

COUNCIL MEETING

Wednesday, 16th November,
2016

at the conclusion of the Special
Meeting in the

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

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WARD	COUNCILLOR	WARD	COUNCILLOR
Bargate	Bogle Noon Dr Paffey	Millbrook	Denness Furnell Taggart
Bassett	L Harris Hannides B Harris	Peartree	Houghton Keogh Lewzey
Bevois	Barnes-Andrews Burke Rayment	Portswood	Claisse O'Neill Savage
Bitterne	Jordan Letts Murphy	Redbridge	McEwing Pope Whitbread
Bitterne Park	Fuller Inglis White	Shirley	Chaloner Coombs Kaur
Coxford	Morrell D Thomas T Thomas	Sholing	J Baillie Hecks Wilkinson
Freemantle	Moulton Parnell Shields	Swaythling	Mintoff Painton Vassiliou
Harefield	P Baillie Fitzhenry Laurent	Woolston	Mrs Blatchford 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)

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)

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.

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:- The Council supports the video or audio recording of meetings open to the public, for either live or subsequent broadcast. However, 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. By entering the meeting room you are consenting to being recorded and to the use of those images and recordings for broadcasting and or training purposes. The meeting may be recorded by the press or members of the public.

Any person or organisation filming, recording or broadcasting any meeting of the Council is responsible for any claims or other liability resulting from them doing so.

Details of the Council's Guidance on the recording of meetings is available on the Council's website.

Mobile Telephones – Please switch your mobile telephones to silent whilst in the meeting.

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

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.

Proposed dates of meetings (Municipal year 2016/17)	
2016	2017
20 July	15 February (Budget)
21 September	15 March
16 November	17 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 of 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.

Service Director, Legal and Governance
Richard Ivory
Civic Centre, Southampton, SO14 7LY

Tuesday, 8 November 2016

TO: ALL MEMBERS OF THE SOUTHAMPTON CITY COUNCIL

You are hereby summoned to attend a meeting of the COUNCIL to be held on WEDNESDAY, 16TH NOVEMBER, 2016 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 (Pages 1 - 18)

To authorise the signing of the minutes of the Council Meeting held on 21st September, 2016 and the Extra Ordinary Council Meeting held on 19th October, 2016, 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 19 - 28)

Report of the Leader of the Council detailing the Council's Executive Business since the last Council meeting, attached.

6 MOTIONS

(a) Councillor T Thomas to move:

Southampton City Council welcomes the opportunity, in response to a request to their ward councillors from Southampton members of Solent WASPI, the local branch of Women Against State Pension Inequality, to support their call upon the Government to make fair transitional state pension arrangements for all women born on or after 6th April 1951, who have unfairly borne the burden of the increase to the State Pension Age with lack of appropriate notification.

Hundreds and possibly thousands of Southampton women, and hundreds of thousands nationally, had significant pension changes imposed on them by the Pensions Acts of 1995 and 2011 with little or no personal notification of the changes. Some women had only two years notice of a six-year increase to their state pension age.

Many women born in the 1950's are now living in hardship. Retirement plans have been shattered with devastating consequences. Many of these women are already out of the labour market, caring for elderly relatives, providing childcare for grandchildren, or suffer discrimination in the workplace so struggle to find employment.

Council therefore instructs the Leader to write to the Secretary of State for Work and Pensions accordingly.

(b) Councillor Noon to move:

This Council greatly values and appreciates the important contribution of primary care to the City's health and wellbeing. An essential part of the primary care system is provided by community pharmacies. This Council is alarmed, therefore, at plans by central government to drastically reduce funding for community pharmacy in 2016/17 (a 12% cut) and subsequent years.

Council, therefore, urges the Health & Wellbeing Board to seek assurances from Government Ministers that no community pharmacies in Southampton will be placed at risk of closure as a result of the national strategy and to work in partnership with the Hampshire & Isle of Wight Local Pharmaceutical Committee and the City's GPs to vigorously protect and promote the City's valuable primary care services.

(c) Cllr Keogh to move:

This Council believes that a key principle underpinning the Brexit negotiations and agreement should be the achievement and maintenance of a strong and stable national economy because this supports the growth and development of local economies such as Southampton, ensuring our residents have the best outcomes in terms of employment opportunities, disposable incomes and access to reliable public services. It will intrinsically affect major employers in the City such as the University Hospital Southampton NHS Trust, our two Universities and ABP.

This Council asks that the Leader of the Council write to the Secretary of State for Exiting the European Union requesting that he sets out the economic tests that will underpin our Brexit negotiations and agreement.

(d) Cllr Fitzhenry to move:

Council calls on the Executive to quickly implement an action plan to address the falling standards of our City's appearance and reinvigorate the energy to deliver our City's long term ambitions to be the cultural and economic powerhouse on the south coast.

Continually residents, visitors and businesses are complaining about the appalling state of our city centre car parks, the lack of enforcement and growing problem of begging, the dreadful state of our broken pavements and the filthy state of our streets, green spaces and parks.

Council urges the Executive to take action now to ensure our ambitions as a City are supported by real commitment of this Authority.

(e) Cllr Moulton to move:

Full Council expresses its concern about the way the City Council is making it extremely difficult for residents of Southampton to get in contact. Council regrets the fact that the current approach seeks to force rather than encourage residents to use online services and that inadequate provision is made for those without computer skills or for those who have queries which do not fit the prescriptive online processes. Full Council calls on the Executive to urgently review its approach to customer services and to ensure that the needs of all Southampton residents are catered for.

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 REVISION TO THE CONSTITUTION - PARTNERSHIPS CODE (Pages 29 - 38)

Report of the Service Director, Legal and Governance reviewing and updating the Partnerships Code in the Council's Constitution, attached.

10 REVISION TO THE CONSTITUTION - QUESTIONS AT COUNCIL (Pages 39 - 44)

Report of the Leader of the Council reviewing the current process and criteria for submitting Questions by Members at full Council, attached.

11 LOCAL APPOINTMENT OF EXTERNAL AUDITORS (Pages 45 - 58)

Report of the Service Director Finance and Commercialisation summarising changes to the arrangements for appointing External Auditors at conclusion of the 2017/18 audits, attached.

12 TREASURY MANAGEMENT STRATEGY AND REVIEW OF PRUDENTIAL LIMITS MID YEAR REPORT 2016/17 (Pages 59 - 88)

Report of the Service Director Finance and Commercialisation detailing the Treasury Management activities and performance for 2016/17 against the approved Prudential Indicators for external debt and Treasury Management and to approve any changes as a result of activity to date and updates to the Capital Programme, attached.

13 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.

NOTE: There will be prayers by Reverend Roy Hemmings in the Mayor's Reception Room at 1.45 pm for Members of the Council and Officers who wish to attend.

A handwritten signature in black ink, appearing to read 'Richard Ivory', with a horizontal line underneath.

Richard Ivory
Service Director, Legal and Governance