

# Public Document Pack



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28 January 2013

## **CITY COUNCIL – ORDER OF PROCEEDINGS**

Monday 28 January 2013

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.

The order of proceedings for the meeting is attached.

**Tracey Lee**  
Chief Executive

# **CITY COUNCIL**

**ORDER OF PROCEEDINGS FOR THE CITY COUNCIL MEETING ON 28  
JANUARY 2013**

# **CITY COUNCIL MEETING ORDER OF PROCEEDINGS**

28 January 2013



**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**

Deputy Lord Mayor (Councillor Singh) and Councillors Coker, Mrs Dolan, Drean, Browne and Haydon.

**2 MINUTES**

**PAGES 1 – 12**

The Lord Mayor will move that the minutes of the meeting of council held on 3 December 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 15 - 16**

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

<b>Committee, Outside Body etc</b>	<b>Membership</b>
Careers South West (new alternate director)	Councillor Mike Fox

**5 ANNOUNCEMENTS**

**(a) The Lord Mayor**

- New Year’s Honours
- Customer Services
  - Customer Service Excellence Award
  - Govmetric Case Study in Excellence Award
  - Business Health Network Platinum Award
- Library Service – Customer Service Excellence Award
- Legal Services Land Charges Team Shortlisted for National Award

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

**6 QUESTIONS BY THE PUBLIC**

There are no questions by the public for today’s meeting.

**TO DETERMINE RECOMMENDATIONS FROM CABINET AND AUDIT COMMITTEE**

**7 Council Tax Support Scheme**

**PAGES 17 – 44 AND SUPPLEMENT**

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 minute 103 and the report of the Director for Corporate Services (of the Cabinet meeting held on 11 December) refers).

The Lord Mayor will invite the council to vote on the recommendation in the written report (if moved and seconded) to approve the Council Tax Support Scheme as set out in the Council Tax Reduction Scheme Policy, the Exceptional Hardship Fund Policy and Vulnerability/Incentivising Work Statement.

**8 Council Tax Technical Reforms**

**PAGES 45 - 54**

The Lord Mayor will invite Councillor Evans (Leader) to present the Cabinet recommendations (Cabinet minute 104 and the report of the Director for Corporate Services refers).

The Lord Mayor will invite the council to vote on the recommendations to -

- (1) remove the current 10 per cent discount on second homes and charge the full Council tax;
- (2) charge 50 per cent Council tax for properties undergoing major repair for as long as the property remains in that state up to the maximum period of one year;
- (3) reduce the 100 per cent discount on empty properties from six months to one month;
- (4) charge a 50 per cent premium on homes that have been empty for more than two years, taking the total Council tax due to 150 per cent.

**9 Council Tax Base Setting**

**PAGES 55 - 64**

The Lord Mayor will invite Councillor Lowry (Cabinet Member for Finance) to present the Cabinet recommendation (Cabinet minute 132 refers).

The Lord Mayor will invite the council to vote on the recommendation to approve the council tax base for 2013/14 tax setting as 66,958 Band D equivalents, which is the tax base after allowing for an estimated collection rate of 97.5 per cent.

**10 Social Fund Replacement**

**PAGES 65 - 86**

The Lord Mayor will invite Councillor Penberthy (Cabinet Member for Cooperatives and Community Development) to present the Cabinet recommendations (Cabinet minute 128 refers).

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

- (1) establish a replacement for the Social Fund called the “Emergency and Welfare Fund” (EWF) to support people in extreme financial difficulty;
- (2) agree that the EWF is based on the following principles. It will -
  - be limited to Plymouth residents only;
  - deliver goods and services from wherever is most appropriate;
  - spend the same amount of funding that the council are handed from government;
  - broadly mirror the current Social Fund eligibility criteria (e.g. those on low income and without access to other forms of income);
  - provide crisis and welfare responses;
  - minimise the spend on administration of the scheme so the council gets as much of the government funding as possible to people in need;
  - provide goods, services and cash;
  - apply limits to the number of awards an individual can access;

- (3) ask the Customer and Communities Overview and Scrutiny Panel to review delivery of the EWF after six months of implementation and make any relevant recommendations. A further review to be undertaken at the end of the first year of implementation with recommendations made to Cabinet for any improvements in year two;
- (4) delegate authority to the Director for People, in consultation with the Cabinet Member for Cooperatives and Community Development and Director for Corporate Services, to make any changes to the EWF within the first year, which are consistent with the principles agreed, and necessary to ensure effective budget management and / or response to customers' needs;
- (5) adopt the service model (referred to in Appendix I to the report) for delivery of the EWF;
- (6) review, on an on-going basis, the potential for delivering some elements of the EWF via key partners (eg credit unions).

**11 Adoption of North Prospect Area Planning Statement PAGES 87 - 124**

The Lord Mayor will invite Councillor Vincent (Cabinet Member for Environment) to present the Cabinet recommendation (Cabinet minutes 130 and 130a refer).

The Lord Mayor will invite the council to vote on the recommendation to adopt the North Prospect Area Planning Statement as interim planning guidance to be used in consideration of future development proposals in North Prospect.

**12 Tamar Bridge and Torpoint Ferry Joint Committee - PAGES 125 - 132  
- Revenue Estimates and Capital Programme**

The Lord Mayor will invite Councillor Evans (Leader) to present the Cabinet recommendation (Cabinet minutes 121 and 121a refer).

The Lord Mayor will invite the council to vote on the recommendation to approve the revenue and capital budgets for 2013/14, as proposed by the Tamar Bridge and Torpoint Ferry Joint Committee.

**13 Amendment to the Capital Programme - Windsor PAGES 133 - 142  
House Co-location with Health**

The Lord Mayor will invite Councillor Lowry (Cabinet Member for Finance) to present the Cabinet recommendation (Cabinet minutes 120 and 120a refer).

The Lord Mayor will invite the council to vote on the recommendation to approve the additional capital resources required to implement co-location at Windsor House with the western locality Client Commissioning Group and amend the capital programme accordingly.

**14 Treasury Management and Strategy 2012/13 Mid Year Review PAGES 143 - 168**

The Lord Mayor will invite Councillor Wheeler to present the Audit Committee recommendation (Audit Committee minute 44 refers) and the written report of the Director for Corporate Services.

The Lord Mayor will invite the council to note the report.

**15 BUSINESS RATES RETENTION SCHEME**

**PAGES 169 - 178**

The Lord Mayor will invite the Director for Corporate Services to present the written report on the business rates retention scheme.

Councillor Lowry (Cabinet Member for Finance) will be invited to make a proposal for consideration.

The Lord Mayor will invite the council to vote on the recommendations in the written report (if moved and seconded) to -

- (1) approve the NNDR1 return;
- (2) note the risk and volatility issues together with the opportunities around the rates retention highlighted in this report;
- (3) note the inclusion of Plymouth City Council in the Devon Rates Pool for 2013/14.

**16 CONSTITUTIONAL CHANGES**

**PAGES 179 - 210**

The Lord Mayor will invite the Assistant Director for Democracy and Governance to present the written report on constitutional changes.

Councillor Peter Smith (Deputy Leader) will be invited to make a proposal for consideration.

The Lord Mayor will invite the council to vote on the recommendations in the written report (if moved and seconded) to –

- (1) adopt the revised Planning Committee Code of Practice;
- (2) change the hospitality rules in relation to paid for events;
- (3) adopt the webcasting protocol.

**17 DISPENSATIONS FOR MEMBERS AND CO-OPTED MEMBERS OF PLYMOUTH CITY COUNCIL**

**PAGES 211 - 216**

The Lord Mayor will invite the Assistant Director for Democracy and Governance to present the written report on dispensations for Members and co-opted members of Plymouth City Council.

Councillor Peter Smith (Deputy Leader) will be invited to make a proposal for consideration.

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

- (1) that the authority to grant existing dispensations to all Members and co-opted members is delegated to the council's Monitoring Officer;
- (2) (a) that the Monitoring Officer may, but is not required to consult with the Standards Advisory Group prior to determining an application for dispensation on grounds 4a), 4b) and 4d);  
(b) that the Monitoring Officer would consult Members of the Standards Advisory Group before making a decision on ground 4c) or 4e) as these grounds may involve a value judgment.



**18 MOTIONS ON NOTICE**

There are no motions on notices for today's meeting.

**19 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)*

**20 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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