

ANNUAL COUNCIL MEETING

MONDAY 18 MAY 2015 AT 11.00 AM

PRESENT: The Mayor (Councillor Bowditch), Councillors Allison, Bainbridge, Bell, Betton, Bloxham, Boaden, Mrs Bowman, Bowman (S), Mrs Bradley, Burns, Caig, Cape, Christian, Collier, Dodd, Earp, Ellis, Ms Franklin, Glover, Graham, Harid, Higgs, Layden, Mrs Mallinson, Mallinson (J), McDevitt, Mrs McKerrell, Mrs Martlew, Mitchelson, Morton, Nedved, Osgood, Mrs Parsons, Ms Patrick, Ms Quilter, Mrs Riddle, Mrs Robson, Scarborough, Shepherd, Miss Sherriff, Southward (C), Mrs Southward, Mrs Stevenson, Stothard, Tickner, Mrs Vasey, Mrs Warwick, Watson, Ms Williams and Wilson

Town Clerk and Chief Executive
Director of Governance

C.84/15 APOLOGY FOR ABSENCE

An apology for absence was submitted on behalf of Councillor Mrs Atkinson.

C.85/15 ELECTION OF MAYOR

It was proposed by Councillor Mrs Parsons and seconded by Councillor Nedved that Councillor Layden be elected Mayor of the City of Carlisle for the ensuing Municipal Year.

RESOLVED - That Councillor Layden be, and is hereby elected, Mayor of the City of Carlisle for the Municipal Year 2015/16.

The Mayor, having been installed in the Chair, made his Declaration of Acceptance of Office and subscribed to the Ancient Mayoral Oath of the City.

The Mayor thanked the Council for the honour conferred on him.

C.86/15 ELECTION OF DEPUTY MAYOR

It was moved by Councillor Bell and seconded by Councillor Mrs Stevenson that Councillor Stothard be appointed as Deputy Mayor of the City of Carlisle for the Municipal Year 2015/16.

RESOLVED that, in pursuance of Section 5 of the Local Government Act 1972, Councillor Stothard be appointed Deputy Mayor of the City of Carlisle for the Municipal Year 2015/16.

The Deputy Mayor then made his Declaration of Acceptance of Office.

C.87/15 THANKS TO THE RETIRING MAYOR

Councillor Glover began by extending congratulations to Councillor Layden on his election as Mayor of the City. He then proposed a motion of thanks to the Retiring Mayor and thanked the retiring Mayoress for her support over the past year.

Councillor Mrs Martlew added her congratulations to Councillor Layden and thanked the retiring Mayoress before seconding the above motion.

The Mayor congratulated the retiring Mayor for the tremendous work undertaken during what had been an excellent term in office.

RESOLVED – That the thanks of the Council be extended to the retiring Mayor, Councillor Bowditch, for the service which he had rendered to the City as Mayor during the previous 11 month period.

The retiring Mayor congratulated the new Mayor upon his election, and expressed his thanks to the Council and to all those who had given him assistance and support during his term of office.

C.88/15 COUNCILLORS MRS MALLINSON, McDEVITT AND WILSON

The Council placed on record its sincere appreciation of the services rendered as a Councillor of the City by Mrs Mallinson, Mr McDevitt and Mr Wilson over a period of 20 years. The Mayor presented Councillors Mrs Mallinson, McDevitt and Wilson with an Illuminated Address as a token of the Council's appreciation.

C.89/15 ANNOUNCEMENTS

There were no announcements from the Mayor nor the Town Clerk and Chief Executive.

C.90/15 APPOINTMENT OF COMMITTEES AND PANELS; AND THE COUNCIL'S SCHEME OF DELEGATION

Following consideration of the report of the Director of Governance (GD.31/15) and the Council's Scheme of Delegation for 2015/16 (GD.32/15), it was moved by Councillor Glover and seconded by Councillor Mrs Martlew that:

- (i)
 - 1. The report be received and approved; and the allocation of seats on and the appointment of Members to the various Committees and Panels of the Council as set out in the report and the Schedule attached thereto be approved.
 - 2. The Council's two independent persons, appointed pursuant to section 28(7) of the Localism Act 2011, Jane Elliott (formerly Jane Salmon) and Keith Thomas be appointed as co-opted members of the Employment Panel only for dealing with matters relating to the dismissal of relevant officers in accordance with the Local Authorities (Standing Orders)(England) Regulations 2001.
- (ii) The Council's Scheme of Delegation for 2015/16 be received and approved.

RESOLVED:

- (i)
 - 1. That the report of the Director of Governance (GD.31/15 – Appointment of Committees and Panels - 2015/16) be received and approved and the allocation of seats on, and the appointment of Members to, the various Committees and Panels of the Council, and set out below, be approved:

	CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Regulatory Panel (12)	1 Bowman S 2 Layden 3 Morton 4 Parsons 5 Shepherd Sub: Collier Sub: Higgs Sub: Nedved	1 Bell 2 Cape 3 Franklin 4 Scarborough 5 Stevenson 6 Warwick 7 Wilson Sub: Osgood Sub: Patrick Sub: Stothard		
Licensing Committee (12)	1 Bowman S 2 Layden 3 Morton 4 Parsons 5 Shepherd Sub: Collier Sub: Higgs Sub: Nedved	1 Bell 2 Cape 3 Franklin 4 Scarborough 5 Stevenson 6 Warwick 7 Wilson Sub: Osgood Sub: Patrick Sub: Stothard		
Development Control Committee (12)	1 Bloxham 2 Christian 3 Earp 4 Parsons 5 Shepherd Sub: Bowman S Sub: Collier Sub: Nedved	1 Bradley 2 Caig 3 Cape 4 McDevitt 5 Patrick 6 Scarborough 7 Warwick Sub: Bowditch Sub: Stevenson Sub: Stothard		
Community Overview and Scrutiny Panel (8)	1 Ellis 2 McKerrell 3 Vasey Sub: Bainbridge Sub: Bloxham Sub: Mallinson E	1 Burns 2 Osgood 3 Scarborough 4 Stevenson 5 Williams Sub: Caig Sub: Franklin Sub: Harid		

	CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Resources Overview and Scrutiny Panel (8)	1 Bowman M 2 Mallinson J 3 Robson	1 Bowditch 2 Burns 3 Caig 4 Watson	1 Allison	
	Sub: Bainbridge Sub: Parsons Sub: Shepherd	Sub: Franklin Sub: Patrick Sub: Sherriff		

	CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Environment & Economy Overview and Scrutiny Panel (8)	1 Christian 2 Mitchelson 3 Nedved	1 Bowditch 2 Caig 3 Dodd 4 Franklin		1 Betton
	Sub: Bloxham Sub: McKerrell Sub: Mallinson E	Sub: Burns Sub: Watson Sub: Wilson		Sub: Graham

	CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Employment Panel (6)	1 Mallinson J 2 Mitchelson	1 Burns 2 Glover 3 Quilter 4 Stothard		
	Sub: Bloxham Sub: Bowman M	Sub: Bowditch Sub: Bradley Sub: Tickner		

	CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Audit Committee (7)	1 Bainbridge 2 Higgs 3 Mallinson E	1 Bowditch 2 Dodd 3 Franklin 4 Patrick		
	Sub: Bowman S Sub: Christian Sub: Earp	Sub: Boaden Sub: Warwick Sub: Wilson		

	CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Appeals Panel No 1 (3)	1 Earp Sub: Vasey	1 Harid Sub: Stevenson		1 Graham Sub: Betton
Appeals Panel No 2 (3)	1 Bloxham Sub: Ellis	1 Burns Sub: Bowditch		1 Graham Sub: Betton
Appeals Panel No 3 (3)	1 Collier Sub: Mallinson E	1 Bell 2 Stothard Sub: Boaden Sub: Williams		
Standards Committee (7)	1 Bowman M 2 Mallinson E 3 Parsons Sub: Mallinson J Sub: Morton Sub: Nedved	1 Bradley 2 Franklin 3 Osgood 4 Stothard Sub: Bell Sub: Boaden Sub: McDevitt		

2. That the Council's two independent persons, appointed pursuant to section 28(7) of the Localism Act 2011, Jane Elliott (formerly Jane Salmon) and Keith Thomas be appointed as co-opted members of the Employment Panel only for dealing with matters relating to the dismissal of relevant officers in accordance with the Local Authorities (Standing Orders)(England) Regulations 2001.

- (ii) That the Council's Scheme of Delegation for the Municipal Year 2015/16, as attached to Report GD.32/15 and as set out in the Appendix to these Minutes, be approved.

C.91/15 APPOINTMENT OF CHAIRMEN AND VICE CHAIRMEN

Pursuant to Minute C.104/09, the Mayor invited the nomination and seconding for the appointment of Chairmen and Vice Chairmen in respect of the following Panels/Committee:

(i) Resources Overview and Scrutiny Panel

(a) Chairman

Councillor Glover made reference to the session, facilitated by The Centre for Public Scrutiny, held on 2 March 2015 to begin the process of looking at the future of Scrutiny. It had been hoped that any new structures emanating from that process would now have been in place. That had not, however, been possible and work continued.

Councillor Glover then moved and Councillor Mrs Martlew seconded that Councillor Watson be appointed as Chairman of the Resources Overview and Scrutiny Panel for the 2015/16 Municipal Year.

Having congratulated the Mayor upon his election, Councillor J Mallinson rose to move the appointment of alternative Chairmen and Vice Chairmen indicating that was not of his choosing.

Councillor J Mallinson outlined the current position concerning the appointment of Overview and Scrutiny Chairmen, as detailed within the Monitoring Officer's report to Council on 28 April 2015 (GD.22/15). The Conservative Group had accepted that proposal under Minute C.80/15 believing that the appointment of the third Chairman and Vice Chairman would be shared. That now appeared not to be the case, and there were parallels with the historical appointment of the Chairman of the Council which, in his view, was not good for democracy.

Councillor J Mallinson added that Scrutiny was best carried out with the full involvement of all Parties. He then suggested a short adjournment, failing which he would propose Councillor Mrs Bowman as Chairman of the Resources Overview and Scrutiny Panel for the 2015/16 Municipal Year.

Councillor Ellis seconded the above mentioned proposal.

At the invitation of the Mayor, Councillor Glover reiterated that the Overview and Scrutiny function was currently under review. He proposed therefore that Council proceed with the appointment of Chairmen and Vice Chairmen of the Overview and Scrutiny Panels, and that any changes be made as part of that Review.

Following voting, it was:

RESOLVED – That Councillor Watson OBE be appointed as Chairman of the Resources Overview and Scrutiny Panel for the 2015/16 Municipal Year.

(b) Vice Chairman

Councillor Glover moved and Councillor Mrs Martlew seconded that Councillor Bowditch be appointed as Vice Chairman of the Resources Overview and Scrutiny Panel for the 2015/16 Municipal Year.

Councillor J Mallinson moved that Councillor Mrs Robson be appointed as Vice Chairman of the Resources Overview and Scrutiny Panel for the 2015/16 Municipal Year.

Following voting, it was:

RESOLVED - That Councillor Bowditch be appointed as Vice Chairman of the Resources Overview and Scrutiny Panel for the 2015/16 Municipal Year.

(ii) Community Overview and Scrutiny Panel

(a) Chairman

Councillor Glover moved and Councillor Mrs Martlew seconded that Councillor Burns be appointed as Chairman of the Community Overview and Scrutiny Panel for the 2015/16 Municipal Year.

Councillor J Mallinson moved that Councillor Ellis be appointed as Chairman of the Community Overview and Scrutiny Panel for the 2015/16 Municipal Year.

Following voting, it was:

RESOLVED – That Councillor Burns be appointed as Chairman of the Community Overview and Scrutiny Panel for the 2015/16 Municipal Year.

(b) Vice Chairman

On a motion of Councillor J Mallinson, seconded by Councillor Ellis it was:

RESOLVED - That Councillor Mrs McKerrell be appointed as Vice Chairman of the Community Overview and Scrutiny Panel for the 2015/16 Municipal Year.

(iii) Environment and Economy Overview and Scrutiny Panel

(a) Chairman

On a motion of Councillor J Mallinson seconded by Councillor Ellis it was:

RESOLVED – That Councillor Nedved be appointed as Chairman of the Environment and Economy Overview and Scrutiny Panel for the 2015/16 Municipal Year.

(b) Vice Chairman

On a motion of Councillor Glover seconded by Councillor Mrs Martlew it was:

RESOLVED - That Councillor Caig be appointed as Vice Chairman of the Environment and Economy Overview and Scrutiny Panel for the 2015/16 Municipal Year.

(iv) Licensing Committee

On a motion of Councillor Glover seconded by Councillor Mrs Martlew it was:

RESOLVED – (i) That Councillor Bell be appointed as Chairman of the Licensing Committee for the 2015/16 Municipal Year.

(ii) That Councillor Ms Franklin be appointed as Vice Chairman of the Licensing Committee for the 2015/16 Municipal Year.

C.92/15 SCHEME OF DELEGATION

The Leader of the Council announced that he had prepared a Scheme of Delegation for 2015/16, a copy of which would be circulated to all Members for their information.

The Leader formally moved the Scheme, which was seconded by Councillor Mrs Martlew.

RESOLVED – That the report be noted.

C.93/15 DATES AND TIMES OF MEETINGS 2015/16

The schedule of ordinary meetings of the City Council and Committees for the Municipal Year 2015/16 (a copy of which had been circulated) had previously been approved by the City Council at its meeting on 6 January 2015.

Councillor Glover moved, Councillor Mrs Martlew seconded, and it was:

RESOLVED – (1) That the schedule of ordinary meetings of the City Council and Committees for the Municipal Year 2015/16, as appended to Report GD.30/15, be noted and agreed.

(2) That the dates and times of meetings of the Executive as chosen by the Leader be noted.

C.94/15 REPRESENTATIVES ON OUTSIDE BODIES

Consideration was given to a report of the Director of Governance (GD.24/15) regarding City Council nominations on outside bodies.

Councillor Glover moved and Councillor Mrs Martlew seconded the following nominations:

- Cumbria Pensions Forum – Councillor Tickner
- North West of England and the Isle of Man Reserve Forces and Cadets Association – Councillor Stothard
- Cumbria Police and Crime Panel – Councillor Bowditch

RESOLVED – (1) That Councillor Tickner be nominated as the City Council's Representative on the Cumbria Pensions Forum.

(2) That Councillor Stothard be nominated as the City Council's Representative on the North West of England and the Isle of Man Reserve Forces and Cadets Association.

(3) That Councillor Bowditch be nominated as the City Council's Representative on the Cumbria Police and Crime Panel.

C.95/15 APPOINTMENTS

With the agreement of the Council, it was:

RESOLVED:

- (i) That the person holding, for the time being, the post of Superintendent of the North Territorial Policing Area of the Cumbria Police Authority be appointed as Bailiff for the City.
- (ii) That Mr P Donnelly and Mr S McDonald be appointed as joint Mayor's Sergeant.
- (iii) That Messrs C Lindsley, A Todd, D Postill, S McDonald and L Thompson be appointed as Sword and Mace Bearers.

(The meeting ended at 12.06 pm)