

CITY COUNCIL

TUESDAY 6 MARCH 2018 AT 6.45 PM

PRESENT: The Mayor (Councillor Mrs Vasey), Councillors Alcroft, Allison, Bainbridge, Bell, Betton, Mrs Birks, Bloxham, Bomford, Bowditch, Mrs Bowman, Bowman (S), Mrs Bradley, Burns, Christian, Mrs Coleman, Collier, Earp, Ellis, Mrs Finlayson, Glendinning, Glover, Harid, Higgs, Layden, McDevitt, McDonald, Mrs McKerrell, McNulty, Mallinson (J), Mitchelson, Morton, Nedved, Mrs Parsons, Paton, Patrick, Ms Quilter, Mrs Riddle, Robson, Shepherd, Miss Sherriff, Sidgwick (S), Sidgwick (T), Southward, Stothard, Dr Tickner, Tinnion, Mrs Warwick, Watson, Ms Williams and Wilson

ALSO

PRESENT: Town Clerk and Chief Executive
Corporate Director of Governance and Regulatory Services

C.32/18 APOLOGY FOR ABSENCE

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

C.33/18 MINUTES

The Mayor moved the receipt and adoption of the Minutes of the Meetings of the City Council held on 9 January and 6 February 2018.

Councillor Ellis made reference to the Minutes of the special meeting held on 6 February 2018; following a discussion about matters out with the Minutes, it was:

RESOLVED – That the Minutes of the meetings of the City Council held on 9 January and 6 February 2018 be received and signed as a true record of the meetings.

C.34/18 PUBLIC AND PRESS

RESOLVED – That the Agenda be agreed as circulated.

C.35/18 DECLARATIONS OF INTEREST

There were no declarations of interest affecting the business to be transacted at the meeting.

C.36/18 ANNOUNCEMENTS

(i) The Mayor

The Mayor announced that the Mayor's Charity Ball was scheduled to take place at the Shepherd's Inn on 9 March 2018. Should Members be minded to attend and support a good cause that would be much appreciated.

(ii) The Leader of the Council

Speaking on behalf of the Council, the Leader rose to place on record thanks to all members of staff who had stepped up to the challenge to keep the City moving and ensure continued service provision during what was the worst snowy weather event for some time.

The Leader also paid tribute to Cumbria County Council staff, including those who had worked tirelessly to keep the roads open and provide social care; the NHS; Environment Agency, the Military; the many voluntary agencies and people who had looked out for each other.

(iii) Members of the Executive

There were no announcements from Members of the Executive.

(iv) Town Clerk and Chief Executive

There were no announcements from the Town Clerk and Chief Executive.

C.37/18 COUNCIL TAX 2018/19

Councillor Dr Tickner presented a report of the Chief Finance Officer (RD.48/17 - revised) detailing the calculations which the City Council, as Billing Authority, was required to undertake in order to set the overall amount of Council Tax for 2018/19.

Councillor Dr Tickner clarified that the report had been amended to correct a miscalculation in the figures for Cumwhitton Parish Council (pages 16 and 17 referred), but there was no overall effect on the figures set out within the report. He also summarised stages 1 and 2 of the budgetary process.

As discussed at the previous Council meeting in February 2018, the final Local Government Finance Settlement had not been received, and therefore any changes in funding received from Central Government would be funded to/from appropriations from revenue reserves. Those figures were confirmed on 7 February 2018, after the Council agreed the 2018/19 budget. Although no significant changes were announced, there were changes to the overall settlement figures in 2018/19 of £42,976 in total. The Business Rate Multiplier Grant had also been confirmed as a funding stream, rather than an income stream, and that change was reflected in the attached schedules. The revised schedules were detailed at Appendix A for approval.

Councillor Dr Tickner informed Members that the Parish Council Precepts for 2018/19 totalled £613,051. The total amount chargeable to taxpayers would be £598,221, the difference of £14,830 being made up of the grant from Local Support for Council Tax Scheme.

The City Council, Cumbria County Council and the Police and Crime Commissioner for Cumbria had calculated their Council Tax requirements for 2018/19 and the County Council had issued a precept upon the City Council in the sum of £44,395,177. That resulted in a Band D Council Tax of £1,332.13 (1.99% increase for 2018/19 plus 2% Social Care Precept).

The Police and Crime Commissioner for Cumbria had issued a precept on the City Council in the sum of £7,756,400 which resulted in a Band D Council Tax of £232.74 (an increase of 5.42%).

The report set out the calculations to be made by the City Council in setting:

- The level of basic Council Tax in 2018/19 in respect of City Council Services at £225.15 and the amount to be levied in non parished areas at £207.20;
- The level of Basic (City) Council Tax which would be charged in different parts of the City Council's area to reflect Special Items (Parish Precepts);
- The Basic amount of (City) Council Tax applicable to each category of dwelling in each part of the City Council's area;
- The total amount of Council Tax to be levied in 2018/19, inclusive of Cumbria County Council and Police and Crime Commissioner for Cumbria Precept, applicable to each category of dwelling in each part of the City Council's area;

It also:

- Detailed how the Council Tax Surplus was calculated
- Recommended that Council approve the updated funding schedules; and the formal Council Tax Resolution

It should be noted that the City Council had increased its share of Council Tax by £5 (2.47%) for 2018/19. The County Council had raised its share for 2018/19 by 1.99% and 2% for the Social Care Precept. The Police and Crime Commissioner had raised its Council Tax rates for 2018/19 by 5.42%.

Councillor Dr Tickner then formally moved and Councillor Glover formally seconded the recommendations set out in Report RD.48/17 (revised).

The Mayor announced that, in accordance with the Local Authorities (Standing Orders) (England) Regulations 2001, a recorded vote would be taken on this item of business.

The following Members voted for the motion of Councillor Dr Tickner:

Councillors Alcroft, Allison, Bainbridge, Bell, Mrs Birks, Bloxham, Bomford, Bowditch, Bowman (S), Mrs Bowman, Mrs Bradley, Burns, Christian, Mrs Coleman, Collier, Earp, Ellis, Mrs Finlayson, Glendinning, Glover, Harid, Higgs, Layden, Mallinson (J), McDevitt, McDonald, Mrs McKerrell, McNulty, Mitchelson, Morton, Nedved, Mrs Parsons, Paton, Patrick, Ms Quilter, Mrs Riddle, Robson, Shepherd, Miss Sherriff, Sidgwick (S), Sidgwick (T), Southward, Stothard, Dr Tickner, Tinnion, Mrs Vasey, Mrs Warwick, Watson, Ms Williams and Wilson

The following Member voted against the motion of Councillor Dr Tickner:

Councillor Betton

It was CARRIED that Council approved the updated funding schedules detailed in Report RD.48/17 (revised); and the formal Council Tax resolution:

1. That it be noted that at its meeting on 6 March 2018 the City Council calculated the Council Tax Base 18/19:-

- a) For the whole Council area as 33,326.46 (Item T in the formula in Section 31B(3) of the Local Government Finance Act 1992, as amended (The “Act”), and;
- b) For dwellings in those parts of its area to which a Parish Precept relates as below:

Parish of:	
Arthuret	698.87
Askerton	54.24
Beaumont	194.28
Bewcastle	138.86
Brampton	1,515.88
Burgh By Sands	488.70
Burtholme	84.37
Carlatton & Cumrew	58.47
Castle Carrock	141.95
Cummersdale	496.94
Cumwhitton	134.77
Dalston	1,156.87
Denton Nether	101.62
Denton Upper	34.95
Farlam	222.57
Hayton	842.98
Hethersgill	123.31
Irthington	314.70
Kingmoor	396.31
Kingwater	60.97
Kirkandrews	152.19
Kirklington	144.11
Midgeholme	22.55
Nicholforest	133.70
Orton	169.31
Rockcliffe	297.72
Scaleby	137.96
Solport & Stapleton	142.02
Stanwix Rural	1,339.64
St Cuthbert Without	1,574.76
Walton	105.20
Waterhead	50.64
Westlinton	135.90
Wetheral	2,454.68
& for the urban area of CARLISLE	19,204.47
Total	33,326.46

- 2. Calculate that the Council Tax requirement for the Council’s own purposes for 2018/19 (excluding Parish Precepts) is £6,905,243
- 3. That the following amounts be now calculated by the City Council for the year 2018/19 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992 (as amended):-

- (a) 12,581,371 Being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act taking into account all precepts issued to it by Parish Councils
- (b) £3,730,728 Being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act
- (c) £7,503,464 Being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council in accordance with Section 31A(4) of the Act as its Council Tax Requirement for the year. (Item R) in the formula in Section 31A(4) of the Act)
- (d) £225.15 Being the amount at 3(c) above (Item R), all divided by Item T (1 above) calculated by the Council, in accordance with Section 31B(1) of the Act, as the basic amount of its Council Tax for the year (including Parish Precepts)
- (e) £598,221 Being the aggregate amount of all special items (Parish Precepts) referred to in Section 34(1) of the Act
- (f) £207.20 Being the amount at 3(d) above, less the result given by dividing the amount at 3(e) above by Item T (2 above), calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no Parish Precept relates.

4. To note that the County Council and the Police and Crime Commissioner for Cumbria have issued precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwellings in the Council's area as indicated in the table below.
5. That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts shown in the tables below as the amounts of Council Tax for 2018/19 for each part of its area and for each of the categories of dwellings.

BASIC AMOUNT OF COUNCIL TAX FOR CITY COUNCIL SERVICES APPLICABLE TO EACH CATEGORY OF DWELLING IN EACH PART OF								
PART OF THE COUNCIL'S AREA	VALUATION BANDS							
	BAND A	BAND B	BAND C	BAND D	BAND E	BAND F	BAND G	BAND H
Parish of:	£	£	£	£	£	£	£	£
ARTHURET	184.78	215.59	246.38	277.18	338.77	400.37	461.96	554.36
ASKERTON	138.13	161.16	184.18	207.20	253.24	299.29	345.33	414.40
BEAUMONT	163.48	190.74	217.98	245.23	299.72	354.22	408.71	490.46
BEWCASTLE	158.94	185.44	211.93	238.42	291.40	344.39	397.36	476.84
BRAMPTON	191.46	223.38	255.29	287.20	351.02	414.85	478.66	574.40
BURGH BY SANDS	159.62	186.23	212.83	239.43	292.63	345.84	399.05	478.86
BURTHOLME	156.76	182.90	209.02	235.15	287.40	339.66	391.91	470.30
CARLATTON & CUMREW	157.51	183.77	210.02	236.27	288.77	341.28	393.78	472.54
CASTLE CARROCK	162.63	189.74	216.85	243.95	298.16	352.37	406.58	487.90
CUMMERSDALE	153.74	179.37	204.99	230.61	281.85	333.10	384.35	461.22
CUMWHITTON	160.25	186.97	213.67	240.38	293.79	347.22	400.63	480.76
DALSTON	175.86	205.18	234.49	263.80	322.42	381.05	439.66	527.60
DENTON NETHER	182.96	213.46	243.95	274.44	335.42	396.41	457.40	548.88
DENTON UPPER	161.02	187.87	214.70	241.54	295.21	348.89	402.56	483.08
FARLAM	155.29	181.18	207.06	232.94	284.70	336.47	388.23	465.88
HAYTON	150.94	176.10	201.26	226.41	276.72	327.04	377.35	452.82
HETHERSGILL	174.79	203.93	233.06	262.19	320.45	378.72	436.98	524.38
IRTHINGTON	152.14	177.51	202.86	228.22	278.93	329.65	380.36	456.44
KINGMOOR	153.44	179.03	204.60	230.17	281.31	332.47	383.61	460.34
KINGWATER	148.55	173.32	198.07	222.83	272.34	321.87	371.38	445.66
KIRKANDREWS	172.62	201.39	230.16	258.93	316.47	374.01	431.55	517.86
KIRKLINTON	148.30	173.02	197.74	222.45	271.88	321.32	370.75	444.90
MIDGEHOLME	138.13	161.16	184.18	207.20	253.24	299.29	345.33	414.40
NICHOLFOREST	167.34	195.23	223.12	251.01	306.79	362.57	418.35	502.02
ORTON	163.28	190.51	217.72	244.93	299.35	353.79	408.21	489.86
ROCKCLIFFE	149.06	173.91	198.75	223.59	273.27	322.96	372.65	447.18
SCALEBY	164.06	191.42	218.76	246.10	300.78	355.48	410.16	492.20
SOLPORT & STAPLETON	151.17	176.37	201.57	226.76	277.15	327.54	377.93	453.52
STANWIX RURAL	159.55	186.15	212.74	239.33	292.51	345.70	398.88	478.66
ST CUTHBERT WITHOUT	148.37	173.11	197.83	222.56	272.01	321.48	370.93	445.12
WALTON	172.31	201.04	229.75	258.47	315.90	373.35	430.78	516.94
WATERHEAD	153.98	179.66	205.32	230.98	282.30	333.64	384.96	461.96
WESTLINTON	147.76	172.39	197.02	221.64	270.89	320.15	369.40	443.28
WETHERAL	177.56	207.16	236.75	266.34	325.52	384.71	443.90	532.68
All other parts of the City Council's area	138.13	161.16	184.18	207.20	253.24	299.29	345.33	414.40

Precepting Authority	VALUATION BANDS							
	Band A	Band B	Band C	Band D	Band E	Band F	Band G	Band H
	£	£	£	£	£	£	£	£
Cumbria County Council	888.09	1,036.10	1,184.11	1,332.13	1,628.16	1,924.19	2,220.22	2,664.26
Police & Crime Commissioner for Cumbria	155.16	181.02	206.88	232.74	284.46	336.18	387.90	465.48

Aggregate of Council Tax requirements

AMOUNT OF COUNCIL TAX TO BE LEVIED IN 2018/19 IN RESPECT OF EACH CATEGORY OF DWELLING IN EACH PART OF								
PART OF THE COUNCIL'S AREA	VALUATION BANDS							
	BAND A	BAND B	BAND C	BAND D	BAND E	BAND F	BAND G	BAND H
Parish of:	£	£	£	£	£	£	£	£
ARTHURET	1,228.03	1,432.71	1,637.37	1,842.05	2,251.39	2,660.74	3,070.08	3,684.10
ASKERTON	1,181.38	1,378.28	1,575.17	1,772.07	2,165.86	2,559.66	2,953.45	3,544.14
BEAUMONT	1,206.73	1,407.86	1,608.97	1,810.10	2,212.34	2,614.59	3,016.83	3,620.20
BEWCASTLE	1,202.19	1,402.56	1,602.92	1,803.29	2,204.02	2,604.76	3,005.48	3,606.58
BRAMPTON	1,234.71	1,440.50	1,646.28	1,852.07	2,263.64	2,675.22	3,086.78	3,704.14
BURGH BY SANDS	1,202.87	1,403.35	1,603.82	1,804.30	2,205.25	2,606.21	3,007.17	3,608.60
BURTHOLME	1,200.01	1,400.02	1,600.01	1,800.02	2,200.02	2,600.03	3,000.03	3,600.04
CARLATON & CUMREW	1,200.76	1,400.89	1,601.01	1,801.14	2,201.39	2,601.65	3,001.90	3,602.28
CASTLE CARROCK	1,205.88	1,406.86	1,607.84	1,808.82	2,210.78	2,612.74	3,014.70	3,617.64
CUMMERSDALE	1,196.99	1,396.49	1,595.98	1,795.48	2,194.47	2,593.47	2,992.47	3,590.96
CUMWHITTON	1,203.50	1,404.09	1,604.66	1,805.25	2,206.41	2,607.59	3,008.75	3,610.50
DALSTON	1,219.11	1,422.30	1,625.48	1,828.67	2,235.04	2,641.42	3,047.78	3,657.34
DENTON NETHER	1,226.21	1,430.58	1,634.94	1,839.31	2,248.04	2,656.78	3,065.52	3,678.62
DENTON UPPER	1,204.27	1,404.99	1,605.69	1,806.41	2,207.83	2,609.26	3,010.68	3,612.82
FARLAM	1,198.54	1,398.30	1,598.05	1,797.81	2,197.32	2,596.84	2,996.35	3,595.62
HAYTON	1,194.19	1,393.22	1,592.25	1,791.28	2,189.34	2,587.41	2,985.47	3,582.56
HETHERSGILL	1,218.04	1,421.05	1,624.05	1,827.06	2,233.07	2,639.09	3,045.10	3,654.12
IRTHINGTON	1,195.39	1,394.63	1,593.85	1,793.09	2,191.55	2,590.02	2,988.48	3,586.18
KINGMOOR	1,196.69	1,396.15	1,595.59	1,795.04	2,193.93	2,592.84	2,991.73	3,590.08
KINGWATER	1,191.80	1,390.44	1,589.06	1,787.70	2,184.96	2,582.24	2,979.50	3,575.40
KIRKANDREWS	1,215.87	1,418.51	1,621.15	1,823.80	2,229.09	2,634.38	3,039.67	3,647.60
KIRKLINTON	1,191.55	1,390.14	1,588.73	1,787.32	2,184.50	2,581.69	2,978.87	3,574.64
MIDGECOLME	1,181.38	1,378.28	1,575.17	1,772.07	2,165.86	2,559.66	2,953.45	3,544.14
NICHOLFOREST	1,210.59	1,412.35	1,614.11	1,815.88	2,219.41	2,622.94	3,026.47	3,631.76
ORTON	1,206.53	1,407.63	1,608.71	1,809.80	2,211.97	2,614.16	3,016.33	3,619.60
ROCKCLIFFE	1,192.31	1,391.03	1,589.74	1,788.46	2,185.89	2,583.33	2,980.77	3,576.92
SCALEBY	1,207.31	1,408.54	1,609.75	1,810.97	2,213.40	2,615.85	3,018.28	3,621.94
SOLPORT & STAPLETON	1,194.42	1,393.49	1,592.56	1,791.63	2,189.77	2,587.91	2,986.05	3,583.26
STANWIX RURAL	1,202.80	1,403.27	1,603.73	1,804.20	2,205.13	2,606.07	3,007.00	3,608.40
ST CUTHBERT WITHOUT	1,191.62	1,390.23	1,588.82	1,787.43	2,184.63	2,581.85	2,979.05	3,574.86
WALTON	1,215.56	1,418.16	1,620.74	1,823.34	2,228.52	2,633.72	3,038.90	3,646.68
WATERHEAD	1,197.23	1,396.78	1,596.31	1,795.85	2,194.92	2,594.01	2,993.08	3,591.70
WESTLINTON	1,191.01	1,389.51	1,588.01	1,786.51	2,183.51	2,580.52	2,977.52	3,573.02
WETHERAL	1,220.81	1,424.28	1,627.74	1,831.21	2,238.14	2,645.08	3,052.02	3,662.42
All other parts of the City Council's area	1,181.38	1,378.28	1,575.17	1,772.07	2,165.86	2,559.66	2,953.45	3,544.14

C.38/18 QUESTIONS BY MEMBERS OF THE PUBLIC

Pursuant to Procedure Rule 10.1, the Corporate Director of Governance and Regulatory Services reported that no questions had been submitted on notice by members of the public.

C.39/18 PETITIONS AND DEPUTATIONS

Pursuant to Procedure Rule 10.11, the Corporate Director of Governance and Regulatory Services reported that no petitions or deputations had been submitted by members of the public.

C.40/18 QUESTIONS FROM MEMBERS OF THE CITY COUNCIL

Pursuant to Procedure Rule 11.2, the Corporate Director of Governance and Regulatory Services reported that no questions had been submitted on notice by Members of the City Council.

C.41/18 EXECUTIVE

Councillor Glover formally moved and Councillor Dr Tickner formally seconded that the Minutes of the meetings of the Executive held on 17 January and 12 February 2018 be received and adopted.

RESOLVED – That the Minutes of the meetings of the Executive held on 17 January and 12 February 2018 be received and adopted.

C.42/18 PORTFOLIO HOLDER REPORTS

Copies of reports from the following Portfolio Holders had been circulated prior to the meeting:

Leader
Finance, Governance and Resources
Environment and Transport
Economy, Enterprise and Housing
Communities, Health and Wellbeing
Culture, Heritage and Leisure

The Leader; the Deputy Leader, and Finance, Governance and Resources Portfolio Holder; the Environment and Transport Portfolio Holder; the Economy, Enterprise and Housing Portfolio Holder; the Communities, Health and Wellbeing Portfolio Holder; and the Culture, Heritage and Leisure Portfolio Holder formally moved their reports.

Members questioned individual Portfolio Holders on details of their reports and it was:

RESOLVED – (1) That the reports of the Portfolio Holders be received.

(2) That, although it was not possible to give a monetary commitment, the Environment and Transport Portfolio Holder undertook to investigate the problems being experienced by Talkin Tarn Rowing Club due to weeds, as requested by Councillor Mitchelson.

C.43/18 SCRUTINY MINUTES AND SCRUTINY CHAIRMEN'S REPORTS

(a) Health and Wellbeing Scrutiny Panel

Councillor Paton moved and Councillor Burns seconded that the Minutes of the Meeting of the Health and Wellbeing Scrutiny Panel held on 11 January 2018 be received and adopted.

Councillor Paton also presented his Chairman's Report.

RESOLVED – That the Minutes of the Meeting of the Health and Wellbeing Scrutiny Panel held on 11 January 2018, together with the Chairman's Report be received and adopted.

(b) Business and Transformation Scrutiny Panel

Councillor Mrs Riddle moved and Councillor Mrs Bowman seconded that the Minutes of the Meetings of the Business and Transformation Scrutiny Panel held on 4 January and 15 February 2018 be received and adopted.

Councillor Mrs Riddle also presented her Chairman's Reports.

RESOLVED – That the Minutes of the Meetings of the Business and Transformation Scrutiny Panel held on 4 January and 15 February 2018, together with the Chairman's Reports be received and adopted.

(c) Joint Meeting of the Business and Transformation; and Health and Wellbeing Scrutiny Panels

Councillor Mrs Riddle moved and Councillor Mrs Bowman seconded that the Minutes of the Joint Meeting of the Business and Transformation Scrutiny Panel and the Health and Wellbeing Scrutiny Panel held on 29 January 2018 be received and adopted.

RESOLVED – That the Minutes of the Joint Meeting of the Business and Transformation Scrutiny Panel and the Health and Wellbeing Scrutiny Panel held on 29 January 2018 be received and adopted.

(d) Economic Growth Scrutiny Panel

Councillor Nedved moved and Councillor Bowditch seconded that the Minutes of the Meeting of the Economic Growth Scrutiny Panel held on 18 January 2018 be received and adopted.

Councillor Nedved also presented his Chairman's Report.

RESOLVED – That the Minutes of the meeting of the Economic Growth Scrutiny Panel held on 18 January 2018, together with the Chairman's Report be received and adopted.

C.44/18 REGULATORY PANEL

Councillor Bell formally moved and Councillor Ms Williams seconded that the Minutes of the Meetings of the Regulatory Panel held on 20 December 2017 and 24 January 2018 be received and adopted.

RESOLVED – That the Minutes of the Meetings of the Regulatory Panel held on 20 December 2017 and 24 January 2018 be received and adopted.

C.45/18 LICENSING COMMITTEE

Councillor Bell formally moved and Councillor Ms Williams seconded that the Minutes of the Meeting of the Licensing Committee held on 24 January 2018 be received and adopted.

RESOLVED – That the Minutes of the Meeting of the Licensing Committee held on 24 January 2018 be received and adopted.

C.46/18 DEVELOPMENT CONTROL COMMITTEE

Councillor Mrs Warwick moved and Councillor Mrs Parsons seconded the receipt and adoption of the Minutes of the Meetings of the Development Control Committee held on 24 November 2017; and 3 and 5 January 2018.

Councillor Earp referred Members to Minute DC.12/18(8) and (9) concerning planning applications 17/0905 and 17/0906 (page 1005 of Minute Book Volume 44(5) referred). He clarified that, on two occasions the Minute made reference to "Scotby cemetery", when it should in fact have read "Wetheral cemetery". Councillor Earp therefore requested that the Minute be amended accordingly.

RESOLVED – That, subject to the amendment detailed above, the Minutes of the Meetings of the Development Control Committee held on 24 November 2017; and 3 and 5 January 2018 be received and adopted.

C.47/18 AUDIT COMMITTEE

Councillor Patrick moved and Councillor Bowditch seconded the receipt and adoption of the Minutes of the Meeting of the Audit Committee held on 12 January 2018.

RESOLVED – That the Minutes of the Meeting of the Audit Committee held on 12 January 2018 be received and adopted.

C.48/18 EMPLOYMENT PANEL

Councillor Dr Tickner moved and Councillor Glover seconded that the Minutes of the meeting of the Employment Panel held on 31 January 2018 be received and adopted.

RESOLVED – That the Minutes of the Meeting of the Employment Panel held on 31 January 2018 be received and adopted.

C.49/18 APPEALS PANELS

Councillor Bloxham moved and Councillor McDonald seconded that the Minutes of the meetings of Appeals Panel 2 held on 11 December 2017 and 18 January 2018 be received and adopted.

RESOLVED – That the Minutes of the Appeals Panel meetings held on 11 December 2017 and 18 January 2018 be received and adopted.

C.50/18 NOTICE OF MOTION

Councillor Glover declared a registrable interest in accordance with the Council's Code of Conduct with respect to this item of business, as he is a Trustee of the Cumbria Museum of Military Life.

Councillor Glover took part in the debate.

Pursuant to Procedure Rule 12, the Corporate Director of Governance and Regulatory Services reported the receipt of the following motion submitted on notice by Councillor Mrs Parsons:

“Will the Council agree to suspend the night time closure of the three city centre car parks in order to facilitate an open and transparent decision making process including a consultation exercise.”

Councillor Mrs Parsons moved and Councillor Nedved seconded the motion.

Councillor Mrs Parsons then elaborated in some detail upon the reasons for submission of the motion, and requested that Members lend their support.

Following substantial debate, with input from a number of Members of the City Council and voting thereon, the Motion of Councillor Mrs Parsons was DEFEATED.

C.51/18 PROPOSALS FROM THE EXECUTIVE IN RELATION TO THE COUNCIL’S BUDGET AND POLICY FRAMEWORK

(i) Sands Centre Redevelopment

Pursuant to Minute EX.132/17 and EX.09/18, consideration was given to recommendations from the Executive concerning proposals for the redevelopment of the Sands Centre. A copy of report CS.16/18 and the Minutes / Minute Extracts had been circulated.

Councillor Dr Tickner presented the report, which was to be read in conjunction with Appendices 1 – V, and which marked an important milestone for development in the City. In so doing, he provided Members of the City Council with an overview of the background position, proposed development options and approach for the Sands Centre redevelopment (as outlined in the Council’s Sports Facilities Strategy); the anticipated capital costs, together with funding options; a developed programme; risk register; and initial considerations as regards alternative procurement options for the Principal Contractor.

Councillor Dr Tickner also took the opportunity to thank Officers for the preparation of what was a detailed report; partners; and Scrutiny Members for their consideration of the matter.

Councillor Dr Tickner concluded his presentation by emphasising that the report constituted the start of a journey, and that the proposals would be reported back to the Executive and Scrutiny as they progressed. He then formally moved the recommendations, which were formally seconded by Councillor Ms Quilter.

In accordance with Council Procedure Rule 13.1(d), Councillor Mallinson (J) moved referral of the matter back to the Executive for further consideration.

Councillor Ellis seconded the motion.

Councillor Mallinson (J) began by commenting upon the exciting nature of the proposal; adding that a new swimming pool was desperately needed in Carlisle. He wished to place on record that the Conservative Group fully supported that concept.

He cited, in some detail, the undernoted reasons for reference back:

- Although the Sands Centre site had not suffered significant flooding during the 2005 and 2015 flood events, Members had concerns in terms of future flood risk, and how likely it was that mitigation measures could reduce the high risk assessment recorded in the Risks and Opportunities Register at page 140 of the document pack
- Concerns that the new facility and £20 m investment may become uninsurable should a future flooding event occur
- The financial impact upon the authority
- This may well be the last significant project undertaken by the City Council for years and there was therefore a need to get it right
- Referral back would enable more time to be devoted to the consideration of alternative sites
- No plan or indicative cost of developing the current swimming pool site was in place

Councillor Ellis seconded the motion.

Discussion arose, during which Members posed questions/concerns with regard to the escalating costs of the project and the achievement of projected savings; whether failure to site the development close to The Lanes shopping centre may constitute a lost opportunity in terms of the achievement of increased footfall; and the potential for future flooding due to climate change.

The City Council then debated the motion for reference back at length, with certain Members outlining their support for / opposition to the motion.

Following voting thereon, the motion of Councillor Mallinson (J) for reference back to the Executive for further consideration was NOT AGREED.

Following further discussion on the motion of Councillor Dr Tickner, and voting thereon, it was:

RESOLVED – That the City Council:

1. Had considered Report CS.16/18 and its appendices;
2. Approved the development of the scheme, subject to further reports being made to the Executive, and the Business and Transformation and Health and Wellbeing Scrutiny Panels at the end of the RIBA Stage 4, and ahead of the appointment of a principal contractor.
3. Approved the use of an OJEU compliant framework to tender for a principal contractor, with the selection of the framework itself delegated to the Deputy Chief Executive following consultation with the Portfolio Holder for Finance, Governance and Resources and the Portfolio Holder for Culture, Heritage and Leisure.
4. Approved the re-profiling of the capital budget of £19.467m to reflect the fact that achieving RIBA Stage 4 would require a budgetary amount in 2018/19 and to also more accurately reflect the anticipated expenditure profile of the full project as outlined at paragraph 2.8.10.

(ii) Capital Budget Overview and Monitoring Report: April to December 2017

Pursuant to Minute EX.15/18, consideration was given to a recommendation from the Executive that the City Council approve reprofiling of £1,100,100 as detailed in paragraph 3.3 and Appendix A to Report RD.44/17 from 2017/18 into 2018/19.

A copy of Report RD.44/17 and relevant Minute Extracts had been circulated.

Councillor Dr Tickner presented the report in some detail before formally moving the recommendation.

Councillor Glover formally seconded the recommendation, and it was:

RESOLVED – That the City Council approved reprofiling of £1,100,100 as detailed in paragraph 3.3 and Appendix A to Report RD.44/17 from 2017/18 into 2018/19.

C.52/18 PAY POLICY STATEMENT 2018/19

Pursuant to Minute EMP.05/18, consideration was given to a recommendation from the Employment Panel that the City Council approves the 2018/19 Policy Statement on Chief Officers' Pay. A copy of report RD.47/17 and the Minute Extract had been circulated.

Councillor Dr Ticker presented the report and formally moved the recommendation.

Councillor Glover formally seconded the recommendation, and it was:

RESOLVED – That the 2018/19 Policy Statement on Chief Officers' Pay be approved.

C.53/18 OVERVIEW AND SCRUTINY PROCEDURE RULES CALL-IN AND URGENCY

Pursuant to Overview and Scrutiny Procedure Rule 15(i), consideration was given to a report of the Corporate Director of Governance and Regulatory Services (GD.17/18) on procedures in respect of occasions where decisions taken by the Executive were urgent.

RESOLVED – That the report be noted.

C.54/18 COMMUNICATIONS

There were no communications or items of business brought forward by the Mayor as a matter of urgency to be dealt with at the meeting.

[The meeting ended at 8.53 pm]