

COUNCIL MEETING

Wednesday, 18th November,
2015
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

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WARD	COUNCILLOR	WARD	COUNCILLOR
Bargate	Bogle Noon Tucker	Millbrook	Denness Furnell Galton
Bassett	Hannides B Harris L Harris	Peartree	Houghton Keogh Lewzey
Bevois	Barnes-Andrews Burke Rayment	Portswood	Norris Claisse O'Neill
Bitterne	Jordan Letts Lloyd	Redbridge	McEwing Pope Whitbread
Bitterne Park	Fuller Inglis White	Shirley	Chaloner Coombs Kaur
Coxford	Morrell Spicer Thomas	Sholing	Hecks Jeffery Wilkinson
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)

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

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

Proposed dates of meetings (Municipal year 2015/16)

2015	2016
15 July	10 February (Budget)
16 September	16 March
18 November	18 May (AGM)*

*Date subject to the election schedule

CONDUCT OF MEETING

FUNCTIONS OF THE COUNCIL

The functions of the Council are set out in Article 4 of Part 2 of the Constitution

BUSINESS TO BE DISCUSSED

Only those items listed on the attached agenda may be considered at this meeting.

RULES OF PROCEDURE

The meeting is governed by the Council Procedure Rules as set out in Part 4 of the Constitution.

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.

Head of Legal and Democratic Services
Richard Ivory
Civic Centre, Southampton, SO14 7LY

Tuesday, 10 November 2015

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 NOVEMBER, 2015 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 - 18)

To authorise the signing of the minutes of the Council Meeting held on 16th September, 2015 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 - 26)

Report of the Leader detailing Executive Business for the last two months, attached.

6 MOTIONS

(a) Councillor Jeffery to move:

Council notes the positive contribution that our trade union colleagues make to the best possible delivery of public services in Southampton. Through partnership rather than conflict, trade unions represent their members, assist in the development of a safe and decent working environment, and add to the overall ethos of Southampton as an attractive place to work.

Council is alarmed at the way in which the Trade Union Bill seeks to tear up the collaboration between employers and trade union members, and the potential impact this will have on Southampton City Council, and many other workplaces across Southampton. The attacks on the right to strike, on the freedom of speech, and by making it more difficult for trade union members to pay their subscriptions are not just

an attack on the trade union movement, but an attack on our fundamental rights in a democratic society.

Council therefore resolves the following:

- To continue to offer a “cheque-off” service - the ability of trade union members to have their subscriptions deducted at point of payment - to all members of staff at Southampton City Council, in spite of Government attempts to stop it. If this is not possible, to come up with a local plan to enable alternative methods of payment.
- To support the continuation of Trade Union Facility Time, in recognition of its contribution to reduced litigation and a healthier and safer working environment, and in promoting a positive working environment.
- To clearly reaffirm Southampton City Council’s commitment to being a friendly environment for trade unions, to welcome their development, and to work in partnership with trade unions, not in conflict.
- To issue a press release upholding Southampton City Council’s support for the trade union movement, and reflecting the aforementioned resolution.

(b) Councillor Mintoff to move:

This Council notes the current ongoing consultation by Hampshire Fire and Rescue Service ‘Planning for a Safer Hampshire’ and the proposal within the document to reduce night time cover at Hightown Fire Station.

This Council believes that this will increase the risk to lives and property for the whole of the East of the City, containing some of the most deprived areas in the country, at a time of the day when people are most vulnerable to fire.

Council notes that similar reductions in night time cover are not proposed for the Cosham station in Portsmouth which deals with less critical incidents, covers a smaller population, and has fewer large risks such as BP Hamble, NATS and multiple high rise buildings on their station ground.

Council calls on the Leader of the Council to write to the Chief Fire Officer to raise these concerns and on our Fire Authority members to not support any proposal that leads to the reduction in night time cover at Hightown.

(c) Councillor Letts to move:

Council notes that in the last five years we have seen unprecedented cuts to our government grant and that the cuts to local government have been concentrated on urban areas like Southampton.

Council notes that demand continues to rise in high cost service areas like adults and children’s social care.

Council calls on the Leader of the Council to write to the Chancellor and the Secretary of State for local government ahead of the autumn statement and request that our social care budgets are protected in the same way as other government budgets with rising demand such as Health. This letter to be copied to all Southampton MP’s.

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 STATEMENT OF LICENSING POLICY (Pages 27 - 168)

Report of Head of Legal and Democratic Services seeking approval of a revised Statement of Licensing Policy, attached.

10 CORPORATE PARENTING ANNUAL REPORT (Pages 169 - 180)

Report of the Cabinet Member for Education and Children's Social Care 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.

11 CHANGES TO EXISTING REVENUE AND CAPITAL BUDGETS (Pages 181 - 192)

Report of the Chief Financial Officer and Cabinet Member for Finance detailing proposed changes to existing Revenue and Capital Budgets to incorporate changes to this and future years' budgets, attached.

12 TREASURY MANAGEMENT STRATEGY AND PRUDENTIAL LIMITS MID YEAR REVIEW 2015 (Pages 193 - 226)

Report of the Chief Financial Officer providing an update on the Treasury Management Strategy and Prudential Limits that were approved by Council in February 2015, attached.

13 CONSTITUTION UPDATE-CHANGES TO THE TERMS OF REFERENCE OF THE CHIEF OFFICER EMPLOYMENT SUB-COMMITTEE (KNOWN AS CHIEF OFFICER EMPLOYMENT PANEL) (Pages 227 - 230)

Report of the Head of Legal and Democratic Services seeking amendment to the terms of reference of the Chief Officer Employment Sub-Committee (known as Chief Officer Employment Panel), attached.

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



Richard Ivory
Head of Legal and Democratic Services

