosser, Skelton and Testro (16).

Against the amendment:

Councillors Barker, Dhindsa, Eyre, Hassall, Hezelgrave, Hussain, Jennings, J Khan, S Khan, Martin, Nawaz, Pandey, Pattison, J Pearce, T Pearce, Peatfield, Potter, Poulter, Rawson, Repton, Roulstone, Sandhu, Shanker, Smale, Swan, Webb, West, Whitby, Williams and Wood (30).

Abstentions:

None (0).

The amendment was lost.

The substantive minute was put to the vote. As required under Council Procedure Rule CP71b, the votes of the councillors on the motion were noted and recorded, as they related to the setting of the Council's budget. The voting was as follows:

For the motion:

Councillors Barker, Eyre, Hassall, Jennings, Pandey, Pattison, J Pearce, T Pearce, Potter, Poulter, Roulstone, Smale, Webb, Williams and Wood (15).

Against the motion:

Councillors Atwal, Care, Carr, Evans, Froggatt, Graves, C Ingall, P Ingall, Kus, Lind, Lindsey, Lonsdale, Naitta, Prosser, Skelton and Testro (16).

Abstentions:

Councillors Dhindsa, Hezelgrave, Hussain, J Khan, S Khan, Martin, Nawaz, Peatfield, Rawson, Repton, Sandhu, Shanker, Swan, West and Whitby (15).

The motion was lost. On the motion of the Mayor, the meeting was adjourned at 9:51pm and reconvened at 9:59pm.

The Mayor invited the Executive Leader to address the Council. The Leader invited opposition groups to enter negotiations in order to agree a mutually acceptable budget. It was moved by Councillor Poulter and seconded by Councillor Smale that under Council Procedure Rule CP42(j) the matter be adjourned until such time as alternative budget proposals could be brought before Council for consideration, noting the legal requirement for the Council to set a budget prior to 11 March 2023. The consent of the meeting was signalled without debate.

99/22 Minute extract 179-22 of the Council Cabinet held on
15 February 2023

A minute of the Council Cabinet was considered recommending the adoption of the Council's Treasury Management Strategy for the 2023-24 financial year, alongside treasury management indicators derived from the strategy and the Council's proposed investment strategy.

It was moved by Councillor Smale and seconded by Councillor J Pearce that the minute be approved. The motion was put to the vote and carried.

Resolved to approve minute 179/22 of the Council Cabinet.

100/22 Pay Policy Statement 2023/24

A report of the Strategic Director of Corporate Resources was considered, detailing the proposed Pay Policy Statement for 2023/24. It was noted that Section 38 of the Localism Act 2011 required councils to set out their policies in relation to the remuneration of Chief Officers; the remuneration of its lowest paid employees; and, the relationship between the remuneration of its Chief Officers and other officers.

The draft Pay Policy Statement and a summary of the pay, roles and responsibilities of senior employees was appended to the report for consideration.

It was moved by Councillor Barker and seconded by Councillor Poulter that the recommendations contained within the report be approved. The recommendations were put to the vote and carried.

Resolved:

- 1. To approve the Pay Policy Statement 2023/24 attached at Appendix 1 of the report.**
- 2. To note that the Pay Policy Statement would be published on the Council's website.**

101/22 Councillors' Allowances Scheme 2023/24

A report of the Strategic Director of Corporate Resources proposing a Councillors' Allowances Scheme for 2023-24 was presented to Council. The report recommended a scheme of allowances that made only consequential amendments to the previous version agreed in February 2022.

It was noted that in July 2021, Council agreed to index link both the Basic Allowance and the Special Responsibility Allowances to the Local Government Pay Award for a period of four years. It was reported that in 2022, a flat-rate increase to all NJC pay scales was applied of £1925. In consultation with the Chair of the Independent Remuneration Panel it had been agreed that direct application of a flat-rate award to councillors' allowances would not be consistent with the previous recommendations of the Independent Remuneration Panel or the delegation made by Council, which was predicated on an anticipated percentage increase. The report noted that an average percentage increase across every spinal column point for NJC employees had been applied instead, equating to a 5.4 per cent increase across all allowances.

The report proposed delegating authority to the Chief Executive to update the scheme of allowances once the 2023/24 pay award had been agreed nationally.

The recommendations in the report were moved by Councillor Barker and seconded by Councillor Potter, put to the vote and carried.

Resolved:

- 1. To approve the Councillors' Allowances Scheme as set out at Appendix 1, to take effect from 1 April 2023.**
- 2. To note that Council has previously agreed to index link the Basic Allowance and Special Responsibility Allowances to the Local Government Pay Award until 2024-25.**
- 3. To delegate authority to the Chief Executive to undertake the following actions:**
 - To apply the Local Government Pay Award for 2023-24 to the level of Basic Allowance and Special Responsibility Allowances, to be backdated to 1 April 2023 once agreed.**
 - To update and publish the Councillors' Allowances and Expenses Scheme 2023-24 to reflect the application of the pay award.**
 - To update the hourly rate payable for dependent adult care and children with enhanced needs, once the Council's commissioned hourly home care rate for 2023-24 had been set.**

102/22 Appointments to Outside Bodies and Charities

A report of the Strategic Director of Communities and Place was considered, seeking to fill vacancies that had arisen in the appointments normally made by Council at its Annual General Meeting (AGM).

It was noted that following the resignation of Councillor Rob Cooper in November 2022, the position of Armed Forces Champion had remained vacant, alongside appointments to the Derby and District Ex Services Association and the Derby and Derbyshire War Memorials Committee.

It was proposed that having been previously nominated unsuccessfully at the AGM, Councillor Lindsey would take up the positions. It was moved by Councillor Graves and seconded by Councillor P Ingall that the recommendations in the report be approved. The recommendations were put to the vote and carried.

Resolved:

- 1. To endorse the appointment of Councillor Alan Lindsey as Derby City Council's Armed Forces Champion, with immediate effect until 24 May 2023.**
- 2. To endorse the appointment of Councillor Alan Lindsey to the Derby and District Ex Services Association and the Derby and Derbyshire War Memorials Committee, with immediate effect until 24 May 2023.**

103/22 Disciplinary Procedures for Statutory Officers

The Chief Executive (Head of Paid Service), Strategic Director of Corporate Resources (Chief Finance Officer) and the Director of Legal, Procurement and Democratic Services (Monitoring Officer) left the meeting for the duration of the following item of business.

A report of Chief Executive was tabled which proposed aligning the Council's disciplinary procedures with the model disciplinary procedure and guidance contained within the Joint Negotiating Committee (JNC) Conditions of Service Handbook for Chief Executives in relation to disciplinary procedures pertaining to the Council's statutory officers (Head of Paid Service, Chief Finance Officer and Monitoring Officer).

It was reported that the Council had previously resolved to undertake disciplinary procedures in line with the requirements of the Local Authorities (Standing Orders) (England) (Amendment) Regulations 2015. However, the accompanying procedure had not since been updated to reflect the requirements of the legislation.

The report sought approval for a revised procedure that reflected the model procedure and guidance issued by the JNC and re-establishment of the necessary constituted bodies for considering complaints against statutory officers.

The draft procedure was appended to the report, alongside proposed amendments to the Council's Scheme of Delegations and the most recent edition of the JNC Chief Executive's handbook.

The recommendations were moved by Councillor Barker and seconded by Councillor Poulter, before being put to the vote and carried.

Resolved:

- 1. To adopt the draft Disciplinary Procedure attached at Appendix 1 for the Chief Executive, to be read in conjunction with the JNC Conditions of Service Handbook for Chief Executives.**
- 2. To adopt the same Disciplinary Procedure and Guidance for other officers who hold a statutory role (Section 151 Officer and Monitoring Officer) as recommended by the JNC and in accordance with the Council resolution of 22 July 2015.**
- 3. To re-establish the Investigating and Disciplinary Committee and the Disciplinary Appeals Committee as standing committees of the Council and to seek nominations from Group Leaders in accordance with the political proportionality calculations detailed at paragraph 4.9 of the report.**
- 4. To establish the Independent Panel as a committee of the Council under Section 102(4) of the Local Government Act 1972 and in accordance with the requirements of paragraph 4.10 of the report.**
- 5. To delegate authority to the Investigating and Disciplinary Committee to suspend statutory officers under the agreed procedures and in cases of urgency to delegate the same authority to the Chair of the Investigating and Disciplinary Committee, in consultation with the relevant officers detailed in the procedure.**
- 6. To delegate authority for imposing action short of dismissal against statutory officers to the Investigating and Disciplinary Committee.**
- 7. To approve the constitutional amendments to the Scheme of Delegations detailed at Appendix 2 of the report and to delegate authority to the Head of Democracy to make any further consequential amendments to the Council Constitution required to give effect to resolutions one to six.**

The Chief Executive, Strategic Director of Corporate Resources and Director of Legal, Procurement and Democratic Services were invited to return to the meeting at this point.

104/22 Amendment to the Councillor Complaints Procedure

A report of the Monitoring Officer was tabled related to proposed amendments to the procedure for the assessment and review of allegations of breaches of the Councillors' Code of Conduct.

It was noted that at a meeting of the Standards Committee held on 24 January 2023, the Monitoring Officer had spoken about a small number of complaints that were proving difficult to resolve in accordance with the current procedures. It had been proposed that an additional reason for dismissal was added at paragraph 16 of the procedure to reflect circumstances where there was a lack of evidence substantiating an allegation of misconduct.

The Standards Committee had agreed with the recommendation of the Monitoring Officer and had granted delegated authority for the wording of the additional clause to be finalised and presented to Council to approval. The report presented a form of words that had since been agreed in consultation with members of the committee.

The recommendation was moved by Councillor S Khan and seconded by Councillor P Ingall.

Resolved to approve the amendment to the Procedures for the assessment and review of allegations of breaches of the Councillors' Code of Conduct, as detailed in the report.

105/22 Councillor Induction and Training 2023

A report of the Strategic Director of Corporate Resources was considered proposing a programme for councillor induction and training for the forthcoming municipal year.

It was noted that owing to the change to the Council's electoral cycle and the intention of several experienced councillors to stand down in May 2023, it was likely that the new cohort of councillors would require a comprehensive induction process to allow them to acquire the necessary skills and knowledge to fulfil their roles from the outset.

The report included a draft training programme and recommended dates for a Councillor Induction Evening and Councillor Training Day, seeking support from political groups to maximise attendance from councillors who are elected in May 2023. The report also determined the training that was deemed mandatory for all councillors and stated that training records would be routinely uploaded to the Democracy Portal for public inspection.

It was moved by Councillor Barker and seconded by Councillor P Ingall that the recommendations in the report be approved.

Resolved:

1. To agree that the Councillor Induction Evening would be held on Tuesday 16 May 2023 and that the Councillor Training Day would be held on Monday 5 June 2023.
2. To support and endorse the programme of induction and training attached at Appendix 1 of the report, subject to finalisation by the Director of Legal, Procurement and Democratic Services in consultation with Group Leaders.
3. To agree that political groups will widely communicate these dates to candidates standing in the Local Elections on 4 May 2023 and endorse an expectation that all councillors will attend.

106/22 Questions from non-Council Cabinet members

Questions and responses were heard as follows:

Questioner	Respondent	Summary
Cllr Repton	Cllr Eyre	Community Managed Libraries
Cllr Dhindsa	Cllr Eyre	Locality Working

107/22 Adjournment of Meeting

It was moved on the motion of the Mayor and seconded that the meeting be adjourned until such time as the Executive Leader could present revised budget proposals to the Council for approval. The procedural motion was put to the vote and carried.

Resolved that the Council adjourn until such time as the Executive Leader may present alternative budget proposals for consideration.

The meeting was adjourned at 10:16pm on Monday 27 February 2023. The Proper Officer received notification on 1 March 2023 that the Leader wished to reconvene the meeting for 6pm on Thursday 2 March 2023. In consultation with the Mayor, members of the Council were summoned to attend and a notice was immediately placed on the Council's website and at the Council's offices notifying the press and public.

The meeting reconvened in the Council Chamber, Council House, Derby at 6:03pm on 2 March 2023.

Present: The Mayor, Councillor Robin Wood, and Councillors Atwal, Barker, Care, Carr, Dhindsa, Evans, Eyre, Froggatt, A W Graves, Hassall, Hezelgrave, C Ingall, P Ingall, Jennings, S Khan, Kus, Lind, Lindsey, Lonsdale, Martin, Naitta, Nawaz, Pandey, Pattison, J Pearce, T Pearce, Peatfield, Potter, Poulter, Prosser, Rawson, Repton, Roulstone, Sandhu, Shanker, Skelton, Smale, Swan, Testro, Webb, Whitby and Williams.

108/22 Apologies

Apologies for absence were received from Councillors Bonser, A Holmes and M Holmes, Hussain, J Khan and West.

109/22 Minute extract 178/22 of the meeting of Council Cabinet meeting held on 15 February 2023

The Mayor reintroduced the minute extract of the Council Cabinet considered on 27 February 2023. Before proceeding, the Mayor invited the Chief Executive and the Director of Legal, Procurement and Democratic Services to address Council to explain the legal, financial and reputational implications if the Council were to fail to set a balanced budget by 11 March 2023.

The Executive Leader was invited to address Council. The Leader tabled an addendum to the Council Cabinet report detailing proposed alterations to the budget previously considered by the Council.

It was moved by Councillor Poulter and seconded by Councillor Smale that minute 178/22 of the Council Cabinet be approved, subject to an additional £0.105m in 2023/24 and 2024/25 being allocated for additional investment into the SEND Team, to provide an additional two full time equivalent SEND officers, to be funded from the Priority Families Reserve as outlined in section 4.2.1 of the addendum to the original Council Cabinet report.

The substantive minute, as amended by the alterations proposed by the Leader, was put to the vote. As required under Council Procedure Rule CP71b, the votes of the councillors on the motion were noted and recorded, as they related to the setting of the Council's budget. The voting was as follows:

For the motion:

Councillors Barker, Eyre, Hassall, Jennings, Pandey, Pattison, J Pearce, T Pearce, Potter, Poulter, Roulstone, Smale, Webb, Williams and Wood (15).

Against the motion:

Councillors Evans, Froggatt, C Ingall, P Ingall, Kus, Lindsey and Prosser (7).

Abstentions:

Councillors Atwal, Care, Carr, Dhindsa, Graves, Hezelgrave, S Khan, Lind, Lonsdale, Martin, Naitta, Nawaz, Peatfield, Rawson, Repton, Sandhu, Shanker, Skelton, Swan, Testro and Whitby (21).

Resolved to approve minute 178/22 of the Council Cabinet, subject to an additional £0.105m in 2023/24 and 2024/25 being allocated for additional investment into the SEND Team, to provide an additional two full time equivalent SEND officers, to be funded from the Priority Families Reserve as outlined in section 4.2.1 of the addendum to the report.

110/22 Council Tax Setting 2023-24

Owing to the alterations to the budget proposals detailed at minute 109/22, the report of the Strategic Director of Corporate Resources detailing Derby City Council's Council Tax requirement was no longer accurate.

The Cabinet Member for Finance, Digital and Culture tabled an updated report of the Strategic Director. It was reported that Derby City Council's Council Tax requirement for the year had been calculated as £117,687,808. The revised report set out the total Council Tax for Derby residents for 2023/24, and included precepts for the Derbyshire Police and Crime Commissioner and Derbyshire Fire Authority.

The recommendations in the report were moved by Councillor Smale, and seconded by Councillor Poulter.

As required under Rule CP71b of the Council Procedure Rules, the votes of the councillors on the substantive motion were noted and recorded as the resolution related to the setting of Council Tax.

The voting was as follows:

For the motion:

Councillors Barker, Eyre, Hassall, Jennings, Pandey, Pattison, J Pearce, T Pearce, Potter, Poulter, Roulstone, Smale, Webb, Williams and Wood (15).

Against the motion:

Councillors Evans, Froggatt, Graves, C Ingall, P Ingall, Kus, Lindsey and Prosser (8).

Abstentions:

Councillors Atwal, Care, Carr, Dhindsa, Hezelgrave, S Khan, Lind, Lonsdale, Martin, Naitta, Nawaz, Peatfield, Rawson, Repton, Sandhu, Shanker, Skelton, Swan, Testro and Whitby (20).

Resolved:

To approve:

- a) The Council Tax requirement for Derby City Council for 2023/24 of £117,687,808 in line with the detailed calculation presented in Appendix 1 of the report.**
- b) The amounts of Council Tax for the year 2023/24 for each of the categories of dwellings detailed in section 4 of the report, being the aggregate in each case of the amounts detailed in sections 4.2, 4.3 and 4.4, in accordance with Section 30(2) of the Local Government Finance Act 1992.**
- c) The publication of the requisite notices in accordance with the provisions of Section 38(2) of the Local Government Finance Act 1992.**

To note:

- a) Council Cabinet recommended to Council the net budget requirement for Derby City Council for 2023/24 of £284,106,000.**
- b) For the year 2023/24, Derbyshire Police and Crime Commissioner have stated their authority's precept to the Council, in accordance with section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings detailed in section 4.3 of the report.**

MAYOR