

CITY COUNCIL – SPECIAL MEETING

MONDAY 25 JUNE 2012 AT 6.45 PM

PRESENT: The Mayor (Councillor Wilson), Councillors Allison, Atkinson, Bainbridge, Bell, Betton, Bloxham, Boaden, Bowditch, Mrs Bowman, Bowman (S), Mrs Bradley, Cape, Mrs Clarke, Collier, Craig, Earp, Ellis, Forrester, Ms Franklin, Mrs Geddes, Glover, Graham, Harid, Hendry, Layden, Lishman, Mrs Luckley, Mrs Mallinson, Mallinson (J), Mrs Martlew, McDevitt, Morton, Nedved, Mrs Parsons, Ms Patrick, Ms Quilter, Scarborough, Miss Sherriff, Mrs Southward, Mrs Stevenson, Stothard, Tickner, Mrs Vasey, Mrs Warwick, Watson, Weber and Whalen

C.102/12 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillors Miss Gallagher, Mitchelson, Mrs Prest and Mrs Riddle.

C.103/12 PUBLIC AND PRESS

RESOLVED – That the Agenda be agreed as circulated.

C.104/12 DECLARATIONS OF INTEREST

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

C.105/12 ANNOUNCEMENTS

(a) The Mayor

The Mayor extended a warm welcome to Councillor Don Forrester following his recent election to the City Council.

(b) The Leader of the Council

The Leader spoke in recognition of the very successful Olympic Torch visit to Carlisle over two days. The event had proved to be a wonderful cultural experience, which demonstrated Carlisle's standing as a venue for significant cultural events and celebrations.

Following a recent “Happy at Home” survey, Carlisle had been ranked as the happiest place to live in the United Kingdom, which was a very positive message to the rest of the world.

The Leader expressed the hope that all Members of the City Council would join him in congratulating all members of staff, and others, who had worked so hard over the past twelve months to ensure that the event was a success.

(c) Members of the Executive

On behalf of the Executive, the City Council and the people of Carlisle, the Economy and Enterprise Portfolio Holder wished to place on record sincere thanks and appreciation to all staff involved in the Olympic Torch Visit, the Music City, Upperby Gala and the Jubilee Celebrations. Their efforts ensured that Carlisle was a vibrant place which people wanted to visit.

He asked that the Chief Executive convey those thanks to the members of staff involved.

(d) Town Clerk and Chief Executive

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

C.106/12 NOTICE OF MOTION

Pursuant to Procedure Rule 12, the Town Clerk and Chief Executive reported that no Motions had been submitted on notice by Members of the Council.

C.107/12 CARLISLE CITY COUNCIL – CODE OF CONDUCT

Pursuant to Minute ST.05/12, consideration was given to a report of the Director of Governance (GD.36/12) explaining the impact of the Localism Act 2011 on the Standards Regime; seeking the establishment of a Standards Committee; recommending a new Code of Conduct / Scheme for the Registration of Interests; and authorisation for the advertisement of the position of Independent Person.

The Standards Committee had on 18 June 2012 considered the matter and the Minutes of that meeting, setting out the Committee’s recommendations, were submitted.

In presenting the report Councillor Tickner commented that, since the issue was technically involved, training would be available for Members. He further pointed out that the Standards Committee had agreed that the limit for gifts and hospitality should remain at £25.00.

Councillor Tickner then moved that the City Council:

- i. Create a Standards Committee with seven Members, with Terms of Reference as specified in the appendices to Report GD.36/12, and the Director of Governance be authorised to make the appropriate amendment to the Council's Constitution, in particular the Responsibility for Functions and Article 9 as detailed in Appendices 1 and 2.
- ii. Note that the Council's existing Standards Committee would continue to exist until the relevant provisions of the Localism Act 2011 were implemented and until such time it would continue to deal with any relevant matters, including Code of Conduct Complaints that the Council had received or received under the existing regime.
- iii. Adopt the Code of Conduct for Members and Co-opted Members of the Council as shown at Appendix 3.
- iv. Adopt the Register of Members' Interests as shown at Appendix 4.
- v. In accordance with Council Procedure Rule 24.1, Council suspend Council Procedure Rule 24.2 in order that it may at today's meeting approve the amendment to the Council's Rules of Procedure as detailed in paragraph 7.1 of the report.
- vi. Instruct the Director of Governance to advertise for applications from people to be the Council's Independent Person.
- vii. Instruct the newly established Standards Committee to assess applications received to be an Independent Person and make appropriate recommendations as to the appointment of an Independent Person(s) to the Council.
- viii. Authorise the Director of Governance to amend the Terms of Reference of the Council's Independent Remuneration Panel to enable it to make recommendations to Council with regard to any allowance payable to any Independent Person engaged by the Council.
- ix. Instruct the Independent Remuneration Panel to make a recommendation to Council as to the appropriate level of remuneration to be paid to the Independent Person(s).
- x. Approve the Arrangements for dealing with complaints as shown in Appendix 5.
- xi. Approve the arrangements relating to Dispensations as shown in Appendix 6.

- xii. Authorise the Director of Governance to make any necessary amendments to the Council's Constitution, including the Council Procedure Rules.

Councillor Hendry then seconded the above recommendations.

RESOLVED – That the City Council:

- i. Approved the creation of a Standards Committee with seven Members, with Terms of Reference as specified in the appendices to Report GD.36/12, and the Director of Governance be authorised to make the appropriate amendment to the Council's Constitution, in particular the Responsibility for Functions and Article 9 as detailed in Appendices 1 and 2.
- ii. Noted that the Council's existing Standards Committee would continue to exist until the relevant provisions of the Localism Act 2011 were implemented and until such time it would continue to deal with any relevant matters, including Code of Conduct Complaints that the Council had received or received under the existing regime.
- iii. Adopted the Code of Conduct for Members and Co-opted Members of the Council as shown at Appendix 3.
- iv. Adopted the Register of Members' Interests as shown at Appendix 4.
- v. In accordance with Council Procedure Rule 24.1, Council suspended Council Procedure Rule 24.2 in order that it may at today's meeting approve the amendment to the Council's Rules of Procedure as detailed in paragraph 7.1 of the report.
- vi. Instructed the Director of Governance to advertise for applications from people to be the Council's Independent Person.
- vii. Instructed the newly established Standards Committee to assess applications received to be an Independent Person and make appropriate recommendations as to the appointment of an Independent Person(s) to the Council.
- viii. Authorised the Director of Governance to amend the Terms of Reference of the Council's Independent Remuneration Panel to enable it to make recommendations to Council with regard to any allowance payable to any Independent Person engaged by the Council.
- ix. Instructed the Independent Remuneration Panel to make a recommendation to Council as to the appropriate level of remuneration to be paid to the Independent Person(s).

- x. Approved the Arrangements for dealing with complaints as shown in Appendix 5.
- xi. Approved the arrangements relating to Dispensations as shown in Appendix 6.
- xii. Authorised the Director of Governance to make any necessary amendments to the Council's Constitution, including the Council Procedure Rules.

C.108/12 CARLISLE CITY COUNCIL: APPOINTMENT TO POLICE AND CRIME PANEL

Consideration was given to a report of the Director of Governance (GD.35/12) outlining the role of Police and Crime Panels, and the main considerations arising in terms of the establishment of a Panel for Cumbria.

The Director of Governance recommended that the City Council:

- i. Nominate a representative to serve on the Police and Crime Panel until May 2013; and
- ii. Agree to continue to appoint a Member representative to the Cumbria Police and Crime Panel on an annual basis from May 2013.

Councillor Hendry moved and Councillor Whalen seconded that the City Council nominate Councillor Bowditch to serve on the Police and Crime Panel until May 2013.

Councillor Mallinson (J) moved and Councillor Ellis seconded that the City Council nominate Councillor Morton to serve on the Police and Crime Panel until May 2013.

Following voting, it was agreed that Councillor Bowditch be so nominated.

Councillor Mrs Bowman questioned the approach adopted in terms of the make up of the Panel.

In response, the Director of Governance referred Members to paragraph 1.14 of his report which recorded that on 29 February 2012 the Chief Executives and Leaders of all principal Local Authorities in Cumbria had met to review the establishment of a Police and Crime Panel and agree how that would be taken forward, particularly focussing on who would host the Panel and the membership thereof.

Councillor Hendry then moved the recommendation that the City Council agree to continue to appoint a Member representative to the Cumbria Police and Crime Panel on an annual basis from May 2013, which was accepted.

RESOLVED – That the City Council:

- i. Nominated Councillor Bowditch to serve on the Police and Crime Panel until May 2013; and
- ii. Agreed to continue to appoint a Member representative to the Cumbria Police and Crime Panel on an annual basis from May 2013.

C.109/12 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 7.02 pm)