



## Borough of Douglas

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Town Hall,

Douglas,

14<sup>th</sup> August, 2013

At a MEETING of the COUNCIL of the BOROUGH OF DOUGLAS, duly convened and holden at 2.30 p.m. on WEDNESDAY, the 14<sup>th</sup> day of AUGUST, 2013, in the COUNCIL CHAMBER, within the TOWN HALL, at which Meeting the following Members were present, that is to say: -

The Deputy Mayor

**MR COUNCILLOR STANLEY COLVIN CAIN**

Councillor

Mrs S.D.A. Hackman	Mr C.L.H. Cain (from 4.20pm)
Mr S.R. Pitts	Mr G.J. Faragher
Mrs C.A. Corlett	Miss D.A.M. Pitts
Mr D.J. Ashford, J.P.	Mr R.H. McNicholl
Mrs R. Chatel	Mr J.E. Skinner (until 5.05pm)
Mr J. Joughin	Ms K. Angela
Mr D.W. Christian MBE, JP	Mr A.V. Quirk
Mr E.A. Joyce	

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

Apologies for absence were submitted on behalf of the Worshipful the Mayor and Mr Councillor W.M. Malarkey and for lateness Mr Councillor C.L.H. Cain.

1. **Chair of the Meeting**

In the absence of the Mayor, it was unanimously agreed that the Deputy Mayor, Mr Councillor S.C. Cain, should take the Chair.

2. **St. George's Bye Election Results**

The Chief Executive reported that Mrs C.A. Corlett had been elected a Councillor at a Bye Election for St. George's Ward held on 18<sup>th</sup> July, 2013. The voting in the Bye Election was:-

Buttery, David:	156
Campbell, George William:	93
Corlett, Catherine Anne:	274
Oliphant-Smith, Kevin:	34

Councillor Mrs Corlett had subscribed the statutory Declaration of Acceptance of Office.

The report was noted by the Council.

3. **Minutes – 10<sup>th</sup> July, 2013**

The minutes of the monthly Council meeting held Wednesday, 10<sup>th</sup> July, 2013 were approved and signed with the note that Mr Councillor D.W. Christian was absent from the meeting due to Council business.

4. **Standing Order 39 Question – Mr Councillor D.J. Ashford**

The following question addressed by Mr Councillor D.J. Ashford to the Chairman of the Regeneration and Community Advisory Committee, and the Chairman's reply were noted:-

Question:

What is the current situation in relation to the Hutchinson Square refurbishment project in terms of:

- (i) commencement date on site;
- (ii) estimated completion date;
- (iii) the order split and extent of the works to be undertaken that has been agreed for 2013/14 and 2014/15;
- (iv) why it has taken so long to commence considering it was agreed to be funded from Revenue Reserves rather than being rated for at the February budget?"

Reply:

There are as yet no specific commencement and completion dates for works on site; however it is anticipated that work will commence before Christmas and be completed in the current financial year.

Delay has occurred through the scheme having to be redesigned to fit within the reduced budget, through consultation with Manx National Heritage and the Department of Infrastructure's Highways Division and finally planning approval has only been obtained as recently as 1<sup>st</sup> August.

The final specification is currently being prepared for tendering and a report on the tenders will be put to the September meeting of the Regeneration and Community Advisory Committee.

Supplementary Question:

In what month did the redesign of the scheme commence?

Reply:

I believe it was March.

5. **Standing Order 39 Question – Mr Councillor D.J. Ashford**

The following question addressed by Mr Councillor D.J. Ashford to the Chairman of the Environmental Services Advisory Committee, was withdrawn for further consideration by the Environmental Services Advisory Committee Chairman:-

Question:

Why the Waste Management Review took two years to be presented to the Committee, when the reason given for delay during that time was the need for further information, bearing in mind that the actual reports presented to the Committee contained no further new information and all reports were dated as completed two years ago?

6. **Point of Order**

Mr Councillor D.J. Ashford rose to a point of order to query why the written question had been withdrawn considering the written answer had been publicly circulated prior to the meeting. The Deputy Mayor advised that the Environmental Services Advisory Committee Chairman requested the withdrawal of the answer for further consideration, it was confirmed a written answer will be circulated.

7. **Executive Committee – 26<sup>th</sup> July 2013**

Motion moved by Mr Councillor D.W. Christian, seconded by Mr Councillor S.R. Pitts, “That the minutes of proceedings of the Executive Committee, as contained in report of meeting held on Friday, 26<sup>th</sup> July, 2013, be received, approved and adopted by the Council.”

Motion put. On division being challenged a vote was taken electronically and there voted **For** the Motion: Councillor Mrs S.D.A. Hackman, Messrs Councillors S.R. Pitts, D.J. Ashford, Councillor Mrs R. Chatel, Messrs Councillors J. Joughin, D.W. Christian, E.A. Joyce, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl, Deputy Mayor - **10**

**Against:** Councillor Mrs C.A. Corlett, Messrs Councillors G.J. Faragher, J.E. Skinner, Councillor Ms K. Angela, Mr Councillor A.V. Quirk – **5**

Motion carried.

8. **Executive Committee and Environmental Services Advisory Committee – 26<sup>th</sup> July 2013**

Resolved unanimously, “That the minutes of proceedings of the Executive Committee and Environmental Services Advisory Committee, as contained in report of a joint meeting held on Friday, 26<sup>th</sup> July, 2013, be received, approved and adopted by the Council.”

9. **Pensions Committee – 24<sup>th</sup> July 2013**

Resolved unanimously, “That the minutes of proceedings of the Pensions Committee, as contained in report of a meeting held on Wednesday, 24<sup>th</sup> July, 2013, be received, approved and adopted by the Council.”

*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.*

10. **Standards Committee – 17<sup>th</sup> April 2013**

Motion moved by Mr Councillor E.A. Joyce, seconded by Councillor Mrs R. Chatel, “That the minutes of proceedings of the Standards Committee, as contained in report of a meeting held on Wednesday, 17<sup>th</sup> April 2013, be received, approved and adopted by the Council.”

Motion put. On division being challenged a vote was taken electronically and there voted **For** the Motion: Councillors Mesdames C.A. Corlett, S.D.A. Hackman, Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, Messrs Councillors J. Joughin, D.W. Christian, E.A. Joyce, G.J. Faragher, Councillor Miss D.A.M. Pitts, Mr Councillor J.E. Skinner, Councillor Ms K. Angela, Mr Councillor A.V. Quirk, Deputy Mayor – **13**

**Against:** Messrs Councillors S.R. Pitts, R.H. McNicholl – **2**

Motion carried.

11. **Attendance**

Mr Councillor C.L.H. Cain joined the meeting at 4.20pm during consideration of the following item.

12. **Housing and Property Advisory Committee – 17<sup>th</sup> July 2013**

Motion moved by Mr Councillor D.J. Ashford, seconded by Mr Councillor J.E. Skinner, “That the minutes of proceedings of the Housing and Property Advisory Committee, as contained in report of meeting held Wednesday, 17<sup>th</sup> July, 2013 be received, approved and adopted by the Council.”

Motion put. On division being challenged a vote was taken electronically and there voted **For** the Motion: Councillors Mesdames C.A. Corlett, S.D.A. Hackman, Messrs Councillors S.R. Pitts, D.J. Ashford, J. Joughin, Councillor Mrs R. Chatel, Messrs Councillors D.W. Christian, C.L.H. Cain, Councillor Miss D.A.M. Pitts, Messrs Councillors R.H. McNicholl, J.E. Skinner, Councillor Ms K. Angela, Mr Councillor A.V. Quirk, Deputy Mayor - **14**

**Against:** Messrs Councillors E.A. Joyce, G.J. Faragher – **2**

13. **Regeneration and Community Advisory Committee – 16<sup>th</sup> July, 2013 – Clause A1 Private Agenda**

Motion moved by Mr Councillor S.R. Pitts, seconded by Mr Councillor G.J. Faragher, “That the proceedings of the Regeneration and Community Advisory Committee, as contained in Clause A1 of the private report of the meeting held on Tuesday, 16<sup>th</sup> July, 2013, be considered by the Council in public.”

Motion put. On division being challenged a vote was taken electronically and there voted **For** the Motion: Councillors Mesdames C.A. Corlett, S.D.A. Hackman, Messrs Councillors S.R. Pitts, D.J. Ashford, Councillor Mrs R. Chatel, Messrs Councillors J. Joughin, C.L.H. Cain, G.J. Faragher, Councillor Miss D.A.M. Pitts, Messrs Councillors R.H. McNicholl, J.E. Skinner, Councillor Ms K. Angela, Mr Councillor A.V. Quirk, Deputy Mayor – **14**

**Against:** Messrs Councillors D.W. Christian, E.A. Joyce – **2**

Motion carried.

The Deputy Mayor confirmed that the required two-thirds majority had been obtained and that the Clause would be considered at the same time as the public report.

**14. Regeneration and Community Advisory Committee – 18<sup>th</sup> June 2013 – Including Clause A1 Private Agenda**

Motion moved by Mr Councillor G.J. Faragher, seconded by Councillor Mrs R. Chatel, “That the minutes of proceedings of the Regeneration and Community Advisory Committee as contained in report of meeting held Tuesday, 16<sup>th</sup> July, 2013, and in Clause A1 of private report of that meeting, be received, approved and adopted by Council.”

Motion put. On division being challenged, the vote was taken electronically and there voted **For** the Motion: Councillors Mesdames C.A. Corlett, S.D.A. Hackman, Messrs Councillors S.R. Pitts, D.J. Ashford, Councillor Mrs R. Chatel, Messrs Councillors D.W. Christian, E.A. Joyce, C.L.H. Cain, G.J. Faragher, Councillor Miss D.A.M. Pitts, Messrs Councillors R.H. McNicholl, J.E. Skinner, Councillor Ms K. Angela, Mr Councillor A.V. Quirk, Deputy Mayor - **15**

**Against:** Mr Councillor D.J. Ashford – **1**

Motion carried.

**15. Attendance**

Mr Councillor J.E. Skinner left the meeting at 5.05pm during consideration of the following item.

**16. Environmental Services Advisory Committee – 15<sup>th</sup> July, 2013**

Motion moved by Mr Councillor R.H. McNicholl, seconded by Councillor Mrs S.D.A. Hackman, “That the proceedings of the Environmental Services Advisory Committee as contained in report of meeting held on Monday, 15<sup>th</sup> July, 2013 be received, approved and adopted by the Council.”

Motion put. On division being challenged a vote was taken electronically and there voted **For** the Motion: Councillors Mesdames C.A. Corlett, S.D.A. Hackman, Messrs Councillors S.R. Pitts, D.J. Ashford, Councillor Mrs R. Chatel, Messrs Councillors J. Joughin, D.W. Christian, E.A. Joyce, C.L.H. Cain, G.J. Faragher, Councillor Miss D.A.M. Pitts, Messrs Councillors R.H. McNicholl, A.V. Quirk, Deputy Mayor – **14**

**Against:** Councillor Ms K. Angela - **1**

Motion carried.

**17. Adjournment and Resumption of meeting**

The meeting adjourned at 5.13pm and resumed at 5.27pm with the following Members present: Councillor Mesdames C.A. Corlett, S.D.A. Hackman, Messrs Councillors S.R. Pitts, D.J. Ashford, Councillor Mrs R. Chatel, Messrs Councillors J. Joughin, D.W. Christian, E.A. Joyce, C.L.H. Cain, G.J. Faragher, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl, Councillor Ms K. Angela, Mr Councillor A.V. Quirk, Deputy Mayor.

**IN PRIVATE**

**18. Executive Committee – 15<sup>th</sup> July 2013**

Resolved unanimously, “That the minutes of proceedings of the Executive Committee, as contained in private report of special meeting held Monday, 15<sup>th</sup> July, 2013, be received, approved and adopted by the Council.”

**19. Executive Committee – 26<sup>th</sup> July 2013**

Resolved unanimously, “That the minutes of proceedings of the Executive Committee, as contained in private report of meeting held Friday, 26<sup>th</sup> July, 2013 be received, approved and adopted by the Council.”

20. **Executive Committee and Environmental Services Advisory Committee – 26<sup>th</sup> July 2013**

Resolved unanimously, “That the minutes of proceedings of the Executive Committee and Environmental Services Advisory Committee, as contained in private report of a joint meeting held on Friday, 26<sup>th</sup> July, 2013, be received, approved and adopted by the Council.”

21. **Pensions Committee – 24<sup>th</sup> July 2013**

Resolved unanimously, “That the minutes of proceedings of the Pensions Committee, as contained in private report of a meeting held on Wednesday, 24<sup>th</sup> July, 2013, be received, approved and adopted by the Council.”

*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.*

22. **Housing and Property Advisory Committee – 17<sup>th</sup> July 2013**

Motion moved by Mr Councillor D.J. Ashford, seconded by Mr Councillor J. Joughin, “That the minutes of proceedings of the Housing and Property Advisory Committee, as contained in private report of meeting held on Wednesday, 17<sup>th</sup> July, 2013, be received, approved and adopted by the Council.”

Motion put. On division being challenged a vote was taken electronically and there voted **For** the Motion: Councillors Mesdames C.A. Corlett, S.D.A. Hackman, Messrs Councillors S.R. Pitts, D.J. Ashford, J. Joughin, D.W. Christian, E.A. Joyce, C.L.H. Cain, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl, Councillor Ms K. Angela, Mr Councillor A.V. Quirk, Deputy Mayor – 13

**Against:** Councillor Mrs R. Chatel, Mr Councillor G.J. Faragher – 2

The Council rose at 6.06pm.

Town Clerk & Chief Executive