

COUNCIL MEETING

Wednesday, 19th November,
2014

To Follow the Extraordinary
Council Meeting at 2:00pm

Council Chamber - Civic Centre

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

Democratic Services Manager

Sandra Coltman

Tel: 023 8083 2718

Email: sandra.coltman@southampton.gov.uk

WARD	COUNCILLOR	WARD	COUNCILLOR
Bargate	Bogle Noon Tucker	Millbrook	Denness Galton Thorpe
Bassett	Hannides B Harris L Harris	Peartree	Keogh Lewzey Dr Paffey
Bevois	Barnes-Andrews Burke Rayment	Portswood	Norris Claisse O'Neill
Bitterne	Letts Lloyd Stevens	Redbridge	McEwing Pope Whitbread
Bitterne Park	Baillie Inglis White	Shirley	Chaloner Coombs Kaur
Coxford	Morrell Spicer Thomas	Sholing	Mrs Blatchford Hecks Jeffery
Freemantle	Moulton Parnell Shields	Swaythling	Mintoff Painton Vassiliou
Harefield	Daunt Fitzhenry Smith	Woolston	Chamberlain 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

Questions:-

People who live or work in the City may ask questions of the Mayor, Chairs of Committees and Members of the Executive. (See the Council's Constitution ref Part 4 Council Procedure Rules 10.8)

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. Any member of the public wishing to address the meeting should advise the Democratic Support Officer (DSO) whose contact details are on the front sheet of the agenda.

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. (See the Council's Constitution ref Part 4 Council Procedure Rules 10.1)

Deputations:- A deputation of up to three people can apply to address the Council. A deputation may include the presentation of a petition. (See the Council's Constitution ref Part 4 Council Procedure Rules 10.7)

MEETING INFORMATION

Use of Social Media:- If, in the Chair's opinion, a person filming or recording a meeting or taking photographs is interrupting proceedings or causing a disturbance, under the Council's Standing Orders the person can be ordered to stop their activity, or to leave the meeting

Mobile Telephones – Please switch your mobile telephones to silent 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.

Southampton City Council's Priorities:

- Jobs for local people
- Prevention and early intervention
- Protecting vulnerable people
- Affordable housing
- Services for all
- City pride
- A sustainable Council

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

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

2014	2015
16 July	11 February (Budget)**
17 September	18 March
19 November	20 May (AGM)"

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

DISCLOSABLE PECUNIARY 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 an, '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, 11 November 2014

TO: ALL MEMBERS OF THE SOUTHAMPTON CITY COUNCIL

You are hereby summoned to attend a meeting of the COUNCIL to be held on WEDNESDAY, 19TH NOVEMBER, 2014 in the COUNCIL CHAMBER CIVIC CENTRE to follow the Extraordinary Council meeting at 2:00pm. when the following business is proposed to be transacted:-

1 APOLOGIES

To receive any apologies.

2 MINUTES (Pages 1 - 16)

To authorise the signing of the minutes of the Council Meeting held on 17 September 2014, 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 (Pages 17 - 24)

Report of the Leader of the Council, attached.

6 MOTIONS

(a) Councillor Letts to move:

Council notes with concern, proposals by the Southampton City CCG to temporarily suspend services at the Bitterne Walk-in Centre.

The City Council registers alarm at the present crisis confronting the City's healthcare system directly as a consequence of Government austerity policy. A position made worse by the unnecessary reorganisation of the NHS a re-organisation which cost £16,000,000 in this city.

Council notes that this resource would have been enough to both keep the walk in centre open and improve community services to reduce hospital admissions.

Council calls upon its representatives to work with the CCG, Solent Healthcare and other care providers to create a more workable model for a modern, integrated primary care system which enables patients – especially on the east side of the city – to see their GP at times when it is convenient to them including weekends and evenings.

Council calls on the CCG to keep the walk in centre open until a suitable out of hours GP based service can be delivered.

(b) Councillor Pope to move:

Proposals under the Transatlantic Trade and Investment Partnership (TTIP) to govern trade relations between the EU and USA are currently being negotiated. While TTIP offers the potential to unlock US markets for EU businesses, including those from Southampton, there are legitimate concerns from the public, NGOs, the GMB, Unite and Unison unions and other parts of civic society such as 38 Degrees.

These concerns include a lack of transparency in the negotiations, a lack of sufficient regulation, a lack of democracy in dispute resolution and challenges by private interests to Southampton City Council, national and supra-national governments (e.g. via Investor-State Dispute Settlement), threats to local public services and ethical procurement provided Southampton City Council, and TTIP easing the path to privatisation of the NHS from the Coalition Government such as the Health and Social Care Act 2012.

TTIP also threatens local Southampton businesses and residents from predatory companies that undermine employment rights, environmental rights and the benefits of their employment to Southampton residents.

Council therefore RESOLVES to call upon the Leader of the Council to write to the Prime Minister, Deputy Prime Minister, the Department of Business, Innovation and Skills, and all South East MEPs, asking them to ensure that TTIP does not include an extension of ISDS and will not threaten the NHS, and to follow Shadow Health Minister Andy Burnham's example in stating publicly that they would protect the NHS from TTIP if an appropriate deal is not reached.

Council also RESOLVES to respond to the European Ombudsman Own-Initiative Inquiry on Transparency in TTIP, and any future similar public inquiry, outlining the above potential threats to this Council's ability to lead Southampton's communities with social, environmental, ethical and economic initiatives, and the threats to Southampton's local businesses and partners.

(c) Councillor L Harris to move:

This Council endorses the original purpose and intent of the establishment of the Southampton Sports Centre and Golf Course, as enshrined in the following text:

“The provision of outdoor facilities for the benefit of all the residents of Southampton was the brainchild of Sir Sidney Kimber who proposed “to

create for the present and future generations another civic centre – an outdoor sports and recreation centre - - large, central, compact, beautifully situated for the use of thousands of both sexes, young and old, robust and frail, rich and poor, for the provision of all known outdoor games, which centre is bound to promote health, enjoyment and happiness to untold numbers; and, as the years roll on and the population multiplies enormously, will prove to be one of the outstanding assets of a town and port destined for unrivalled supremacy.”

The Council urges the Executive to reject any non sport or leisure related proposals to develop land within the boundaries of the Sports Centre and Golf Course, regardless of whether it is currently accessible by members of the public.

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 MEMBERS' ALLOWANCE SCHEME (Pages 25 - 40)

Report of the Head of Legal and Democratic Services seeking to review Members' Allowances, having regard to the recommendations of the Independent Remuneration Panel, attached.

10 REVIEW OF POLLING DISTRICTS AND POLLING PLACES (Pages 41 - 64)

Report of the Director of Corporate Services detailing the review of Polling Districts and Polling Places, attached.

11 LOCALISM ACT 2011 - PROPOSAL FOR A PAN-HAMPSHIRE MEMBERS' CODE OF CONDUCT (Pages 65 - 78)

Report of Head of Legal and Democratic Services seeking approval for a pan-Hampshire Members' Code of Conduct, attached.

12 OFSTED INSPECTION AND ACTION PLAN (Pages 79 - 170)

Report of the Director, People detailing the Ofsted Inspection and Action Plan, attached.

13 CORPORATE PARENTING COMMITTEE ANNUAL REPORT 2013-14 (Pages 171 - 206)

Report of the Cabinet Member for Safeguarding outlining activity in relation to the range of statutory activities of the council and its corporate parenting activity and the impact on outcomes for looked after children and care leavers, attached.

14 THORNHILL DISTRICT HEATING SCHEME (Pages 207 - 232)

Report of the Cabinet Member for Housing and Sustainability detailing the Thornhill District Energy Scheme, attached.

15 TREASURY MANAGEMENT STRATEGY AND PRUDENTIAL LIMITS MID YEAR REVIEW 2014 (Pages 233 - 258)

Report of the Chief Financial Officer regarding the Treasury Management Strategy and Prudential Limits Mid Year review, attached.

NOTE: There will be prayers by the Mayor's Chaplain, David Adcock, 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