

# COUNCIL

Wednesday, 15th September,  
2010

To follow the Special Council  
Meeting

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 Mrs Damani Willacy	<b>Millbrook</b>	Furnell Norris Wells
<b>Bassett</b>	Samuels Hannides Harris	<b>Peartree</b>	Drake Jones Slade
<b>Bevois</b>	Barnes-Andrews Burke Rayment	<b>Portswood</b>	Capozzoli Sollitt Vinson
<b>Bitterne</b>	Fuller Letts Stevens	<b>Redbridge</b>	Holmes Marsh-Jenks McEwing
<b>Bitterne Park</b>	Baillie P Williams White	<b>Shirley</b>	Matthews Dean Mead
<b>Coxford</b>	Morrell Thomas Walker	<b>Sholing</b>	Dick Fitzgerald Kolker
<b>Freemantle</b>	Ball Moulton Parnell	<b>Swaythling</b>	Odgers Osmond Turner
<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**

Any Councillor may present a petition, on behalf of the signatories, about issues relating to Southampton. If you have such a petition you need to ask a Councillor to present it to the meeting.

The following opportunities also exist for the public to raise matters at Council meetings, but seven clear days' notice must be given before the meeting.

### **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 Six Priorities**

- Providing good value, high quality services
- Getting the City working
- Investing in education and training
- Keeping people safe
- Keeping the City clean and green
- Looking after people

**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**

<b>2010</b>	<b>2011</b>
12 May	16 February
14 July	16 March
15 September (SPECIAL)	18 May
15 September	
17 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

### **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 "personal" or "prejudicial" interests they may have in relation to matters for consideration on this Agenda.

### **PERSONAL INTERESTS**

A Member must regard himself or herself as having a personal interest in any matter:

- (i) if the matter relates to an interest in the Member's register of interests; or
- (ii) if a decision upon a matter might reasonably be regarded as affecting to a greater extent than other Council Tax payers, ratepayers and inhabitants of the District, the wellbeing or financial position of himself or herself, a relative or a friend or:-
  - (a) any employment or business carried on by such person;
  - (b) any person who employs or has appointed such a person, any firm in which such a person is a partner, or any company of which such a person is a director;
  - (c) any corporate body in which such a person has a beneficial interest in a class of securities exceeding the nominal value of £5,000; or
  - (d) any body listed in Article 14(a) to (e) in which such a person holds a position of general control or management.

A Member must disclose a personal interest.

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## **PREJUDICIAL INTERESTS**

Having identified a personal interest, a Member must consider whether a member of the public with knowledge of the relevant facts would reasonably think that the interest was so significant and particular that it could prejudice that Member's judgement of the public interest. If that is the case, the interest must be regarded as "prejudicial" and the Member must disclose the interest and withdraw from the meeting room during discussion on the item.

It should be noted that a prejudicial interest may apply to part or the whole of an item.

Where there are a series of inter-related financial or resource matters, with a limited resource available, under consideration a prejudicial interest in one matter relating to that resource may lead to a member being excluded from considering the other matters relating to that same limited resource.

There are some limited exceptions.

Note: Members are encouraged to seek advice from the Monitoring Officer or his staff in Democratic Services if they have any problems or concerns in relation to the above.

## **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.



SOLICITOR TO THE COUNCIL  
M R HEATH  
Civic Centre, Southampton, SO14 7LY

Tuesday, 7 September 2010

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

You are hereby summoned to attend a meeting of the COUNCIL to be held on WEDNESDAY, 15TH SEPTEMBER, 2010 in the COUNCIL CHAMBER, CIVIC CENTRE to follow the Special Council 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 14<sup>th</sup> July 2010, 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 R Williams to move**

Southampton City Council is committed to supporting the Electoral Registration Officer in discharging his legal duty to maintain a register of electors. The electoral register is the foundation stone of our democracy and we have a duty to ensure that it is both accurate and complete - helping to empower citizens and increase public engagement in the democratic process.

This Council will continue to fully support the Electoral Registration Officer in making every effort to ensure that the 2010 electoral register in Southampton City Council is as complete and accurate as possible, so as to provide a proper basis for any revision to electoral boundaries. In addition this Council notes that the Electoral Commission currently believe that approx 3.5 million people are missing for register in England and

Wales alone and that this trend is especially stark amongst many specific social groups.

Full Council therefore :

- 1) supports the Electoral Registration Officer and his staff in continuing to conduct door-to-door inquiries at all households where no-one responds to a letter requiring registration, with at least two personal calls on all non-responding households;
- 2) resolves that an effective advertising campaign is launched now to encourage people to register, targeted at social groups among whom under-registration is known to be a problem and targeted at residents in those neighbourhoods where the electoral register is believed to have the lowest levels of completeness; and
- 3) requests that the Chief Executive ensures a joined-up approach across all parts of the Council working alongside the Electoral Registration Officer to encourage residents to register to vote

**B. Councillor Slade to move:**

Council welcomes the announcement of the Coalition Government that Local Authorities are to have the freedom to sell energy to the National Grid.

Council notes:

1. Micro-generation of electricity is a proven technique and has already benefited businesses and communities across the UK.
2. Environmentally-friendly energy production methods such as solar and wind power have been trialled successfully on this scale.
3. Southampton has many resources that are ideal for harnessing micro-generation technologies.
4. By adding to our portfolio of green infrastructure, the Council could enhance the city's green credentials.
5. The scale of micro-generation technologies means that they can be rolled out gradually over time, rather than having to rely on large up-front investment.

Council believes that:

1. Micro-generation would allow the council to generate its own power, and potentially sell surplus back to the National Grid, thereby saving money.
2. Profits generated can be reinvested in environmental schemes, including further roll-out of the technologies.

Council therefore calls for:

1. The installation of appropriate micro-generation technologies in all civic buildings where possible.
2. Subsidising the cost of installing appropriate micro-generation technologies to communities that wish to take advantage of these technologies.

**C. Councillor Burke to move:**

Southampton City Council calls on the Executive to drop its current proposals to use volunteer staff in the library service in place of members of staff.



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

Report of the Solicitor of the Council seeking consideration of the results of consultation in respect of changes to the Council's Executive governance arrangements and to determine which of the options should be adopted, attached.

**10 THE GENERAL FUND CAPITAL PROGRAMME 2009/10 - 2012/13**

Report of the Cabinet Member for Resources and Workforce Planning updating Council on any major changes in the overall General Fund Capital Programme since it was last reported on 17<sup>th</sup> February 2010, attached.

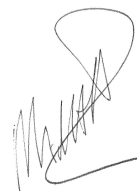
**11 HOUSING REVENUE ACCOUNT CAPITAL PROGRAMME 2010/11-2012/13**

Report of the Cabinet Member for Housing, updating the Housing Revenue Account Capital Programme approved by Council in February 2010, attached.

**12 WESSEX YOUTH OFFENDING TEAM (YOT) ANNUAL YOUTH JUSTICE PLAN 2010/11**

Report of the Cabinet Member for Children's Services and Learning seeking approval of the Wessex Youth Offending Team Annual Youth Justice Plan 2010/11 as part of the Council's Policy Framework, attached.

NOTE: There will be prayers by the Mayor's Chaplain, Father Vincent, accompanied by Damien Gevertz, from the Jewish faith, in the Mayor's Reception Room at 1.45 pm for Members of the Council and Officers who wish to attend.



M R HEATH  
SOLICITOR TO THE COUNCIL