

# Public Document Pack



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Date 16 April 2012

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## **CITY COUNCIL**

### **ORDER OF PROCEEDINGS**

**Date:** Monday 16 April 2012

**Time:** 2 pm

**Venue:** COUNCIL HOUSE, PLYMOUTH (next to the Civic Centre)

#### **Members:**

The Lord Mayor, Councillor Brookshaw, Chair

The Deputy Lord Mayor, Councillor Delbridge, Vice Chair

Councillors Mrs Aspinall, Ball, Mrs Beer, Berrow, Bowie, Bowyer, Mrs Bowyer, Mrs Bragg, Browne, Casey, Churchill, Coker, Davey, Mrs Dolan, Drean, Evans, K Foster, Mrs Foster, Fry, Gordon, Haydon, James, Jordan, Martin Leaves, Michael Leaves, Sam Leaves, Lowry, Dr. Mahony, McDonald, Monahan, Murphy, Mrs Nelder, Nicholson, Mrs Nicholson, Penberthy, Mrs Pengelly, Rennie, Reynolds, Ricketts, Dr. Salter, Singh, John Smith, Peter Smith, Stark, Stevens, Thompson, Tuffin, Tuohy, Vincent, Wheeler, Wigans, Wildy, Williams and Wright.

The order of proceedings is attached.

**Barry Keel**  
Chief Executive

# **CITY COUNCIL**

## **16.4.12 ORDER OF PROCEEDINGS CITY COUNCIL**

### **AGENDA**

#### **PART I – PUBLIC MEETING**

# **CITY COUNCIL MEETING ORDER OF PROCEEDINGS**

16 April 2012



**MEMBERS ARE REQUESTED TO SIGN THE ATTENDANCE LIST SITUATED AT THE REAR OF THE CHAMBER.**

Before the start of the meeting, prayers will be said by the Lord Mayor's Chaplain, Reverend Karl Freeman, Vicar of Emmanuel Church, Compton Avenue.

The Lord Mayor will draw the attention of councillors and the public to the following including the fire and emergency procedures as printed below -

**FIRE, EMERGENCY AND OTHER PROCEDURES**

Would you please note that –

- Toilets are situated at the front of the Council House at the foot of the stairs.
- If the fire alarm sounds, make your way immediately out of the public gallery through the exit at the back (the door through which you entered). For those in the Council Chamber the exit is through the doors at the back of the Chamber and down the stairs to the front of the Council House. The assembly area is to the right as you exit the Council House. For the mobility impaired, the assembly point is directly in front of the Council House car park.
- If you are in need of first aid, please make yourself known to any Council officer and the designated first aiders will be contacted.
- Unless the Chair agrees, mobile phones should be switched off and speech, video and photographic equipment should not be used during meetings.
- Smoking is not permitted within the Council House building.

**1 APOLOGIES**

Councillors Bowie, Drean, Haydon and Singh.

**2 MINUTES**

**PAGES 1 – 12**

The Lord Mayor will move that the minutes of the meetings of the Council held on 27 February 2012 are approved.

**3 DECLARATIONS OF INTEREST**

The Assistant Director for Democracy and Governance will invite councillors to make any declarations of interest relevant to today's meeting.

Councillors are reminded that an interest may be personal or prejudicial, in accordance with the Local Government Code of Conduct, or in accordance with Section 106 of the Local Government Finance Act, 1992.

In declaring a personal interest, councillors are advised that they must also declare the nature of that interest.

#### 4 APPOINTMENTS TO COMMITTEES, OUTSIDE BODIES ETC

PAGES 13 - 14

1. The City Council is asked to defer the following vacancies to the next Municipal Year, arising from the resignation of former Councillor Lock from the City Council –
  - Centrica / Carlton Power - Local Liaison Committee on Development of Power Station at Langage
  - Dartmoor National Park Authority Community Forum
  - Devon and Cornwall Housing Association
  - National Trust / Plymouth City Council Forum
  - Plympton St Maurice United Charities
  - South West Regional Flood and Coastal Committee
  
2. The following vacancies on committees have arisen from the resignation of former Councillor Lock from the City Council which may be filled by the Conservative Group –
  - Licensing Committee
  - Overview and Scrutiny Management Board
  - Planning Committee
  - Support Services Overview and Scrutiny Panel

Please see paragraph 3 below.
  
3. The City Council is asked to note the following change notified to the Assistant Director for Democracy and Governance -

<b>Committee, Outside Body etc</b>	<b>Membership</b>
Licensing Committee	Councillor Mrs Foster to fill the vacancy
Overview and Scrutiny Management Board	Councillor Mrs Beer to fill the vacancy
Planning Committee	Councillor Churchill to fill the vacancy
Support Services Overview and Scrutiny Panel	Councillor Mrs Beer to fill the vacancy
Brock Trust	Councillor Browne has replaced Joan Watkins

## 5 ANNOUNCEMENTS

- **The Lord Mayor, Chief Executive, Director for Corporate Services or Assistant Director for Democracy and Governance**
  - Vaisakhi – Sikh Festival
  - Barry Keel Chief Executive
  - Retiring Councillors: Councillors Mrs Bragg, Delbridge, Reynolds and Wildy

### (b) The Leader, Cabinet Members or Chairs of Committees

## 6 QUESTIONS BY THE PUBLIC

To receive questions from and provide answers to the public in relation to matters which, in the opinion of the Lord Mayor, are relevant to the business of the meeting in accordance with paragraph 10 of the Constitution.

There is one question for today's meeting.

<b>Question No</b>	<b>Question By</b>	<b>Relevant Cabinet Member</b>	<b>Subject</b>
10 (11/12)	Mr F Sharpe	Councillor Fry, Cabinet Member for Planning, Strategic Housing and Economic Development.	Consultation with residents on Plymstock Swimming Pool
Please could it be disclosed at the April full Council Meeting how many requests had been made over the last month prior to the meeting for consultation regarding a Plymstock Swimming Pool Site and why the Council are so reluctant to consult Plymstock Residents.			
<p><b>Response:</b>            At the 20<sup>th</sup> June 2011 City Council meeting Mr Sharpe received a reply regarding a swimming pool in the Plymstock area being provided by the developer as part of the Sherford development. At the 25<sup>th</sup> July 2011 City Council meeting Mr Sharpe received a reply regarding a petition in connection with the Plymstock Swimming pool. At the 15<sup>th</sup> November Cabinet Mr Sharpe received a reply regarding the relationship between the Plymstock Quarry and Sherford developments in connection with a swimming pool in Plymstock. At the City Council meeting held on 30<sup>th</sup> January 2012 a request was made by Mr Sharpe that a presentation be given to residents of Elburton and Plymstock before the Sherford development was reported to Planning Committee. On 13<sup>th</sup> February 2012 the Leader attended a meeting of the Elburton and District Residents Association and gave a presentation on the latest Sherford plans including reference to the provision of a swimming pool. On the 8<sup>th</sup> March Planning Committee considered all the representations made on the planning application and resolved to grant planning permission. Residents have therefore been consulted at various stages of the Sherford development over a number of years and any representations made on the development (and specifically in relation to the proposed swimming pool) have been taken into account as part of that process.</p>			

**TO DETERMINE RECOMMENDATIONS FROM CABINET AND THE OVERVIEW AND SCRUTINY MANAGEMENT BOARD**

**7 Lord Mayoralty 2012/13 PAGES 15 – 16**

The Lord Mayor will invite Councillor Mrs Pengelly (Chair of the Lord Mayor Selection Committee) to present the Committee's nomination of Councillor Wright as Lord Mayor for the ensuing year. (Lord Mayor Selection Committee minute 3 refers).

The Lord Mayor will invite the Council to vote on the acceptance of the nomination of Councillor Wright for Lord Mayor during 2012/13.

**8 Housing Plan 2012 -17 PAGES 17 - 50**

The Lord Mayor will invite Councillor Fry (Cabinet Member for Planning, Strategic Housing and Economic Development) to present the Housing Plan 2012 – 17 for adoption. (Cabinet minute 145 refers).

The Lord Mayor will invite the Council to vote on the recommendation to adopt the Housing Plan 2012 -17 with delegation to the Assistant Director for Homes and Communities to agree a final layout with the portfolio holder prior to publication.

**9 Treasury Management Strategy Statement and Annual Investment Strategy 2012/13 Update PAGES 51 – 64**

The Lord Mayor will invite Councillor Dr Mahony (Chair of the Audit Committee) and Councillor Bowyer (Cabinet Member for Finance, Property and People) to present the recommendations of the Audit Committee and Cabinet respectively on the Treasury Management Strategy Statement and the Annual Investment Strategy 2012/13 update. (Audit Committee minute 56 and Cabinet minute 147 refer).

The Lord Mayor will invite the Council to vote on the recommendations –

1. to remove the short-term rating requirement from the criteria required for the inclusion of organisations on the Council's list of proposed counterparties for new investment in 2012-13;
2. to agree the organisations and counterparty limits as set out in Appendix A to the written report of the Director for Corporate Services.

**10 Establishment of Shadow Health and Wellbeing Board PAGES 65 - 72**

The Lord Mayor will invite Councillor Monahan (Cabinet Member for Adult Health and Social Care) to present the Cabinet recommendations on the establishment of a Shadow Health and Wellbeing Board (Cabinet minute 151 refers).

The Lord Mayor will invite the Council to vote on the recommendations to –

1. establish a Shadow Health and Wellbeing Board from May 2012;
2. agree the membership of the Shadow Health and Wellbeing Board outlined in the draft terms of reference, as set out in the written report of the Director for People.

**11 Capital Programme Approvals**

**PAGES 73 - 76**

The Lord Mayor will invite Councillor Bowyer (Cabinet Member for Finance, Property and People) to present the proposals recommended by Cabinet for capital programme approval (Cabinet minutes 146 and 149 refer).

The Lord Mayor will invite the Council to vote on the recommendations to –

1. approve the new Capital Approval of £3.0m to design and implement modernised ways of working to enable delivery of customer service improvements and financial benefits;
2. amend the Capital Programme to include specific allocations for Waves III and IV of £2.657m as set out in Section I of this report, these can be contained within the existing overall approved capital programme;
3. amend the Capital Programme to use the allocations for condition works, of £3 million as set out in Section I of this report. This will not increase the capital programme but will use the current Condition budgets already approved in the programme.

**12 Demerger of the College of Medicine and Dentistry  
(Recommendations of the Adult Health and Social Care  
Overview and Scrutiny Panel, if any)**

**SUPPLEMENT**

The Lord Mayor will invite the Chief Executive to present his report on the demerger of the Peninsula College of Medicine and Dentistry.

Councillor Mrs Bowyer (Chair of the Health and Adult Social Care Overview and Scrutiny Panel) will be invited to move the recommendations contained in the written report.

The Lord Mayor will invite the Council to vote on the recommendations that Council –

1. supports the decision of the Health and Adult Social Care Overview and Scrutiny Panel as follows -  
‘to recommend to the University of Exeter and Plymouth University that –



- there is an immediate pause in the process of demerging the Peninsula College of Medicine and Dentistry;
- a 12 week consultation exercise is undertaken, in line with the Government's published code of practice for consultation;
- an options appraisal detailing alternatives to the demerging of PCMD is made available during the consultation period;
- no further action is taken until the outcomes of the consultation process are known. ‘

2. in the event that recommendations are not actioned, delegate authority to the Head of Paid Service in consultation with the Leader and Leader of the opposition to refer the matter to the Secretary of State for Health and the Secretary of State for Business, Innovation and Skills for review.

### **13 MOTIONS ON NOTICE**

There are no motions on notice today.

### **14 PROGRAMME OF ORDINARY MEETINGS OF THE COUNCIL AND COMMITTEES 2012/13 PAGES 77 – 80**

The Lord Mayor will invite Councillor Mrs Pengelly (Leader) to present the programme of ordinary meetings of the Council and committees 2012/13 for approval.

The Lord Mayor will invite the Council to approve the programme of ordinary meetings for 2012/13.

### **15 QUESTIONS BY COUNCILLORS**

Questions to the Leader, Cabinet Members and Committee Chairs covering aspects for their areas of responsibility or concern by councillors in accordance with Part B, paragraph 12 of the Constitution, on the basis of one minute for the question and two minutes for the reply. The same for supplementary questions.

*(Note: There is a 45 minute time limit on this item)*

### **16 EXEMPT BUSINESS**

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

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