

ITEM 9

Time commenced - 6.02pm
Time adjourned - 6.14pm
Time reconvened - 6.49pm
Time finished - 10.21pm

COUNCIL **1 March 2017**

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

107/16 Apologies

Apologies for absence were received from Councillors Dhindsa, Grimadell, Sandhu and Williams.

108/16 Declarations of Interest

There were no declarations.

109/16 Minutes of the meeting held on 25 January 2017

The minutes were approved as a correct record.

110/16 Announcements from the Mayor

The Mayor welcomed Her Honour Judge Nirmal Shant and her husband, Mr Narinder Sharma, to the meeting. It was announced that Judge Shant would be receiving a certificate to mark her succession as the second ever Honorary Recorder for Derby. Judge Shant and Mr Sharma were invited forward to receive the certificate.

It was reported that Andy Potter, a well known presenter on BBC Radio Derby, had passed away a few weeks after being diagnosed with terminal cancer. Several members gave tributes to Mr Potter. A minute's silence was observed.

The Mayor advised that she would be taking items 6, 7, 8 and 9 on the agenda as a single item with a combined motion: "To approve Council Cabinet minutes 165/16, 166/16, 167/16 and 168/16." The Mayor advised that she would not be restricting opposition group leaders to five-minute speeches, but stated that contributions of opposition group leaders should not exceed 10 minutes.

111/16 Statements from Council Cabinet Members

There were none.

112/16 Minutes 165/16, 166/16, 167/16 and 168/16 of Council Cabinet

The Mayor invited Councillor Banwait to move the following minutes of Council Cabinet:

- 165/16 – General Fund Revenue Budget 2017/18 to 2019/20
- 166/16 – Robustness of Estimates and Adequacy of Reserves
- 167/16 – Capital Budget 2017/18 to 2019/20
- 168/16 – Treasury Management Strategy 2017/18

Following repeated interruptions from the public gallery, the Mayor warned that the meeting would be adjourned and the public gallery cleared unless the interruptions ceased.

The disturbance continued and, under Council Procedure Rule CP83, the meeting was adjourned at 6.14pm. During the subsequent adjournment, it was determined by the Mayor that, under Council Procedure Rule CP85, the public gallery would be cleared.

The meeting resumed at 6.49pm. The motion to approve Council Cabinet minutes 165/16, 166/16, 167/16 and 168/16 was moved by Councillor Banwait and seconded.

It was moved by Councillor Wood, and seconded, that the motion be amended by the insertion of the following words at the end of the motion:

"subject to the removal of the Library Service cuts proposed for 2017/18 and 2018/19 by bringing forward the proposed staffing efficiencies from 2019/20 to achieve the savings required; and further consideration being given to continuing to secure the long term future and funding of the library service via the council's Medium Term Financial Plan in 2019/20."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the motion. The voting was as follows:

For the amendment:

Councillors Ashburner, Barker, Carr, Evans, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, Naitta, Potter, Poulter, Roulstone, Skelton, Smale, Webb and Wood (19)

Against the amendment:

Councillors Afzal, Anderson, Banwait, Bayliss, Bolton, Eldret, Froggatt, Graves, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Nawaz, Pegg, Raju, Rawson, Repton, Russell, Shanker, Stanton, Turner, West, Whitby and the Mayor, Councillor Winter (25)

Abstentions:

Councillor Care (1)

The amendment was lost.

It was moved by Councillor Poulter, and seconded, that the motion be amended by the insertion of the following words at the end of the motion:

"subject to the reinstatement of neighbourhood funding equally at £10,000 per neighbourhood, plus the provision of appropriate staffing levels to facilitate a 0.5fte officer resource to all 17 wards, at a total cost of £250,000; to be funded from a one quarter per cent saving in staffing budgets through driving down sickness levels and associated agency costs."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the motion. The voting was as follows:

For the amendment:

Councillors Ashburner, Barker, Care, Carr, Evans, Graves, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, Naitta, Potter, Poulter, Roulstone, Skelton, Smale, Webb and Wood (20)

Against the amendment:

Councillors Afzal, Anderson, Banwait, Bayliss, Bolton, Eldret, Froggatt, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Nawaz, Pegg, Raju, Rawson, Repton, Russell, Shanker, Stanton, Turner, West, Whitby and the Mayor, Councillor Winter (24)

The amendment was lost.

It was moved by Councillor Smale, and seconded, that the motion be amended by the insertion of the following words at the end of the motion:

"subject to the reallocation of the proposed £150,000 fly tipping clearance pressure, by allocating £90,000 towards additional fly tipping enforcement staffing and associated costs across all wards, and by the reallocation of £60,000, to fund the cost of designing / implementing access improvements at Raynesway Recycling Centre."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the motion. The voting was as follows:

For the amendment:

Councillors Ashburner, Barker, Care, Carr, Evans, Graves, Hassall, A Holmes, M Holmes, Hudson, Keith, Naitta, Potter, Poulter, Roulstone, Skelton, Smale, Webb and Wood (19)

Against the amendment:

Councillors Afzal, Anderson, Banwait, Bayliss, Bolton, Eldret, Froggatt, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Nawaz, Pegg, Raju, Rawson, Repton, Russell, Shanker, Stanton, Turner, West, Whitby and the Mayor, Councillor Winter (24)

The amendment was lost.

It was moved by Councillor Care, and seconded, that the motion be amended by the insertion of the following words at the end of the motion:

"subject to the reallocation of funding from Councillor Support to Community Support, through reducing the Democratic Services budget by £85,000 in a full year and allocate the £85,000 towards; Local Area Coordination in the wards which do not currently have support, in consultation with the health sector, or; if the health sector do not match the level of funding, that the £85,000 is reallocated towards community capacity building via the voluntary sector."

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the motion. The voting was as follows:

For the amendment:

Councillors Ashburner, Care, Carr, Poulter and Skelton (5)

Against the amendment:

Councillors Afzal, Anderson, Banwait, Barker, Bayliss, Bolton, Eldret, Evans, Froggatt, Graves, Hassall, Hezelgrave, A Holmes, M Holmes, Hudson, Hussain, Jackson, Keith, S Khan, Marshall, Nawaz, Pegg, Potter, Raju, Rawson, Repton, Roulstone, Russell, Shanker, Smale, Stanton, Turner, Webb, West, Whitby, Wood and the Mayor, Councillor Winter (37)

The amendment was lost.

As required under Rule CP71b of the Council Procedure Rules, a record of the vote on the council's budget was required. The motion was put to the vote and the individual votes of members present were recorded by the officers in attendance.

The voting was as follows:

For the motion: Councillors Afzal, Anderson, Banwait, Bayliss, Bolton, Eldret, Froggatt, Hezelgrave, Hussain, Jackson, S Khan, Nawaz, Pegg, Raju, Rawson, Repton, Russell, Shanker, Stanton, Turner, West, Whitby and the Mayor, Councillor Winter (23)

Against the motion: Councillors Ashburner, Care, Carr, Evans, Graves and Skelton (6)

Abstentions: Councillors Barker, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, Potter, Poulter, Roulstone, Smale, Webb and Wood (13)

Resolved to approve Council Cabinet minutes:

- **165/16 – General Fund Revenue Budget 2017/18 to 2019/20**
- **166/16 – Robustness of Estimates and Adequacy of Reserves**
- **167/16 – Capital Budget 2017/18 to 2019/20**
- **168/16 – Treasury Management Strategy 2017/18**

113/16 Council Tax 2017/8

A report of the Chief Executive was considered. The report detailed Council Tax proposals for 2017/8.

It was moved by Councillor Banwait, and seconded, that the recommendations in the report be approved.

As required under Rule CP71b of the Council Procedure Rules, a record of the vote on the Council Tax setting was required. The motion was put to the vote and the individual votes of members present were recorded by the officers in attendance.

The voting was as follows:

For the motion: Councillors Afzal, Anderson, Banwait, Bayliss, Bolton, Eldret, Froggatt, Hezelgrave, Hussain, Jackson, S Khan, Nawaz, Pegg, Raju, Rawson, Repton, Russell, Shanker, Stanton, Turner, West, Whitby and the Mayor, Councillor Winter (23)

Against the motion: Councillors Evans and Graves (2)

Abstentions: Councillors Ashburner, Barker, Care, Carr, Hassall, A Holmes, M Holmes, Hudson, Keith, Marshall, Potter, Poulter, Roulstone, Skelton, Smale, Webb and Wood (17)

Resolved:

- 1) To note the final funding settlement and grant confirmation;**
- 2) To note the budget requirement for Derby City Council for 2017/18 of £214,978,416 approved at Cabinet in February 2017;**
- 3) To approve the Council Tax requirement for Derby City Council for 2017/18 of £86,424,460 in line with the detailed calculation presented in Appendix 2 of the report;**
- 4) To confirm the following amounts for the year 2017/18, consistent with the revised net budget requirement, in accordance with Sections 31A (1) of the Local Government Finance Act 1992 as amended by the Localism Act 2011, as the amounts to be taken into account for the year, under Section 30(2)(a) of the Act, in respect of categories of dwellings listed in different valuation bands, being the amounts given by multiplying the amount at (d) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act:**
 - a. £655,386,025 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) (a) to (f).*
 - b. (£440,884,858) being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) (a) and (d) of the Act.*
 - c. £86,424,460 as Council Tax requirement for the year, being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above, calculated by*

the Council, in accordance with Section 31A(4) of the Act.

d. £1,298.17 as the basic amount of its Council Tax for the year, being the amount at (c) above, divided by the amount at 4.1 below, calculated by the Council, in accordance with Section 31B of the act.

e. for the following Valuation Bands:

	£		£
A	£865.45	E	£1,586.65
B	£1,009.69	F	£1,875.13
C	£1,153.93	G	£2,163.62
D	£1,298.17	H	£2,596.34

5) To note that for the year 2017/18, Derbyshire Police and Crime Commissioner has stated the following in a precept to the Council, in accordance with section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

All dwellings in valuation band:

A	£120.40	E	£220.73
B	£140.47	F	£260.87
C	£160.53	G	£301.00
D	£180.60	H	£361.20

6) To note that for the year 2017/18, Derbyshire Fire Authority has stated the following in a precept to the Council, in accordance with section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:

All dwellings in valuation band:

A	£48.39	E	£88.71
B	£56.45	F	£104.84
C	£64.52	G	£120.97
D	£72.58	H	£145.16

7) To set the following amounts as the amounts of council tax for the year 2017/18 for each of the categories of dwellings shown below, being the aggregate in each case of the amounts in 2.4, 2.5 and 2.6, in accordance with Section 30(2) of the Local Government Finance Act 1992:

All dwellings in valuation band:

A	£1,034.24	E	£1,896.09
B	£1,206.61	F	£2,240.84
C	£1,378.98	G	£2,585.59
D	£1,551.35	H	£3,102.70

8) To authorise the publication of the requisite notices in accordance with the provisions of Section 38(2) of the Local Government Finance Act 1992.

MAYOR