

# COUNCIL

Wednesday, 17th July 2013

at 2.00 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**

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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>	Barnes-Andrews Burke 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 Hammond Payne

# **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 2013/14)**

<b>2013</b>	<b>2014</b>
15 May	12 February (Budget)
17 July	19 March
18 September	4 June*
* Date reflects current understanding of date of European Elections which will be combined with local elections.	
20 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, 9 July 2013

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

You are hereby summoned to attend a meeting of the COUNCIL to be held on WEDNESDAY, 17TH JULY, 2013 in the COUNCIL CHAMBER - CIVIC CENTRE at 2.00 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 and the Extraordinary Meeting held on 15<sup>th</sup> May 2013, 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 Moulton to move:

This Council supports the principle of the Living Wage and resolves to introduce it for its employees.

To fund the pressure to the General Fund, Council resolves to look at using some of the savings that would be achieved should planned pay restoration not go ahead for those earning over £65,000pa.

(b) Councillor Letts to move:-

Council resolves in accordance with Overview and Scrutiny Management Procedure Rule 3.4.2 that Cllr Matt Stevens may serve forthwith on Overview and Scrutiny Management Committee and any panels of that committee and that the firebreak period is accordingly waived.

(c) Councillor Keogh to move:-

The Council welcomes the recent Government confirmation of the finances necessary for the rebuild of Bitterne Park secondary school. Furthermore, the Council urges the Government to bring forward plans to allow Southampton to rebuild all those secondary schools that require it, because this would not only help regenerate the local economy but provide the young people of this City with the highest standard of educational facilities to help them fulfil their potential.

(d) Councillor Smith to move:-

This Council calls on the Executive to rethink its plans to introduce night time parking charges in the City centre.

(e) Councillor Vinson to move:-

This Council calls upon the Executive to tackle the spread of betting shops and pay-day-loan premises and to bar the opening of fast food outlets near schools by adopting additional planning powers through an Article 4 Direction or Special Planning Document as appropriate.

## **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 WOOLSTON BY-ELECTION - 13 JUNE 2013**

Report of the Returning Officer detailing the results of the poll for the election of a City Councillor for the Woolston Ward held on 13<sup>th</sup> June 2013, attached.

## **10 FINANCIAL STATEMENTS FOR 2012/13**

Report of the Cabinet Member for Resources concerning the Financial Statements for 2012/13, attached.

## **11 GENERAL FUND REVENUE OUTTURN 2012/13**

Report of the Cabinet Member for Resources concerning the General Fund Revenue Outturn 2012/13, attached.

**12 GENERAL FUND CAPITAL OUTTURN 2012/13**

Report of the Cabinet Member for Resources concerning the General Fund Capital Outturn 2012/13, attached.

**13 REVIEW OF PRUDENTIAL LIMITS AND TREASURY MANAGEMENT OUTTURN 2012/13**

Report of the Head of Finance (Chief Financial Officer), concerning the treasury management activities for 2012/13, attached.

**14 COLLECTION FUND OUTTURN 2012/13**

Report of the Cabinet Member for Resources, concerning the actual payments made to and from the collection fund during the 2012/13 financial year, attached.

**15 HOUSING REVENUE ACCOUNT REVENUE AND CAPITAL OUTTURN 2012/13**

Report of the Cabinet Member for Housing and Sustainability concerning the Housing Revenue Account revenue and Capital Outturn report for the financial year 2012/13, attached.

**16 CHILDREN'S SERVICES AND LEARNING CAPITAL PROGRAMME 2013/14**

Report of the Cabinet Member for Children's Services setting out proposals for the Council's spending priorities within the Children's Services Capital Programme for 2013/14 and future years, attached.

**17 NORTH OF CENTRAL STATION - FUNDING APPROVALS**

Report of the Cabinet Member for Environment and Transport seeking approval for funding for the North of Central Station project, attached.

**18 COUNCIL PLAN 2013 - 2016**

Report of the Leader of the Council seeking approval of Southampton City Council's Plan for 2013-2016, attached.

**19 COMMUNITY INFRASTRUCTURE LEVY AND PLANNING OBLIGATIONS SUPPLEMENTARY PLANNING DOCUMENT ADOPTION**

Report of the Leader of the Council seeking approval for the Community Infrastructure Levy Charging Schedule and the Planning Obligations Supplementary Planning Document to be adopted as policy, attached.

**20 OAKLANDS SWIMMING POOL**

Report of the Leader of the Council in association with the Cabinet Members for Resources and Economic Development and Leisure Services on the future management arrangements for the pool, attached.



**21 APPOINTMENT OF CHIEF EXECUTIVE AND HEAD OF PAID SERVICE**

Report of the Head of Legal, HR and Democratic Services recommending an appointment to the Chief Executive and Head of Paid Service, attached.

**22 OVERVIEW AND SCRUTINY: SUMMARY OF CALL- IN ACTIVITY**

To note that there has been no use of the call-in procedure since last reported to Council.

**23 EXCLUSION OF THE PRESS AND PUBLIC - CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM**

To move that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and public be excluded from the meeting in respect of any consideration of the confidential appendix to the following Item


Confidential appendix 1 contains information deemed to be exempt from general publication based on Category 3 of paragraph 10.4 of the Council's Access to Information Procedure Rules.

It is not in the public interest to disclose this information because it contains financial and business information that if made public would prejudice the Council's ability to operate in a commercial environment and obtain best value during a live procurement process prior to final tenders being received and contracts being entered into.

**24 CAPITAL FUNDING FOR ADULT SERVICES**

Report of the Cabinet Member for Health and Adult Social Care seeking approval for additional funding for Capital Funding for Adult Services, 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