



## Minutes of a Meeting of the Council held on 7<sup>th</sup> October 2009

The Right Worshipful, The Lord Mayor  
Councillor Alison Firth – In the Chair

Councillors Ali, Amesbury, Andrews, Ankers Ashley, Barrett, J. Battle, R. Battle, Bethell, Bhatti, Boyes, Bracegirdle, Bridges, Burns, Cameron, Carmody, Chohan, Chowdhury, Clayton, Commons, Cooley, Cooper, Cowan, Cowell, Cox, Curley, Dobson, Donaldson, Eakins, Fairweather, Fender, Fisher, Flanagan, Glover, Grant, Green, Hackett, Harrison, Hassan, Helsby, Isherwood, Jones, Judge, Karney, Keegan, Keller, M. Khan, Kirkpatrick, Leese, Lewis, Lomax, Longsdon, Loughman, Lyons, Morrison, N. Murphy, P. Murphy, S. Murphy, E. Newman S. Newman, O'Callaghan, O'Connor, Barbara O'Neil, Brian O'Neil, Pagel, Parkinson, Pearcey, Priest, Pritchard, Rahman, Ramsbottom, Royle, Ryan, Sandiford, Shannon, Shaw, Siddiqi, Smith, Smitheman, Stevens, Swannick, Tavernor, Walters, Watson, Wheale, Whitmore and Lynn Williams.

### **CC/09/73 Special Business to be introduced by the Lord Mayor.**

The Lord Mayor reported that she had agreed to the minutes of the Constitutional and Nomination Committee held on 6<sup>th</sup> October and the minutes of the Audit Committee held on 24<sup>th</sup> September 2009 being submitted and considered as urgent business.

### **CC/09/74 Breast Cancer Awareness Month**

The Lord Mayor reminded Council that October was Breast Cancer Awareness Month. She said that someone was diagnosed with breast cancer every 11 minutes in the UK, which is 46,000 cases a year, and this is why the national charity Breast Cancer Care runs Breast Cancer Awareness Month every October to inform people about the disease and hopefully remind millions of women to be breast aware, leading to earlier detection and better survival rates. She indicated that she was pleased that so many organisations and institutions in the city, including Manchester United Football Club, were participating in events that will help raise public awareness about this important issue.

### **CC/09/75 School visits**

The Lord Mayor said that she was pleased to be able to report to Council that during the summer she had had opportunity to visit a number of schools and colleges in the city and to meet with many confident young people who are a real credit to our city.

A programme of educational and youth activities was once again provided by the Council and its partners during the summer months, and she singled out one such initiative, the Summersonic Programme in the Wythenshawe area, for specific mention, as, in her view, it succeeded brilliantly in bringing together young people from all parts of Wythenshawe, and successfully broke down barriers in a demonstration of community spirit at its very best.

**CC/09/76 Lord Mayoral Consort**

The Lord Mayor extended thanks to all those who have sent good wishes to Andrew. She reported that he remained in hospital where he was receiving excellent treatment, but was very anxious to return to his duties as soon as possible.

**CC/09/77 Minutes**

The Minutes of the meeting held on 8<sup>th</sup> July 2009 were approved as a correct record and signed by the Lord Mayor

**CC/09/78 Proceedings of the Executive.**

The proceedings of the Executive on 22<sup>nd</sup> July and 10<sup>th</sup> September 2009 were submitted and the Council considered the following recommendations -

The Council considered a recommendation in connection with the following proposed increases in the Capital Budget :-

Cultural Services – Various projects : to increase the capital budget by £3,020,000 (£1,500,000 in 2009/10 and £1,520,000 in 2010/11), funded by £2,520,000 City Council Resources and £500,000 Football Foundation grant.

National Indoor BMX Centre : to increase the Capital Programme by a total of £24.35 million; financed from capital grants of £15.88 million and a Capital Fund Contribution of £8.47million.

Chief Executive's Transport – Neighbourhood Funding Strategy : to increase the capital budget by £3,000,000 (£500,000 in 2009/10, £2,300,000 in 2010/11 and £200,000 in 2011/12), funded by City Council resources.

New East Manchester – West Gorton Land Assembly / Acquisition : to increase the capital budget by up to £1,300,000 in 2009/10, funded by City Council ring fenced capital receipts.

**Decision**

To approve the following increases in the Capital Budget –

Cultural Services – Various projects : to increase the capital budget by £3,020,000 (£1,500,000 in 2009/10 and £1,520,000 in 2010/11), funded by £2,520,000 City Council Resources and £500,000 Football Foundation grant.

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New East Manchester – West Gorton Land Assembly / Acquisition : to increase the capital budget by up to £1,300,000 in 2009/10, funded by City Council ring fenced capital receipts

### **Local Development Plan - Joint Minerals Development Plan Document for Greater Manchester.**

The Council considered recommendations from the Executive that the Council: agrees to enter into joint arrangements, including the establishment of a joint committee, with the other nine AGMA authorities to produce the Joint Minerals Development Plan Document for Greater Manchester; and (a) authorises the City Solicitor in consultation with the Head of Planning to finalise the agreement in respect of joint working (b) delegates to the joint committee, when established, the functions of the Council in relation to the preparation of a Minerals Development Plan Document and amend the constitution (c) appoints the Executive Member for the Environment to represent the Council on that joint committee, and (d) amends Article 11 of the Council Constitution accordingly.

### **Decision**

To agree to enter into joint arrangements, including the establishment of a joint committee, with the other nine AGMA authorities to produce the Joint Minerals Development Plan Document for Greater Manchester; to authorise the City Solicitor in consultation with the Head of Planning to finalise the agreement in respect of joint working; to delegate to the joint committee, when established, the functions of the Council in relation to the preparation of a Minerals Development Plan Document and amend the constitution; to appoint the Executive Member for the Environment to represent the Council on that joint committee, and to amend Article 11 of the Council Constitution as follows:-

In Paragraph 11.6(a) after 'Manchester Area Pollution Advisory Council' add Joint Committee for the Joint Minerals Development Plan Document for Greater Manchester'

At Head of Planning (Part 3, Section F) at Paragraph 1, after the third bullet point add 'delegated to the Joint Committee for Joint Minerals Development Plan Document'.

### **Prudential borrowing.**

The Council considered a recommendation of the Executive that the City Council set the revised target lower limit for Maturity Structure of Borrowing for 2009/10 at 0%.

### **Decision**

To agree to set the revised target lower limit for Maturity Structure of Borrowing for 2009/10 at 0%.

### **Loan Conversion.**

The Council considered a recommendation from the Executive in relation to the conversion of the loan under the Facility Agreement between Manchester Airport and the 10 Greater Manchester authorities, to an equity related instrument:- (a) to agree to proceed with the conversion of the loan and to delegate to the City Treasurer in consultation with the Chief Executive, City Solicitor, Leader of the Council and Executive Member for Finance and Human Resources, authority to approve the final terms of the conversion (b) to delegate authority to the City Solicitor to complete all necessary documentation to give effect to the conversion of the loan, and (c) to authorise the City Treasurer to determine the detailed accounting arrangements for the loans, including the classification between revenue and capital and any charges to the revenue account which might flow in the latter situation.

### **Decision**

To agree to proceed with the conversion of the loan and to delegate to the City Treasurer in consultation with the Chief Executive, City Solicitor, Leader of the Council and Executive Member for Finance and Human Resources, authority to approve the final terms of the conversion; to delegate authority to the City Solicitor to complete all necessary documentation to give effect to the conversion of the loan, and to authorise the City Treasurer to determine the detailed accounting arrangements for the loans, including the classification between revenue and capital and any charges to the revenue account which might flow in the latter situation.

Councillor Harrison declared a prejudicial interest in respect of Minute Exe/09/125 and withdrew from the meeting when this item was considered.

### **CC/09/79 Questions to Executive Members under Procedural Rule 22.**

The Executive Member for Culture and Leisure responded to a question from Councillor Commons about sporting arrangements at the St Margaret's (Bury) side of Heaton Park, particularly that the GOAL project might have been better suited to the Manchester side (closely available to work in partnership with Manchester schools).

The Deputy Leader with responsibility for crime and disorder responded to a question from Councillor Ramsbottom in relation to progress in the control of the sale of knives in the city following the resolution adopted by the Council in January 2009.

The Executive Member for Culture and Leisure responded to a question from Councillor Lewis about the strength of local opposition to the Hardy Farm development and Leisure Services support for the current proposal to build on the Chorlton meadows.

### **CC/09/80 Overview and Scrutiny Committees.**

Council noted the Minutes of the following Committees –

Children and Young People – 14<sup>th</sup> July and 1<sup>st</sup> September 2009.  
Citizenship and Inclusion – 15<sup>th</sup> July and 2<sup>nd</sup> September 2009.  
Communities and Neighbourhoods – 14<sup>th</sup> July and 1<sup>st</sup> September 2009.  
Economy, Employment and Skills – 15<sup>th</sup> July and 2<sup>nd</sup> September 2009.  
Health and Well-being – 16<sup>th</sup> July and 3<sup>rd</sup> September 2009.  
Resources and Governance – 16<sup>th</sup> July and 3<sup>rd</sup> September 2009.

### **CC/09/81 Proceedings of Committees.**

1. To approve the minutes of the Constitutional and Nomination Committee on 6th October 2009, subject to the inclusion of Councillor Hassan in the record of members present at the meeting.

2. To note the proceedings of the following meetings –

Audit Committee – 24<sup>th</sup> September 2009. (To follow)  
Licensing and Appeals Committee – 25<sup>th</sup> August 2009.  
Licensing Committee – 25<sup>th</sup> August 2009  
Licensing Policy Committee – 6<sup>th</sup> July 2009.  
Planning and Highways Committee – 23<sup>rd</sup> July; 20<sup>th</sup> August and 10<sup>th</sup> September 2009.  
Standards Committee – 7<sup>th</sup> September 2009.  
Wythenshawe Area Committee – 23<sup>rd</sup> July and 24<sup>th</sup> September 2009.

### **CC/09/82 Business of the Joint Authorities and Committees.**

No questions were raised in accordance with Procedural Rule 24 on the business of (a) Greater Manchester Fire and Rescue Authority (b) Greater Manchester Integrated Transport Authority (c) Greater Manchester Police Authority, and (d) Greater Manchester Waste Disposal Authority.

### **CC/09/83 Executive Arrangements.**

A report of the City Solicitor and Deputy Chief Executive was submitted on the outcome of public consultation, and the Council also considered the recommendations of the Constitutional and Nomination Committee from its meeting on 6<sup>th</sup> October 2009.

## Decision

1. To note the outcome of the public consultation into whether the Council should adopt the Elected Mayor and Cabinet form of executive or the “new-style” Leader and Cabinet form of executive as set out in Appendix 2 of the report.
2. To agree, having regard to the public consultation, and the extent to which the proposals, if implemented, would be likely to assist in securing continuous improvement in the way the Council’s functions are exercised, to approve the City Solicitor’s Draft Proposals set out at Appendix 3 of the report, including in particular-
  - (a) that the Council’s executive form should be the “new-style” Leader and Cabinet executive (England)
  - (b) that the Council should have the power to remove the leader by way of resolution by a simple majority, in accordance with the current provisions for the removal of the leader in Article 7.4(e) of Part 2 of the Council’s Constitution
  - (c) that the “local choice” functions should be discharged as set out in Section A of Part 3 of the Council’s Constitution
  - (d) that the change in governance arrangements should not be the subject of a referendum
3. To agree the proposed timetable attached as Annex 2 of the Draft Proposals set out at Appendix 3 to the report.
4. To delegate to the City Solicitor the publication of the Draft Proposals in accordance with Section 33E(8) of the Local Government Act 2000.

### **CC/09/84 Key decisions exempted from call-in.**

Council noted a report of City Solicitor.

### **CC/09/85 Climate Change.**

#### **Motion made and seconded/-**

Ahead of the Copenhagen summit of world leaders, Council commits to signing up to the 10:10 campaign to reduce CO2 emissions by 10% by the end of 2010. Council resolves to campaign alongside Stop Climate Change Chaos/Oxfam to demand effective, fair and globally just action on climate change from Copenhagen and beyond.

Council recognises the impact that climate change will have upon the lives of Mancunians and peoples across the globe and we resolve to commit to a campaign of public information activity including a ‘Climate Change’ festival in order to promote awareness of these issues and to provide information to Mancunians about the 10:10 Campaign.

Council thanks the diverse range of campaigning groups and individuals who are contributing to the writing of the Climate Change Action Plan due to be published in November which will act as the driver for change across Manchester and will send out a strong message that local government, businesses, public bodies, communities and individuals are ready and key to delivering the reductions in CO2 needed.

The Motion being put the Lord Mayor declared that it had been CARRIED.

**Decision** (unanimous)

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**CC/09/86 English Defence League demonstration in Manchester.**

**Motion made and seconded –**

This Council notes with concern, plans for the English Defence League to hold a demonstration in Manchester. The English Defence League is a racist organisation which seeks to vilify, intimidate and provoke our communities.

Council notes that recent demonstrations by this organisation have ended in violence in other parts of the country, preventing people from going about their daily business and endangering local communities. We are not willing to allow this to happen in Manchester and wish to place on record that the English Defence League is not welcome in Manchester.

Manchester has a rich tradition of radicalism and strongly supports people's right to protest. The city regularly hosts demonstrations and counter demonstrations on all sorts of issues. Manchester has a long history of tolerance and is a welcoming city. Council therefore calls on the Home Secretary, working with Greater Manchester Police, to do everything in his power to intervene and prevent this demonstration, and to stop the English Defence League from bringing its message of violence and hatred to our city. We note that this call is supported by churches, faith groups, trades unions, businesses and the overwhelming majority of Mancunians.

The Motion having been put, the Lord Mayor declared that it had been CARRIED.

**Decision** (unanimous)

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**CC/09/87 Executive Car**

**Motion made and seconded /-**

This City Council calls on the Executive to request an urgent report to their Committee, by the City Treasurer, on the appropriateness of the proposed new contract for a 'chauffer and executive car' primarily for use by Sir Richard Leese, Leader of the Council.

Councillor Leese declared a personal interest in this item.

The Lord Mayor and Deputy Lord Mayor also declared an interest as occasional users of the vehicle whilst fulfilling the duties of their respective offices.

**Amendment moved and seconded/-**

Delete all words and replace with: This City Council asks the Resources and Governance Overview and Scrutiny Committee to consider taking a report from the City Treasurer on the appropriateness of the proposed renewal of the contract for external provision of a chauffeur driven car.

The amendment having been put, the Lord Mayor declared that it had been CARRIED.

**Decision**

This City Council asks the Resources and Governance Overview and Scrutiny Committee to consider taking a report from the City Treasurer on the



appropriateness of the proposed renewal of the contract for external provision of a chauffeur driven car.

**CC/09/88 Housing Crisis.**

Motion made and seconded—

This Council notes:

- 1) As at 1<sup>st</sup> June 2009 13,972 people living in the City of Manchester are on the Council's housing waiting list, with a further 4,344 applicants from outside the city registered on the waiting list;
- 2) A further 4407 applications are currently suspended (not including those cases suspended at the applicant's request) These figures exclude those current tenants who have requested a transfer;
- 3) The official Housing Waiting List to be reported on this years HIP/HSSA return as 1<sup>st</sup> April 2009 is 22,723, an increase of 1768 in the 12 months since 1<sup>st</sup> April 2008;
- 4) That despite having a target that 20% of all new housing in the city should be affordable social housing, in 2007/8, of the 4501 total new build only 271 were affordable social housing (202 for rent and 69 intermediate housing) which equates to 6%, and in 2008/9, of the 2476 total new build again only 271 were affordable social housing (136 for rent and 135 intermediate housing) which equates to 11%;
- 5) Under its Regional Spatial Strategy it has committed to a target of generating 6628 new affordable social houses a year in the city;
- 6) The Department of Communities and Local Government estimate that there are some 13,000 empty properties in the City of Manchester, many family homes in the city have been converted into multi-occupational flats, whilst many purpose built flats in the city stand empty.

Council instructs officers –

To bring forward, within the next Council cycle, detailed proposals of how the Council can use all the powers and resources at its disposal to make serious inroads into tackling the Housing Crisis faced by this city.

**Amendment moved and seconded/-**

To delete all and insert: To ensure we continue to provide for affordable homes and balanced communities across Manchester, Housing in Regeneration must:

1. Continue to prevent homelessness and maintain the significant reductions in the use of temporary accommodation achieved to date.
2. Maintain the momentum gathered in pursuing Empty Dwelling Management Orders (EDM) powers.
3. Continue to work proactively with Development Partners to access government and private sector funding, for example through Local Authority New Build, National Affordable Housing Programme and Kickstart initiatives

4. Ensure we are making best use of the housing sector's shared resources through the Strategic Housing Partnership
5. Complete the current consultation on the Housing Strategy to ensure we continue to identify and make best use of strategic housing interventions
6. Continue to lead work at AGMA level on sub regional activity that will contribute to new build targets across the City
7. Maintain the clear steer in place on affordable housing for the housing sector at Strategic Regeneration Framework and Local Delivery Plan levels, to ensure all partners are committed to a delivering against affordable housing targets.
8. Invite the Communities and Neighbourhoods Overview and Scrutiny Committee to further scrutinise the action the Council is taking.

### Council Notes

Even though Manchester is one of the leading Authorities in the Country tackling these issues, we instruct officers to continue to look for new opportunities to add to the Manchester Housing Agenda.

The amendment being put, the Lord Mayor declared that it was CARRIED.

The amendment was then put and adopted as the substantive motion.

### Decision

To ensure we continue to provide for affordable homes and balanced communities across Manchester, Housing in Regeneration must:

1. Continue to prevent homelessness and maintain the significant reductions in the use of temporary accommodation achieved to date.
2. Maintain the momentum gathered in pursuing Empty Dwelling Management Orders (EDM) powers.
3. Continue to work proactively with Development Partners to access government and private sector funding, for example through Local Authority New Build, National Affordable Housing Programme and Kickstart initiatives
4. Ensure we are making best use of the housing sector's shared resources through the Strategic Housing Partnership
5. Complete the current consultation on the Housing Strategy to ensure we continue to identify and make best use of strategic housing interventions
6. Continue to lead work at AGMA level on sub regional activity that will contribute to new build targets across the City
7. Maintain the clear steer in place on affordable housing for the housing sector at Strategic Regeneration Framework and Local Delivery Plan levels, to ensure all partners are committed to a delivering against affordable housing targets.
8. Invite the Communities and Neighbourhoods Overview and Scrutiny Committee to further scrutinise the action the Council is taking.

### Council Notes

Even though Manchester is one of the leading Authorities in the Country tackling these issues, we instruct officers to continue to look for new opportunities to add to the Manchester Housing Agenda.

**City Solicitor**

**Lord Mayor  
Chair of the Meeting of the Council**