

# Council

Town Hall  
Wallasey

6 July, 2012

Dear Councillor

You are hereby summoned to attend a meeting of the Council to be held at **6.15 pm on Monday, 16 July 2012** in the Council Chamber, within the Town Hall, Wallasey, to take into consideration and determine upon the following subjects :

**Contact Officer:** Andrew Mossop  
**Tel:** 0151 691 8501  
**e-mail:** [andrewmossop@wirral.gov.uk](mailto:andrewmossop@wirral.gov.uk)  
**Website:** <http://www.wirral.gov.uk>

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## AGENDA

### 1. DECLARATIONS OF INTEREST

The members of the Council are invited to consider whether they have a personal or prejudicial interest in connection with any matter to be debated or determined at this meeting and, if so, to declare it and state the nature of such interest.

### 2. MAYOR'S COMMUNICATIONS

The Mayor's chaplain, Revd Dr David Chester will lead the Council in prayers.

To receive the Mayor's announcements and any apologies for absence.

### 3. PETITIONS

To receive petitions submitted in accordance with Standing Order 21.

**4. MINUTES (Pages 1 - 44)**

To receive as a correct record the minutes of the meeting(s) of the Council held on 14 May and reconvened on 21 May, 2012.

**5. LEADER'S ANNOUNCEMENTS**

**6. APPOINTMENT OF INTERIM CHIEF EXECUTIVE AND HEAD OF PAID SERVICE**

**7. PUBLIC INTEREST REPORT - HIGHWAYS AND ENGINEERING SERVICES CONTRACT (Pages 45 - 72)**

On 8 June, 2012, the District Auditor issued a public interest report on the awarding and management of the Highways and Engineering Services Contract, under Section 8 of the Audit Commission Act 1998.

Attached is a report of the Acting Chief Executive, to which is attached the Public Interest Report. Council is required to consider the public interest report; and is invited to consider the recommendations set out in the Acting Chief Executive's report.

**8. STATUTORY INVESTIGATION PROCESS (Pages 73 - 86)**

Report attached.

**9. MATTERS REQUIRING APPROVAL BY THE COUNCIL (Pages 87 - 92)**

To consider matters referred to the Council for determination. The relevant minutes are attached; copies of the related reports can be provided for Council members on request.

In accordance with Standing Order 7(1), these matters will be taken as approved except in respect of any to which objections or amendments are submitted in accordance with Standing Order 7(2).

**A. Cabinet – 21 June, 2012**

- (i). Minute 8 – Financial Out-Turn 2011/12
- (ii). Minute 9 – Capital Out-Turn and Financing 2011/12
- (iii). Minute 11 – Treasury Management Annual Report 2011/12
- (iv). Minute 12 – Insurance Fund Annual Report

**B. Any matters referred to Council by Cabinet at its meeting on 10 July, 2012, including –**

Minute 44 - 2012/13 Updated Corporate Plan  
(Minute and Draft Updated Corporate Plan attached)

### **C. Employment and Appointments Committee – 7 June, 2012**

Minute 10 - Appeals Sub-Committee (nem con vote required – see below)

(The rules regarding political balance of Council Committees are fixed by the Local Government and Housing Act 1989 and subordinate legislation contained in the Local Authorities (Committees and Political Groups) Regulations 1990. Departures from the normal rules are only possible on a 'nem con' vote basis, where no Member votes against the motion. The allocation of seats that do not accord with strict political balance requirements require a nem con vote of the Council.)

### **D. Standards Committee – 25 June, 2012**

Minute 2 – New Standards Regime (nem con vote required – see below)

(The rules regarding political balance of Council Committees are fixed by the Local Government and Housing Act 1989 and subordinate legislation contained in the Local Authorities (Committees and Political Groups) Regulations 1990. Departures from the normal rules are only possible on a 'nem con' vote basis, where no Member votes against the motion. The allocation of seats that do not accord with strict political balance requirements require a nem con vote of the Council.)

**(The minutes in respect of A, C and D were attached to the original Council Summons dated 6 July, 2012)**

## **10. MATTERS FOR NOTING (Pages 93 - 96)**

The following matters, determined by the Cabinet, are drawn to the Council's attention in accordance with the Constitution (copies of the related reports can be provided for Council members on request).

- (i). Minute 4 – (21/6/12) – Lease of Land at the Oval Leisure Centre (Reason – waiving of call-in)
- (ii). Minute 24 - (21/6/12) – Portas Pilots Round 2 (Reason – waiving of call-in)
- (iii). Minute 39 - (21/6/12) – Development of a Liverpool City Region Deal (Reason – waiving of call-in)

## **11. QUESTIONS**

To deal with questions from councillors and from members of the public, in accordance with Standing Order 11.

## **12. MATTERS REFERRED FROM OVERVIEW AND SCRUTINY COMMITTEES**

To consider and determine any references from overview and scrutiny committees.

## **13. NOTICES OF MOTION (Pages 97 - 106)**

Notice has been given, in accordance with Standing Order 8(1), of motions on the following subjects. They are listed in the order received, and the full text of each motion is attached.

1. Protecting Young People From Tobacco Marketing
2. Dangerous Dogs
3. Regional and Local Public Sector Pay
4. Collaboration Government's Education Policy Confusion
5. Wirral's Improvement Plan
6. Freedom of Information Requests
7. Corporate Parenting
8. Empty Homes
9. Jobs and Investment
10. Diamond Jubilee
11. Library Opening Times
12. Protecting Bees and Pollinators
13. Valuing Our Safeguarding Employees

## **14. MATTERS FOR DEBATE**

Pursuant to Standing Order 5(2)(n), and in accordance with Standing Order 5(4), to consider written comments, objections or amendments to minutes submitted under Standing Order 7(2), together with those motions, submitted under item 9 above, that the Council agrees to debate at this meeting and any minority reports submitted in accordance with Standing Order 35(4).

The order for debates will be as follows:

1. Motion: Wirral's Improvement Plan
2. Motion: Freedom of Information Requests
3. Motion: Library Opening Times
4. Motion: Collaboration Government's Education Policy Confusion
5. Motion: Jobs and Investment
6. Motion: Valuing our Safeguarding Employees
7. Motion: Protecting Young People from Tobacco Marketing
8. Motion: Corporate Parenting
9. Motion: Protecting Bees and Pollinators
10. Motion: Regional and Local Public Sector Pay
11. Motion: Empty Homes
12. Motion: Dangerous Dogs
13. Motion: Diamond Jubilee

**15. VACANCIES (Pages 107 - 108)**

To receive nominations, in accordance with Standing Order 25(6), in respect of any proposed changes in the membership of the Cabinet and committees, and to approve nominations for appointments to outside organisations.

**16. ANY OTHER BUSINESS**

To consider any other items of business that the Mayor accepts as being urgent.

A handwritten signature in black ink, appearing to be 'Surjit Tour', written in a cursive style.

Surjit Tour  
Head of Legal and Member Services