

# City Council

**Monday 28 January 2019**

## **PRESENT:**

Councillor Mavin, in the Chair.

Councillor Murphy, Vice Chair.

Councillors Mrs Aspinall, Mrs Beer, Bowyer, Mrs Bowyer, Mrs Bridgeman, Buchan, Carson, Churchill, Coker, Cook, Corvid, Dann, Darcy, Deacon, Derrick, Downie, Drear, Evans OBE, Fletcher, K Foster, Goslin, Haydon, Hendy, James, Mrs Johnson, Jordan, Kelly, Laing, M Leaves, S Leaves, Loveridge, Lowry, Dr Mahony, McDonald, Morris, Neil, Nicholson, Penberthy, Mrs Pengelly, Rennie, Singh, P Smith, R Smith, Stevens, J Taylor, K Taylor, Tuffin, Tuohy, Vincent, Wheeler, Wiggins and Winter.

Apologies for absence: Lord Mayor (Councillor Davey) and Councillors Ball and Parker-Delaz-Ajete.

The meeting started at 2.00 pm and finished at 5.10 pm.

*Note: At a future meeting, the Council will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.*

## **64. Minutes**

Agreed the minutes of the Extraordinary and Ordinary meetings of council held on the 19 November 2018.

## **65. Declarations of Interest**

The following declarations of interest were made by councillors in accordance with the code of conduct in respect of items under consideration at the meeting -

<b>Name</b>	<b>Minute Number</b>	<b>Reason</b>	<b>Interest</b>
Councillor Lowry	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Hendy	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Laing	75	Trustee of PATH	Private
Councillor Taylor	74	Partner employed by Devon and Cornwall Police	Private
Councillor Stevens	74	Employed by Devon and Cornwall Police	Disclosable Pecuniary Interest

Councillor Wheeler	75	Trustee of PATH	Private
Councillor Wigans	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Michael Leaves	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Sam Leaves	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Churchill	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Mrs Pengelly	74	Son employed by Devon and Cornwall Police	Private
Councillor Mrs Bridgeman	75	Board Member – Plymouth Community Homes	Private
Councillor Mrs Johnson	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Fletcher	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Mrs Loveridge	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Nicholson	75	Trustee of Charity that lets property.	Personal
Councillor Mrs Beer	74	Receives a Police Pension	Private
Councillor Kelly	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Carson	75	Private Sector Landlord	Disclosable Pecuniary Interest
Councillor Darcy	74	Employee of Devon and Cornwall Police	Disclosable Pecuniary Interest

## 66. Appointments to Committees, Outside Bodies etc

Council noted the following changes to appoints to committee and outside bodies –

<b>Committee</b>	<b>Previous Members</b>	<b>New Members</b>
Licensing Committee	Councillors Deacon and Downie	Councillors Drean and Mrs Loveridge

## 67. Announcements

### a) Lord Mayor

- Christmas opening of the Library
- Retention of Customer Service Award (Library Service)
- Death of Mr Gareth Simmons (Strategic Project Director, Economic Development)

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

#### The Leader

- Mr Ross Jago (Senior Governance Advisor), last Council meeting
- Department of Culture Media and Sport, Culture Development Fund
- Barden Corporation
- Heart of the South West Local Enterprise Partnership and Local Industrial Strategy
- Housing Delivery
- Heart of the South West Joint Committee
- NHS Sustainability and Transformation Partnership

#### Councillor Sue Dann (Cabinet Member for Environment and Street Scene)

- National Marine Park

#### Councillor Jon Taylor (Cabinet Member for Education, Skills and Transformation)

- Special Educational Needs and Disabilities Funding

## 68. Questions by the Public

There were no questions from members of the public.

## 69. Tamar Bridge and Torpoint Ferry Future Funding

Councillor Mark Coker (Cabinet Member for Strategic Planning and Infrastructure) introduced the report on the Future Funding of the Tamar Bridge and Torpoint Ferry. Councillor George Wheeler seconded the report.

Following a vote, Council agreed that an application be made to the Department for Transport for tolls to increase by one-third, applied pro-rata to the current toll classification table, detailed as follows:

### Proposed Schedule of Tolls effective from 1 July 2019

Class & Description	Current Charge	Proposed Charge
<b>Class I (Motorcycles) – Tamar Bridge</b>	<b>£0.00</b>	<b>£0.00</b>
<b>Class I (Motorcycles) – Torpoint Ferry</b>	<b>£0.30</b>	<b>£0.40</b>
<b>Class II (private passenger vehicles, vans and light goods up to 3.5T and vehicles not classified elsewhere)</b>	<b>£1.50</b>	<b>£2.00</b>
<b>Class III (vehicles above 3.5T with two axles)</b>	<b>£3.75</b>	<b>£5.00</b>
<b>Class III (vehicles with three axles)</b>	<b>£6.00</b>	<b>£8.00</b>
<b>Class V (vehicles with more than 3 axles)</b>	<b>£8.25</b>	<b>£11.00</b>

#### NOTES:

- trailers, caravans etc charged at the same rate as the towing vehicle
- discount rates for TamarTag crossings remain unchanged with a 50% discount of the full cash toll for each class of vehicle, excluding motorcycles using the Torpoint Ferry
- charges for abnormal loads at both crossings remain unchanged
- charges for special crossings of the ferry remain unchanged.

<b>Tamar Bridge and Torpoint Ferry Future Funding (Resolution)</b>	
Councillor Mary Aspinall	For
Councillor Terri Beer	For
Councillor Ian Bowyer	For
Councillor Lynda Bowyer	For
Councillor Maddi Bridgeman	For
Councillor Pam Buchan	For
Councillor Tony Carson	For

Councillor Nigel Churchill	For
Councillor Mark Coker	For
Councillor Heath Cook	For
Councillor Margaret Corvid	For
Councillor Sue Dann	For
Councillor Ian Darcy	For
Councillor Mark Deacon	For
Councillor Gareth Derrick	For
Councillor David Downie	For
Councillor Jonathan Drean	For
Councillor Tudor Evans OBE	For
Councillor David Fletcher	For
Councillor Ken Foster	For
Councillor Jeremy Goslin	For
Councillor Sally Haydon	For
Councillor Neil Hendy	For
Councillor David James	For
Councillor Mrs Andrea Johnson	For
Councillor Glenn Jordan	For
Councillor Nick Kelly	For
Councillor Jemima Laing	For
Councillor Michael Leaves	For
Councillor Samantha Leaves	For
Councillor Andrea Loveridge	For
Councillor Mark Lowry	For
Councillor Dr John Mahony	For
Councillor Christopher Mavin	Abstain
Councillor Susan McDonald	For
Councillor Jonny Morris	For
Councillor Pauline Murphy	For
Councillor Kevin Neil	For
Councillor Patrick Nicholson	For
Councillor Chris Penberthy	For
Councillor Vivien Pengelly	For
Councillor Eddie Rennie	For
Councillor Chaz Singh	For
Councillor Peter Smith	For
Councillor Rebecca Smith	For
Councillor Bill Stevens	For
Councillor Jon Taylor	For
Councillor Kate Taylor	For
Councillor Ian Tuffin	For
Councillor Tina Tuohy	For
Councillor Brian Vincent	For
Councillor George Wheeler	For
Councillor Kevin Wigans	For
Councillor Darren Winter	For
<b>Carried</b>	

## 70. Tamar Bridge & Torpoint Ferry 2019/20 Revenue Estimates and Capital Programme

Councillor Mark Coker (Cabinet Member for Strategic Planning and Infrastructure) introduced the report on the Tamar Bridge and Torpoint Ferry 2019/20 Revenue Estimates and Capital Programme. Councillor George Wheeler seconded the report.

Following a vote, Council agreed to approve the Tamar Bridge and Torpoint Ferry Joint Committee's 2019/20 Revenue Estimates and Capital Programme.

<b>Tamar Bridge &amp; Torpoint Ferry 2019/20 Budget (Resolution)</b>	
Councillor Mary Aspinall	For
Councillor Terri Beer	For
Councillor Ian Bowyer	For
Councillor Lynda Bowyer	For
Councillor Maddi Bridgeman	For
Councillor Pam Buchan	For
Councillor Tony Carson	For
Councillor Nigel Churchill	For
Councillor Mark Coker	For
Councillor Heath Cook	For
Councillor Margaret Corvid	For
Councillor Sue Dann	For
Councillor Ian Darcy	For
Councillor Mark Deacon	For
Councillor Gareth Derrick	For
Councillor David Downie	For
Councillor Jonathan Drean	For
Councillor Tudor Evans OBE	For
Councillor David Fletcher	For
Councillor Ken Foster	For
Councillor Jeremy Goslin	For
Councillor Sally Haydon	For
Councillor Neil Hendy	For
Councillor David James	For
Councillor Mrs Andrea Johnson	For
Councillor Glenn Jordan	For
Councillor Nick Kelly	For
Councillor Jemima Laing	For
Councillor Michael Leaves	For
Councillor Samantha Leaves	For
Councillor Andrea Loveridge	For
Councillor Mark Lowry	For
Councillor Dr John Mahony	For
Councillor Christopher Mavin	Abstain
Councillor Susan McDonald	For

Councillor Jonny Morris	For
Councillor Pauline Murphy	For
Councillor Kevin Neil	For
Councillor Patrick Nicholson	For
Councillor Chris Penberthy	For
Councillor Vivien Pengelly	For
Councillor Eddie Rennie	For
Councillor Chaz Singh	For
Councillor Peter Smith	For
Councillor Rebecca Smith	For
Councillor Bill Stevens	For
Councillor Jon Taylor	For
Councillor Kate Taylor	For
Councillor Ian Tuffin	For
Councillor Tina Tuohy	For
Councillor Brian Vincent	For
Councillor George Wheeler	For
Councillor Kevin Wigans	For
Councillor Darren Winter	For
<b>Carried</b>	

#### 71. Pay Policy Statement 2019/2020

Councillor Peter Smith (Deputy Leader) presented the report on the Pay Policy Statement 2019/20, Councillor Tudor Evans OBE (Leader) seconded the report.

Following a vote, the Council agreed to approve the pay policy statement for 2019/20.

<b>Pay Policy Statement 2019/20 (Resolution)</b>	
Councillor Mary Aspinall	For
Councillor Terri Beer	For
Councillor Ian Bowyer	For
Councillor Lynda Bowyer	For
Councillor Maddi Bridgeman	For
Councillor Pam Buchan	For
Councillor Tony Carson	For
Councillor Nigel Churchill	For
Councillor Mark Coker	For
Councillor Heath Cook	For
Councillor Margaret Corvid	For
Councillor Sue Dann	For
Councillor Ian Darcy	For
Councillor Mark Deacon	For
Councillor Gareth Derrick	For
Councillor David Downie	For
Councillor Jonathan Drean	For
Councillor Tudor Evans OBE	For

Councillor David Fletcher	For
Councillor Ken Foster	For
Councillor Jeremy Goslin	For
Councillor Sally Haydon	For
Councillor Neil Hendy	For
Councillor David James	For
Councillor Mrs Andrea Johnson	For
Councillor Glenn Jordan	For
Councillor Nick Kelly	For
Councillor Jemima Laing	For
Councillor Michael Leaves	No vote recorded
Councillor Samantha Leaves	For
Councillor Andrea Loveridge	For
Councillor Mark Lowry	For
Councillor Dr John Mahony	For
Councillor Christopher Mavin	Abstain
Councillor Susan McDonald	For
Councillor Jonny Morris	For
Councillor Pauline Murphy	For
Councillor Kevin Neil	For
Councillor Patrick Nicholson	For
Councillor Chris Penberthy	For
Councillor Vivien Pengelly	For
Councillor Eddie Rennie	For
Councillor Chaz Singh	For
Councillor Peter Smith	For
Councillor Rebecca Smith	For
Councillor Bill Stevens	For
Councillor Jon Taylor	For
Councillor Kate Taylor	For
Councillor Ian Tuffin	For
Councillor Tina Tuohy	For
Councillor Brian Vincent	For
Councillor George Wheeler	For
Councillor Kevin Wiggins	For
Councillor Darren Winter	For
<b>Carried</b>	

## 72. Heart of the South West Joint Committee - Update Report

Councillor Tudor Evans OBE (Leader) introduced a report of the Heart of the South West Joint Committee. Councillor Murphy seconded the report.

Following a short debate Council noted the report.



### 73. Calendar of Committee Meetings 2019 – 2020

Councillor Peter Smith (Deputy Leader) presented the report on the Calendar of Committee Meetings 2019-20.

Council noted the report.

### 74. Motions on Notice

#### Police Forensic Services

Councillor Gareth Derrick introduced a motion on Police Forensic Services. The motion was seconded by Councillor Sally Haydon (Cabinet Member for Customer Focus and Community Safety).

Following a debate and vote Council agreed, in a letter to Police and Crime Commissioner signed by the Leader of the Council, to call for her to keep Devon and Cornwall Police Forensic Investigation staff under local control to retain the integrity of our policing services, and to take steps to reverse the evident reduction in the use of forensic investigation which damages public confidence in policing and inhibits long-term crime prevention.

<b>Police Forensic Services (Motion)</b>	
Councillor Mary Aspinall	For
Councillor Terri Beer	Abstain
Councillor Ian Bowyer	Abstain
Councillor Lynda Bowyer	Abstain
Councillor Maddi Bridgeman	Abstain
Councillor Pam Buchan	For
Councillor Tony Carson	Abstain
Councillor Nigel Churchill	Abstain
Councillor Mark Coker	For
Councillor Heath Cook	Abstain
Councillor Margaret Corvid	For
Councillor Sue Dann	For
Councillor Ian Darcy	Conflict Of Interests
Councillor Mark Deacon	Abstain
Councillor Gareth Derrick	For
Councillor David Downie	Abstain
Councillor Jonathan Drean	Abstain
Councillor Tudor Evans OBE	For
Councillor David Fletcher	Abstain
Councillor Ken Foster	No vote recorded
Councillor Jeremy Goslin	For
Councillor Sally Haydon	For
Councillor Neil Hendy	For
Councillor David James	Abstain
Councillor Mrs Andrea Johnson	Abstain
Councillor Glenn Jordan	Abstain

Councillor Nick Kelly	Abstain
Councillor Jemima Laing	For
Councillor Michael Leaves	Abstain
Councillor Samantha Leaves	Abstain
Councillor Andrea Loveridge	Abstain
Councillor Mark Lowry	For
Councillor Dr John Mahony	Abstain
Councillor Christopher Mavin	For
Councillor Susan McDonald	For
Councillor Jonny Morris	For
Councillor Pauline Murphy	For
Councillor Kevin Neil	For
Councillor Patrick Nicholson	Abstain
Councillor Chris Penberthy	For
Councillor Vivien Pengelly	No vote recorded
Councillor Eddie Rennie	For
Councillor Chaz Singh	For
Councillor Peter Smith	For
Councillor Rebecca Smith	Abstain
Councillor Bill Stevens	Conflict Of Interests
Councillor Jon Taylor	For
Councillor Kate Taylor	For
Councillor Ian Tuffin	For
Councillor Tina Tuohy	For
Councillor Brian Vincent	For
Councillor George Wheeler	For
Councillor Kevin Wigans	Abstain
Councillor Darren Winter	For
<b>Carried</b>	

**75. Council Tax Base Setting 2019/20 and Council Tax Support Scheme 2019/20**

This item was taken out of order following a motion by Chair to vary the order of the agenda, the Vice Chair seconded the motion. Following a show of hands the motion was carried.

Councillor Mark Lowry (Cabinet Member for Finance) presented the report on the Council Tax Base Setting and Council Tax Support Scheme 2019/20. Councillor Lowry advised that due to an administrative error the report be amended as follows

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- Cover Sheet (under Financial implications) replace 73,095 with 73, 172
- Main body of the report (paragraph 2.1) - replace 73,095 with 73, 172
- Appendix A amended as appended to this minute.

Following a short debate the motion was to put to the vote and council agreed to-

1. approve the Council Tax Base for 2019/20 as set out in the report;
2. approve the continuation of the current Council Tax Support Scheme for 2019/20 with a new paragraph added to clarify when the claim can be made as follows:
  - a. *69.2(d) By means of an electronic notification to the Local Authority from the Department of Work and Pensions, generated when a claim to Universal Credit is made.*
3. use the powers described in paragraph 5.6 to apply a full council tax discount, effectively reducing the amount of council tax payable to zero, for Plymouth care leavers until they reach their 25<sup>th</sup> birthday.
4. remove the 50% discount for empty properties as set out in section 6 of the report.
5. increase the premium for properties which have been empty for more than two years from 50% to 100% as set out in section 7 of the report.

<b>Council Tax Base Setting 2019/20 and Council Tax Support Scheme 2019/20 (Resolution)</b>	
Councillor Mary Aspinall	For
Councillor Terri Beer	For
Councillor Ian Bowyer	For
Councillor Lynda Bowyer	For
Councillor Maddi Bridgeman	For
Councillor Pam Buchan	For
Councillor Tony Carson	Conflict Of Interests
Councillor Nigel Churchill	Conflict Of Interests
Councillor Mark Coker	For
Councillor Heath Cook	For
Councillor Margaret Corvid	For
Councillor Sue Dann	For
Councillor Ian Darcy	For
Councillor Mark Deacon	For
Councillor Gareth Derrick	For
Councillor David Downie	For
Councillor Jonathan Drean	For
Councillor Tudor Evans OBE	For
Councillor David Fletcher	Conflict Of Interests
Councillor Ken Foster	For
Councillor Jeremy Goslin	For
Councillor Sally Haydon	For
Councillor Neil Hendy	Conflict Of Interests
Councillor David James	For
Councillor Mrs Andrea Johnson	Conflict Of Interests
Councillor Glenn Jordan	For
Councillor Nick Kelly	Conflict Of Interests
Councillor Jemima Laing	For
Councillor Michael Leaves	Conflict Of Interests

Councillor Samantha Leaves	Conflict Of Interests
Councillor Andrea Loveridge	Conflict Of Interests
Councillor Mark Lowry	Conflict Of Interests
Councillor Dr John Mahony	For
Councillor Christopher Mavin	For
Councillor Susan McDonald	For
Councillor Jonny Morris	For
Councillor Pauline Murphy	For
Councillor Kevin Neil	For
Councillor Patrick Nicholson	For
Councillor Chris Penberthy	For
Councillor Vivien Pengelly	For
Councillor Eddie Rennie	For
Councillor Chaz Singh	For
Councillor Peter Smith	For
Councillor Rebecca Smith	For
Councillor Bill Stevens	For
Councillor Jon Taylor	For
Councillor Kate Taylor	For
Councillor Ian Tuffin	For
Councillor Tina Tuohy	For
Councillor Brian Vincent	For
Councillor George Wheeler	For
Councillor Kevin Wiggins	Conflict Of Interests
Councillor Darren Winter	For
<b>Carried</b>	

## 76. Questions by Councillors

From	To	Topic
Councillor Evans OBE	Councillor Morris	Imposition of Martial Law in relation to Britain's Exit from the European Union.
Councillor Dr John Mahoney	Councillor Kate Taylor	Confidence in the Council's business continuity arrangements.
Councillor Fletcher	Councillor Coker	Barracks Road Car park
Councillor Corvid	Councillor Dann	Litter / Rubbish on the verge of the A38.
Councillor Deacon	Councillor Dann	Dog fouling.
Councillor Jordan	Councillor Haydon	Judicial Review in Wakefield regarding Taxi Licensing.
Councillor Drean	Councillor Dann	Allocation of potholes funding from Central Government.
Councillor Bridgeman	Councillor Dann / Haydon	Fly-tipping. <i>Councillor Haydon undertook to provide figures</i>

		<i>on enforcement action undertaken and cost in relation to clearance of fly tipping incidents.</i>
Councillor Churchill	Councillor Coker	Cycle Tracks in the East of the City and beyond.
Councillor Mrs Johnson	Councillor Dann	Cleaning on Mutley Plain. <i>Councillor Dann undertook to publish the schedule of cleaning to be undertaken in District Shopping Centres.</i>
Councillor Beer	Councillor Jon Taylor	School standards / attainment in Plymouth.
Councillor Mrs Bowyer	Councillor Dann	Time taken to deal with dog fouling.
Councillor Pengelly	Councillor Evans OBE	IT Failure.
Councillor Nicholson	Councillor McDonald	Allowances paid to Regional Adoption Panel independent members.
Councillor Bowyer	Councillor Jon Taylor	IT Failure. <i>Councillor Taylor undertook to provide information on the outage to all members.</i>
Councillor Darcy	Councillor Dann	Work in relation to Cot Hill Bridge.

*Please note that questions, answers, supplementary questions and supplementary answers have been summarised.*