

MEMBERS ARE REMINDED THAT AMENDMENTS MUST BE RECEIVED BY THE CHIEF EXECUTIVE BY NO LATER THAN 9.30AM ON TUESDAY 25 FEBRUARY 2014

MID DEVON DISTRICT COUNCIL

A MEETING of the **MID DEVON DISTRICT COUNCIL** will be held in the Council Chamber, Town Hall, Tiverton on Wednesday 26 February 2014 at 6.00 pm.

ALL MEMBERS of the **COUNCIL** are summoned to attend for the purposes of transacting the business specified in the Agenda which is set out below.

[The next meeting is scheduled to be held in Tiverton on 30 April 2014 at 6.00 pm]



KEVIN FINAN
Chief Executive

18 February 2014

Members are reminded of the need to make declarations of interest prior to any discussion which may take place

Reverend Philip Porter, Minister for Tiverton Baptist Church will lead the Council in prayer.

AGENDA

1. **Apologies**
2. **Minutes** - To approve as a correct record the Minutes of the Meeting of the Council held on 18 December 2013

The Council is reminded that only those Members present at the previous meeting should vote and, in doing so, should be influenced only by seeking to ensure that the minutes are an accurate record.

3. **Chairman's Announcements** - To receive any announcements which the Chairman of the Council may wish to make.
4. **Public Question Time** - To receive any questions relating to items on the agenda from members of the public and replies thereto.

Note: A maximum of 30 minutes is allowed for this item.

5. **Petitions** – to receive any petitions from members of the public
6. **Notices of Motion** –

(1) **Motion 476 (Councillor Mrs J Roach – 6 November 2013)**

In accordance with Procedure Rule 13.4 the following Motion (which was proposed by Councillor Mrs J Roach and seconded by Councillor Mrs M E Turner) was referred to Cabinet:

"This Council resolves to seek AONB status for the Exe Valley".

In accordance with Procedure Rule 15.6(a) Councillor Mrs J Roach has requested that her Motion be altered to add the following wording: "...at no cost to the Council"

The Cabinet at its meeting on 6 February 2014 considered this proposal and **recommends** that the Motion be supported.

(2) **Motion 477 (Councillor D F Pugsley – 21 November 2013)**

In accordance with Procedure Rule 13.4 the following Motion (which was proposed by Councillor D F Pugsley and seconded by Councillor T W Snow) was referred to Planning Committee:

"That this Council should adopt the Glossary of Planning Terms on the government's web-site (or alternatively the Lawson-Fairbank Glossary of Planning Terms)".

The Planning Committee at its meeting on 8 January 2014 considered this proposal and **recommends** that the Motion be supported.

(3) **Motion 479 (Councillor Mrs N Woollatt – 24 January 2014)**

To consider the following Motion of which Notice has been given pursuant to Procedure Rule 13.1

"1. That this council notes the seriousness of the incident of the collapse of the Harlequin Valet building and that it could have caused severe or fatal injuries. Council acknowledges the anger and upset felt by the people of Cullompton regarding the authority's dealings with the Harlequin Valet site since its destruction by fire in January 2010.

2. That should the inquiry into the Council's dealings concerning the Harlequin Valet site establish that

there are lessons to be learned from this case that future policy and guidelines are formed to try and prevent any similar case in the future blighting and endangering communities in Mid Devon”.

In accordance with Procedure Rule 13.4 the Chairman of the Council has decided to allow this Motion (if Moved and Seconded) to be dealt with at this meeting.

(4) Motion 480 (Councillor Mrs J Roach – 17 February 2014)

To consider the following Motion of which Notice has been given pursuant to Procedure Rule 13.1

“This Council resolves to clarify who has the authority to take disciplinary action against Councillors and under what circumstances such action can be taken”.

In accordance with Procedure Rule 13.4 the Chairman of the Council has decided to allow this Motion (if Moved and Seconded) to be dealt with at this meeting.

(5) Motion 481 (Councillor C Slade – 17 February 2014)

To consider the following Motion of which Notice has been given pursuant to Procedure Rule 13.1

“This Council condemns the actions of Cllr. Kevin Wilson, and following his conviction for benefit fraud, calls for his immediate resignation. He has previously been suspended from the Council for claiming expenses to which he was not entitled and, in addition to the benefit fraud, he has lied to both Council investigating officers and the Court. He has shown he lacks the integrity to remain a Councillor and to represent the people of Mid Devon whom he has defrauded”

In accordance with Procedure Rule 13.4 the Chairman of the Council has decided to allow this Motion (if Moved and Seconded) to be dealt with at this meeting.

7. Committee Reports (attached) - To receive and consider the reports, Minutes and recommendations of Committees as follows: -

- (1) Cabinet
 - 9 January 2014
 - 6 February 2014
 - 20 February 2014 (to follow)

8. **Council Tax Resolution 2014/15** – To consider a report of the Head of Finance incorporating a draft resolution (copy attached – white sheets) based on the call on the Council Tax Collection Account by the District, Town and Parish Councils, County Council, the Police Authority and the Fire Authority.
9. **Committee Reports** (attached) - To receive and consider the reports, Minutes and recommendations of Committees as follows: -
 - (2) Scrutiny Committee
 - 20 January 2014
 - 17 February 2014 (to follow)
 - (3) Audit Committee
 - 14 January 2014
 - (4) Managing the Environment Policy Development Group
 - 14 January 2014
 - (5) Decent and Affordable Homes Policy Development Group
 - 21 January 2014
 - (6) Community Well Being Policy Development Group
 - 28 January 2014
 - (7) Planning Committee
 - 8 January 2014
 - 5 February 2014
 - (8) Standards Committee
 - 12 February 2014
10. **Questions** - To deal with any questions raised pursuant to Procedure Rule 12 not already dealt with during the relevant Committee report.
11. **Appointment of Committees, Sub Committees, Working Groups and other Internal Bodies** – Following Councillor M D Binks having left the Liberal Democrat Group and moved to the Conservative Group and Councillor K D Wilson having left the Liberal Democrat Group, becoming an Ungrouped Member, a schedule is attached setting out the proposed allocation of seats on Committees, Working Groups and other internal bodies.
12. **Questions to Cabinet Members** – Cabinet Members will answer

questions from Members on their Portfolios.

13. **Members' Business** - To receive any statements made and Notice of future questions by Members.

Note: the time allowed for this item is limited to 15 minutes.



Members of the public are welcome to attend the meeting and listen to discussion. Lift access to the Council Chamber on the first floor of the building is available from the main ground floor entrance. Toilet facilities, with wheelchair access, are also available. There is time set aside at the beginning of the meeting to allow the public to ask questions



An induction loop operates to enhance sound for anyone wearing a hearing aid or using a transmitter. If you require any further information, or

If you would like a copy of the Agenda in another format (for example in large print) please contact Sally Gabriel on:

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Council and Committee Agendas and Minutes are available on the Council Website:
www.middevon.gov.uk