

At a Meeting of the **WEST DEVON BOROUGH COUNCIL** held in the **COUNCIL CHAMBER, KILWORTHY PARK, TAVISTOCK** on **TUESDAY** the **27<sup>TH</sup>** day of **MARCH 2012** at **4.30pm** pursuant to Notice given and Summons duly served.

**Present**

Mr D M Horn – Mayor	
Mr C R Musgrave – Deputy Mayor	
Mrs S C Bailey	Mr R E Baldwin
Mr K Ball	Mr M J R Benson
Mr W G Cann OBE	Mrs A Clish-Green
Mr D W Cloke	Mrs M V L Ewings
Mrs C Hall	Mr M J Harper
Mr T J Hill	Mr L J G Hockridge
Mr A F Leech	Mrs C M Marsh
Mr J R McInnes	Mr J B Moody
Mr N Morgan	Mr M E Morse
Miss D E Moyse	Mr R J Oxborough
Mr P J Ridgers	Mr R F D Sampson
Mr P R Sanders	Mrs D K A Sellis
Mr E H Sherrell	Mr D Whitcomb
Mr D M Wilde	

Chief Executive  
Head of Finance and Audit  
Monitoring Officer  
Democratic Services Manager  
Personnel Manager  
Head of Assets

**CM 68            CLLR JEFF MOODY**

The Mayor wished to welcome Councillor Mr J B Moody to his first meeting of Council since being elected to represent the Tavistock North Ward.

**CM 69            APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Mr T G Pearce and Mrs L B Rose.

**CM 70            DECLARATIONS OF INTEREST**

The following declarations of interest were made:

1.    Cllrs Miss D E Moyse and Mr L J G Hockridge in Item 13 (Payment of Councillor Expenses) – personal as both were the subject Members who were making the requests for payment.

**CM 71 CONFIRMATION OF MINUTES**

It was moved by Councillor Mr J R McInnes, seconded by Councillor Mr P R Sanders and upon the motion being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that the Council agree the Minutes of the 14 February 2012 and 23 February 2012 Council Meetings as a true record”.

**CM 72 COMMUNICATIONS FROM THE MAYOR**

As the end of the Municipal Year neared its conclusion, the Mayor advised that he had attended several events since the last meeting.

**CM 73 MOTION(S) SUBMITTED BY MEMBERS OF COUNCIL**

It was moved by Councillor Mr J R McInnes and seconded by Councillor Mr R J Oxborough that:

*‘To celebrate the Queen’s Diamond Jubilee, West Devon Borough Council should have free parking in its Car Parks, from Saturday the 2<sup>nd</sup> to Tuesday the 5<sup>th</sup> of June 2012.’*

In introducing his motion, Councillor Mr J R McInnes made reference to the obvious cost implications (estimated at £12,000 in lost income), but felt it to be most important that the Council embraced and took part in the Diamond Jubilee celebrations.

In discussion, it was confirmed that this initiative would include coach parking and the consequent economic benefits to local communities were recognised.

When put to the vote, the motion was declared **CARRIED**.

**CM 74 MINUTES OF COMMITTEES**

**a. Audit Committee – 7 February 2012**

It was moved by Councillor Mrs D K A Sellis, seconded by Councillor Mr M J Harper and upon being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that the Minutes of the 7 February 2012 meeting be received and noted with the exception of Unstarred Minutes AC21 and AC22”.

In respect of the Unstarred Minutes:

**i. AC 21 – Third Quarter Prudential Indicator and Treasury Management Monitoring Report 2011-12**

It was moved by Councillor Mrs D K A Sellis, seconded by Councillor Mr M J Harper and upon being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that Members note the report and the treasury activity and no changes to the prudential indicators be recommended”.

ii. **AC 22 – Treasury Management Strategy for 2012/13 to 2014/15 Minimum Revenue Provision Policy Statement and Annual Investment Strategy for 2012/13**

(It was noted that this unstarred minute had been superseded by Item 11 (Treasury Management Strategy 2012/13 to 2014/15, Minimum Revenue Provision Policy Statement and Annual Investment Strategy 2012/13). A vote would therefore be taken on this matter during consideration of Item 11).

b. **Strategies & Resources Committee – 13 March 2012**

It was moved by Councillor Mr P R Sanders, seconded by Councillor Mr J R McInnes and upon being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that the Minutes of the 13 March 2012 meeting be received and noted with the exception of Unstarred Minute S&R53”.

In respect of the Unstarred Minute:

i. **S&R 53 – New Revenue and Benefits Software Contract**

It was moved by Councillor Mr P R Sanders, seconded by Councillor Mr J R McInnes and upon being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that the £32,700 capital set up costs be funded from the General Fund Un-earmarked Reserve, in addition to the £30,000 already earmarked from the existing Revenue and Benefits Development Fund”.

**CM 75**

**CAPITAL PROGRAMME FOR 2012/13**

The Head of Finance and Audit presented a report which outlined the 2012/13 Capital Programme.

It was then moved by Councillor Mr P R Sanders and seconded by Councillor Mr J R McInnes and upon the motion being submitted to the meeting was declared to be **CARRIED** and “**RESOLVED** that:-

1. The budget for the 2012/13 Capital Programme totalling £807,700, as shown in Section 5.1 of the presented agenda report, in relation to capital projects be approved for a funding commitment;
2. The proposed method of funding these Capital Bids of £807,700 be approved as outlined in Section 5.2 of the presented agenda report;
3. Delegated approval be granted to the Head of Environmental Health and Housing, in consultation with the Head of Finance and Audit, to be able to amalgamate the Private Sector Renewal Grant budget and the Disabled Facilities Grant budget in each financial year and to use the total budget in order to meet the demands of both capital schemes; and
4. A provision be identified of £335,000 for future capital expenditure on the Leisure Centres as per Section 4.9 of the presented agenda report

and the 'Consideration of the Current and Future Leisure Contract' report (exempt agenda item 15 refers). (NOTE: This is a provisional allocation and not a funding commitment at this stage)".

**CM 76            TREASURY MANAGEMENT STRATEGY FOR 2012/13 TO 2014/15, MINIMUM REVENUE PROVISION POLICY STATEMENT AND ANNUAL INVESTMENT STRATEGY FOR 2012/13**

The Head of Finance and Audit outlined a report which presented the Council's treasury indicators for 2012/13 – 2014/15 and which set out the expected treasury operations for this period. In her introduction, Members were also reminded that the report had already been scrutinised by the Audit Committee on 7 February 2012 (Minute AC 22 refers).

It was then moved by Councillor Mr P R Sanders and seconded by Councillor Mr J R McInnes and upon the motion being submitted to the meeting was declared to be **CARRIED** and "**RESOLVED** to approve:-

1. The Prudential Indicators and Limits for 2012/13 to 2014/15 contained within Appendix A of the presented agenda report.
2. The Minimum Revenue Provision (MRP) Statement contained within Appendix A of the presented agenda report, which set out the Council's policy on MRP.
3. The Treasury Management Strategy 2012/13 to 2014/15 and the Treasury Prudential Indicators contained within Appendix B of the presented agenda report.
4. The Investment Strategy 2012/13, which is contained within the Treasury Management Strategy (Appendix B of the presented agenda report refers) and the detailed criteria (included within Appendix C of the presented agenda report)".

**CM 77            SENIOR PAY POLICY STATEMENT 2012/2013**

Councillor Mr J R McInnes presented a report which set out the Council's statutory obligation to adopt a senior pay policy statement in accordance with the provisions of the Localism Act.

In discussion, particular reference was made to:

- the total salaries for each Chief Officer being shared on a 50/50 basis with South Hams District Council. A Member therefore commented that, in reality, the multipliers referred to in the presented agenda report should be halved;
- the remuneration of each Chief Officer. The Leader stated that in the event of any Members wishing to discuss the specifics in respect of the remuneration of Chief Officers, then it would be more appropriate for this to take place at a future Informal Council session.

It was then moved by Councillor Mr J R McInnes and seconded by Councillor Mr P R Sanders and upon the motion being submitted to the meeting was declared to be **CARRIED** and “**RESOLVED** to adopt the senior pay policy statement for 2012/13, as outlined in the presented agenda report”.

**CM 78**

**PAYMENT OF COUNCILLOR EXPENSES**

Under Part 6 of the Constitution (Members' Allowance Scheme), Paragraph 9.1 states that “no payment can be made of any travel and subsistence claim made more than three months after the meeting for which the claim is made without the authority of Council in every case”.

Two such requests had been received from Councillor Miss D E Moyle for payment of expenses dating back to January 2011 and Councillor Mr L J G Hockridge for payment of expenses dating back to November 2011.

It was subsequently moved by Councillor Mr M J R Benson, seconded by Councillor W G Cann OBE and upon being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that payment could be made of the expense claims from Councillor Miss D E Moyle (back-dated to January 2011) and Councillor Mr L J G Hockridge (back-dated to November 2011)”.

**CM 79**

**COMMON SEAL**

A copy of the documents signed by the Mayor during the period between 15 February 2012 and 19 March 2012 was attached to the agenda (page 64 refers) and noted by the Meeting.

In reply to a question, the Monitoring Officer agreed to provide a response in writing regarding the income gained from the Wayleave Agreement with Western Power on the land at Simmons Way, Okehampton.

It was then moved by Councillor Mr E H Sherrell, seconded by Councillor Mr P R Sanders and upon the motion being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that the Mayor and the Chief Executive (or deputies appointed by them) be authorised to witness the fixing of the seal on documents”.

CM 80

**CONSIDERATION OF CURRENT AND FUTURE LEISURE CONTRACT**

It was moved by Councillor Mrs M V L Ewings, seconded by Councillor Mr R F D Sampson and upon the motion being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the Meeting for the debate that took place on this item of business on the grounds that exempt information may be disclosed under Paragraph 3 – Information relating to the financial or business affairs of any particular person including the authority holding that information and Paragraph 5 – Information in respect of which a claim for legal professional privilege could be maintained – from Part I of Schedule 12(A) to the Act.”

Following a lengthy discussion, it was subsequently moved by Councillor Mr P R Sanders and seconded by Councillor Mr J R McInnes and upon the motion being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that Council agrees to explore with Leisure Connection the future of the Leisure Contract and that the exploratory team be comprised of both Members and Officers”.

(The Meeting terminated at 6.20 pm)