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Tuesday, 24 January 2012

Meeting of the Council

Dear Member

I am pleased to invite you to attend a meeting of Torbay Council which will be held in **Ballroom, Oldway Mansion, Torquay Road, Paignton, TQ3 2TE** on **Wednesday, 1 February 2012** commencing at **5.30 pm**

The items to be discussed at this meeting are attached.

Yours sincerely,

Elizabeth Raikes
Chief Executive

(All members are summoned to attend the meeting of the Council in accordance with the requirements of the Local Government Act 1972 and Standing Orders A5.)

Our vision is working for a healthy, prosperous and happy Bay

For information relating to this meeting or to request a copy in another format or language please contact:

June Gurry, Town Hall, Castle Circus, Torquay, TQ1 3DR
01803 207012

Email: democratic.services@torbay.gov.uk

(i)
THE MJ
2010
Achievement Awards
COMMENDED

Meeting of the Council Agenda

1. **Opening of meeting**

2. **Apologies for absence**

3. **Minutes**

To confirm as a correct record the minutes of the meeting of the Council held on 8 December 2011.

(Pages 1 - 20)

4. **Declarations of interests**

(a) To receive declarations of personal interests in respect of items on this agenda

For reference: Having declared their personal interest members and officers may remain in the meeting and speak (and, in the case of Members, vote on the matter in question). If the Member's interest only arises because they have been appointed to an outside body by the Council (or if the interest is as a member of another public body) then the interest need only be declared if the Member wishes to speak and/or vote on the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(b) To receive declarations of personal prejudicial interests in respect of items on this agenda

For reference: A Member with a personal interest also has a prejudicial interest in that matter if a member of the public (with knowledge of the relevant facts) would reasonably regard the interest as so significant that it is likely to influence their judgement of the public interest. Where a Member has a personal prejudicial interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(Please note: If members and officers wish to seek advice on any potential interests they may have, they should contact Democratic Services or Legal Services prior to the meeting.)

5. **Communications**

To receive any communications or announcements from the Chairman, the Mayor, the Overview and Scrutiny Co-ordinator or the Chief Executive.

6. **Members' questions**

To answer any questions asked under Standing Order A13.

7. Notice of motions

To consider the following motions, notice of which has been given in accordance with Standing Order A14 by the members indicated:

(a) Gas and Electricity Prices

This Council notes that Torbay suffers from increasing levels of deprivation and growing inequality.

A significant cost to local people is the rocketing cost of utility bills.

This council notes that the wholesale price of Gas and Electricity is the same as 12 months ago, but the cost to consumers has risen by 20%.

In the light of the above this Council instructs the Chief Executive to write to the appropriate Minister demanding more transparency in this market place to ensure that the neediest in our society are not continually disadvantaged.

Submitted by Councillor Pountney and Councillor Darling

(b) Fair Banking for the People of Torbay

With the residents of Torbay struggling to cope in a deep recession caused in major part by reckless banking, this Council welcomes the report of the Independent Commission on Banking (The Vicker's Report) and the Coalition Government's decision to legislate in 2012 to curb the power of the commercial banks to use the deposits of their customers in casino banking practices, by divorcing the necessary functions of High Street banks from Investment Banking, but calls on Her Majesty's Government to accelerate the implementation of this legislation so that banks have to comply during the lifetime of the present Parliament. This Council condemns the timetable proposed by the Chancellor of the Exchequer which gives banks until 2019 to comply. This is unacceptable to the hard working residents of Torbay whose deposits and savings will remain available as assets that can be put at risk to underpin highly speculative operations within those banks.

Submitted by Councillor Darling and Councillor Pentney

8. Mayoral Decision - Marina Car Park, The Pavilion and Cary Green Redevelopment, Torquay - Subject to Call-In

(Pages 21 - 28)

To consider the submitted report on a proposed lease in respect of the above sites and any recommendations from the Harbour Committee.

9. **Mayoral Decision - Disposal of Amenity Land Forming Part of 'Old Maid's Perch', Torbay Road, Torquay - Subject to Call-In** (Pages 29 - 36)
To consider the submitted report on the proposed disposal of Amenity Land Forming Part of 'Old Maid's Perch', Torbay Road, Torquay.
10. **Mayoral Decision - Future Use of Chestnut Primary School Site - Subject to Call-In** (Pages 37 - 42)
To consider a report on the future use of the former Chestnut Primary School Site in Chestnut Drive, Brixham.
11. **Members' Allowances - Recommendations of Independent Remuneration Panel** (Pages 43 - 64)
To consider the report of the Independent Remuneration Panel on its review of the Members' Allowances Scheme for 2011/2012.
12. **Treasury Management Strategy 2012/13 (incorporating the Annual Investment Strategy 2012/13 and the Annual Minimum Revenue Provision Statement)** (Pages 65 - 90)
To consider a report and the recommendations of the Audit Committee on the above.
13. **Revenue Budget Proposal 2012/2013** (To Follow)
(Members are requested to bring the Mayor's Proposals for the Revenue Budget 2012/13 prepared by the Chief Finance Officer for Six Week Public Consultation circulated on 8 December 2011 with them to the meeting).

(i) To consider the submitted report (to follow) on the Local Government Finance Settlement on the Revenue Budget for 2012/13.

(i) To consider the above reports (to follow) and the recommendations of the Mayor on the Revenue Budget Proposals for 2012/13.

(**Note:** This item will be deferred for consideration at an adjourned meeting of the Council to be held on Wednesday, 8 February 2012.)
14. **Capital Plan Budget 2012/13 to 2015/16** (To Follow)
(Members are requested to bring the Mayor's Proposals for the Capital Investment Plan 2012/13 to 2015/16 prepared by the Chief Finance Officer for Six Week Public Consultation circulated on 8 December 2011 with them to the meeting.)

To consider the submitted report (to follow) setting out the Capital Plan Budget for 2012/13 to 2015/16 and the recommendations of the Mayor.

(**Note:** This item will be deferred for consideration at an adjourned meeting of the Council to be held on Wednesday, 8 February 2012.)

- 15. Strategic Agreement between Torbay NHS Care Trust and Torbay Council - Policy Framework** (To Follow)
To consider a report on the above.

(**Note:** This item will be deferred for consideration at an adjourned meeting of the Council to be held on Wednesday, 8 February 2012.)

- 16. Chairman and Vice-Chairman Selection 2012/13**
In accordance with the Council's Standing Orders (A9.1) to select, by elimination ballot, the Chairman/woman-Elect and Vice-Chairman/woman-Elect for the Municipal Year 2012/13.