

ANNUAL COUNCIL MEETING

Wednesday, 18th May, 2011
at 11.00 am in the
Guildhall, Civic Centre;
and
2.00 pm in the Council
Chamber, Civic Centre

PLEASE NOTE TIMES

This meeting is open to the public

Members of the Council

The Mayor – Chair

The Sheriff – Vice-chair

Leader of the Council

Members of the Council (See overleaf)

Contacts

Director of Corporate Services

Mark Heath

Tel 023 8083 2371

Email mark.heath@southampton.gov.uk

Chief Democratic and Members' Services Officer

Sandra Coltman

Tel: 023 8083 2718

Email: sandra.coltman@southampton.gov.uk

| WARD | COUNCILLOR | WARD | COUNCILLOR |
|----------------------|------------------------------------|-------------------|--|
| Bargate | Bogle Noon Willacy | Millbrook | Furnell Thorpe Wells |
| Bassett | Hannides B Harris L Harris | Peartree | Drake Jones Paffey |
| Bevois | Barnes-Andrews Burke Rayment | Portswood | Capozzoli Claisse Vinson |
| Bitterne | Fuller Letts Stevens | Redbridge | Holmes McEwing Pope |
| Bitterne Park | Baillie P Williams White | Shirley | Kaur Matthews Mead |
| Coxford | Morrell Thomas Walker | Sholing | Mrs Blatchford Fitzgerald Kolker |
| Freemantle | Ball Moulton Parnell | Swaythling | Osmond Turner Vassiliou |
| 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 (Municipal Year 2011/12)

| 2011 | 2012 |
|--------------|-------------|
| 18 May | 15 February |
| 13 July | 14 March |
| 14 September | 16 May |
| 16 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.

/continued.....

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.

Director of Corporate Services
M R HEATH
Civic Centre, Southampton, SO14 7LY

Tuesday, 10 May 2011

TO: ALL MEMBERS OF THE SOUTHAMPTON CITY COUNCIL

You are hereby summoned to attend the Annual Meeting of the COUNCIL to be held on WEDNESDAY, 18th MAY, 2011 in the GUILDHALL, CIVIC CENTRE at 11.00 am at which meeting the business set out in items 1 and 2 are proposed to be transacted, and in the COUNCIL CHAMBER, CIVIC CENTRE following the Special Meeting in the afternoon at 2.00 pm when the business set out in items 3 onwards are proposed to be transacted:-

1 TO ELECT A MAYOR FOR THE ENSUING YEAR

2 TO ELECT A SHERIFF FOR THE ENSUING YEAR

3 APOLOGIES

To receive any apologies.

4 MINUTES

To authorise the signing of the minutes of the Council Meetings held on 16th March and 6th April 2011, attached.

5 ANNOUNCEMENTS FROM THE MAYOR

Matters especially brought forward by the Mayor.

6 ELECTION OF THE LEADER

To elect a Leader of the Council for the ensuing year. Following the election the Leader will announce membership of the Cabinet.

7 APPOINTMENTS TO COMMITTEES, SUB-COMMITTEES AND OTHER BODIES

a APPOINTMENT OF MEMBERS

The Leader to move that, subject to alterations as may from time to time be made by the Council, the necessary Committees, Sub-Committees and other bodies and external organisations be appointed by the Council with the number and allocation of seats to political groups as set out in a schedule to be tabled at the meeting.

b APPOINTMENT OF CHAIR AND VICE CHAIR

To appoint the Chair and Vice-Chair to each of the Committees and Sub-Committees appointed by the Council.

8 CALENDAR OF MEETINGS

To approve the following dates for meetings of the Council in the 2011/12 Municipal Year:

13th July 2011
14th September 2011
16th November 2011
15th February 2012 (Budget)
14th March 2012
16th May 2012

9 DEPUTATIONS, PETITIONS AND PUBLIC QUESTIONS

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

10 EXECUTIVE BUSINESS

Report of the Leader of the Council, attached.

11 MOTIONS

A) Councillor Turner to move:-

Council is concerned at commercial companies mounting promotions giving out free alcohol samples to young people in the City Centre which is part of the designated alcohol fee zone and asks the Licensing Committee to investigate and if necessary bring forward proposals for regulating such promotions.

B) Councillor Vinson to move:-

Full Council calls upon the Executive to reconsider and reverse their decision to dispose by way of a 1000 year lease of Westridge Road Car Park in Portswood District Centre to facilitate a further supermarket as this will have an adverse effect on the diversity and vitality of Portswood District Centre and on the surrounding neighbourhoods

12 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.

13 CHANGES TO THE CONSTITUTION

Report of the Director of Corporate Services, seeking approval for changes to the City Council's Constitution, attached.

14 ANNUAL STANDARDS AND GOVERNANCE BUSINESS REVIEW

Report of the Chair of the Standards and Governance Committee giving an overview of the work of the Standards and Governance Committee from May 2010 to April 2011, attached.

15 CITY COUNCIL ELECTIONS 2011

Report of the Returning Officer detailing the results of the City Council elections on 5th May 2011 and the referendum on the alternative vote, attached.

16 OVERVIEW AND SCRUTINY BUSINESS

a OVERVIEW AND SCRUTINY: SUMMARY OF CALL-IN ACTIVITY

Report of the Director of Economic Development summarising the use of the Call-In procedure over the last six months, attached

b OVERVIEW AND SCRUTINY ANNUAL REPORT 2010/11

Report of the Director of Economic Development detailing the Overview and Scrutiny Management Committee Annual Report 2010/11 in accordance with the Council's Constitution, attached.

NOTE: There will be prayers by the Reverend Dr Julian Davies, Church of England, in the Mayor's Reception Room at 1.45 pm for Members of the Council and Officers who wish to attend.



M R HEATH
Director of Corporate Services