



Borough of Douglas

Town Hall,

Douglas,

14th October, 2015

At a MEETING of the COUNCIL of the BOROUGH OF DOUGLAS, duly convened and holden at 2.30 p.m. on WEDNESDAY, the 14th day of OCTOBER, 2015, in the COUNCIL CHAMBER, within the TOWN HALL, at which Meeting the following Members were present, that is to say: -

The Mayor

COUNCILLOR MRS SARA DAWN ANDREA HACKMAN, JP

Councillor

Mrs C.A. Corlett

Mr S.R. Pitts

Mr D.J. Ashford

Mrs R. Chatel

Ms C.R. Turner

Mr D.W. Christian, MBE, JP

Mr E.A. Joyce

Mrs C.E. Malarkey

Mr C.L.H. Cain

Mr G.J. Faragher

Miss D.A.M. Pitts

Mr R.H. McNicholl

Mr J.E. Skinner

Mrs C.L. Wells

Ms K. Angela

Mr S.C. Cain, JP

Mrs E.C. Quirk

The Chief Executive and Town Clerk, the Borough Treasurer and the Assistant Borough Engineer were in attendance.

1. Minutes - 12th August, 2015

The minutes of the monthly Council meeting held on Wednesday, 12th August, 2015 were approved and signed.

2. Standing Order 39 - Question - Mr Councillor D.J. Ashford

The following question addressed by Mr Councillor D.J. Ashford to the Leader of the Council, and the Leader's reply, were noted on the minutes:-

Question:

In relation to the Council commissioning its own health and safety report to the horse trams being placed on the walkway:

- i) Who has been appointed to undertake the report
- ii) When were they appointed
- iii) When is the report expected to be completed
- iv) When will it be shared with Members
- v) Will the report be a public document
- vi) If no such report has been commissioned why Members have been led to believe via statements at Council and Committee that such a report would be undertaken?

Reply:

- i) Pegasus Consulting Limited has been appointed to undertake a Safety Management System Report on the operation of the horse trams in the location as designed by the Department of Infrastructure;
- ii) 24th August, 2015;
- iii) The report is being finalised and is expected to be complete by mid-November, 2015;
- iv) The report will be available for Members when finalised;
- v) The document is an internal management document and will be shared with the relevant stakeholders as and when appropriate;
- vi) A report has been commissioned as stated.

Supplementary Question:

Can the Leader guarantee that the report will be available and circulated prior to any Tynwald decision being taken at their November sitting?

Reply:

The latest timetable from the Department of Infrastructure's design team indicates submission of a Financial Motion to Tynwald for the February 2016 sitting. The date for the planning inquiry has not yet been set but it is understood not to be before the end of November. Therefore the report will be available prior to any Tynwald decision.

3. Executive Committee - 25th September, 2015 - Clause B17

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford, "That the minutes of proceedings of the Executive Committee, as contained in Clause B17 of report of meeting held Friday, 25th September, 2015, be received, approved and adopted by the Council."

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

4. Executive Committee - 25th September, 2015 - Clauses A1 - A16

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford, "That the minutes of proceedings of the Executive Committee, as contained in Clauses A1 to A16 inclusive of report of meeting held Friday, 25th September, 2015, be received by the Council."

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

5. Joint Special Executive and Environmental Services Committees - 25th September, 2015 - Clauses A1 - A3 inclusive

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford, "That the minutes of proceedings of the Executive and Environmental Services Committees, as contained in Clauses A1 to A3 inclusive of report of special joint meeting held Friday, 25th September, 2015, be received by the Council subject to the amendment of a clerical error in the eighth paragraph of Clause A3, to show that the vote was 3 For and 6 against."

Question put on the Motion and there voted **For:** Councillor Mrs C.A. Corlett, Mr Councillor D.J. Ashford, Mr Councillor C.L.H. Cain, Mr Councillor R.H. McNicholl – **4**

Against: Mr Councillor S.R. Pitts, Councillor Mrs R. Chatel, Mr Councillor D.W. Christian, Councillor Ms C.R. Turner, Councillor Mrs C.E. Malarkey, Mr Councillor E.A. Joyce, Mr Councillor G.J. Faragher, Councillor Miss D.A.M. Pitts, Mr Councillor J.E. Skinner, Councillor Mrs C.L. Wells, Councillor Mrs E.C. Quirk, Mr Councillor S.C. Cain, Councillor Ms K. Angela, the Mayor – **14**

Motion fell.

6. **Joint Special Executive and Environmental Services Committees - 25th September, 2015 - Clause A4**

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford, “That the minutes of proceedings of the Executive and Environmental Services Committees, as contained in Clause A4 of report of special joint meeting held Friday, 25th September, 2015, be received by the Council.”

Question put on the Motion and there voted **For:** Mr Councillor S.R. Pitts, Councillor Mrs C.A. Corlett, Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, Councillor Ms C.R. Turner, Mr Councillor D.W. Christian, Councillor Mrs C.E. Malarkey, Mr Councillor E.A. Joyce, Mr Councillor C.L.H. Cain, Mr Councillor G.J. Faragher, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl, Mr Councillor J.E. Skinner, Councillor Mrs C.L. Wells, Councillor Ms K. Angela, the Mayor – **16**

Against: Councillor Mrs E.C. Quirk, Mr Councillor S.C. Cain – **2**

Motion carried.

7. **Pensions Committee - 9th September, 2015**

Motion moved by Mr Councillor D.J. Ashford, seconded by Councillor Ms K. Angela, “That the minutes of proceedings of the Pensions Committee, as contained in report of meeting held Wednesday, 9th September 2015, be received by the Council.”

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

Under the provisions of the Local Government Act 1985, Councillor Mrs R. Chatel declared an interest in the item and retired whilst it was considered.

8. **Standards Committee - 21st September, 2015**

Motion moved by Councillor Mrs R. Chatel, seconded by Councillor Miss D.A.M. Pitts, “That the minutes of proceedings of the Standards Committee, as contained in report of meeting held Monday, 21st September, 2015, be received by the Council.”

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

9. **Housing Committee - 16th September, 2015, plus Clause A3 from Private Agenda**

Motion moved by Mr Councillor D.J. Ashford, seconded by Councillor Mrs C.E. Malarkey, “That the minutes of proceedings of the Housing Committee, as contained in public report of meeting together with Clause A3 of private report held Wednesday, 16th September, 2015, be received by the Council.”

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

10. **Regeneration and Community Committee - 15th September, 2015**

Motion moved by Mr Councillor J.E. Skinner, seconded by Mr Councillor G.J. Faragher, “That the minutes of proceedings of the Regeneration and Community Committee, as contained in report of meeting held Tuesday, 15th September, 2015, be received by the Council.”

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

11. **Environmental Services Committee - Monday, 14th September, 2015**

Motion moved by Mr Councillor R.H. McNicholl, seconded by Councillor Mrs C.A. Corlett, “That the minutes of proceedings of the Environmental Services Committee, as contained in report of meeting held Monday, 14th September, 2015, be received by the Council.”

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

12. **Appointment of Member to the Standards Committee**

The Mayor invited nominations for a Member to serve on the Standards Committee for the remainder of the municipal year 2015/2016 to fill the vacancy caused by Mr J. Joughin no longer being a Member of the Council.

Councillor Mrs E.C. Quirk was nominated by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford.

Mr Councillor S.C. Cain was nominated by Councillor Ms K. Angela, seconded by Mr Councillor G.J. Faragher.

A ballot took place in which the votes were cast as follows;

Councillor Mrs E.C. Quirk	13
Mr Councillor S.C. Cain	5

The Mayor declared Councillor Mrs E.C. Quirk having obtained a simple majority of the votes of the Members present, be appointed to serve on the Standards Committee for the remainder of the municipal year 2015/2016.

13. **Adjournment and Resumption**

The meeting adjourned at 4.45pm and resumed at 4.57pm with the following Members present: Councillor Mrs C.A. Corlett, Mr Councillor S.R. Pitts, Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, Councillor Ms C.R. Turner, Mr Councillor D.W. Christian, Councillor Mrs C.E. Malarkey, Mr Councillor C.L.H. Cain, Mr Councillor G.J. Faragher, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl, Mr Councillor J.E. Skinner, Councillor Mrs C.L. Wells, Councillor Mrs E.C. Quirk, Mr Councillor S.C. Cain, Councillor Ms K. Angela, the Mayor.

The Chief Executive and Town Clerk, the Borough Treasurer, and the Assistant Borough Engineer remained in attendance.

IN PRIVATE

14. **Executive Committee - 25th September, 2015 - Clause B5**

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford, "That the minutes of proceedings of the Executive Committee, as contained in Clause B5 of private report of meeting held Friday, 25th September, 2015, be received, approved and adopted by the Council."

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

Under the provisions of the Local Government Act 1985, Councillor Mrs R. Chatel declared an interest in the item and retired whilst it was considered.

15. **Executive Committee - 25th September, 2015 - Clauses A1 to A4 inclusive**

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford, "That the minutes of proceedings of the Executive Committee, as contained in Clause A1 to A4 inclusive of private report of meeting held Friday, 25th September, 2015, be received by the Council."

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

16. **Executive Committee - 16th September 2015**

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor D.J. Ashford, "That the minutes of proceedings of the Executive Committee, as contained in private report of special meeting held Wednesday, 16th September, 2015, be received by the Council."

Question put on Motion and there voted **For** the Motion: Councillor Mrs C.A. Corlett, Mr Councillor S.R. Pitts, Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, Councillor Ms C.R. Turner, Mr Councillor D.W. Christian, Councillor Mrs C.E. Malarkey, Mr Councillor C.L.H. Cain, Councillor Miss D.A.M. Pitts, Councillor Mrs C.L. Wells, Councillor R.H. McNicholl, Mr Councillor J.E. Skinner, Councillor Ms K. Angela, Mr Councillor S.C. Cain, Councillor Mrs E.C. Quirk, the Mayor – **16**

Against: Mr Councillor G.J. Faragher – **1**

Motion carried.

17. **Housing Committee - 16th September, 2015 - Clauses A1 and A2 [Clause A3 was moved to the public Agenda]**

Motion moved by Mr Councillor D.J. Ashford, seconded by Councillor Mrs C.E. Malarkey, "That the minutes of proceedings of the Housing Committee, as contained in Clauses A1 and A2 of private report of meeting held Wednesday, 16th September, 2015, be received by the Council."

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

18. **Regeneration and Community Committee - 15th September, 2015**

Motion moved by Mr Councillor J.E. Skinner, seconded by Mr Councillor G.J. Faragher, "That the minutes of proceedings of the Regeneration and Community Committee, as contained in private report of meeting held Tuesday, 15th September, 2015, be received by the Council."


Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

19. **Environmental Services Committee - 14th September, 2015**

Motion moved by Mr Councillor R.H. McNicholl, seconded by Councillor Mrs C.A. Corlett, "That the minutes of proceedings of the Environmental Services Committee, as contained in private report of meeting held Monday, 14th September, 2015, be received by the Council."

Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

The Council rose at 5.37pm.



Town Clerk & Chief Executive