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Tuesday, 8 July 2014

## Meeting of the Council

Dear Member

I am pleased to invite you to attend a meeting of Torbay Council which will be held in **Rosetor Room, Riviera International Conference Centre, Chestnut Avenue, Torquay, TQ2 5LZ** on **Thursday, 17 July 2014** commencing at **3.00 pm**

The items to be discussed at this meeting are attached.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Steve Parrock'.

Steve Parrock  
Executive Director of Finance and Operations

(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.)

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**Working for a healthy, prosperous and happy Bay**

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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**

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# Meeting of the Council Agenda

1. **Opening of meeting**
2. **Apologies for absence**
3. **Minutes** (Pages 1 - 18)  
To confirm as a correct record the minutes of the meeting of Annual Council held on 30 April 2014.
4. **Declarations of interests**
  - (a) To receive declarations of non pecuniary interests in respect of items on this agenda  
**For reference:** Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.
  - (b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda  
**For reference:** Where a Member has a disclosable pecuniary 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 Governance Support 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 Executive Director of Operations and Finance.
6. **Members' questions** (Pages 19 - 22)  
To respond to the submitted questions asked under Standing Order A13:
7. **Notice of motions**  
To consider motions, notice of which has been given in accordance with Standing Order A14 by the members indicated:
  - (a) **Notice of Motion - Budget Proposals (Mayoral)** (Page 23)

- (b) **Notice of Motion - Motor Neurone Disease Charter (Mayoral)** (Pages 24 - 25)
8. **Submission of the Torbay Local Plan to the Secretary of State** (Pages 26 - 48)  
To consider the submitted report on the submission of the Torbay Local Plan to the Secretary of State.
9. **Energy and Climate Change Strategy 2014-2019** (Pages 49 - 107)  
To consider the revised Energy and Climate Change Strategy 2014 - 2019 which sets out the energy and climate change challenges for Torbay and how these can be addressed.
- (a) **Energy and Climate Change Strategy - Report of the Overview and Scrutiny Board** (Page 108)  
To consider the views of the Overview and Scrutiny Board on the above Strategy.
10. **Adult Social Care - Local Account** (Pages 109 - 163)  
To consider a report on the above.
11. **Community Safety Commercial Team Service Plan 2014-15** (Pages 164 - 223)  
To consider a report setting out the Commercial Team Service Plan, which incorporates the statutory service plans for Food Safety and the Councils Under Age Sales Policy for Tobacco Products and other age restricted goods.
12. **Capital Investment Plan Update (Outturn 2013/14) - subject to Audit** (Pages 224 - 231)  
To consider the Capital Monitoring report for 2013/14 under the Council's budget monitoring procedures which provides high-level information on capital expenditure and income for the year (subject to Audit), compared with the latest budget position as at quarter three reported in February 2014.  
  
(Any recommendations from the meeting of the Overview and Scrutiny Board, which is due to be held on 9 July 2014, will be circulated prior to the Council meeting.)
13. **Provisional Revenue Outturn 2013/14 - Subject to Audit** (Pages 232 - 245)  
To consider the submitted revenue outturn report which provides a summary of the Council's expenditure for the financial year 2013/14.  
  
(Any recommendations from the meeting of the Overview and Scrutiny Board, which is due to be held on 9 July 2014, will be circulated prior to the Council meeting.)
14. **Urgent Decision taken by the Executive Director of Operations and Finance under the Officer Scheme of Delegation** (Pages 246 - 247)  
To note the details of decisions taken by the Chief Executive on the grounds of urgency as set out in the attached report.

- 15. Composition and Constitution of the Executive and Delegation of Functions** (Pages 248 - 255)  
To receive details on the composition and constitution of the Mayor's Executive, together with the record of delegations of Executive functions.
- 16. Adjournment**  
To consider adjourning the meeting until 5:30 p.m.
- 17. Petitions**  
To receive petitions and any oral representations from the public in accordance with Standing Order A12.
- (a)** Petition for the return of street lighting at night in Eden Vale Road  
Approximately 73 signatures. At the request of the petitioner organiser this petition will be presented to the meeting.
- (b)** Petition against development of hotel and apartments next to the Pavilion & Marina Car Park on Torquay Harbourside, incorporating Cary Green as their car park  
Approximately 1095 signatures. In accordance with Standing Orders the petition will be considered at this meeting.
- 18. Public question time**  
To hear and respond to any written questions or statements from members of the public which have been submitted in accordance with Standing Order A24.
- (a) Public Question - Traffic Routes** (Page 256)
- (b) Public Question - Council's Tall Buildings Strategy, Heritage Strategy and Green Space Protection in relation to Cary Green** (Page 257)
- (c) Public Question - Development at Cary Green** (Page 258)
- 19. Torquay Waterside Regeneration - the Pavilion, Marina Car Park and Cary Green (Mayoral)** (To Follow)  
To consider accepting a surrender of the leases of the Pavilion, the Marina and the Marina Car Park in Torquay and granting new long leases of the Pavilion, Marina, Marina Car Park and Cary Green.
- 20. Clennon Valley Sport and Leisure Regeneration Procurement (Mayoral)** (Pages 259 - 318)  
To consider the proposals detailed within the report for the above project.
- 21. Corporate Parents Annual Report (Mayoral)** (Pages 319 - 357)  
To consider the submitted report which outlines how this role is undertaken in Torbay, provides an action plan for 2014/15 and a pledge from "Corporate Parents" to children in care.

**22. Covenant Protecting Babbacombe Downs Against Development (Mayoral)**

(Pages 358 - 362)

To consider the submitted report following an application from representatives of the community for a covenant on Babbacombe Downs.

**Note**

An audio recording of this meeting will normally be available at [www.torbay.gov.uk](http://www.torbay.gov.uk) within 48 hours.