



Council
Wednesday 19 July 2017
At 6.00pm

Council Chamber, Council House
Corporation Street, Derby, DE1 2FS

Members: The Mayor, Councillor John Whitby, and Councillors Afzal, Anderson, Ashburner, Banwait, Barker, Bayliss, Bolton, Care, Carr, Dhindsa, Eldret, Evans, Froggatt, Graves, Grimadell, Harwood, Hassall, Hezelgrave, A Holmes, M Holmes, Hudson, Hussain, Ingall, Jackson, Keith, J Khan, S Khan, Marshall, Naitta, Nawaz, Pegg, Potter, Poulter, Raju, Rawson, Repton, Roulstone, Russell, Sandhu, Shanker, Skelton, Smale, Stanton, Turner, Webb, West, Williams, Winter and Wood.

Agenda

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| 1. | Apologies | | |
| 2. | Declarations of Interest | | Attached |
| 3. | Minutes of the meeting of Council held on 24 May 2017 | | Attached |
| 4. | Announcements from the Mayor | | |
| 5. | Statements from Members of the Council Cabinet | | |
| 6. | Questions from the Public to Members of the Council Cabinet | | |

	Questioner	Respondent	Subject
A	David Gale	Cllr Bolton	Records Management
B	Jonathan May	Cllr Rawson	Ascot Drive
C	Pat Palmer	Cllr Afzal	Highways Maintenance
D	Colin Tabberer	Cllr Afzal	City Point Adoption
E	Tom Banks	Cllr Rawson	Performance Venue
F	Simon Bacon	Cllr Hussain	Selective Licensing of Private Landlords
G	Jonathan May	Cllr Afzal	Counter-Terrorism Plans
H	Pat Palmer	Cllr Shanker	Ground Floor Council House Reconfiguration
I	Tom Banks	Cllr Raju	Derby Guildhall Theatre
J	Simon Bacon	Cllr Afzal	Recycling Rates

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| 7. | Questions relating to Derbyshire Fire Authority or Derby Homes | | |
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For more information or if you have any specific requirements please contact Democratic Services on Derby 643656. Documents can be accessed online at <http://cmis.derby.gov.uk>

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8. Questions from non-Council Cabinet Members
9. Minutes from the meeting of Council Cabinet on 12 July 2017 requiring Council approval **Attached**
10. Urgent non-executive decisions taken by the Chief Executive **Attached**
11. Recommendations made under s24 Local Audit and Accountability Act 2014 by Ernst & Young **Attached**
12. Notice of Motion: Emissions Monitoring

Moved by Councillor Evans, seconded by Councillor Graves

The new Sinfin-based Solid Waste Incinerator Plant is due to open in the near future. Emissions are regulated under UK and European law by the Environment Agency (EA) and the Sinfin Plant is continuously monitored using a Continuous Emissions Monitoring System (CEMS). If there is a spike then the EA have to be immediately informed and action taken (including shutting the plant down if required).

In order to further protect the citizens of Derby from potential serious health issues from exposure to poisonous emissions should the filter and control systems fail to operate correctly, an totally Independent and Separate Monitoring System is proposed so not to rely solely on CEMS.

Council recognises the concerns people have regarding the plant, and as such fully endorses, supports and will, prior to the plant operating, set up multiple independent air quality sample monitoring to the highest recognised legally certifiable standard (in particular to measure levels of Dioxin particulates), at a minimum of five sites spread across the city. The monitoring shall remain maintained to this standard from inception throughout the entire time period that waste incinerators remain in service in Derby City and the surrounding area. All monitoring data obtained shall be readily available in real time via the internet in a usable format.

It is anticipated this independent monitoring will be popular and wanted by Derby citizens and as such a suitable “crowd funding” scheme will be set up and managed to contribute towards the costs.

Derby City Council recognises this motion is over and above what is legally required to operate the Sinfin Solid Waste Incinerator Plant, but safety critical systems such as this should always have additional independent measures in place. Derby City Council wishes to lead by example with this Independent Monitoring System.

For clarification the definition of ‘Independent ‘in this motion is independent of Derby City Council, the Incinerator Company and all associated entities.

13. Notice of Motion: Council decision-making system

Moved by Councillor Graves, seconded by Councillor Evans

Council agrees that a report be prepared which examines the advantages and disadvantages of moving from the current Cabinet system of governance to a Committee system and which also sets out the legal and organisational processes involved in making such a change.

Council also notes:

(a) That many councillors are unfamiliar with differences between the current Cabinet/scrutiny system and the former Committee system for running Council business.

(b) That without such information, councillors will not be able to make an informed decision, with respect to considering a change back to the Committee system, proposed under the Localism Act 2011, or supporting the current Cabinet system.

This Council therefore resolves to set-up and run an introductory seminar, after the report is prepared, to brief councillors, the principal remit of which is to deliver sufficient knowledge and understanding of the difference between the Cabinet/scrutiny system and a full Committee system, outlining the pros and cons of both.

Council agrees to bring back a recommendation at the next Council AGM to consider changing from the current Cabinet/Scrutiny system to a Committee system

14. Notice of Motion: Houses in Multiple Occupation

Moved by Councillor Graves, seconded by Councillor Evans

Houses in Multiple Occupation (HMO) are great for increasing the number of homes to meet housing need. On the other hand, they can and do affect the local community and in many cases, adversely, with the associated additional on street parking and traffic flows mainly in areas that already have such issues.

Alvaston Ward has over the last 12 to 24 months been subject to conversions of 3 bedroomed houses, terraced and semi-detached houses into HMOs. As one of the local councillors I have been approached by large numbers of residents from areas affected asking what they can do about this, as nothing had gone through the planning process due to the Governments permitted development regulation's. These allow a change from a dwelling to a HMO for 3-6 occupants without reference to the Local Authority

Council therefore asks the cabinet member to write to Government seeking changes to the planning legislation whereby any dwellings being converted to HMOs must seek planning permission in order that the Local Authority may have a view and more importantly local people may have a say on the proposed development.

15. Notice of Motion: Neighbourhood working

Moved by Councillor Holmes, seconded by Councillor Poulter

Council recognises:

The work that its local councillors carry out to support local communities across Derby and that pro-active liaison with Council officers is a vital part of those day-to-day activities.

That a strong, effective and pro-active Neighbourhood Working Framework is fundamental to supporting councillors in their work and to ensure residents receive the best level of services possible. This, in turn, contributes significantly to the overall reputation of the council.

That, currently, 'neighbourhood officer' and related resources are not provided to all wards and that significantly disadvantages not only those areas, but has a negative impact on the City as a whole. This represents a significant barrier to the council achieving several of its adopted pledges and aspirations.

Council therefore agrees to facilitate:

A meeting with group leaders to discuss and agree a new framework to bring to full council and/or cabinet that delivers improved neighbourhood support to all wards. This framework would aim to recognise deprivation indices but also ensure there are resources available to every ward.



Janie Berry
Director of Governance