

COUNCIL MEETING

Wednesday, 18th September,
2019 at 2.00 pm

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 Legal and Governance
Richard Ivory
Tel 023 8083 2794
Email: richard.ivory@southampton.gov.uk

Senior Democratic Support Officer
Claire Heather
Tel: 023 8083 2412
Email: claire.heather@southampton.gov.uk

WARD	COUNCILLOR	WARD	COUNCILLOR
Bargate	Bogle Noon Dr Paffey	Millbrook	G Galton S Galton Taggart
Bassett	Hannides B Harris L Harris	Peartree	Bell Houghton Keogh
Bevois	Barnes-Andrews Kataria Rayment	Portswood	Cooper Mitchell Savage
Bitterne	Murphy Prior Streets	Redbridge	McEwing Spicer Whitbread
Bitterne Park	Fuller Harwood White	Shirley	Chaloner Coombs Kaur
Coxford	Professor Margetts Renyard T Thomas	Sholing	J Baillie Guthrie Vaughan
Freemantle	Leggett Shields Windle	Swaythling	Bunday Fielker Mintoff
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.

The Southampton City Council Strategy (2016-2020) is a key document and sets out the four key outcomes that make up our vision.

- Southampton has strong and sustainable economic growth
- Children and young people get a good start in life
- People in Southampton live safe, healthy, independent lives
- Southampton is an attractive modern City, where people are proud to live and work

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 2018/19)	
2019	2020
17 July	26 February (Budget)
18 September	18 March
20 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 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.

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

Tuesday, 10 September 2019

TO: ALL MEMBERS OF THE SOUTHAMPTON CITY COUNCIL

You are hereby summoned to attend a meeting of the COUNCIL to be held on WEDNESDAY, 18TH SEPTEMBER, 2019 in the COUNCIL CHAMBER CIVIC CENTRE at 2:00pm when the following business is proposed to be transacted:-

1 APOLOGIES

To receive any apologies.

2 MINUTES (Pages 1 - 14)

To authorise the signing of the minutes of the Council Meeting held on 17th July, 2019, 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 (Pages 15 - 26)

Report of the Leader of the Council, attached.

6 MOTIONS

(a) Councillor Hammond to move:

Council notes that in 2017, our city became one of the first local authorities in the UK to pass a motion recognising that the world faced an environmental crisis and pledged to become carbon neutral by 2040.

Since then, over 200 councils have followed those trailblazing Councils and passed motions declaring climate emergencies. Council welcomes this movement, reiterates our established view that there is a climate emergency and celebrates action already taken by organisations across Southampton.

Earlier this year, the city council launched its bold and ambitious Green City Charter that goes above and beyond the UK government's targets and commits this council to be carbon neutral by 2030. To reinforce this council's commitment, £60M has already been allocated towards projects that support the ambitions of the Green City Charter.

These projects are split across the council including; £36M improving our housing stock to become energy efficient, £9M on reducing road congestion, £8M in improving cycle ways, £3M investment in public transport and £4M on including improving our green spaces and investing in electric vehicles.

Council resolves that there is more to do, but is encouraged by the progress made to date including; reducing its carbon footprint by more than 50%, by the end of the year.

(b) Councillor Guthrie to move:

This Council notes that the 75th anniversary of VE Day on 8th May 2020 is a time when many other local authorities, not just in Britain but around the world, will be holding their own events to mark the end of the Second World War in Europe.

Southampton played a unique role in the effort to defend the United Kingdom's freedom. As such, this Council commits itself to the organisation of a special event for the VE Day commemoration and will work with local armed forces veterans and charities to remember the sacrifices that finally brought peace to Europe in 1945.

This Council recognises that many of Southampton's residents are proud of their city's struggle to defend their future and will ensure that information on the event is widely distributed and that members are kept updated on its planning in a timely manner.

(c) Councillor Keogh to move:

This Council recognises the extreme difficulties and challenges faced by our three Further Education colleges in this City as a result of the significant cuts to their budgets since 2010 and in particular the impact this has had on our two sixth form colleges. Per student funding for sixth form students has been frozen at £4 000 since 2013 and the rate for those over 18 was cut by a third in 2014 from £4 000 to £3 300.

This Council does recognise and welcomes the recent announcement by the chancellor of £400m of additional funding for further education in England, but this does go far enough to restore the cuts since 2010 and the detail has yet to be published.

This Council is aware of the recent Area Reviews that have sought to place our Further Education colleges on a more sustainable foundation. This most recent review is recommending a close collaboration between our three Colleges with the potential for a merger.

This Council asks the Leader of the Council to write a joint letter signed by the leader of the opposition and the leader of the Solent LEP to the Secretary of State for Education urging that this closer collaboration and potential merger between the City's three Colleges is given its highest support and any barriers to such a proposal are removed to ensure the young people of Southampton can have access to the very best of institutions and faculties at the Further Education level to allow them to achieve their full potential.

(d) Councillor S Galton

This Council recognises the negative impact failing to leave the EU had in March and April; both to local business decision making and to the confidence of our residents in

the democratic process and as such Council expressly believes the UK should now leave the EU on or before the 31st October, deal or no deal, to finally recognise one of our largest ever democratic votes that saw 17,410,742 vote to leave the EU.

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 APPOINTMENT OF EXECUTIVE DIRECTOR FINANCE AND COMMERCIALISATION

Following interviews taking place on 16th September, 2019 to approve the appointment of Executive Director, Finance and Commercialisation.

10 EXCLUSION OF THE PRESS AND PUBLIC - EXEMPT PAPERS INCLUDED IN THE FOLLOWING ITEM (IF NEEDED)

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 exempt appendices to the following Item.

The appendices 2 to 8 are considered 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 the public interest to disclose this because those appendices include details of a proposed transaction which, if disclosed prior to contract, could put the Council or other parties at commercial disadvantage.

11 TOYS R US SITE REGENERATION (Pages 27 - 140)

Report of the Leader of the Council on proposals for a mixed-use redevelopment of the Toys R Us site in Southampton.

12 EXCLUSION OF THE PRESS AND PUBLIC - EXEMPT 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 exempt report to the following Item.

The report and appendices are considered 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 because doing so would reveal information that is both commercially sensitive and detrimental to the business affairs of the Council.

13 REPORT ON USE OF DELEGATED POWERS TO PURCHASE MODULAR CLASSROOM (Pages 141 - 158)

Confidential report of the Chief Executive detailing a decision taken under delegated powers to purchase modular classroom.

14 EXCLUSION OF THE PRESS AND PUBLIC - EXEMPT 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 exempt report to the following Item.

The report is considered 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 includes information relating to the Authority's own financial or business affairs. Disclosing this information could invite a procurement challenge from the unsuccessful bidders which, although not likely to be valid, would delay the project. It does not include information which is required to be registered under the Companies Act 1985, the Friendly Society Acts 1974 and 1992, the Industrial and Provident Societies Acts 1965-1978, the Building Societies Act 1986 or the Charities Act 1993 as such information will be in the public domain in any event.

15 CLIENT CASE MANAGEMENT (CCM) SYSTEM UPDATE (Pages 159 - 198)

Confidential Report of the Cabinet Member for Resources seeking approval for additional funding to deliver the new client case management system and to outline changes to the implementation timeline.

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



Richard Ivory
Director of Legal and Governance