

# COUNCIL

**Wednesday, 12<sup>th</sup> September 2012**

at the conclusion of the Special  
Meeting in the

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**

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

<b>WARD</b>	<b>COUNCILLOR</b>	<b>WARD</b>	<b>COUNCILLOR</b>
<b>Bargate</b>	Bogle Noon Tucker	<b>Millbrook</b>	Furnell Laming Thorpe
<b>Bassett</b>	Hannides B Harris L Harris	<b>Peartree</b>	Keogh Lewzey Dr Paffey
<b>Bevois</b>	Burke Barnes-Andrews Rayment	<b>Portswood</b>	Claisse Norris Vinson
<b>Bitterne</b>	Letts Lloyd Stevens	<b>Redbridge</b>	McEwing Pope Whitbread
<b>Bitterne Park</b>	White Baillie Inglis	<b>Shirley</b>	Chaloner Kaur Mead
<b>Coxford</b>	Morrell Spicer Thomas	<b>Sholing</b>	Mrs Blatchford Jeffery Kolker
<b>Freemantle</b>	Moulton Parnell Shields	<b>Swaythling</b>	Mintoff Turner Vassiliou
<b>Harefield</b>	Daunt Fitzhenry Smith	<b>Woolston</b>	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**

At a meeting of the Council any Member or member of the public may present a petition which is submitted in accordance with the Council's scheme for handling petitions.

Petitions containing more than 1,500 signatures (qualifying) will be debated at a Council meeting. Petitions with less than 1,500 signatories (non-qualifying) shall be presented to the Council meeting and be received without discussion.

### **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 Seven Priorities**

- More jobs for local people
- More local people who are well educated and skilled
- A better and safer place in which to live and invest
- Better protection for children and young people
- Support for the most vulnerable people and families
- Reducing health inequalities
- Reshaping the Council for the future

**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 2012/13)**

<b>2012</b>	<b>2013</b>
16 May	13 February (Budget)
11 July	20 March
12 September	15 May
14 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

### **BUSINESS TO BE DISCUSSED**

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

### **RULES OF PROCEDURE**

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

### **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 "Disclosable Personal Interest" or "Other Interest" they may have in relation to matters for consideration on this Agenda.

#### **DISCLOSABLE PERSONAL INTERESTS**

A Member must regard himself or herself as having a Disclosable Pecuniary Interest in any matter that they or their spouse, partner, a person they are living with as husband or wife, or a person with whom they are living as if they were a civil partner in relation to:

- (i) Any employment, office, trade, profession or vocation carried on for profit or gain.
- (ii) Sponsorship:

Any payment or provision of any other financial benefit (other than from Southampton City Council) made or provided within the relevant period in respect of any expense incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

(iii) Any contract which is made between you / your spouse etc (or a body in which the you / your spouse etc has a beneficial interest) and Southampton City Council under which goods or services are to be provided or works are to be executed, and which has not been fully discharged.

(iv) Any beneficial interest in land which is within the area of Southampton.

(v) Any license (held alone or jointly with others) to occupy land in the area of Southampton for a month or longer.

(vi) Any tenancy where (to your knowledge) the landlord is Southampton City Council and the tenant is a body in which you / your spouse etc has a beneficial interests.

(vii) Any beneficial interest in securities of a body where that body (to your knowledge) has a place of business or land in the area of Southampton, and either:

- a) the total nominal value for the securities exceeds £25,000 or one hundredth of the total issued share capital of that body, or
- b) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you / your spouse etc has a beneficial interest that exceeds one hundredth of the total issued share capital of that class.

## **Other Interests**

A Member must regard himself or herself as having a, 'Other Interest' in any membership of, or occupation of a position of general control or management in:

Any body to which they have been appointed or nominated by Southampton City Council

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

Any body whose principal purpose includes the influence of public opinion or policy

## **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, 4 September 2012

**TO: ALL MEMBERS OF THE SOUTHAMPTON CITY COUNCIL**

You are hereby summoned to attend a meeting of the COUNCIL to be held on WEDNESDAY, 12TH SEPTEMBER, 2012 in the COUNCIL CHAMBER, CIVIC CENTRE at the conclusion of the Special Meeting 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 11<sup>th</sup> July 2012, 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 EXECUTIVE BUSINESS**

Report of the Leader of the Council, attached.

**6 MOTIONS**

(a) Councillor Pope to move:

“This Council believes that football clubs are vital community assets, and are more than just ordinary businesses. Communities, and fans, have strong interests in clubs.

This Council urges the football authorities, all elected representatives, Government, members of the House of Lords, all political parties and community activists to campaign to promote fan and community ownership and control of football clubs at all levels.

This Council also encourages the reform of football governance rules to encourage fan and community ownership and control to achieve financially-sustainable clubs, rather than the failed so-called “benefactor model” that has led to administration or liquidation of clubs.

Supporters Direct has helped supporters to secure influence and ownership of sports clubs, but due to funding cuts in 2011, it is suffering potential funding shortfalls. This Council urges the Government, football authorities and funding bodies to urgently find sustainable models of funding for Supporters Direct.

This Council welcomes financial fair play initiatives by UEFA, the Football League and Football Conference that help sustain football clubs in the interests of the community by controlling debt and risk. This Council urges the Premier League to do the same.

This Council believes player pay is at unsustainable levels, meaning investment in clubs and communities suffers. This Council therefore urges the football authorities, at all levels of the game, to place a limit on total spending on player transfers and wages. This limit would be a sustainable percentage (e.g. 60% ) of the total revenue of each club in a financial year.”

(b) Councillor Jeffery to move:

“Improving and developing bus transport in the City of Southampton is essential to reduce carbon emissions, give greater access to the City to non-car owners, and tackle inequality by curtailing social alienation. Therefore:

- Council welcomes the securing of the Better Bus Area Fund bid by the transport team, and endorses all attempts to make bus travel in Southampton as attractive as possible to customers.
- Council calls on the administration to work for a better dialogue between the Authority and bus operators, for bus operators to do more to consult with their customers, and for the movement towards more integrated bus networks.”

(c) Councillor Moulton to move:

“This Council calls on the Executive to fully consult with local ward councillors and residents of Lordshill and the surrounding area about the future redevelopment of Lordshill District Centre. Council recognises the considerable public demand for a swimming pool in Lordshill and calls on the Executive to make a new pool a requirement of any redevelopment of the area, as per the policy under the previous Administration. Council also calls upon the Executive to give full and proper consideration to how the existing Oaklands School and Pool site might be used to benefit the community in the short to medium term. Options that the Executive should consider should include, but should not be limited to, a community centre, sports facilities, educational use and small start up business premises.”

(d) Councillor Hannides to move:

“Council calls on the Executive to consider the sale of high value items from the City Council’s Art Collection. In so doing it should be guided by the following principles:

- De-accessioning is compliant with the requirements of relevant Trusts and Bequests.
- The items do not form part of the Gallery’s core collection as presently defined.
- The Gallery’s national collection status is retained.

The Council believes that proceeds should be used to fund capital pressures that support the development of art and culture in the city, such as the new arts complex. The Council further notes that this would also release council resources which could be used to protect and invest in front line council services.”

(e) Councillor Vinson to move:-

“This Council agrees to sign up to the Resource Association's End Destinations of Recycling Charter and to publish an annual register of the destination of all recyclables.”

## **7 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.

## **8 APPOINTMENTS TO COMMITTEES, SUB-COMMITTEES AND OTHER BODIES**

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

## **9 LOCAL ADVISORY REFERENDUM**

Report of the Leader of the Council seeking approval for a local advisory referendum to be undertaken in Freemantle and Millbrook wards in relation to the proposals by Helius Energy for a 100 megawatt biomass power plant on the Western Docks, attached.

## **10 TRIENNIAL REVIEW OF GAMBLING ACT 2005 POLICY**

Report of the Head of Legal, HR and Democratic Services seeking the adoption of a revised draft Gambling Act Policy for consultation purposes, attached.

## **11 ADOPTION OF THE SAFE CITY PARTNERSHIP PLAN 2012 - 13**

Report of the Cabinet Member for Communities seeking approval for the Safe City Partnership 2012-13 Plan and to approve the Council’s contribution, attached.



**12 TOWNHILL PARK REGENERATION FRAMEWORK: FURTHER CONSIDERATION OF THE FINANCIAL MODEL AND APPROVAL OF THE CAPITAL EXPENDITURE FOR THE IMPLEMENTATION OF PHASE 1.**

Report of the Cabinet Member for Housing and Leisure Services, seeking approval on the Townhill Park Regeneration Framework Financial Model, Delivery Framework; and funding for the implementation of Phase 1, attached.

**13 HOUSING REVENUE ACCOUNT CAPITAL PROGRAMME 2012/13 - 2014/15**

Report of the Cabinet Member for Housing and Leisure Services seeking approval for the revised Housing Revenue Account (HRA) Capital Programme, attached.

**14 HOUSING REVENUE ACCOUNT (HRA) - VARIOUS SCHEME APPROVAL, CAPITAL PROGRAMME 2012/13 PHASE 2**

Report of the Cabinet Member for Housing and Leisure Services, seeking the commencement of energy saving measures and refurbishment works across the City, attached.

**15 CHANGES TO EXISTING REVENUE AND CAPITAL BUDGETS**

Report of the Cabinet Member for Resources, seeking approval of changes to existing revenue and capital budgets as first presented on 11 July 2012, following consultation, attached.

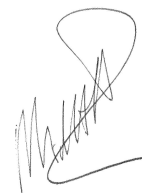
**16 THE GENERAL FUND CAPITAL PROGRAMME 2011/12 TO 2014/15**

Report of the Cabinet Member for Resources seeking approval for Changes to the Capital Programme, attached

**17 CHIPPERFIELD TRUST GOVERNANCE ARRANGEMENTS**

Report of the Head of Legal, HR and Democratic Services seeking approval for changes the governance of the Chipperfield Trust, 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