

COUNCIL MEETING

Wednesday, 16th March, 2016
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. 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 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

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 March 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 MARCH, 2016 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 - 38)

To authorise the signing of the minutes of the Council Meetings held on 18 November 2015 and 10 February 2016 and the Extraordinary Council Meeting held on 16 December, 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 39 - 48)

Report of the Leader of the Council detailing the Executive Business, attached.

6 MOTIONS

(a) Councillor Furnell to move:

This Council notes the Housing and Planning Bill along with the Welfare Reform and Work Bill will have a significantly damaging impact in Southampton.

It will include:

1. Southampton City Council will have £33m less to spend on housing (£10m due to inflation, £23m directly linked to Government) over the next four years.
2. Under 'Pay to Stay', Southampton families earning more than £30,000 per year will forfeit their social rent and be forced to pay full market rent, in some cases, seeing their rent double. Council further notes that a couple earning the living

wage could be impacted by Pay to Stay and the only financial beneficiary will be the Tory-led Government.

3. No housing provider, including Southampton, will be able to offer new council tenancies for life. Tenancies will only be temporary (2-5 years) with no lifetime security.
4. The stricter benefit cap (£20,000 per family instead of £26,000) will see the number of tenants affected by the benefit cap in Southampton increase by 20 times (800 up from 39). In conjunction with the introduction of Universal Credit, this Council recognises tenants' rental debts will almost inevitably increase, harming the Council's cash flow.
5. To bankroll extending the Right to Buy to housing associations, local authorities will be forced to sell council housing to compensate housing associations for their lost properties. In effect, the loss of one social property will lead to another being lost in consequence.

This Council is gravely worried about these impacts on Southampton. As a result, it calls on all group leaders to sign a joint letter to the city's three MPs urging them to publicly denounce both bills.

(b) Councillor Shields to move:

This Council is concerned at the worrying lack of progress by Government on addressing the nation's environmental challenges and on tackling man-made climate change, in particular. We are especially disappointed at the reversal of Government policy on green energy and the failure to support adequately local authorities sufficient powers to address poor health resulting from air pollution and to prevent unwanted fracking.

Council recognises the valuable contribution made by the current administration in promoting a cleaner environment in Southampton through initiatives such as the:

1. Introduction of glass recycling.
2. My Journey Campaign promoting modal shift.
3. Working with British Cycling to promote the Southampton Sky Rides.
4. Air quality scrutiny inquiry report.
5. "Keep Britain Tidy" declares Southampton parks to be some of the best in the country in 2014.
6. Investment in play areas across the City.

Council resolves to continue to work with our City MPs in addressing Southampton's environmental challenges and pressing central Government for adequate levels of resources for meeting these.

(c) Councillor Moulton to move:

Ensuring the safety of children in Southampton should be an absolute priority for the City Council.

Council recognises and values the important role that the City's dozens of lollipop men and ladies do in keeping local school children safe. Council further notes that with many of our local primary schools expanding, ensuring that children can get to school safely is an ever more pressing issue.

Council therefore regrets the decision by the Labour Administration in February to vote to remove all Council funding for this important service, putting 42 staff at risk of redundancy and discouraging children from walking, cycling and scooting to school.

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 SAFE CITY AND YOUTH JUSTICE STRATEGY UPDATES □

(Pages 49 - 58)

Report of the Cabinet Member for Housing and Sustainability seeking approval to update and amend the existing Safe City and Youth Justice strategies (2014-2017), attached.

10 AUTHORITY TO PROCURE A CONTRACEPTION AND SEXUAL HEALTH SERVICE FOR SOUTHAMPTON FOR 2017-2024

(Pages 59 - 84)

Report of the Director of Quality and Integration seeking delegated authority from Southampton City Council to enter into a collaborative procurement process with Southampton City CCG, and with Local Authority commissioning partners in Hampshire, Portsmouth (and CCGs serving those areas) to secure sexual and reproductive health services for the City, attached.

11 PAY POLICY 2016-2017

(Pages 85 - 114)

Report of the Chief Executive concerning the Annual Pay Policy Statement for 2016-2017, attached.

12 SPRINGWELL SCHOOL EXPANSION PHASE 2 □

(Pages 115 - 218)

Report of Cabinet Member for Education and Children's Social Care seeking to increase capacity at Springwell School, attached.

13 NEGOTIATION AND AGREEMENT OF A DEVOLUTION DEAL FOR A COMBINED AUTHORITY

(Pages 219 - 222)

Report of the Leader of the Council seeking agreement for a devolution deal, attached.

14 EXCLUSION OF THE PRESS AND PUBLIC - CONFIDENTIAL 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 confidential appendix 3 to the following item.

Confidential appendix 3 contains information deemed to be exempt from general publication based on Category 3 of paragraph 10.4 of the Council's Access to Information Procedure Rules. In applying the public interest test the appendix includes information relating to finance or business affairs which, if disclosed prior to entering into a legal contract, could put the Council at a commercial disadvantage.

15 AGREEMENT TO PROCURE HEADSTART PROGRAMMES AND TO DELEGATE POWERS TO AWARD THE CONTRACT □

(Pages 223 - 244)

Report of the Cabinet Member for Education and Children's Social Care seeking authority to accept funds should the bid be successful, commence a procurement process and to delegate authority to the Director Quality and Integration to award the contract following consultation with the Cabinet Member for Education and Children's Social Care and Service Director Legal and Governance, attached.

16 EXCLUSION OF THE PRESS AND PUBLIC - CONFIDENTIAL 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 confidential report number no 17.

The Report/Appendices are considered to be confidential, the confidentiality of which is based on categories 3, 5 and 7a 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 which is both commercially sensitive and detrimental to the business affairs of the Council.

17 TRANSFORMATION PROPOSAL (Pages 245 - 298)

Confidential report of the Leader of the Council, 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
Service Director, Legal and Governance