



Council Meeting
Wednesday 24 January 2018

Public and Member Questions
and Responses



Derby City Council

COUNCIL – 24 January 2018

PUBLIC AND MEMBER QUESTIONS

Questioner	Respondent	Subject
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Public Questions

A	Mrs A Hudson	Councillor Hussain	Irving Place boundary surveillance
B	Diane Usher	Councillor Rawson	Northridge House fire safety
	Wendy Meehan		Northridge House flood risk
	Dave Meehan		Northridge House planning approval
	Linda Thompson		Northridge House screening
	Nina Ferguson		Northridge House traffic monitoring
	Cath Williams		Northridge House planning conditions
	Bernard Downing		Northridge House structural damage
	Mavis Downing		Northridge House S106 funding
	Mr T Wright		Northridge House public consultation
	Mrs J Russell		Northridge House building height
	Linda Thompson		Northridge House compensation
	Nina Ferguson		Northridge House privacy concerns
	Cath Williams		Northridge House & Highways England
	Mr T Wright		Northridge House site contamination
C	Benito Saccone	Councillor Rawson	Alvaston flood defences
D	Carole Fenton	Councillor Afzal	Blue Badge parking
E	Janet Jones	Councillor Afzal	Brown bin collections
F	David Gale	Councillor Rawson	Friar Gate Square fire safety
G	Simon Bacon	Councillor Afzal	Sinfin waste plant costs
H	Ian Liddle	Councillor Shanker	Market Hall roof repairs
I	Dorothy Skrytek	Councillor Afzal	Waste reduction
J	Benito Saccone	Councillor Afzal	Derelict property costs
K	David Gale	Councillor Bolton	Records management
L	Simon Bacon	Councillor Afzal	Oaklands Avenue traffic monitoring
M	Ian Liddle	Councillor Shanker	Prior relationships with contractors

Councillor Questions

N	Councillor Graves	Councillor Afzal	Disposal of recycled plastic
O	Councillor Willoughby	Councillor Bolton	Use of Pupil Premium funding
P	Councillor Smale	Councillor Afzal	Matchday parking
Q	Councillor Grimadell	Councillor Rawson	Friar Gate Bridge
R	Councillor Harwood	Councillor Afzal	Brown bin collection scheme
S	Councillor M Holmes	Councillor Shanker	Consultancy spending
T	Councillor Graves	Councillor Rawson	Redevelopment of Mitre pub
U	Councillor Willoughby	Councillor Russell	Education and Health Care Plans
V	Councillor Smale	Councillor Afzal	Road and pavement defects
W	Councillor Harwood	Councillor Shanker	Procurement of property consultants
X	Councillor Graves	Councillor Afzal	City Point adoption
Y	Councillor Smale	Councillor Raju	Head of Libraries post

Z	Councillor Graves	Councillor Shanker	Taxi charging for disabled passengers
ZA	Councillor Smale	Councillor Raju	Community managed libraries
ZB	Councillor Graves	Councillor Rawson	Planning objections
ZC	Councillor Graves	Councillor Shanker	Photograph permissions

Public Questions

a. Question from Mrs A Hudson to Councillor Hussain

Is it fact that council house tenants can remove their boundary install surveillance cameras without first having permission? If not, why is there no redress for them to make them replace boundaries or remove the cameras?

Derby Homes have informed me they are not in a position to enforce their own rules and seem to have no control on their tenants, especially nuisance ones that let their dogs roam, threaten their elderly neighbours and let their gardens look like a tip.

I have complained to them for over 8 months without anything being done regarding this.

Derby Homes expects tenants to observe boundary demarcations between properties. These can be in the form of hedging and/or fencing. Derby Homes expect tenants to seek permission to remove any boundary demarcations. Where tenants fail to seek permission and remove a boundary demarcation they will mark the respective boundary with spray paint until a more sustainable solution is found. Tenants in this situation may seek retrospective permission. Derby Homes may agree a reasonable period for the boundary to be reinstated with fencing. If this proved unsuccessful they may take legal action against the respective tenant.

Tenants are required to request permission to install CCTV. Permission will usually be granted providing that cameras are locked in a fixed position overlooking the area within the curtilage of the property.

Derby Homes aims to deal robustly with complaints of anti-social behaviour and has considerable powers to respond to pet nuisance, threatening behaviour and poorly maintained gardens.

Derby Homes welcomes the opportunity to learn from customer complaints. Substantive responses have already been given to the complainant and her representatives. Following this question, Derby Homes will provide you with a comprehensive response on the specifics of the case.

b. Questions in relation to Planning Application ref: 05/17/00678 on site of former Northridge House, Raynesway to Councillor Rawson

i) Question from Diane Usher:

My question is whether the safety aspect in relation to the height of the proposed 8 storey apartment block and the fire service appliances only reaching 55 feet, what happens to the residents in the apartments above 55 feet do you let them burn as the fire service would struggle to get them out, not unlike the tragic events at the Grenfell Tower.

As in addition the safety of residents exiting the complex onto Raynesway. Why did you deny previous business occupants to exit onto Raynesway due to the safety aspect? Now the traffic is far worse so surely the safety aspect would be worse too, leading to potential fatalities.

ii) Question from Wendy Meehan:

Can you tell me why are the developers considering building high rise buildings on a flood plain and how does this development affect planned flood defences?

iii) Question from Dave Meehan:

Is it true that the developer would only consider this development with the approval of the twelve storey building despite all local residential buildings being a max of three stories and the Developers are gifting the three storey building to the council, this being the incentive for approval despite local objections?

If it is true is this proper representation of the people by locally elected people's representatives?

Will full disclosure be available for all locally affected people to review?

iv) Question from Linda Thompson:

Has the developer put any plans in place to screen nearby residents from the unsightly views which the construction will cause and what screening measures will be put into place for residential addresses further afield?

v) Question from Nina Ferguson:

Why was the traffic test carried out mid morning when it is less busy and not at times when people are going to work/school and evenings when it is busy?

vi) Question from Cath Williams:

Is it usual for planning applications to be approved with no conditions whatsoever despite the objections of hundreds of residents?

vii) Question from Bernard Downing:

If the development of Raynesway flats goes ahead, who will be responsible for any structural damage to my property from vibration of insertion of concrete piles for eight & three storey build?

My property and our row were built in 1922 and are built on clay and brick spread footings, not traditional, so damage is inevitable.

viii) Question from Mavis Downing:

Could you please explain clauses 106 involved of the above mentioned flats?

Also, where do the developers plan to divert the drainage from both the eight storey and the three storey properties, as land is classed as a flood plain?

ix) Question from Mr T Wright:

By a casting vote the council has ignored 437 residents concerns. Why?

x) Question from Mrs J Russell:

Why is it that no other flats are as big as the eight storey block being built in Alvaston?

xi) Question from Linda Thompson:

Will the owners of nearby properties be compensated for the devaluation of their homes - especially if and when they may want to sell their property at a future time - and the value of it has depreciated due to the nearby development?

xii) Question from Nina Ferguson:

Why are they allowing eight storeys high that is not in keeping with Alvaston village? They will overlook peoples gardens and be intrusive to our privacy.

xiii) Question from Cath Williams

What responses are the council going to give in relation to the Highways England not knowing about the planned development of Raynesway multi occupancy building?

xiv) Question from Mr T Wright

A major factor is that this site contains dangerous chemicals i.e. asbestos and arsenic, health and safety out the window for 437 sensible residents. Why?

This development comprises an eight storey block and a three storey block to create 122 apartments. The merits of the application as indicated in the Planning Committee report were carefully considered by the Planning Committee, where it was resolved to grant planning permission. The planning application file and associated documents, including the Planning Committee report which answers many of the questions posed, can be viewed on the planning web pages of the city council's web site.

We are negotiating a Section 106 Agreement to mitigate the impact of the development to secure developer contributions towards:

- Highway improvements
- Open space provision
- Health, community and sports facilities
- Affordable housing

In terms of flood risk the Environment Agency flood maps provide a high level guide, but it is not unusual for more detailed hydraulic models for particular areas to be developed to support a specific planning application.

On site surface water attenuation is proposed which will minimise flood risk in the wider area. The precise details of which are covered in the 23 conditions approved by the Planning Committee.

Traffic surveys were conducted over a period of seven days, and during the am and pm peak periods, at strategic junctions which has resulted in no objections from the Highway Authority and Highways England.

Privacy concerns were considered by the planning committee but it was noted that the distances involved exceeded those where a refusal could be issued.

Also considered were land contamination matters which are dealt with by conditions four and five as outlined in the report.

Other issues such as damage to property, screening of the building works, and fire safety are not considered as part of the planning application, the latter would be fully considered through the Building Regulations. The end user or owner of a particular block is not a planning matter.

Finally there is no compensation provision as a result of the granting of refusal of planning permission where decisions are made on sound planning judgements.

c. Question from Benito Saccone to Councillor Martin Rawson

Please can you advise of the current flood defence plans for Alvaston and if structural changes to Alvaston infrastructure such as commercial and residential construction and road building (Alvaston bypass) have rendered those historic plans obsolete?

No, changes to infrastructure, road building and residential development have not rendered plans obsolete. The approved scheme for flood alleviation measures in the Alvaston area fall mainly within Alvaston Park and the opposite side of the river bank to the park approaching Raynesway. We continue to construct the approved defences which will reduce flood risk for many properties across the city, including Alvaston, once all the OCOR measures are implemented.

d. Question from Carole Fenton to Councillor Afzal

For the second time the answer to my question about blue badge parking has been ignored, it seemed there was no understanding of the problems encountered by us when we are trying to park, the question was very clear.

Could the council tell me how many blue badge holders there are in Derby because we are charged £10 every three years for a blue badge?

It is evident from the council's web page what the strategy is for disabled drivers in Derby as the council works with equality and diversity in all aspects of life. Where do disabled drivers fit in with this?

As a strategy is a plan of action to achieve a long term aim, where is the plan of action for disabled blue badge holders?

You're still in breach of the equality act 2010 (section 149) which must provide in the execution of its functions have due regard for the needs of the disabled.

There are 12,521 blue badge holders in Derby.

The council has regard for disabled people when providing parking opportunities and fully complies with all legislative requirements in this respect.

The council provides blue badge holder only parking in many of our public car parks and in some locations on street. The provision of such spaces is considered against the demand for parking and also against the competing demand for things like loading area and bus stops etc.

Blue badge holders have additional benefits available to them. Blue badge holders can, provided it is safe to do so, park for up to three hours on yellow lines and can park for unrestricted periods in areas where limited waiting applies.

In addition we are very active in making sure that our civil enforcement officers carry out regular checks on cars displaying blue badges in our own car parks and on street. We work closely with our Disability Equality Hub to make sure we do all we can to support disabled people in parking their cars.

e. Question from Janet Jones to Councillor Afzal

How can you justify charging extra for brown bin collections when raising council tax charges? In my street the refuse van picks up two brown bins for collection, surely this service is not cost effective? Staffordshire Council provide a free service and continue throughout the winter.

The council introduced charges for the collection and disposal of garden waste to both encourage home composting and to avoid unnecessary land fill charges. The garden waste collection service ensures that those residents who are unable to compost and reuse their garden waste at home have an opportunity to use a service that ensures that the material is properly segregated from other waste and hence disposed of sustainably and in the most economic way.

There is no obligation upon the council to collect residential garden waste and charging for such a service is common place.

f. Question from David Gale to Councillor Rawson

I am grateful for the council's response in November 2017, when it confirmed its own financial dependency of over £3m on the negotiations related to the lease of the 'Copper Box' Friargate Square building to the University of Derby. Sadly, I am still awaiting a response on whether the council's due diligence procedures identified possible off-shore money laundering involved in the development's initial funding.

In response to an FOI request, submitted earlier in 2017, the council stated that it held no information on the requirement for the provision of a fire escape as part of its change of use approval for the Copper Box, granted in 2015. Two months after the council's initial FOI response, the day after the Grenfell Towers fire, the council provided a second, unprompted response referencing Part B of the Building Regulations 2000.

Given that Derbyshire Fire & Rescue Service is on record as having warned the UoD in writing that the Copper Box did not comply with Part B of the Building Regulations 2000, can the council confirm why a change of use planning application was approved without the fire escape being built, despite a fire escape being featured in the plans submitted with the planning application, and was, therefore, the change of use approved without an on-site inspection?

The question is merging two distinctly separate legislative disciplines – Planning and Building Regulations. The former deals with land use and external appearance, which cannot take into account other legislation, whereas the latter controls the safety of the physical build. In this case adherence to the Building Regulations for the conversion and extension to office was administered by an Approved Inspector who is independent of the council and who would be responsible for inspecting the works to ensure fire safety compliance, not Derby City Council's planning department.

g. Question from Simon Bacon to Councillor Afzal

Shortly after completion of the Sinfin waste incineration plant Derby City Council must pay £25 million towards the plant's construction. Where will the council source this funding from and what will be the total cost from this funding method?

Whilst the waste plant counts towards the council's overall borrowing requirement, it is anticipated that the specific one-off funding required for the waste plant will be found from internal resources and will not require additional external borrowing. There will be no additional cost to the council associated with funding the project in this way.

h. Question from Ian Liddle to Councillor Shanker

Do you have firm plans in hand to repair the Derby Market Hall Roof to prevent further closure due to high winds and if so, in what period of time are the repairs expected to be complete?

Yes. The current proposed programme for the Market Hall refurbishment is planned to commence at the end of February. The closures which occur when strong winds are predicted will need to continue until the internal scaffold is in place and this is currently forecast to take 12 weeks from commencement on site. The actual programme to identify the full extent of works required to the roof and to then implement the work is expected to take considerably longer, as the scope of works depends on detailed structural investigations once access is available.

i. Question from Dorothy Skrytek to Councillor Afzal

The UK Government has recently announced a crackdown on the abuse and misuse of plastics and a start on the 3Rs – reduce, reuse, recycle.

Yet the incineration contract - signed by the city and county council will lead to the incineration of previously recycled plastics, an abuse of the UK Waste Hierarchy. This is despite the city councils findings that recycling is a cheaper process than incineration.

Burning will only lead to the production of more plastics, to replace those destroyed.

How will Derby City Council withdraw from the wasteful contract and apply waste reduction principles, instead of catering for waste growth, especially plastics?

The council does not intend to withdraw from the contract and will continue to work and encourage residents to recycle, not only plastics but other materials too.

j. Question from Benito Saccone to Councillor Afzal

Please can you announce the overall cost to date for providing scaffolding and temporary traffic lights around the derelict property on Church Street in Alvaston? Can this figure be presented as a cost to date and on-going monthly outlay?

The cost to date of providing/maintaining the scaffolding and temporary traffic lights is approximately £159k. The monthly cost amounts to £4391.

It should be noted that both the scaffolding and traffic lights were installed in the interests of public safety and that the council will seek to recover these costs in due course.

k. Question from David Gale to Councillor Bolton

I am grateful for the council's response in confirming that over a quarter of a million pounds of public money was spent on Project Phoenix. However, I am mindful that this is the third time in eighteen months that I have sought a proper response to the following question: did the Target Operating Model within the Project Phoenix report reference deficiencies in the council's records management provision, or were those issues identified later or earlier by other means and, if so, by what means and by whom, and what was done about those deficiencies?

Thank you Mr Gale for your question, which is virtually the same question you asked me six months ago, and then six months before that; and indeed you have also written to me separately about this issue.

I am unable to comment on the specifics of Project Phoenix, but I can reemphasise what I have consistently said to you – that the council takes its statutory responsibility to secure records on children at risk of abuse and neglect very seriously.

As a city council we are dependent on records to operate efficiently and to account for any actions taken. As a council we work hard to ensure that records are managed and controlled effectively to recognised standards and commensurate with legal, operational and information governance needs.

I. Question from Simon Bacon to Councillor Afzal

The Stenson Road, Blagreaves Lane road work project to install traffic lights is now complete in Blagreaves ward. Locals report that this has led to an increase in traffic use of Oaklands Avenue however the council has no highways traffic data for Oaklands Avenue from prior to the project to make a judgement on impacts in the local community. Why did the council fail to carry out highways monitoring prior to the scheme taking place?

With a scheme of this type we would not typically carry out detailed surveys of all of the adjoining streets. Oaklands Avenue is not a street where we would conduct periodic surveys, as it is predominantly residential and provides access only to the surrounding residential area.

The completed junction works well, even when there has been increased traffic as a result of works by utility companies on Sinfen Lane. Following the signals being switched on, Derby City Council officers have visited the new junction regularly, and they advise that there is no indication that Oaklands Avenue is being used by increased numbers of vehicles. Officers have not noted more than three vehicles at any time queuing to exit Oaklands Avenue.

As with any new scheme we will continue to monitor the new junction and surrounding road network to see if any further changes are needed.

m. Question from Ian Liddle to Councillor Shanker

Can you assure the people of Derby that expensive consultants recently paid by the council, had no relationships, friendships or allegiance to any of the present Labour Councillors in Derby when they were initially awarded the contracts?

Yes, I can provide that assurance.

The Council's Contract Procurement Regulations require that known relationships with potential contractors are formally declared during the procurement process in respect of contracts.

In addition the council utilises national supplier frameworks where possible to minimise the risk of undue influence in contractor selection.

Councillor Questions

n. Question from Councillor Graves to Councillor Afzal

With China now banning the import of British recycled plastics can you confirm or advise the residents of Derby if this decision will force the council to send more to landfill or will we expect the new incinerator to burn it? Landfill is a more costly problem in terms of money but burning toxic plastic would affect pollution levels and health outcomes.

I appreciate that this is a difficult problem that doesn't just face Derby, however an informed discussion with the local population is clearly something we should be doing.

It is the council's intention to continue with the collection of plastic waste for the purpose of recycling wherever practical. The decision by the Chinese government has no immediate direct impact on us but we are of course conscious that it may have a longer term and more widespread impact on the recycling industry.

Currently the plastics that are collected in the blue bin are sent to Aldridge for sorting. The material is then shipped to China and used in the production of plastic goods.

The opening of the Sinfin waste plant later this year will enable plastic and other recyclable waste to be separated from materials that would otherwise have ended up in landfill. This will effectively enhance our ability to recycle locally.

o. Question from Councillor Willoughby to Councillor Bolton

Why has the Cabinet Member for Safeguarding and Children and Young People chosen to spend part of the allocation of pupil premium funding on free calendars rather allocating it towards helping the eligible pupils at schools in this city?

The Virtual School for Looked after Children spends the Pupil Premium Plus budget on a range of important and exciting programmes and items. The calendars cost £1000 to produce which is 0.15% of the Pupil Premium Plus budget. Here is the list of expenditure:

One to one support Supply Costs	80,000
7 day course	20,000
Embedding Attachment Costs	100,000
Training for Staff	10,000
AC Education	10,000
CPD - Books for staff	6,000
100 Day Challenge	10,000
WH Smith Vouchers	11,000
Welfare Call	27,000
YipiYap-pupil mentoring	30,000
Calendar	1,000
ePersonal Education Plans (statutory)	300,000
Educational Psychologists	40,000
SEN caseworker	15,000
Celebration Events	5,000

- The calendars look to celebrate the work of Derby Looked after Children wherever they are in the country as they do not all live in Derby
- It gives the pupils who get their work published a sense of pride and achievement
- It tells all LAC that we want to see them doing well in school and will recognise when they do well
- It reminds schools, foster carers and social workers that we as corporate parents want to see the good work that the children have done
- They are a visual reminder to key adults involved with LAC to keep them in mind throughout the year

p. Question from Councillor Smale to Councillor Afzal

Would the Cabinet Member agree to hold a full and thorough review of parking in Chaddesden Ward in relation to match day parking and implement any schemes or traffic orders that are needed to tackle the on-going problems?

The council worked closely with local residents when parking restrictions to help control football parking were introduced some years ago not only in Chaddesden but in other wards too. Enforcement of these restrictions takes place routinely and in response to local resident concerns.

A review of the restrictions could be taken forward as part of the council's annual work programme provided this were determined a priority for the ward. Each year wards are asked to define their highway and transport priorities so that these can be considered, funded and delivered as part of the agreement of annual work programmes.

q. Question from Councillor Griadell to Councillor Rawson

The Iconic Grade 11 listed Friar Gate Bridge built in 1878 was, on closure, sold by British Rail to DCC for £1 on condition that the Council assumed complete responsibility for maintenance, repair, and care. The bridge is now in a shameful state of disrepair and neglect.

What has the Cabinet Member done to protect the bridge in recent years?

When will a programme of repair be in place?

What measures will be the programme include?

When will the programme be completed?

As a member of the Friends of Friar Gate Bridge, I have taken a personal interest in moving forward the refurbishment of this beautiful historical asset.

The council is currently undertaking a programme of essential maintenance works on Friar Gate Bridge. This includes vegetation clearance and the construction of new safety protection both of which are now complete along with a programme of drainage improvements and cleaning of the stone abutments. This work will be complete before the end of the current financial year. The bridge itself needs a lot more money spending on it and has been in a poor state of repair for a long time, especially the ornate iron works. To help safeguard this important structure we are working with the Friends of Friar Gate Bridge to develop a sympathetic and sustainable long term use for the bridge. The group have recently been awarded £10,000 in heritage lottery grant to commission a report on the future use of the bridge. Following the completion of the report we will work with the group to try and engage other partners in this project as a precursor to submitting a much larger Heritage Lottery bid, to fully restore & bring back into use this iconic emblem of Derby.

r. Question from Councillor Harwood to Councillor Afzal

A Brown Bin Collection Charge for Derby residents was brought in by the current Labour administration in April 2014.

In each financial year to date and, so far, in the current financial year:

What has been the cost of providing and managing brown bin waste collection?

What revenue has been generated from the charging scheme?

Collection costs for collecting charged for garden waste is based on four teams and is approximately £370,000 per annum.

Income generated from garden waste:

Financial Year	Income
	£
2014/15	471,898
2015/16	501,684
2016/17	529,992
2017/18 - to end of December	558,916

s. Question from Councillor M Holmes to Councillor Shanker

What has the council's spending been on consultants and consultancy services in the last four full financial years and so far in the current financial year?

The figures are as follows:

2014/15	£1,453,507.10
2015/16	£1,967,304.90
2016/17	£116,930.00

In 2014/15, £1,235,831.10 was spent on job evaluation consultancy with Aquarius Management Consultants, Hay Group Management and Weightmans LLP.

In 2015/16, spending with Hay Group and Weightmans was £1,868,386.90.

Councillor Holmes will note that a significant proportion of consultancy spending in the last three financial years was as a direct result of his group's failure to correctly procure a suitable partner to carry out Job Evaluation.

t. Question from Councillor Graves to Councillor Rawson

What intervention is the council undertaking to redevelop the site of the Mitre Pub and neighbouring land? It has already been many years, bringing the area down, in particular it is regularly used for fly tipping. Residents feel let down and should be given some sort of timescale.

This site of the Mitre pub is privately owned, and as such is the responsibility of the land owner.

Tesco acquired a considerable area of land within the area in order to construct their supermarket development. Following the changes in Tesco's requirements and the decision not to proceed with the retail development Tesco have subsequently sold their interests within the area.

Those properties at 39, 61, 67, 71, 73 and 75 Whitehurst Street were acquired by the council from Tesco in 2016 and now form part of the council's housing stock portfolio managed by Derby Homes. All of these properties are now occupied by Derby Homes tenants.

In addition to the properties at Whitehurst Street, the council's ownership extends to the Allenton Market site and car park. The market continues to operate and good access is provided by the adjacent car park.

Due to the large proportion of the site now being held in various private ownerships (i.e. Rushden Enterprises/Euro Garages), the council have no direct control over the development of the privately owned land and assets.

In terms of ensuring the area is kept tidy, the Environmental Protection Team have in the past responded to complaints and remedied issues regarding fly tipping on the site of the Mitre Public House and concerns around open access.

The Environmental Protection Team will continue to respond to any concerns or complaints that are received.

It is acknowledged that this is an important area within Allenton and the council will continue to work with adjacent land owners to do all we can to improve the area.

u. Question from Councillor Willoughby to Councillor Russell

What reassurance can the Cabinet Member give to parents of SEND children that their Education and Health Care Plan (EHCP) will be completed on time and be correct?

All plans have started the conversion process. I am receiving weekly updates from officers, who are working exceptionally hard to complete EHCP conversions.

In terms of plans awaiting finalisation, 152 plans are out with parents, 106 have been finalised and are about to be issued to parents, and 386 plans are being worked on.

The council continues to make good progress in relation to the conversion of statements to Education Health Care Plans for the 31 March 2018 deadline.

v. Question from Councillor Smale to Councillor Afzal

How many payments have been made by Derby City Council in relation to damaged vehicles from pot hole and road defects and also trips or falls from pavement defects in the last three financial years?

Please provide in each financial year how many payments from pot holes and road defects and how many payments from trips or falls from pavement defects.

Please also provide:

- **The total cost of the payments, as above.**
- **How many of the payments were to an individual or a business, as above.**
- **The highest amount paid, as above.**

Financial Year	Number of Payments (Carriageway)	Number of Payments (Footpath)
14/15	9	8
15/16	2	3
16/17	14	3

Financial Year	Cost of Payments (Carriageway)	Cost of Payments (Footpath)
14/15	£38,469.91	£56,523.07
15/16	£1020.00	£13,632.89
16/17	£7,204.43	£5,075.60

- All compensation payments were made to individuals. If you need the information in relation to whether payments were made to businesses i.e. solicitors, officers can provide you with those details.
- **Total number of claims received regardless of liability: 300**

Please note: the data that has been provided includes trips and falls on the carriageway, not just for damage to vehicles on the carriageway. I have also added total number of claims received.

w. Question from Councillor Harwood to Councillor Shanker

The council have used Cushman & Wakefield, reported to be based in Birmingham, for 'strategic property advice' in recent years.

In line with the policy of getting competitive quotes from three firms, one to be based in Derby, how can the Cabinet Member demonstrate that this was carried out in regard to the procurement of the 'strategic property advice' provided?

How many other companies were considered during procurement of the 'strategic property advice' and were any based in Derby?

What is the total monetary value of the procurement agreed by Cabinet or by the Leader of the Council so far in relation to this company?

The procedure outlined above relates to contracts with a value of between £5,000 and £24,999 so does not apply in this instance.

The value of this tender process was estimated to significantly exceed this threshold over four years and so a further competition on the Homes and Communities Agency (HCA) Consultant Technical Panels Property Panel 2014 – 2018 took place. The process was approved at Chief Officer Group.

A total of four bids were received from Cushman and Wakefield, GVA Grimley Limited T/as Bilfinger GVA based in Birmingham, Montagu Evans LLP based in London and Savills (UK) Limited based in London.

x. Question from Councillor Graves to Councillor Afzal

On the 20th Sept 2017 Cllr Afzal gave a written response to local resident Colin Tabberer about the adoption of City Point. If I can remind you of that response and one line in particular, 'Officers have now informed me that they expect to reach a formal agreement in the next few weeks'. You went on the say 'At that point I will ensure that officers make progress towards the delivery of a parking solution and the formal adoption of the roads within the development.'

All the residents would like is a little honesty, not false promises. The situation at City Point is just one of the many issues where you have failed local people. Is it fair to say that adoption of City Point is still a long way off?

I find Councillor Graves' assertion that I have misled the public both baseless and offensive. I would ask him to withdraw his comments.

I can assure the residents of City Point that the council has been working with the three developers to achieve a solution which will ensure that the adoption process is carried out correctly and which will protect the long term interests of the residents.

An agreement has now been reached with the developers to fund a scheme to address traffic management and parking issues and the council will be carrying out consultation with residents to establish the key concerns and to design and deliver appropriate measures. This work has been added to the council's work programme for 2018/19.

As a consequence of reaching the agreement with the developers to fund the required traffic and parking measures, I have recently instructed officers to begin working with the developers to agree minor improvements to roads and footways to ensure that the area is suitable to be adopted. Assuming that these issues can be resolved quickly; then I will be encouraging officers to adopt the roads at City Point, without waiting for the full implementation of the traffic and parking schemes.

Whilst the process may appear to have taken a long time, I believe that it is important that the council ensures that the resident's interests are protected and it is important to remember, that following adoption, the roads and pavements become the responsibility of the council.

y. Question from Councillor Smale to Councillor Raju

Can you confirm that the role of Head of Libraries will be terminating at the end of March 2018 and who will be responsible for implementing the Strategic Library Review.

The Head of Libraries is due to leave the council at the end of March. To prepare for this a Senior Project Manager has been appointed to oversee the final stages of the Libraries Strategic Review. The Project Manager, who has extensive experience of leading projects both in the UK and overseas, started work earlier this month and is currently working alongside the Head of Libraries. This will enable a smooth and effective handover when the Head of Libraries leaves in March.

z. Question from Councillor Graves to Councillor Shanker

A local report said that 2 out of 3 taxi firms in Derby are charging more for disabled passengers. I am assuming that we all feel this is unacceptable? The Equalities Act was changed in April 2017 to prevent taxi firms from charging disabled people extra, backed by a £1,000 fine. However, for the legislation to come into force, local authorities must make a formal list of wheelchair accessible taxis known as a Section 167.

Can you advise if this has been done in Derby or what progress has been made?

The council is currently compiling a full list which, subject to approval by Licensing Committee, will be in place by March 2019 and will give anyone requiring a wheelchair access to a wide range of options.

It is not a legal requirement for local authorities to have a 167 list. The list will contain information of taxi specifications, but all Hackney Carriages are wheelchair accessible and do not charge a premium for wheelchair users. The council does not have jurisdiction over the charges set by private hire operators.

za. Question from Councillor Smale to Councillor Raju

It is disappointing to note that no individual community groups made a formal bid to run their respective community library and the only bid received was not volunteer led or representative of any individual community.

What were the reasons for the lack of formal bids being considered from local community groups or volunteer groups?

The council was delighted to receive an application from a well-respected local third sector organisation, backed by a number of partners from across the city, to run all ten libraries. The organisation in question has already made contact with some local groups and individuals, and has clear plans to engage with local communities served by all ten libraries.

Several positive and constructive meetings have already taken place between the parties, and more are planned. It is very pleasing to note that local people and organisations have come forward to support the delivery of valued services in our city.

zb. Question from Councillor Graves to Councillor Rawson

You will be aware that Alvaston residents were let down badly by the decision to develop Entrada on Raynesway with 437 individual objections and many, many more that didn't formally object. Furthermore, the poor chairing of the meeting left objectors very angry and feeling cheated, so much so that several made formal complaints to the council.

This application was so ineptly handled that Highways England was left off the list of statutory consultees. The council has admitted its' mistake and has allowed an extension so that they can make their official comments. The ePlanning Service indicates that negotiations are taking place, for the section 106 and Highways England. Can you advise what the negotiation stance the council is taking in regards Highways England and can you give an assurance that Alvaston residents are being given due consideration in these negotiations?

The decision to grant planning permission was carefully taken by the Planning Control Committee following assessment and debate. It was made on the planning merits of the scheme.

In terms of Highways England I am aware that they only need to be notified of an application if 'the development is likely to result in an adverse impact on the safety of, or queuing, on a trunk road.' The Highway Authority confirmed to Members in the planning committee report that the proposals will not have a material effect upon the adjacent traffic signal junction. We have however notified Highways England following their request for a consultation.

Negotiations are currently taking place regarding the S106 agreement and in the meantime any Highways England response will be considered.

zc. Question from Councillor Graves to Councillor Shanker

Can you give an assurance that all photographs used in council literature featuring members of the public, especially children, have permission from those members of the public and parents of children?

We seek permission before taking any images for promotional purposes.

The council maintain a library of stock images with the correct permissions, which are used when appropriate.

