

**Frank McArdle**  
Chief Executive

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Our Ref: PDS/KW  
Your Ref:

Date: 18th February 2009

Dear Councillor,

**Council Meeting**

YOU ARE HEREBY SUMMONED to attend the Meeting of the Council to be held in the Council Chamber, Civic Offices, Civic Way, Swadlincote on THURSDAY, 26TH FEBRUARY 2009 at 6.00 p.m. to transact the business set out on the attached agenda.

Yours faithfully,

Chief Executive

To:- **Conservative Group**

Councillor Mrs. Hood (Chairman), Councillor Murray (Vice-Chairman) and Councillors Atkin, Bale, Bladen, Mrs. Coyle, Mrs. Farrington, Ford, Grant, Harrison, Hewlett, Jones, Lemmon, Mrs. Patten, Mrs. Plenderleith, Roberts, Stanton, Timms, Watson, Mrs. Wheeler and Wheeler.

**Labour Group**

Councillors Bambrick, Dunn, Mrs. Gillespie, Mrs. Lane, Lane, Mrs. Mead, Pabla, Rhind, Richards, Shepherd, Southerd, Taylor, Tilley and Wilkins.

**Independent Member**

Councillor Mrs. Brown.

## **A G E N D A**

- (1) Apologies.
- (2) To confirm the Open Minutes of the Meeting of the Council held on 22nd January 2009 (Minutes Nos. CL/77- CL/90). **(Pages 6-11)**
- (3) To receive any declarations of interest arising from any items on the agenda.
- (4) To receive any announcements from the Chairman, Leader and Head of Paid Service.
- (5) To receive any questions by members of the public pursuant to Council Procedure Rule No. 10.
- (6) To receive any questions by Members of the Council pursuant to Council Procedure Rule No. 11.
- (7) To deal with any business remaining from the last Meeting.
- (8) To consider any Notices of Motion in order of which they have been received.

### **PART I - ITEMS FOR CONSIDERATION IN PUBLIC (OPEN)**

- (9) To receive and consider the Open reports of the following Committees:-

<u>Committee</u>	<u>Date</u>	<u>Minutes Nos.</u>
Environmental and Development Services (Special) <b>(Pages 12-15)</b>	06.01.09	EDS/35 – EDS/37
Housing and Community Services (Special) <b>(Pages 16-18)</b>	08.01.09	HCS/48 - HCS/50
Finance and Management (Special) <b>(Pages 19-23)</b>	15.01.09	FM/83- FM/84
Development Control <b>(Pages 24-27)</b>	20.01.09	DC/65 - DC/74
Overview and Scrutiny <b>(Pages 28-29)</b>	21.01.09	OS/33
Licensing and Appeals Sub <b>(Page 30)</b>	22.01.09	LAS/17- LAS/18
Standards (Special) <b>(Pages 31-32)</b>	22.01.09	SC/38
Finance and Management (Special) <b>(Pages 33-35)</b>	26.01.09	FM/85 - FM/86
Environmental and Development Services <b>(Pages 36-40)</b>	29.01.09	EDS/39 – EDS/45
Development Control <b>(Pages 41-42)</b>	10.02.09	DC/77 – DC/83
Licensing and Appeals Sub <b>(Page 43)</b>	11.02.09	LAS/20
Overview and Scrutiny <b>(Pages 44-48)</b>	11.02.09	OS/34 – OS/41
Finance and Management	17.02.09	To be circulated
<u>Area Forums</u>		
Repton <b>(Pages 49-54)</b>	27.01.09	RA/19 – RA/26
Swadlincote <b>(Pages 55-58)</b>	28.01.09	SA/16 – SA/24
Etwall <b>(Pages 59-62)</b>	04.02.09	EA/12 – EA/17
Melbourne <b>(Pages 63-66)</b>	09.02.09	MA/23 – MA/32

- (10) To authorise the sealing of the documents listed. **(Page 67)**
- (11) To review the compositions of Committees, Sub-Committees and Working Panels for the remainder of the municipal year, in accordance with the allocation of seats.
- (12) To review the compositions of Substitute Panels.

- (13) To review representation on Outside Bodies.
- (14) To approve the revised general fund revenue estimates for the financial year commencing 1st April 2008 and the general fund revenue estimates for the financial year commencing 1st April 2009. (To be circulated)
- (15) To resolve as to the calculations to be made in respect of the financial year commencing 1st April 2009 under Section 32 of the Local Government Finance Act 1992, being the Council's budget requirement for the year. (To be circulated)
- (16) To resolve as to the calculations to be made in respect of the financial year commencing 1st April 2009 under Section 33 of the Local Government Finance Act 1992, being the basic amount of the Council Tax for the year. (To be circulated)
- (17) To resolve as to the calculations to be made in respect of the financial year commencing 1st April 2009 under Section 34 of the Local Government Finance Act 1992, being the basic amount of the Council Tax for dwellings in those parts of its area where no special item relates and the basic amounts of the Council Tax for those parts of its area to which one or more special items relate for the year. (To be circulated)
- (18) To resolve as to the calculations to be made in respect of the financial year commencing 1st April 2009 under Section 36 of the Local Government Finance Act 1992, being the amount to be taken into account under Section 30(2)(a) of the same Act as the Council Tax for the different valuation bands. (To be circulated)
- (19) To set an amount of Council Tax for the financial year commencing 1st April 2009 for each category of dwellings in the Council's area under Section 30 of the Local Government Finance Act 1992. (To be circulated)
- (20) Memorandum of Understanding with East Staffordshire Borough Council. **(Page 68)**
- (21) Appointments – Independent Members of the Standards Committee. **(Page 71)**
- (22) Scheme of Delegation to Officers. **(Page 80)**
- (23) Member Role Profiles And Personal Development Plans. **(Page 98)**
- (24) Electoral Review Of South Derbyshire. **(Page 128)**
- (25) Cycle of Meetings 2009/10. **(Page 130)**

## **PART II**

### **THE PRESS AND THE PUBLIC MAY BE EXCLUDED FROM THE MEETING DURING CONSIDERATION OF THE FOLLOWING ITEMS (EXEMPT)**

(26) The Chairman will therefore move:-

That in accordance with Section 100(A)(4) of the Local Government Act 1972 the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part I of Schedule 12A of the Act indicated in the reports of Committees.

(27) To confirm the Exempt Minutes of the Meeting of the Council held on 22nd January 2009 (Minutes Nos. CL/91 - CL/92) **(Pages 133-134)**.

(28) To receive any questions by Members of the Council pursuant to Council Procedure Rule No. 11.

(29) To receive and consider the Exempt reports of the following Committees:-

<u>Committee</u>	<u>Date</u>	<u>Minutes Nos.</u>
Environmental and Development Services (Special) <b>(Page 135)</b>	06.01.09	EDS/38
Housing and Community Services (Special) <b>(Pages 136-137)</b>	08.01.09	HCS/51 - HCS/52
Development Control <b>(Pages 138-139)</b>	20.01.09	DC/75 - DC/76
Licensing and Appeals Sub <b>(Page 140)</b>	22.01.09	LAS/19
Development Control <b>(Page 141)</b>	10.02.09	DC/84
Licensing and Appeals Sub <b>(Page 142)</b>	11.02.09	LAS/21 - LAS/22
Overview and Scrutiny <b>(Page 143)</b>	11.02.09	OS/42
Finance and Management	17.02.09	To be circulated

<b>REPORT TO:</b>	<b>COUNCIL</b>	<b>AGENDA ITEM: 10</b>
<b>DATE OF MEETING:</b>	<b>26th February 2009</b>	<b>CATEGORY: DELEGATED</b>
<b>REPORT FROM:</b>	<b>CHIEF EXECUTIVE</b>	<b>OPEN</b>
<b>MEMBERS' CONTACT POINT:</b>	<b>PAUL SPENCER (5722)</b>	<b>PARAGRAPH NO: N/A</b>
		<b>DOC:</b> c:\myfiles\karin\committe\council\summons\010801.doc
<b>SUBJECT:</b>	<b>SEALED DOCUMENTS</b>	<b>REF: PDS</b>
<b>WARD(S) AFFECTED:</b>	<b>VARIOUS</b>	<b>TERMS OF REFERENCE: N/A</b>

## **1.0 Purpose of Report/Detail/Recommendation**

1.1 To authorise the Sealed Document listed below, which has no specific authority:-

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
28.01.09	9886	DS1 – Cancellation of entries relating to a Registered Charge – 3 Dundee Road, Midway.
12.02.09	9893	Transfer – 54 Lincoln Way, Midway

## **2.0 Financial Implications**

2.1 None.

## **3.0 Corporate Implications**

3.1 None.

## **4.0 Community Implications**

4.1 None.

## **5.0 Background Papers**

5.1 Seal Register