



Minutes of a meeting of the Council held on 11 October 2006

Present: The Deputy Lord Mayor
Councillor Glynn Evans (In the Chair)

Councillors Ali, Amesbury, Andrews, Ashley, Barrett, Battle, Bethell, Bhatti, Boyes, Brandy, Bridges, Burns, Cameron, Carmody, Carroll, Chohan, Chowdhury, Clayton, Commons, Cooley, Cooper, Cowan, Cowell, Cox, Curley, Dobson, Donaldson, Evans, Fender, Fisher, Firth, Flanagan, Gallagher, Grant, Green, Hackett, Hall, Harrison, Hassan, Helsby, Hitchen, Hobin, Isherwood, Jones, Judge, Kane, Karney, Keegan, Keller, A. Khan, M. Khan, Leech, Leese, Lewis, Longsdon, Lyons, McCulley, Morrison, M. Murphy, N. Murphy, P. Murphy, S. Murphy, E. Newman S. Newman, O'Callaghan, Barbara O'Neil, Brian O'Neil, Pagel, Parkinson, Pearcey, Priest, Pritchard, Ramsbottom, Sandiford, Shannon, Shaw, Siddiqi, Jeff Smith, John Smith, Smitheman, Stevens, Trafford, Trotman, Walters, Watson, Wheale, Whitmore, Williams and Wilmott.

Honorary Alderman Dame Kathleen Ollerenshaw.

CC/06/83 Death of the Lord Mayor

The Council recorded its sorrow at the death of Councillor James Ashley whilst holding the high office of Lord Mayor of this City, and its appreciation of the valuable service that he rendered to the Council over many years as a councilor and magistrate.

The Council, and those present at it's meeting, then stood in silent respect to his memory.

CC/06/84 Urgent Business

The Deputy Lord Mayor reported that he had agreed to the Minutes of the Audit Committee on 29 September and the Constitutional and Nomination Committee held earlier that morning being submitted and considered as urgent business.

CC/06/85 Manchester 10 Awards

The Deputy Lord Mayor also reported that the City Council had been successful in gaining four prestigious awards at this event celebrating '10 years of making Manchester great'

Best Major Event - Manchester Commonwealth Games 2002
Most Instrumental Individual (public sector) - Sir Howard Bernstein
Most Instrumental Organisation in the Regeneration of the City (Public Sector/
Partnership) - Manchester City Council
Best Regeneration project – Exchange Square

Ms Frances Done, Sir Howard Bernstein and Sir Richard Leese then received the awards from the Deputy Lord Mayor.

CC/06/86 Royal Irish Rangers Association

The Deputy Lord Mayor reported the gift of a Crystal Bowl and Picture from the Royal Irish Rangers Association, which were exhibited in the Chamber, to mark the occasion recently of the dedication of a memorial to Rangers Hugh Thompson and Charles McClaughlin who were killed in December 1977 whilst on fire-fighting duties when a 'green goddess' fire tender overturned in Newton Heath.

The Deputy Lord Mayor then presented the Association with a gift from the City.

CC/06/87 Death of former Councillor Irene Summers

The Deputy Lord Mayor also reported the recent death of former Councillor Irene Summers. The Council recalled that she had served as Councillor first for the Barlow Moor Ward between May 1988 and May 1990 and then for the Ardwick Ward from 1995 until ill health forced her to retire in 1998.

The Council, and those present at its meeting, then stood in silent respect to her memory.

CC/06/88 Election of the Lord Mayor

The Deputy Lord Mayor invited nominations for the vacant office of Lord Mayor for the ensuing Municipal Year.

Councillor David Sandiford having been nominated, the Council voted by acclamation.

The Deputy Lord Mayor declared that Councillor David Sandiford had been elected Lord Mayor of the City of Manchester until the Annual Meeting of the Council in May 2007.

Councillor Sandiford then subscribed the Declaration of Acceptance of Office and the Council adjourned briefly whilst the Lord Mayor was robed.

On resuming, the Lord Mayor, Councillor David Sandiford, took the Oath of Allegiance and addressed the Council.

CC/06/89 Chair

The Right Worshipful, The Lord Mayor, Councillor David Sandiford (**In the Chair**)

CC/06/90 Presentation to the former Lady Mayoress

The Lord Mayor received Mrs Kate Ashley and presented her with a Badge as a former Lady Mayoress of the City. The Lord Mayor also presented into her keeping the Former Lord Mayor badge for the late Councillor James Ashley.

Mrs Ashley then addressed the Council by way of thanks.

CC/06/91 Minutes

Decision

To approve as a correct record the Minutes of the meeting of the Council held on 12th July 2006. The Minutes were then signed by the Lord Mayor.

CC/06/92 Proceedings of the Executive

The Leader of the Council moved the recommendations of the Executive (Minutes EXE/06/124; 134 and 156) relating to the Council's Capital Budget.

Decision

1. To note the minutes of the Executive on 26 July and 13 September 2006.
2. To approve the following increases in the Capital Budget:

Victoria Baths Restoration Phase 1

To increase the Capital Budget by £3,802,000 (£1,513,000 in 2006/07 and £2,289,000 in 2007/08), funded by £3,000,000 Heritage Lottery Fund, £450,000 English Heritage, £265,000 BBC Restoration Fund and £87,000 City Council resources.

Maine Road Development

To increase the Capital Budget by £359,000 in 2006/07, funded by City Council resources

Hattersley Housing Stock Transfer

To increase the Capital Budget by £931,000 in 2006/07, funded by capital receipts.

Housing Computer Telephony Integration

To increase the capital budget by up to £398,000 in 2006/07, funded by Capital Receipts and to delegate authority to the City Treasurer, in consultation with the Executive Member for Finance and Human Resources to determine the precise amount of the project.

Beswick Library Relocation

To increase the capital budget by £50,000 in 2006/07, funded by City Council resources.

3. To approve the transfer of resources from General Reserves to fund Option 1 of the curriculum offer for Adult Education (Minute Exe/06/124)

Councillor Ashley declared a personal interest in Minute Exe/06/140 and a personal and prejudicial interest in Minute Exe/06/141 and left the meeting during the consideration of the latter item.

Councillor Battle declared a personal interest in Minute Exe/06/122 and 153 as a Director of New East Manchester Board.

Councillor Burns declared prejudicial interests in Minutes Exe/06/128 and 145 and left the meeting during consideration of these items.

Councillor Carroll declared personal and prejudicial interests in Minutes Exe/06/124; 125 and 146 by virtue of her employment and left the meeting during consideration of these items.

Councillor Commons declared a personal and prejudicial interest in Minute Exe/06/138 and left the meeting during consideration of this item.

Councillor Cowell declared a personal interest in Minute Exe/06/140 and a personal and prejudicial interest in Minute Exe/06/141 and left the meeting during the consideration of the latter item.

Councillor Curley declared a personal interest in Minute Exe/06/146.

Councillor Harrison declared prejudicial interests in Minutes Exe/06 117; 136 and 146 and left the meeting during consideration of these items.

Councillor Judge declared a personal interest in Minute Exe/06/140 and personal and prejudicial interests in Minute Exe/06/117 by virtue of his employment and left the meeting during consideration of the latter item. He also declared a personal and prejudicial interest in Minute Exe/06/141 and left the meeting during the consideration of the latter item.

Councillor Keegan declared a personal interest in Minute Exe/06/146 by virtue of his partner's employment.

Councillor Leese declared a personal interest in Minute Exe/06/122 and 153 as a Director of New East Manchester Board.

Councillor Longsdon declared a personal interest in Minute Exe/06/146 by virtue of his partner's employment.

Councillor P. Murphy declared a personal interest in Minute Exe/06/124.

Councillor S. Murphy declared a personal interest in Minute Exe/06/140 and 146 and a personal and prejudicial interest in Minute Exe/06/141 and left the meeting during the consideration of the latter item.

Councillor Priest declared personal and prejudicial interests in Minutes Exe/06/124; 146 and 159 by virtue of his employment and left the meeting during consideration of these items.

Councillor Shannon declared a personal and prejudicial interest in Minute Exe/06/131 and 138 and left the meeting during consideration of these items.

Councillor Shaw declared a personal and prejudicial interest in Minute Exe/06/131 and left the meeting during consideration of this item

Councillor Stevens declared a prejudicial interest in Minutes Exe/06/128 and left the meeting during consideration of this item.

Councillor Walters declared a personal and prejudicial interest in Minute Exe/06/131 and left the meeting during consideration of this item.

All members appointed by the Council as high school governors declared a personal interest in Minute Exe/06/159.

CC/06/93 Questions to Executive Members

In accordance with Procedural Rule 22 -

Councillor Cowell responded to a question from Councillor Bhatti about the data that the Council uses in its risk assessment when residents complain about speeding cars, or report near misses on a pedestrian crossing.

Councillor Battle responded to a question from Councillor Grant outlining what is the Council was doing through its Crime and Disorder Partnership with the Housing Corporation to improve security at housing association property in Whalley Range.

Councillor Paul Murphy responded to a question from Councillor Ramsbottom in relation to problems reported with the doorstep recycling collection service in some parts of Hulme.

Councillor Paul Murphy responded to a question from Councillor Boyes regarding the cleaning and maintenance of the canals in the city centre.

Councillor Hackett responded to a question from Councillor Commons regarding the temporary closure of the Arcadia Sports Centre in Levenshulme.

Councillor Jeff Smith responded to a question from Councillor Commons regarding children transferred from special schools into mainstream education who were unable to attend school due to delays in CRB checks.

Councillor Paul Murphy responded to a question from Councillor Commons regarding the removal of flyposting at 911-915 Stockport Road/Elbow St in Levenshulme.

CC/06/94 Minutes of Overview and Scrutiny Committees

Council noted the Minutes of the following meetings –

Children and Young People – 18 July and 5 September 2006
Community Regeneration – 19 July and 11 September 2006
Finance and General Purposes – 20 July and 7 September 2006
Health and Well-being – 20 July and 7 September 2006
Physical Environment – 18 July and 5 September 2006
Social Strategy – 19 July and 6 September 2006

CC/06/95 Minutes of Committees of the Council

The Minutes of the following meetings were submitted –

Audit Committee – 29 September 2006
Employee Appeals Committee – 10 May, 9 August, 11 August, 22 August,
4 September, 12 September 2006
Constitutional and Nomination Committee - 11 October 2006

Licensing and Appeals Committee – 10 July and 21 August 2006
Personnel Committee – 4 September 2006
Planning & Highways Committee – 27 July, 24 August and 28 September
Wythenshawe Area Committee – 27 July 2006

Decision

1. To approve the recommendations of the Constitutional and Nomination Committee on 11 October, 2006, subject to the correction appointing Councillor Gallagher as a member of the Licensing and Appeals Committee in place of Councillor Siddiqi.
2. To agree that Procedural Rule 25 be suspended insofar as the above recommendations amend decisions taken by the Council within the past six months.
3. To note the minutes of the other meetings which were acting under delegated powers.

CC/06/96 Business of Joint Authorities

No questions were raised in accordance with Procedural Rule 24 on the business of Greater Manchester Fire and Civil Defence Authority, Greater Manchester Passenger Transport Authority, Greater Manchester Police Authority, and Greater Manchester Waste Disposal Authority.

CC/06/97 Key Decisions exempted from Call-in

The Council noted a report of the City Solicitor.

CC/06/98 Promotion of a Local Bill

A report of the Head of Environmental Services was submitted outlining the problems caused by pedlars trading illegally on Manchester's streets and proposing the promotion of a local Bill to secure powers with which to better control street trading in Manchester

The Council also considered the recommendations from the Constitutional and Nomination Committee on 11 October supporting the proposals.

Decision (72 members voting in favour of the proposals and three abstaining. The Lord Mayor not voting)

The Council resolves to promote a Local Bill for the better control of street trading in Manchester and delegates to the City Solicitor authority to agree minor amendments to the draft Bill at any stage during its promotion.

CC/06/99 Crime and Disorder

Motion made and seconded–

1. This Council believes:
 - a) That crime and the fear of crime in Manchester are among the most important issues facing our communities today.
 - b) That local people in Manchester consider that crime and the fear of crime has been a growing problem for the last decade despite extensive Government legislation.
 - c) That the loss of 216 police officers in Greater Manchester in the current year has resulted in an increase in crime of 6.4% in the past year and, according to GMP there have been a staggering 19,379 more crime victims.
 - d) That crimes that affect the quality of life of local people, such as vandalism and anti-social behaviour, are best dealt with through a system of restorative justice which:
 - i. brings victims, offenders and communities together giving local people more say on the reparations to be made by offenders
 - ii. puts victims at the centre of the criminal justice system, and
 - iii. finds positive solutions to crime by encouraging offenders to take responsibilities for their action.
 - e) That the restorative justice pilot scheme that is running in the form of the North Liverpool Community Justice Centre is successfully tackling the causes of crime and bring justice to the heart of the community, combining a courtroom with a range of community resources available to local people, victims and witnesses as well as offenders.
2. This Council resolves:
 - a) To call upon the Chief Executive to make representations to the Home Secretary requesting that Manchester be included in a further round of Community Justice Centre pilots; and
 - b) Undertakes to write to every Manchester MP to inform them of this motion and to urge them to lobby the Home Secretary on this issue on Manchester's behalf.
 - c) To support the Chief Constable in his bid for at least 8000 police officers in Greater Manchester to fight crime and tackle anti-social behaviour.

Amendment moved and seconded

This Council Believes:

That Crime and Disorder and the fear of Crime are amongst the most important issues facing our communities today

(delete the remaining sections of the motion down to and including paragraph 2b and replace with -)

Despite the opposition for the Liberal Democrat Party both nationally and locally here in Manchester we will continue to work with communities, the police and other

partners to use all powers available to tackle crime, nuisance and anti social behaviour. We will build upon existing good practise and new developments in Manchester and elsewhere to protect and support law abiding citizens and secure neighbourhoods. We will continue in our campaigns for changes in legislation and additional resources including increased funding for the police.

Council resolves to:

- a) continue to give the highest priority to tackling crime, nuisance and anti social behaviour by using all the power given to it by a Labour Government, including the powers within the Anti Social Behaviour Act 2003. We welcome and are committed to using the new powers as part of the Respect Agenda within the Police and Justice Bill when it comes into force. Powers which the Liberal Democrat Party oppose
- b) continue to assist GMP in the fight against crime and welcome the further steps being taken to implement safer neighbourhoods policing in Manchester. We will continue to support the Police Authority and the Chief Constable in their continuing attempts to secure increased police funding and numbers in future years.
- c) support the Chief Constable in his bid for at least 8000 police officers in Greater Manchester to fight crime and tackle anti social behaviour

(add par new d)

d)re-state our recognition of the outstanding work of the men and women of the Greater Manchester Police in improving crime reduction performance in recent years.

The amendment being put, the Council divided –

For the amendment (52)

Councillors Amesbury, Andrews, Barrett, Battle, Brandy, Burns, Carmody, Carroll, Cooley, Cooper, Cowell, Cox, Curley, Evans, Fender, Flanagan, Gallagher, Green, Hackett, Harrison, Hassan, Hitchen, Hobin, Judge, Kane, Karney, Keller, A. Khan, M. Khan, Leese, Longsdon, Lyons, McCulley, Morrison, N. Murphy, P Murphy, S. Murphy, E. Newman S. Newman, O'Callaghan, Barbara O'Neil, Pagel, Priest, Siddiqi, Jeff Smith, John Smith, Smitheman, Stevens, Trotman, Walters, Watson and Wilmott.

Against the amendment (31)

Councillors Ashley, Bethell, Bhatti, Boyes, Bridges, Cameron, Chohan, Chowdhury, Clayton, Commons, Cowan, Dobson, Donaldson, Fisher, Firth, Grant, Hall, Helsby, Isherwood, Jones, Leech, Lewis, Parkinson, Pearcey, Ramsbottom, Shannon, Shaw, Trafford, Wheale, Whitmore and Williams

Not Voting: The Lord Mayor.

The Lord Mayor declared that the amendment was **CARRIED**, and upon that amendment then being put as the substantive motion the Council again divided –

For the substantive motion (51)

Councillors Amesbury, Andrews, Barrett, Battle, Brandy, Burns, Carmody, Carroll, Cooley, Cooper, Cowell, Cox, Curley, Evans, Fender, Flanagan, Gallagher, Green,

Hackett, Harrison, Hassan, Hitchen, Hobin, Judge, Kane, Karney, Keegan, Keller, A. Khan, M. Khan, Leese, Longsdan, Lyons, McCulley, Morrison, N. Murphy, P Murphy, S. Murphy, E. Newman S. Newman, O'Callaghan, Barbara O'Neil, Pagel, Priest Siddiqi, John Smith, Smitheman, Stevens, Trotman, Walters, Watson and Wilmott.

Against the substantive motion (31)

Councillors Ashley, Bethell, Bhatti, Boyes, Bridges, Cameron, Chohan, Chowdhury, Clayton, Commons, Cowan, Dobson, Donaldson, Fisher, Firth, Grant, Hall, Helsby, Isherwood, A. Jones, Leech, Lewis, Parkinson, Pearcey, Ramsbottom, Shannon, Shaw, Trafford, Wheale, Whitmore and Williams

Not Voting: The Lord Mayor.

Decision

This Council believes that Crime and Disorder and the fear of Crime are amongst the most important issues facing our communities today. Despite the opposition for the Liberal Democrat Party both nationally and locally here in Manchester we will continue to work with communities, the police and other partners to use all powers available to tackle crime, nuisance and anti social behaviour. We will build upon existing good practise and new developments in Manchester and elsewhere to protect and support law abiding citizens and secure neighbourhoods. We will continue in our campaigns for changes in legislation and additional resources including increased funding for the police.

Council resolves to:

- a) continue to give the highest priority to tackling crime ,nuisance and anti social behaviour by using all the power given to it by a Labour Government, including the powers within the Anti Social Behaviour Act 2003 . We welcome and are committed to using the new powers as part of the Respect Agenda within the Police and Justice Bill when it comes into force. Powers which the Liberal Democrat Party oppose;
- b) continue to assist GMP in the fight against crime and welcome the further steps being taken to implement safer neighbourhoods policing in Manchester. We will continue to support the Police Authority and the Chief Constable in their continuing attempts to secure increased police funding and numbers in future years;
- c) support the Chief Constable in his bid for at least 8000 police officers in Greater Manchester to fight crime and tackle anti social behaviour, and
- d) re-state our recognition of the outstanding work of the men and women of the Greater Manchester Police in improving crime reduction performance in recent years.

CC/06/100 Anti-War Protest

Motion moved and seconded –

Manchester City Council endorses the peaceful anti-war protest that took place in the City of Manchester on Saturday 23rd September 2006 and, in so doing, places on record its thanks to the organisers for enabling the City to maintain its proud record of peaceful anti-war activism.

Council regrets the damage to Manchester's reputation as a City of Peace caused by the Council's much-publicized initial refusal to allow a centrally located Peace Camp by military families.

Council welcomes the announcement by the Prime Minister that his Manchester Conference Speech will be his last as Leader of the Labour Party. Council notes the fact that the Prime Minister misled Parliament and the British public about the reasons for the invasion of Iraq. Council therefore concludes that one of the most lasting legacies of the Prime Minister will be the disastrous Iraq invasion and its tragic consequences.

Amendment moved and seconded

Delete all and replace with -

Manchester City Council congratulates those taking part in the many peaceful protests that took place in the city between Thursday 21st September and Thursday 28th September for the way they were conducted, and, in doing so, places on record its thanks to the organisers, to GMP, and to Council officers for enabling the City to maintain its proud record of supporting democratic protest.

Council notes in particular the thanks expressed to us by the organisers of the Stop the War march and by Military Families against the War for our work in facilitating both the march and rally, and the Peace Camp in the Peace Garden.

Council further notes the outstanding achievements of the Labour Government led by Tony Blair and thanks the Prime Minister for his visit to The Christie Hospital, still thriving under Labour despite the attempts of John Leech and the Liberal Democrats to mislead the public that it was threatened with closure, just as they are now trying to mislead the public about the Council's plans to improve services to the public at Southern Cemetery.

During the debate a procedural motion was moved and seconded under Procedural Rule 18.1(i) that Councillor Donaldson be required to leave the meeting. The procedural motion was put to the meeting and carried, upon which Councillor Donaldson left the meeting.

The amendment then being put, the Council divided –

For the amendment (49)

Councillors Amesbury, Andrews, Barrett, Battle, Brandy, Burns, Carmody, Carroll, Cooley, Cooper, Cowell, Cox, Curley, Evans, Fender, Flanagan, Gallagher, Green, Hackett, Hassan, Hitchen, Hobin, Judge, Karney, Keller, A. Khan, M. Khan, Leese, Longsdon, Lyons, McCulley, Morrison, N. Murphy, P Murphy, S. Murphy, E. Newman S. Newman, O'Callaghan, Barbara O'Neil, Pagel, Pritchard, Siddiqi, Jeff Smith, John Smith, Smitheman, Stevens, Trotman, Walters and Watson.

Against the amendment (1) Councillor Leech.

Not Voting: (1) The Lord Mayor.

The Lord Mayor declared that the amendment was **CARRIED**, whereupon the amendment was put and approved as the substantive motion.

Decision

Manchester City Council congratulates those taking part in the many peaceful protests that took place in the city between Thursday 21st September and Thursday 28th September for the way they were conducted, and, in doing so, places on record its thanks to the organisers, to GMP, and to Council officers for enabling the City to maintain its proud record of supporting democratic protest. Council notes in particular the thanks expressed to us by the organisers of the Stop the War march and by Military Families against the War for our work in facilitating both the march and rally, and the Peace Camp in the Peace Garden. Council further notes the outstanding achievements of the Labour Government led by Tony Blair and thanks the Prime Minister for his visit to The Christie Hospital, still thriving under Labour despite the attempts of John Leech and the Liberal Democrats to mislead the public that it was threatened with closure, just as they are now trying to mislead the public about the Council's plans to improve services to the public at Southern Cemetery.

Councillor Brian O'Neil declared a personal interest in the amendment and substantive motion by virtue of his employment by SODEXHO.

City Solicitor

Lord Mayor

Chair of the Meeting of the Council