
SOUTHAMPTON CITY COUNCIL

MINUTES OF THE COUNCIL MEETING HELD ON
12 MAY 2010

Present:

The Mayor, Councillor Cunio
The Sheriff, Councillor Matthews
Councillors Baillie, Ball, Barnes-Andrews, Bogle, Burke, Capozzoli, Mrs Damani, Daunt, Dean, Dick, Drake, Fitzgerald, Fitzhenry, Fuller, Furnell, Hannides, Harris, Holmes, Jones, Kolker, Letts, Marsh-Jenks, McEwing, Mead, Morrell, Moulton (Minute Number 13 onwards), Norris, Odgers, Osmond, Parnell, Payne, Rayment, Samuels, Slade, Smith, Sollitt, Stevens, Thomas, Turner, Vinson, Walker, Wells, White, Willacy, P Williams and Dr R Williams

1. ELECTION OF MAYOR

RESOLVED upon the motion of Councillor Dr R, Williams, seconded by Councillor Smith and supported by Councillor Drake, that Councillor Cunio be elected to the Office of 788th Mayor of Southampton and Chair of the Council for the ensuing year.

The Mayor (Councillor Cunio) then made and subscribed to the Declaration of Acceptance of Office.

THE MAYOR (COUNCILLOR CUNIO) IN THE CHAIR

2. MAYOR'S CHARITIES

The Mayor announced that she would be supporting the Southampton Sunday Lunch Project and the St Mary's Titanic Memorial Window Appeal.

3. APPOINTMENT OF SHERIFF

RESOLVED upon the motion of Councillor Moulton, seconded by Councillor R. Williams and supported by Councillor Vinson, that Councillor Matthews be appointed the 573rd Sheriff of the City of Southampton and Vice-Chair of the Council for the ensuing year.

The Sheriff (Councillor Matthews) then made and subscribed to the Declaration of Acceptance of Office.

4. VOTE OF THANKS TO RETIRING MAYOR

RESOLVED upon the motion of Councillor Sollitt, seconded by Councillor Hannides and supported by Councillor Burke, that the Council places on record its appreciation for the distinguished manner in which Councillor Mizon had discharged the duties of the Mayor of the City during the period of her term of office.

5. CITY OF SOUTHAMPTON AWARDS

RESOLVED upon the motion of the Mayor (Councillor Cunio) and seconded by the Sheriff (Councillor Matthews) that the City of Southampton Award be presented to Pamela De Grouchy, Bob Pearce and John Read.

**AT THE RECONVENED MEETING OF THE SOUTHAMPTON CITY COUNCIL HELD
IN THE COUNCIL CHAMBER, CIVIC CENTRE ON 12TH MAY, 2010**

6. APOLOGIES

It was noted that no apologies had been received.

7. MINUTES

RESOLVED that the minutes of the Council Meeting held on 17th March, 2010 be approved and signed as a correct record.

8. ANNOUNCEMENTS FROM THE MAYOR

- (i) The Mayor thanked all Members for their support in electing her as Mayor. In order for the meeting to run efficiently and effectively she asked Members to keep in mind throughout the year the basic courtesies needed to be adhered to for this to happen; timeliness both in arriving at the meeting and when speaking: speaking to the point, and listening carefully to the arguments. She also asked Members to remember the courtesies they would like from members when they were speaking and to extend those to others. She also reminded members to switch off their mobile phones and that any ring would incur an instant fine.
- (ii) The Mayor announced that the Council's Fleet Transport Service, in partnership with Southampton Solent University, Bag It Up Limited and the support of local residents and Central Baptist Church, Polygon, had won the Local Government Chronicle Award 2010 for Community Involvement. This was in connection with work undertaken to manage student waste over the summer in Polygon.

9. ELECTION OF THE LEADER

The nomination of Councillor Samuels was moved and seconded.

UPON BEING PUT TO THE VOTE IT WAS:

RESOLVED that Councillor Samuels be elected as Leader of the Council for the ensuing year.

Following his election as Leader, Councillor Samuels informed the Council of his Cabinet and their Portfolio responsibilities.

Adult Social Care and Health – Councillor White
 Children’s Services and Learning – Councillor Holmes
 Economic Development – Councillor Smith
 Environment and Transport – Councillor Dean
 Housing and Local Services – Councillor P Williams
 Leisure, Culture and Heritage – Councillor Hannides
 Resources and Workforce Planning – Councillor Moulton
 Safeguarding Children and Youth Services – Councillor Walker

The Leader then confirmed that the contents of each of the Portfolios would be unchanged and would be incorporated into the scheme of Executive Delegation in the Constitution.

10. APPOINTMENTS TO COMMITTEES, SUB-COMMITTEES AND OTHER BODIES

(a) APPOINTMENT OF MEMBERS

| Political Group | Seats on Council | % |
|-------------------|------------------|-------|
| Conservative | 28 | 58.33 |
| Labour | 15 | 31.25 |
| Liberal Democrats | 5 | 10.42 |

| Committees | Lib Dem | Labour | Con | Number of Seats to Groups |
|--------------------------------------|---------------------|-------------------------------------------------------------|-----------------------------------------------------------------------------------------------|---------------------------|
| Overview and Scrutiny Management(10) | 1 Cllr Vinson | 3 Cllr Barnes-Andrews Cllr Stevens Cllr R Williams | 6 Cllr Baillie Cllr Dick Cllr Fitzgerald Cllr Jones Cllr Kolker Cllr Norris | 10 |
| Planning and Rights of Way (7) | 1 Cllr Slade | 2 Cllr Letts Cllr Thomas | 4 Cllr Fitzhenry Cllr Jones Cllr Mead Cllr Osmond | 7 |
| Employment and Appeals Panel (7) | | 3 Cllr McEwing Cllr Marsh-Jenks Cllr Rayment | 4 Cllr Baillie Cllr Fitzhenry Cllr Mead Cllr Norris | 7 |
| Chief Officer Employment Panel (7) | 1 Cllr Vinson | 2 Cllr Rayment Cllr R Williams | 4 Cllr Moulton Cllr Norris Cllr Samuels Cllr Smith | 7 |

| | | | | |
|------------------------------------------------------------------------------------------------------|----------------------|----------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|-----------|
| Licensing Committee (13) | 1 Cllr Drake | 4 Cllr Letts Cllr McEwing Cllr Rayment Cllr Thomas | 8 Cllr Baillie Cllr Fitzgerald Cllr Harris Cllr Norris Cllr Odgers Cllr Osmond Cllr Parnell Cllr Willacy | 13 |
| Sub-Committees | Lib Dem | Labour | Con | |
| Scrutiny Panel A (safer communities) (7) | 1 Cllr Turner | 2 Cllr Damani Cllr Morrell | 4 Cllr Ball Cllr Kolker Cllr Odgers Cllr Parnell | 7 |
| Scrutiny Panel B (health) (7) | 1 Cllr Drake | 2 Cllr Marsh-Jenks Cllr Payne | 4 Cllr Capozzoli Cllr Daunt Cllr Harris Cllr Willacy | 7 |
| Scrutiny Panel C (7) | | 3 Cllr Bogle Cllr Furnell Cllr Thomas | 4 Cllr Fitzgerald Cllr Fitzhenry Cllr Jones Cllr Odgers | 7 |
| Audit Committee (7) | 1 Cllr Sollitt | 2 Cllr Bogle Cllr Letts | 4 Cllr Ball Cllr Daunt Cllr Fuller Cllr Wells | 7 |
| Licensing General Sub-Committee (7) (Membership must come from membership of Licensing Committee) | 1 Cllr Drake | 2 Cllr McEwing Cllr Thomas | 4 Cllr Fitzgerald Cllr Norris Cllr Parnell Cllr Willacy | 7 |
| TOTAL | 8 | 25 | 46 | 79 |

2. Appointment to Committees / Sub-Committees and other Bodies NOT subject to political proportionality and therefore not included in the above calculations.

| Committee/Sub-Committee | Liberal Democrat | Labour | Conservative | Number of Seats to Groups |
|---------------------------------------------------------------------------------------------------------------------------------|---------------------------------|----------------------------------------|----------------------------------|----------------------------------|
| Standards and Governance ((10) including the Mayor and 3 independent members) (requirement to appoint 3 Independent Members) | 2 Cllr Slade Cllr Sollitt | 2 Cllr Barnes-Andrews Cllr Burke | 2 Cllr Osmond Cllr Parnell | 6 |

| | | | | |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------|-------------------------------------|----------------------------------------|---|
| but 4 appointed Full Council 7/08) | | | | |
| Assessment Sub-Committee (4) 1 Independent (Chair) plus 3 Members appointed from S&G | 1 | 1 | 1 | 3 |
| Assessment Appeals Sub-Committee (4) 1 Independent (Chair) plus 3 Members appointed from S&G) | 1 | 1 | 1 | 3 |
| Local Determinations Hearing Panel (5) 2 Independent (1 as Chair) plus 3 Members from S&G | 1 | 1 | 1 | 3 |
| Licensing and Gambling Sub-Committee (3) (Any 3 Members drawn from the Licensing Committee membership on rotation basis) | 1 | 1 | 1 | 3 |
| Local Government and Public Involvement In Health Working Group (6) | 2 Cllr Drake Cllr Turner | 2 Cllr Letts Cllr Marsh-Jenks | 2 Cllr Osmond Cllr P Williams | 6 |

| Other bodies | Lib Dem | Labour | Con | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------|--------------------------------------------|---------------------------------|---------|
| Hampshire Fire and Rescue Authority (3) | | 1 Cllr Marsh- Jenks | 2 Cllr Moulton Cllr Smith | 3 |
| South East Employers (3 + 3) | 1+Deputy Cllr Slade Cllr Sollitt | 1+Deputy Cllr Stevens Cllr Payne (D) | 1+Deputy Cllr Norris | 6 |
| South East Employers Scrutiny Network (2) | 1 Cllr Slade | 1 Cllr Letts | | 2 |
| Police Joint Committee (Police Authority) (1) <i>(Overall proportionality is calculated across the County. This may require a change in appointment)</i> | | | | Vacancy |
| Partnership for Urban Southampton – Overview and Scrutiny Committee | 1 Cllr Vinson | | | 1 |

(b) APPOINTMENT OF CHAIRS AND VICE-CHAIRS

RESOLVED that the following Chairs be elected for the 2010/2011 municipal year and the Vice-Chairs be elected at their first meetings of the municipal year: -

| <u>Committee</u> | <u>Chair</u> |
|--------------------------------------|---------------------------|
| Overview and Scrutiny Management | Councillor Barnes-Andrews |
| Planning and Rights of Way | Councillor Fitzhenry |
| Employment and Appeals | Councillor Norris |
| Chief Officer Employment Panel | Councillor Samuels |
| Licensing Committee | Councillor Parnell |
| Scrutiny Panel A (Safer Communities) | Councillor Ball |
| Scrutiny Panel B (Health) | Councillor Capozzoli |
| Scrutiny Panel C | Councillor Fitzgerald |
| Audit Committee | Councillor Ball |
| Licensing General Sub-Committee | Councillor Parnell |

11. CALENDAR OF COUNCIL MEETINGS

The Council considered the dates for meetings of the Council for the 2010/11 municipal year. It was noted that following the Council meeting held on 17th February 2010 the January meeting had been deleted from the meeting cycle.

Amendment moved by Councillor Vinson and seconded by Councillor R. Williams:

Add:

That the schedule of dates for the meetings of the Council in the 2010/11 Municipal Year be approved as listed, with the exception that the meeting here scheduled for 11th May 2011 be rescheduled for 18th May 2011.

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED CARRIED

UPON BEING PUT TO THE VOTE THE MOTION AS AMENDED WAS DECLARED CARRIED

RESOLVED that the following dates for meetings of the Council in the 2010/11 Municipal Year be agreed:

- 14th July 2010
- 15th September 2010
- 17th November 2010
- 16th February 2011
- 16th March 2011
- 18th May 2011

12. DEPUTATIONS, PETITIONS AND PUBLIC QUESTIONS

It was noted that no requests to present deputations, petitions or public questions had been received.

13. EXECUTIVE BUSINESS

The report of the Leader of the Council was submitted, setting out the details of the business undertaken by the Executive (copy of report circulated with agenda and appended to signed minutes).

The Leader and the Cabinet made statements and responded to Questions.

The following question was then submitted in accordance with Council Procedure Rule 11.1:-

1 Question from Councillor Payne to Councillor P. Williams.

Could the Cabinet Member inform the Council what he has done with the petition - signed by around 200 people - calling for urgent action at the Kingsclere Close and Somborne House flats in Weston (where part of the building collapsed) since he received it on 27 April 2010?

Answer

The immediate priority has been to deal with the incident, so officers have concentrated on removing the debris safely which has now been achieved. The scaffolding has been removed and most of the fencing and the local housing office has now reopened.

Officers have kept residents informed by face to face visits and letters both before and after removal of the debris on 22nd April and 6th May.

I received a petition from Mrs. Warren. There have been discussions about this. We would like to roll out the programme in the future, this is dependent on public finances and we wait to see what support is available for ambitions to regenerate our housing estates in the future.

14. MOTIONS

It was noted that no motions had been received.

15. QUESTIONS FROM MEMBERS TO THE CHAIRS OF COMMITTEES OR THE MAYOR

It was noted that no questions to the Chairs of Committees or the Mayor had been received.

16. CHANGES TO THE CONSTITUTION

The report of the Solicitor to the Council was submitted seeking approval for changes to the City Council's Constitution (copy of report circulated with agenda and appended to signed minutes).

Amendment moved by Councillor Vinson and seconded by Councillor Drake :

Add at end: 'except that:

- (a) the definition of the financial threshold for a Key Decision (paragraph 14 (a) and throughout) be set at £300,000;
- (b) the definition of a Key decision be amended as follows: '*To be significant in policy or strategic terms as regards its effect on substantial communities living or working in one or more wards or electoral divisions...*'
- (c) paragraph 26 concerning implementation of Policy Framework plans under delegated powers be withdrawn.'

AMENDED RECOMMENDATION (i) TO READ:

- (i) to agree the changes to the Constitution as set out in this report, except that:
 - (a) the definition of the financial threshold for a Key Decision (paragraph 14 (a) and throughout) be set at £300,000;
 - (b) the definition of a Key decision be amended as follows: '*To be significant in policy or strategic terms as regards its effect on substantial communities living or working in one or more wards or electoral divisions...*'
 - (c) paragraph 26 concerning implementation of Policy Framework plans under delegated powers be withdrawn.'

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED LOST

RESOLVED:

- (i) that the changes to the Constitution as set out in the report be approved;
- (ii) that the Petition Scheme set out in Appendix 8 to the report be approved and that delegated authority be granted to the Solicitor to the Council to amend the Scheme;
- (iii) that the Solicitor to the Council be authorised to finalise the arrangements as approved by Full Council and make any further consequential or minor changes arising from the decision(s) of Full Council; and
- (iv) that the City Council's Constitution be approved, as amended, including the Officer Scheme of Delegation for the municipal year 2010/11.

17. NEW MODELS OF GOVERNANCE FOR THE COUNCIL'S EXECUTIVE ARRANGEMENTS AND ELECTORAL CYCLE

The report of the Solicitor to the Council was submitted seeking authorisation to consult in respect of the two potential governance models, together with the options for changing the Council's electoral cycle (copy of report circulated with agenda and appended to signed minutes).

Amendment moved by Councillor Samuels and seconded by Councillor Smith

Delete:

- (ii) 'set out in paragraphs 8-17 be approved;'

Replace with:

- (ii) 'be delegated to the Solicitor to the Council following consultation with the Leader of the Council.'

AMENDED RECOMMENDATION (ii) TO READ:

- (ii) That the consultation process be delegated to the Solicitor to the Council following consultation with the Leader of the Council.

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED CARRIED

UPON BEING PUT TO THE VOTE THE MOTION AS AMENDED WAS DECLARED CARRIED

RESOLVED:

- (i) That the Solicitor to the Council be authorised to consult in respect of the two potential governance models together with the options for changing the Council's electoral cycle;
- (ii) That the consultation process be delegated to the Solicitor to the Council following consultation with the Leader of the Council.
- (iii) That a further report be submitted to the September Council meeting to determine the results of any consultations in respect of changes to the Council's Executive governance arrangements;
- (iv) That a Special meeting of the Council be convened before the September 2010 meeting in order for Council to consider the results of the consultation and determine proposals for any change in its electoral governance arrangements;
- (v) That the Local Government and Public Involvement in Health Act Working Group be re-established and that each of the political groups be asked to nominate two representatives to serve as members of the Group; and

- (vi) That the Local Government and Public Involvement in Health Act Working Group be requested to consider the results of the consultation and make recommendations on the options which should be approved by Council in September.

18. PARLIAMENTARY AND CITY COUNCIL ELECTIONS, 6TH MAY 2010

RESOLVED that the report of the Solicitor to the Council concerning the results of the Parliamentary and City Council Elections 2010 be received and noted (copy of report circulated at the meeting and appended to signed minutes.)

19. ANNUAL STANDARDS AND GOVERNANCE BUSINESS REVIEW

RESOLVED that the report of the Chair of Standards and Governance Committee giving an overview of the work of the Committee be received and noted (copy of report circulated with agenda and appended to signed minutes).

20. OVERVIEW AND SCRUTINY: SUMMARY OF CALL-IN ACTIVITY

RESOLVED that the report of the Assistant Chief Executive (Strategy) summarising the use of the call-in procedure over the last three months be received and noted (copy of report circulated with agenda and appended to signed minutes).

21. OVERVIEW AND SCRUTINY ANNUAL REPORT 2009/10

RESOLVED that the report of the Assistant Chief Executive (Strategy) detailing the Overview and Scrutiny Management Committee Annual Report 2009/10 in accordance with the Council's Constitution be received and noted (copy of the report circulated with the agenda and appended to signed minutes.)