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06 September 2013

## CITY COUNCIL

Monday 16 September 2013

2.00 pm

Council House (Next to the Civic Centre), Plymouth

### **Members:**

The Lord Mayor, Councillor Mrs Pengelly, Chair

The Deputy Lord Mayor, Councillor Churchill, Vice Chair

Councillors Mrs Aspinall, Ball, Mrs Beer, Bowie, Bowyer, Mrs Bowyer, Casey, 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, Morris, Murphy, Mrs Nelder, Nicholson, Mrs Nicholson, Parker, Penberthy, Rennie, Ricketts, Dr. Salter, Singh, John Smith, Peter Smith, Stark, Stevens, Jon Taylor, Kate Taylor, Tuffin, Tuohy, Vincent, Wheeler, Wiggins, Williams and Wright.

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. Although the public seating areas are not filmed, by entering the meeting room and using the public seating area, the public are consenting to being filmed and to the use of those recordings for webcasting.

The council is a data controller under the Data Protection Act. Data collected during this webcast will be retained in accordance with authority's published policy.

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Chief Executive

# CITY COUNCIL

## AGENDA

### PART I – PUBLIC MEETING

#### 1. APOLOGIES

To receive apologies for absence submitted by councillors.

#### 2. MINUTES (Pages 1 - 18)

To approve and sign as a correct record the minutes of the meeting held on 22 July 2013.

#### 3. DECLARATIONS OF INTEREST (Pages 19 - 20)

Councillors will be asked to make declarations of interest in respect of items on this agenda. A flowchart providing guidance on interests is attached to assist councillors.

#### 4. APPOINTMENTS TO COMMITTEES, OUTSIDE BODIES ETC (Pages 21 - 22)

The Interim Director for Corporate Services will submit a schedule of vacancies on committees, outside bodies etc and of changes notified to us.

#### 5. ANNOUNCEMENTS

- (a) To receive announcements from the Lord Mayor, Chief Executive, Interim Director for Corporate Services or Assistant Director for Law, Democracy and Governance;
- (b) To receive announcements from the Leader, Cabinet Members or Committee Chairs.

#### 6. QUESTIONS BY THE PUBLIC

To receive questions from and provide answers to the public in relation to matters which are about something the council is responsible for or something that directly affects people in the city, in accordance with Part B, paragraph 11 of the Constitution.

Questions, of no longer than 50 words, can be submitted to the Democratic Support Unit, Plymouth City Council, Civic Centre, Plymouth, PL1 2AA, or email to [democraticsupport@plymouth.gov.uk](mailto:democraticsupport@plymouth.gov.uk). Any questions must be received at least five complete working days before the meeting.

## **CABINET AND CO-OPERATIVE SCRUTINY BOARD RECOMMENDATIONS**

### **7. FINANCE: NEW CAPITAL SCHEMES (Pages 23 - 24)**

Cabinet Member: Councillor Lowry

The City Council will be asked to approve two new capital schemes relating to the Marjon link road and vehicle and plant replacement Phase 4 which were identified in the capital and revenue monitoring report submitted to Cabinet.

The minute of Cabinet held on 6 August 2013 and the Cabinet report can be viewed using the following link: <http://tinyurl.com/mmkjs4l>

### **8. URBAN ENTERPRISE: NEW ENTERPRISE UNITS AT OCEAN STUDIOS (Pages 25 - 34)**

Cabinet Member: Councillor Evans (Council Leader)

The City Council will be asked to agree that, subject to a favourable outcome to both the European Regional Development Fund and the Growing Places Fund applications, the council acts as guarantor for Ocean Studios Community Interest Company (CIC) for repayment of the balance of the Trust's loan from the LEP outstanding to a maximum of £794,000 on the terms set out in the Cabinet report, with authority to agree the Heads of Terms to be delegated to the Director for Place. Approval will also be sought for a capital contribution of £794,000 from the Investment Fund.

The minute of Cabinet held on 6 August 2013 will be submitted together with the report considered at Cabinet.

### **9. REDEVELOPMENT OF THE CIVIC CENTRE AND FUTURE ACCOMMODATION REQUIREMENTS (Pages 35 - 52)**

Cabinet Member: Councillor Lowry

The City Council will be asked to approve the capital budgets to achieve decant of the Civic Centre.

The minutes of Cabinet held on 3 September 2013 will be submitted together with the public report considered at Cabinet. (Please see also agenda item 17 below).

**10. THE BRILLIANT CO-OPERATIVE COUNCIL (Pages 53 - 62)  
SUSTAINABLE THREE YEAR PLAN**

The City Council will be asked to approve a revised approach to financial planning over the medium term and to support a council-wide transformation programme based on co-operative values to substantially reduce the operating costs of the council and ensure the maximum possible investment in achieving Corporate Plan objectives.

The minute of the Co-operative Scrutiny Board held on 4 September 2013 and the minute of Cabinet held on 3 September 2013 will be submitted together with the report considered at Cabinet.

**11. WEBCASTING (Pages 63 - 68)**

The Assistant Director for Law, Democracy and Governance will submit a report on a four year webcasting contract.

**12. CONSTITUTIONAL CHANGES: PLANNING (Pages 69 - 100)  
COMMITTEE CODE OF PRACTICE AND TERMS OF  
REFERENCE**

The Assistant Director for Law, Democracy and Governance will submit a report on changes to the constitution, in particular to amend the Planning Committee Code of Practice and Planning Committee terms of reference.

**13. ARRANGEMENTS FOR CODE OF CONDUCT (Pages 101 - 120)  
COMPLAINTS**

The Assistant Director for Law, Democracy and Governance will submit a report asking the City Council to adopt the arrangements in the written report to update the process for handling complaints under the councillors' code of conduct pursuant to Section 28 of the Localism Act 2011.

**14. MOTIONS ON NOTICE**

To consider motions from councillors in accordance with Part B, paragraph 14 of the Constitution.

**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.

## **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 items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 2 and 3 of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

## **PART II (PRIVATE MEETING)**

### **AGENDA**

#### **MEMBERS OF THE PUBLIC TO NOTE**

that under the law, Council is entitled to consider certain items in private. Members of the public will be asked to leave the meeting when such items are discussed.

#### **17. REDEVELOPMENT OF THE CIVIC CENTRE AND FUTURE ACCOMMODATION REQUIREMENTS (E3) (Pages 121 - 138)**

Further to agenda item 9 above, the private report submitted to Cabinet on 3 September 2013 will be submitted.

#### **18. SENIOR MANAGEMENT RESTRUCTURE (E2 AND 3) (Pages 139 - 148)**

The Chief Executive will submit a report on the proposed Senior Management Structure.