

COUNCIL

Wednesday, 14th July, 2010
at 6.00 pm

PLEASE NOTE TIME

Council Chamber, Civic Centre

Members of the Council

The Mayor – Chair

The Sheriff – Vice-chair

Leader of the Council

Members of the Council (See overleaf)

Contacts

Solicitor to the Council

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The agenda and papers are available via the Council's Website

WARD	COUNCILLOR	WARD	COUNCILLOR
Bargate	Bogle Mrs Damani Willacy	Millbrook	Furnell Norris Wells
Bassett	Samuels Hannides Harris	Peartree	Drake Jones Slade
Bevois	Barnes-Andrews Burke Rayment	Portswood	Capozzoli Sollitt Vinson
Bitterne	Fuller Letts Stevens	Redbridge	Holmes Marsh-Jenks McEwing
Bitterne Park	Baillie P Williams White	Shirley	Matthews Dean Mead
Coxford	Morrell Thomas Walker	Sholing	Dick Fitzgerald Kolker
Freemantle	Ball Moulton Parnell	Swaythling	Odgers Osmond Turner
Harefield	Daunt Fitzhenry Smith	Woolston	Cunio Payne Dr R Williams

PUBLIC INFORMATION

Role of the Council

The Council comprises all 48 Councillors. The Council normally meets six times a year including the annual meeting, at which the Mayor and the Council Leader are elected and committees and sub-committees are appointed, and the budget meeting, at which the Council Tax is set for the following year.

The Council approves the policy framework, which is a series of plans and strategies recommended by the Executive, which set out the key policies and programmes for the main services provided by the Council.

It receives a summary report of decisions made by the Executive, and reports on specific issues raised by the Overview and Scrutiny Management Committee.

The Council also considers questions and motions submitted by Council Members on matters for which the Council has a responsibility or which affect the City.

Public Involvement

Representations

At the discretion of the Mayor, members of the public may address the Council on any report included on the agenda in which they have a relevant interest.

Petitions

Any Councillor may present a petition, on behalf of the signatories, about issues relating to Southampton. If you have such a petition you need to ask a Councillor to present it to the meeting.

The following opportunities also exist for the public to raise matters at Council meetings, but seven clear days' notice must be given before the meeting.

Deputations

A deputation of up to three people can apply to address the Council. A deputation may include the presentation of a petition.

Questions

People who live or work in the City may ask questions of the Mayor, Chairs of Committees and Members of the Executive.

Southampton City Council's Six Priorities

- Providing good value, high quality services
- Getting the City working
- Investing in education and training
- Keeping people safe
- Keeping the City clean and green
- Looking after people

Smoking policy – The Council operates a no-smoking policy in all civic buildings.

Mobile Telephones – Please turn off your mobile telephone whilst in the meeting.

Fire Procedure – In the event of a fire or other emergency, a continuous alarm will sound and you will be advised by Council officers what action to take.

Access – Access is available for disabled people. Please contact the Council Administrator who will help to make any necessary arrangements.

Dates of Meetings

2010	2011
12 May	16 February
14 July	16 March
15 September (SPECIAL)	18 May
15 September	
17 November	

CONDUCT OF MEETING

FUNCTIONS OF THE COUNCIL

The functions of the Council are set out in Article 4 of Part 2 of the Constitution

RULES OF PROCEDURE

The meeting is governed by the Council Procedure Rules as set out in Part 4 of the Constitution.

BUSINESS TO BE DISCUSSED

Only those items listed on the attached agenda may be considered at this meeting.

QUORUM

The minimum number of appointed Members required to be in attendance to hold the meeting is 16.

DISCLOSURE OF INTERESTS

Members are required to disclose, in accordance with the Members' Code of Conduct, **both** the existence **and** nature of any "personal" or "prejudicial" interests they may have in relation to matters for consideration on this Agenda.

PERSONAL INTERESTS

A Member must regard himself or herself as having a personal interest in any matter:

- (i) if the matter relates to an interest in the Member's register of interests; or
- (ii) if a decision upon a matter might reasonably be regarded as affecting to a greater extent than other Council Tax payers, ratepayers and inhabitants of the District, the wellbeing or financial position of himself or herself, a relative or a friend or:-
 - (a) any employment or business carried on by such person;
 - (b) any person who employs or has appointed such a person, any firm in which such a person is a partner, or any company of which such a person is a director;
 - (c) any corporate body in which such a person has a beneficial interest in a class of securities exceeding the nominal value of £5,000; or
 - (d) any body listed in Article 14(a) to (e) in which such a person holds a position of general control or management.

A Member must disclose a personal interest.

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PREJUDICIAL INTERESTS

Having identified a personal interest, a Member must consider whether a member of the public with knowledge of the relevant facts would reasonably think that the interest was so significant and particular that it could prejudice that Member's judgement of the public interest. If that is the case, the interest must be regarded as "prejudicial" and the Member must disclose the interest and withdraw from the meeting room during discussion on the item.

It should be noted that a prejudicial interest may apply to part or the whole of an item.

Where there are a series of inter-related financial or resource matters, with a limited resource available, under consideration a prejudicial interest in one matter relating to that resource may lead to a member being excluded from considering the other matters relating to that same limited resource.

There are some limited exceptions.

Note: Members are encouraged to seek advice from the Monitoring Officer or his staff in Democratic Services if they have any problems or concerns in relation to the above.

PRINCIPLES OF DECISION MAKING

All decisions of the Council will be made in accordance with the following principles:-

- proportionality (i.e. the action must be proportionate to the desired outcome);
- due consultation and the taking of professional advice from officers;
- respect for human rights;
- a presumption in favour of openness, accountability and transparency;
- setting out what options have been considered;
- setting out reasons for the decision; and
- clarity of aims and desired outcomes.

In exercising discretion, the decision maker must:

- understand the law that regulates the decision making power and gives effect to it. The decision-maker must direct itself properly in law;
- take into account all relevant matters (those matters which the law requires the authority as a matter of legal obligation to take into account);
- leave out of account irrelevant considerations;
- act for a proper purpose, exercising its powers for the public good;
- not reach a decision which no authority acting reasonably could reach, (also known as the "rationality" or "taking leave of your senses" principle);
- comply with the rule that local government finance is to be conducted on an annual basis. Save to the extent authorised by Parliament, 'live now, pay later' and forward funding are unlawful; and
- act with procedural propriety in accordance with the rules of fairness.

SOLICITOR TO THE COUNCIL
M R HEATH
Civic Centre, Southampton, SO14 7LY

Tuesday, 6 July 2010

TO: ALL MEMBERS OF THE SOUTHAMPTON CITY COUNCIL

You are hereby summoned to attend a meeting of the COUNCIL to be held on WEDNESDAY, 14TH JULY, 2010 in the COUNCIL CHAMBER, CIVIC CENTRE at 6.00 pm when the following business is proposed to be transacted:-

1 APOLOGIES

To receive any apologies.

2 MINUTES

To authorise the signing of the minutes of the Council Meeting held on 12th May 2010, attached.

3 ANNOUNCEMENTS FROM THE MAYOR AND LEADER

Matters especially brought forward by the Mayor and the Leader.

4 DEPUTATIONS, PETITIONS AND PUBLIC QUESTIONS

To receive any requests for Deputations, Presentation of Petitions or Public Questions.

5 ELECTION OF THE LEADER

To elect a Leader of the Council for the remainder of the municipal year.

6 EXECUTIVE BUSINESS

Report of the Leader of the Council, attached.

7 MOTIONS

A. Councillor R Williams to move:

Southampton City Council re-affirms its constitutional arrangements that Full Council may remove a sitting Leader by a simple majority vote of the Full Council.

B. Councillor Drake to move:

Council deplores the Executive's inept handling of the new voluntary sector grants process, whereby organisations were given inadequate notice of proposals to reduce or cease grants, and Cabinet decisions regarding the award of grants were

made without reasonable time to adequately consider representations. Council therefore requests the Cabinet Member for Housing and Local Services to consult with voluntary sector organisations on a revised schedule for future years.

C. Councillor Payne to move:

This council recognises the good work of the estate regeneration scheme and reaffirms its efforts to provide affordable housing to meet the overwhelming need in the city. As a result, the Council Executive will write to the Government to ask for sufficient funding to keep the estate regeneration programme going in the long term and provide cash to meet our housing needs.

D. Councillor Vinson to move:

This Council is concerned at possible erosion of the new planning powers to manage the spread of Houses in Multiple Occupation introduced by the last Government, and agrees that a robust response to the recently announced further consultation be submitted, supporting an opt-out strategy as proposed by the National HMO Lobby.

Council also expresses its concern that the recent extension of Permitted Development Rights under the previous Government is having an adverse effect on areas within the city and urges the new Government to review this legislation at the earliest opportunity.

E. Councillor Slade to move:

This council should write to the Government and ask that minimum numbers be reinstated on planning in respect of car parking standards rather than maximum numbers as introduced by the previous government.

8 QUESTIONS FROM MEMBERS TO THE CHAIRS OF COMMITTEES OR THE MAYOR

To consider any question of which notice has been given under Council Procedure Rule 11.2.

9 APPOINTMENTS TO COMMITTEES, SUB-COMMITTEES AND OTHER BODIES

To deal with any appointments to Committees, Sub-Committees or other bodies as required.

10 STATEMENT OF ACCOUNTS 2009/10

Report of the Cabinet Member for Resources and Workforce Planning, concerning the statement of accounts for 2009/10, attached.

11 GENERAL FUND REVENUE OUTTURN 2009/10

Report of the Cabinet Member for Resources and Workforce Planning, concerning the general fund revenue outturn for 2009/10, attached.

12 GENERAL FUND CAPITAL OUTTURN 2009/10

Report of the Cabinet Member for Resources and Workforce Planning, concerning the general fund capital outturn for 2009/10, attached.

13 HOUSING REVENUE ACCOUNT REVENUE AND CAPITAL OUTTURN 2009/10

Report of the Cabinet Member for Housing and Local Services, concerning the housing revenue account and capital outturn for 2009/10, attached.

14 REVIEW OF PRUDENTIAL LIMITS AND TREASURY MANAGEMENT OUTTURN 2009/10

Report of the Cabinet Member for Resources and Workforce Planning, concerning the treasury management activities for 2009/10, attached.

15 COLLECTION FUND OUTTURN 2009/10

Report of the Cabinet Member for Resources and Workforce Planning, concerning the actual payments made to and from the collection fund during the 2009/10 financial year, attached.

16 CHANGES TO EXISTING REVENUE AND CAPITAL BUDGETS

Report of the Cabinet Member for Resources and Workforce Planning, detailing changes to existing Revenue and Capital budgets, attached.

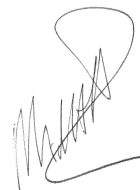
17 CORPORATE PLAN 2010/11

Report of the Leader of the Council, setting out the priorities of the Corporate Plan 2010/11, attached.

18 APPOINTMENT OF CHIEF EXECUTIVE AND HEAD OF PAID SERVICE

Report of the Head of Organisational Development, recommending a successor to the Chief Executive and Head of Paid Service, who will be retiring in November 2010, attached.

NOTE: There will be prayers by the Mayor's Chaplain, Father Vincent, accompanied by David Vane, the Mayor's Buddhist Faith Advisor, in the Mayor's Reception Room at 5.45 pm for Members of the Council and Officers who wish to attend.



M R HEATH
SOLICITOR TO THE COUNCIL

