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24 October 2012

CITY COUNCIL

Monday 3 December 2012

2.00 pm

Council House (Next to the Civic Centre), Plymouth

Members:

Councillor Wright, Chair

Councillor Singh, Vice Chair

Councillors Mrs Aspinall, Ball, Mrs Beer, Bowie, Bowyer, Mrs Bowyer, Browne, Casey, Churchill, Coker, Damarell, Darcy, Philippa Davey, Sam Davey, Mrs Dolan, Drean, Evans, K Foster, Mrs Foster, Fox, Fry, Gordon, Haydon, James, Jarvis, Jordan, Martin Leaves, Michael Leaves, Sam Leaves, Lowry, Dr. Mahony, McDonald, Monahan, Murphy, Mrs Nelder, Nicholson, Mrs Nicholson, Parker, Penberthy, Mrs Pengelly, Rennie, Ricketts, Dr. Salter, John Smith, Peter Smith, Stark, Stevens, Jon Taylor, Kate Taylor, Tuffin, Tuohy, Vincent, Wheeler, Wiggins and Williams.

Members are invited to attend the above meeting to consider the items of business overleaf.

This meeting will be broadcast live to the internet and will be capable of subsequent repeated viewing. By entering the Council Chamber and during the course of the meeting, Councillors are consenting to being filmed and to the use of those recordings for webcasting.

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Tracey Lee
Chief Executive

CITY COUNCIL

ORDER OF PROCEEDINGS

AGENDA

PART I – PUBLIC MEETING

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CITY COUNCIL MEETING ORDER OF PROCEEDINGS

3 December 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, Father Sam Philpott, Priest-in-charge of St Peter's Church.

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.
- This meeting is being broadcast live to the internet.
- Smoking is not permitted within the Council House building.

1 APOLOGIES

Councillors Browne, Mrs Dolan, Jarvis and Monahan.

2 MINUTES

PAGES 1 – 20

The Lord Mayor will move that the minutes of the Extraordinary General Meeting and the ordinary meeting of Council held on 24 September 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, prejudicial or a disclosable pecuniary interest in accordance with the Localism Act 2011 and the Council's Code of Conduct.

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

4 APPOINTMENTS TO COMMITTEES, OUTSIDE BODIES ETC

PAGES 23 - 26

I. The City Council is asked to consider the following appointments –

	Committee / Outside Body	Membership	Appointments
a.	Lord Mayor Selection Committee	Six councillors (3 Labour Group and 3 Conservative Group) Cllrs Mrs Aspinall, Evans and Vincent appointed	Councillors Darcy, Sam Leaves and Mrs Pengelly
b.	Careers South West (new councillor appointment)	One councillor	Councillor Damarell
c.	North Yard Community Trust (new body)	Four councillors comprising two from St Budeaux ward, one from Ham ward and one from Devonport ward	Councillors Damarell, Bowie, Tuohy and Stevens
d.	PLUSS Organisation Ltd	One councillor (vacant) and one deputy (Councillor Mrs Aspinall). One vacancy following resignation of Cllr McDonald	Member: Councillor Mrs Aspinall Deputy: Councillor Tuffin
e.	Tamar Estuaries Consultative Forum	Two councillors: Councillors Murphy and Wheeler	Councillor Vincent to replace Councillor Murphy
f.	Standards Advisory Group (informal)	Six councillors (three from each political group)	Councillors Ball, Dr Mahony, Mrs Pengelly, Rennie, Stevens, Jon Taylor

2. The City Council is asked to note the appointment of the following named substitutes notified to the Assistant Director for Democracy and Governance -

	Committee, Outside Body etc	Membership
g.	Dartmoor National Park Forum	Named substitutes: Councillor Mrs Aspinall for Councillor Mike Fox and Councillor Parker for Councillor Wheeler
h.	Devon Investment and Pension Fund Committee	Named substitute: Councillor Fox for Councillor Peter Smith (No substitute member has been nominated for Councillor Stark).

5 ANNOUNCEMENTS

(a) The Lord Mayor

- Bishop Nick McKinnel
- British Cycling
- Fairtrade City Status
- Appointment of Assistant Directors

(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.

Question No	Question By	Cabinet Member	Subject
Q7/12-13	Mr Sharpe	Councillor Peter Smith, Deputy Leader	Plymstock Swimming Pool
<p>Seeing nothing is happening at Sherford and Plymstock Residents have never voted for a swimming pool connected to Sherford when do Plymstock residents get plan B for a Plymstock Swimming Pool announced please.</p>			

Response:

The Sherford development has yet to commence but forms part of the strategic plans for Plymouth and South Hams. It has effectively been voted on by Plymstock residents through the plans put to the electorate by the previous administration and by previous Planning Committees under the last Conservative Council. A detailed Section 106 legal agreement reflects the requirements of the two Planning Committees for a swimming pool which would be delivered as part of that development. If a planning application is received for another swimming pool in the Plymstock area then this would be considered on its own planning merits against the relevant Local Development Framework.

TO DETERMINE RECOMMENDATIONS FROM CABINET

7 Capital Programme Approvals PAGES 27 - 36

The Lord Mayor will invite Councillor Lowry (Cabinet Member for Finance) to present the recommendation in the written report of the Director for Corporate Services. Cabinet minutes 88, 88a, 90, 90a, 91 and 91a refer)

The Lord Mayor will invite the Council to vote on the recommendation to approve the new capital schemes for investment as detailed below, amounting to £14.459m :

2 Year Old Nursery Places	£1.750m
Coastal Communities Scheme (subject to successful grant application)	£1.327m
Local Transport Plan capital grant forecast 2015/16	£4.829m
Marine Academy Primary Free School Places	£3.866m
Replacement of Minibuses	£0.980m
Replacement of Plant and Equipment	£1.707m

8 Gambling Act 2005 – Three Year Review of the Statement of Principles PAGES 37 - 84

The Lord Mayor will invite Councillor Vincent (Cabinet Member for Environment) to present the Cabinet recommendation (Cabinet minute 84 refers).

The Lord Mayor will invite the Council to vote on the recommendation to adopt the Gambling Act Statement of Licensing Policy contained in Appendix B to the report.

9 THE 2013 REVIEW OF PARLIAMENTARY CONSTITUENCIES IN ENGLAND PAGES 85 - 94

The Lord Mayor will invite the Assistant Director for Democracy and Governance to present the written report on the 2013 review of parliamentary constituencies.

The City Council is asked to consider what representations it wishes to make to the Boundary Commission on the revised proposals.

10 MOTIONS ON NOTICE

LOAN SHARKS

Council:

- Notes and welcomes the UK-wide campaign to end ‘legal loan sharking’.
- Believes that the lack of access to affordable credit is socially and economically damaging. Unaffordable credit is causing a myriad of unwanted effects such as poorer diets; colder homes; rent, council tax and utility arrears; depression (which impacts on job seeking behaviour) and poor health.
- Further notes that unaffordable credit is extracting wealth from the most deprived communities.
- Believes it is the responsibility of all levels of government to try to ensure affordable credit for all, and therefore pledges to use best practice to promote financial literacy and affordable lending. This will help to ensure that wealth stays in the local economy.
- Also pledges to promote credit unions, community based organisations offering access to affordable credit and promoting saving, in Plymouth.
- Calls on the government to introduce caps on the total lending rates that can be charged for providing credit.
- Calls on the government to give local authorities the power to veto licences for high street credit agencies where they could have negative economic or social impact on communities.

Proposed by Councillor Penberthy

Seconded by Councillor Evans

11 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)

12 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.