



Borough of Douglas

Town Hall,

Douglas,

10th February, 2016

At a MEETING of the COUNCIL of the BOROUGH OF DOUGLAS, duly convened and holden at 2.30 p.m. on WEDNESDAY, the 10th day of FEBRUARY, 2016, 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

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

Mrs E.C. Quirk

Apologies for absence were submitted by Mr Councillor S.C. Cain, JP.

The Chief Executive and Town Clerk, the Director of Finance, the Director of Housing and Property and the Assistant Chief Officer (Environment) were in attendance.

1. **Minutes – 13th January, 2016**

The minutes of the monthly Council meeting held on Wednesday, 13th January, 2016, were approved and signed.

2. **Minutes – 21st January, 2016**

The minutes of the special private Council meeting held on Thursday, 21st January, 2016, were approved and signed.

3. **Minutes – 27th January, 2016**

The minutes of the special Council meeting held on Wednesday, 27th January, 2016, were approved and signed.

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

Mr Councillor D.W. Christian to ask the Chair of the Environmental Services Committee:

In relation to Braddan Lodge, Quarterbridge Road:

- (a) In which year was the first Enforcement Notice served on the owner?
- (b) In each and every year how much has been spent on Legal Services/Court Costs?
- (c) Over the same period how much has been awarded in Costs to the Council?
- (d) In the same period what have been the estimated costs in relation to Staff?

Reply:

- (a) The original complaint was investigated in May 2000 and the records appear to show that the first enforcement notice was issued around October 2005;
- (b) The legal costs for the period 2011 to date are £15,756.65. The costs for each year are, 2011/12 £1,380.50, 2012/13 £0, 2013/14 £0, 2014/15 £6,442.02, 2015 to date £7,934.13. It has not been possible to provide details of the legal costs for the period prior to 2011;
- (c) In 2015/16 the court awarded costs of £13,064 in favour of the Council;
- (d) The cost of officers' time for the Derelict Buildings Service is not separately allocated to individual properties. Due to the length of time that the complaint has taken to resolve and the number of staff involved it is not possible to provide a meaningful estimate of costs.

5. **Executive Committee – 29th January, 2016**

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 report of meeting held Friday, 29th January, 2016, be received by the Council."

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

6. **Housing Committee – 20th January, 2016 – Clauses A1 to A6 inclusive and Clause A1 of the private meeting**

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 to A6 of report of meeting held Wednesday, 20th January, 2016, be received by the Council."

Amendment moved by Mr Councillor D.J. Ashford, seconded by Councillor Mrs C.E. Malarkey, "That Clause A1 of private report of the Housing Committee held on Wednesday, 20th January, 2016, be moved from private to public and considered as part of the Motion."

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

Question put on Amended Motion; a vote was taken electronically, and there voted **For** the Motion: Councillor Mrs C.A. Corlett, Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, Mr Councillor D.W. Christian, Councillor Mrs C.E. Malarkey, Mr Councillor C.L.H. Cain, Mr Councillor R.H. McNicholl, Mr Councillor J.E. Skinner, Councillor Mrs C.L. Wells, Councillor Ms K. Angela, Councillor Mrs E.C. Quirk, the Mayor – **12**

Against: Mr Councillor S.R. Pitts, Councillor Ms C.R. Turner, Mr Councillor G.J. Faragher, Councillor Miss D.A.M. Pitts – 4

Amended Motion carried.

7. **Housing Committee – 20th January, 2016 – Clause C7**

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 Clause C7 of report of meeting held Wednesday, 20th January, 2016, be received, approved and adopted by the Council.”

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

8. **Housing Committee – 20th January, 2016 – Clause C8**

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 Clause C8 of report of meeting held on Wednesday, 20th January, 2016, be received, approved and adopted by the Council.”

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

9. **Regeneration and Community Committee – 19th January, 2016**

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, 19th January, 2016, be received by the Council.”

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

10. **Environmental Services Committee – 18th January, 2016 – Clauses A1 to A8 and A10 inclusive**

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 Clauses A1 to A8 and A10 inclusive of report of meeting held Monday, 18th January, 2016, be received by the Council.”

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

11. **Attendance**

Councillor Mrs C.L. Wells left the meeting at 4.24pm during consideration of the following item.

12. **Environmental Services Committee – 18th January, 2016 – Clause A9**

Motion moved by Mr Councillor R.H. McNicholl, seconded by Councillor Mrs C.A. Corlett, “That the minutes of the Environmental Services Committee, as contained in Clause A9 of report of meeting held on Monday, 18th January, 2016, be received, approved and adopted by the Council.”

Motion moved by Mr Councillor D.J. Ashford, seconded by Mr Councillor D.W. Christian, “That the Council resolve into Committee to consider the foregoing Motion.”

On a vote being taken there voted **For** the motion to resolve into Committee: 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 C.L.H. Cain, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl, Mr Councillor J.E. Skinner, Councillor Mrs E.C. Quirk, Councillor Ms K. Angela, the Mayor - 13

Against: Mr Councillor S.R. Pitts, Mr Councillor G.J. Faragher - 2

Motion Carried. The Council therefore considered the matter in Committee.

Motion moved by Mr Councillor G.J. Faragher, seconded by Mr Councillor S.R. Pitts, “That the Council resolve back into Council.”

On a vote being taken there voted **For** the motion to resolve into Council: Mr Councillor S.R. Pitts, Councillor Ms C.R. Turner, Mr Councillor C.L.H. Cain, Mr Councillor G.J. Faragher, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl, Councillor Mrs E.C. Quirk, Councillor Ms K. Angela, the Mayor – 9

Against: Councillor Mrs C.A. Corlett, Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, Mr Councillor D.W. Christian, Councillor Mrs C.E. Malarkey, Mr Councillor J.E. Skinner – 6

Motion Carried. Consideration therefore resumed in Council.

Mr Councillor D.J. Ashford circulated copies of a proposed motion which was ruled out of order under Standing Order 26 as notice had not been given.

Mr Councillor D.J. Ashford proposed an amendment which was ruled out of order under Standing Order 33 as negative to the minute under consideration.

Motion moved by Mr Councillor D.J. Ashford, seconded by Mr Councillor G.J. Faragher, "That Standing Order 33 be suspended for the duration of discussion on this item."

On a vote being taken on the motion to suspend Standing Order 33, there voted **For** the motion: Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, Councillor Mrs C.E. Malarkey, Mr Councillor G.J. Faragher, Mr Councillor J.E. Skinner, Councillor Ms K. Angela, Councillor Mrs E.C. Quirk, the Mayor – **8**

Against: Mr Councillor S.R. Pitts, Councillor Mrs C.A. Corlett, Councillor Ms C.R. Turner, Mr Councillor D.W. Christian, Mr Councillor C.L.H. Cain, Councillor Miss D.A.M. Pitts, Mr Councillor R.H. McNicholl – **7**

The motion fell as it had not achieved the two-thirds majority required under Standing Order 105. Consideration continued of the original motion.

During discussion Mr Councillor R.H. McNicholl agreed, subject to the consent of the Council, to refer the matter back to the Committee for further consideration, with the outcome being put to the Council in due course as a matter requiring Council approval.

A vote was taken and there voted **For** the grant of consent to the matter being further considered by the Committee: Mr Councillor D.J. Ashford, Councillor Mrs R. Chatel, 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 Ms K. Angela, Councillor Mrs E.C. Quirk, the Mayor – **12**

Against: Councillor Mrs C.A. Corlett, Mr Councillor S.R. Pitts, Councillor Ms C.R. Turner – **3**

The original motion was therefore treated as withdrawn for further consideration by the Committee.

13. **Adjournment and Resumption**

The meeting adjourned at 4.50pm and resumed at 5.05pm with the following Members present: Mr Councillor S.R. Pitts, Councillor Mrs C.A. Corlett, Mr Councillor D.J. Ashford, 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 Ms K. Angela, Councillor Mrs E.C. Quirk, the Mayor.

Councillor Mrs R. Chatel submitted her apologies for the remainder of the meeting.

IN PRIVATE

14. **Executive Committee – 29th January, 2016**

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 meeting held Friday, 29th January, 2016, be received by the Council."

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

15. **Regeneration and Community Committee – 19th January, 2016**

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, 19th January, 2016, be received by the Council."

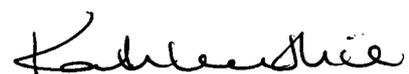
Question put on Motion; a vote was taken electronically, and the Motion was carried unanimously.

16. **Environmental Services Committee – 18th January, 2016**

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, 18th January, 2016, be received by the Council."

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

The Council rose at 6.00pm.



Town Clerk & Chief Executive