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SOUTHAMPTON CITY COUNCIL

MINUTES OF THE COUNCIL MEETING HELD ON  
20 MARCH 2013

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Present:

The Mayor, Councillor Burke  
The Sheriff, Councillor White  
Councillors Baillie, Barnes-Andrews, Mrs Blatchford, Chaloner, Claisse, Cunio, Daunt, Fitzhenry, Furnell, Hannides, B Harris, L Harris, Kaur, Inglis, Jeffery, Kolker, Laming (minute 104 onwards), Letts, Lewzey, Lloyd, Mead, McEwing, Mintoff, Morrell, Moulton, Noon, Norris, Dr Paffey, Parnell, Payne, Pope, Rayment, Shields, Smith, Spicer (minutes 101-105, 106a-d, and 109), Stevens, Thomas, Thorpe, Tucker, Turner, Vassiliou, Vinson, Whitbread and Dr R Williams

101. APOLOGIES

Apologies for Absence were submitted on behalf of Councillors Bogle and Keogh.

102. MINUTES

RESOLVED that the minutes of the Council meetings held on 14<sup>th</sup> November 2012, 16<sup>th</sup> January 2013 and 13<sup>th</sup> February 2013 be approved and signed as correct records.

103. ANNOUNCEMENTS FROM THE MAYOR AND LEADER

Jim Dowdall

The Mayor informed Members of the recent sad death of Jim Dowdall. Jim was a very active person in the Thornhill regeneration project as well as a fund raiser for charities by running marathons. Members took a moment of reflection in remembrance.

104. DEPUTATIONS, PETITIONS AND PUBLIC QUESTIONS

- (i) The Council received and noted a deputation and a petition from Jane Freeland, Maggie Harding and David Smith concerning Government changes to the NHS.
- (ii) The Council received and noted a deputation from Stuart Kershaw concerning the blacklisting of workers by large companies.
- (iii) The Council received and noted a deputation from the Right Reverend Dr Jonathan Frost, Bishop of Southampton, concerning Casinos.

105. EXECUTIVE BUSINESS

The report of the Leader of the Council was submitted setting out the details of the business undertaken by the Executive (copy of report circulated with agenda and appended to signed minutes).

The Leader and the Cabinet made statements and responded to Questions.

The following questions were then submitted in accordance with Council Procedure Rule 11.1:-

## **1 Highway Maintenance**

Question from Councillor Vinson to Councillor Thorpe

Is the Cabinet Member for the Environment and Transport satisfied with the quality of pothole repairs?

### Answer

The responsiveness and speed of repair of Balfour Beatty Living Places (BBLP) in carrying out the varying severity pothole repairs consistently exceeds the target standards of the Highways Services Partnership (HSP) Contract.

The large majority of pothole repairs carried out are of a very high standard and therefore meet required quality levels. There are some (typically less than 5%, and especially concerning kerbs and thin surfacing repairs) that do not meet required Council standards and require a repeat visit to correct. This performance is subject to constant review.

BBLP, over the last year, have successfully been utilising a proprietary pothole repair material that can be used in virtually any weather condition and provides a first-time permanent repair as opposed to a temporary making safe, followed by a return visit to lay permanent, new material. Ongoing monitoring by the Partnership will prove whether this is a sustainable long-term method of repair and this review is part of a study into various other pothole repair materials / techniques in conjunction with Southampton University. Results of this study will be available in approx June.

The HSP are pursuing membership of the Road Treatment Association's patch repair sub-group. When confirmed shortly, this is likely to be a worthwhile newly created forum to share best practice across this specialist area of highway maintenance.

## **2. City of Culture**

Question from Councillor Vinson to Councillor Payne

How does the Cabinet Member for Housing and Leisure Services reconcile severe cuts in Council grant to culture and heritage organisations with the recently announced joint bid with Portsmouth for City of Culture status in 2017?

### Answer

Whilst the public sector, including local government and key cultural organisations such as the Arts Council, experiences significant funding reductions, there are inevitably some difficult decisions to be made about grant funding.

However, both Cities have vibrant cultural economies and for a sustainable future, we need to encourage less reliance on the public sector. Taking opportunities to raise the profile of the City and promoting its cultural offer and the activities of the organisations within the City can only contribute to their future success.

### **3. Off-Payroll Remuneration**

Question from Councillor Vinson to Councillor Letts

Has the Council made use of off-payroll remuneration arrangements during the past five years, and if so on how many occasions?

#### Answer

The Council has made very limited use of off-payroll remuneration arrangements, using them on 7 occasions over the last 5 years. These arrangements have been entered into in special circumstances and have covered a small number of contracts for professional services.

The details broken down by directorate are shown below. Individual names and personal details are personal information protected by the Data Protection Act 1998.

Environment & Economy: 1

- The interim Director for Environment & Economy has been appointed on a 6 month temporary contract to cover the director's post whilst the current postholder is interim Chief Executive.

Health & Adult Social Care: 2

- Promoting Independence in People Ltd – Specialist Occupational Therapist Advisor – Start date 2010
- Slate Grey Ltd – Service Manager, Personalisation and Safeguarding – Start date October 2012

Children's Services & Learning: 1

- Head of Safeguarding (Children's).

Corporate Services: 3

- The vacant post of Head of HR/OD was covered for 11 months ending in August 2012 by Coudray Ltd. The post has now been filled by a permanent member of staff.
- The vacant post of HR Business Partner was covered for 2 months (May to July 2012) until the new postholder joined the authority in July 2012.
- A temporary solicitor has been used over the last year to cover childcare cases. Due to the volume of work a report is due to be completed soon to seek funds to make this a substantive post.

### **4. Green Waste**

Question from Councillor Vinson to Councillor Thorpe

What is the cost of introducing wheelie bins in place of sacks for the collection of green waste and how many years' revenue is this equivalent to?

#### Answer

It is estimated that the average annual cost of providing green bags would be around £66,500; this is because each year around 19,000 replacement bags were requested

and cost approximately £3.5 per bag to supply (purchase, administration and delivery costs).

The New Garden Waste service has been designed to be self funding and replaces the previous green bag scheme that initial cost £542,000 per annum to operate.

The cost of supplying enough wheelie bins for 5,000 customers will be around £125,000, however this represents an annual cost of around £12,500 as the bins will last for on average at least 10 years. The cost of the bins is being funded from the Weekly Collection Support Scheme award and the actual bins remain SCC property and can be reused if the service is no longer required by the customer.

The cost of providing a dedicated crew for the New Garden Waste service is around £160,000 and the breakeven number of customers to cover the cost of a dedicated crew is between 4,800 and 5,000. (actual breakeven depends on the make up of the bin sizes ordered by customers)

The service will initially comprise one collection vehicle and crew who will undertake other fee earning waste related work should customer numbers not initially reach the 5,000 customer level required for the service to break even.

## 5. Bailiffs

Question from Councillor Vinson to Councillor Letts

On how many occasions during the past year has the Council engaged bailiffs to collect unpaid debts? What categories of debt have been involved? What proportion of such actions has the Council been obliged to abandon the action or make recompense?

### Answer

The Council uses bailiffs for the collection of unpaid debts relating to Council Tax, Business rates, parking charges, overpaid Housing Benefit and Sundry Debts.

#### 1. Council Tax and Business Rates:

In the current financial year the following cases have been referred to bailiffs to collect.

- 6,552 council tax debts and
- 407 business rates debts.

In 2011/12 the numbers were:

- 7,708 council tax debts and
- 529 business rates debts.

Action is stopped if:

- The customer pays the debt directly to the council instead of the bailiff, or
- There is a change in liability which may lead the backdating of benefit or single person discount.

There has only been one occasion when a business rate customer had the fees charged reimbursed following a bailiff visit. This was as a result of the customer proving that the company involved were not liable for the business rate debt.

Overall the Council requests returns from the bailiff in less than 1% of cases.

#### 2. Parking Charges:

- In the current financial year 3,500 unpaid debts have been referred to bailiffs to collect.

- To date no referrals to the bailiff have needed to be withdrawn due to errors on behalf of the Council.

### 3. Housing Benefit and Sundry Debts:

In the current year there has been:

- 3 Legal Services debt recovery actions
- 8 referrals to the County Court Bailiff
- 20 referrals to the High Court Sheriff

There have been no cases where recompense has been needed.

## 6. Broadband

Question from Councillor Vinson to Councillor Williams

Why has Southampton, unlike Portsmouth, not been included among the cities recently announced as due to benefit from a £50 million Government fund to introduce superfast broadband?

### Answer

The City Council did not submit a bid for Superfast Broadband funding. The primary reason for not bidding was that after considerable investigation, it was felt that the City already had a high quality fibre optic Broadband infrastructure provided by both Virgin Media and BT. This, coupled with the fact that any state aid would have required matched funding from the Council, meant that there was not a very strong business case for a bid. Only bidding for Wireless was considered but the rules did not allow this. So in essence, we would have been bidding for and match funding for something that the City already has in place.

## 7. Affordable Housing

Question from Councillor Smith to Councillor Payne

How many affordable houses have you built since taking office?

### Answer

171, expected to rise to 182 by the end of March.

## 8. Cabinet

Question from Councillor Smith to Councillor Williams

Which two Cabinet positions are you intending to remove or combine?

### Answer

The decision has not yet been made. The announcement will be made at Full Council on May 15th accompanied by the necessary changes to the Executive scheme of delegation.

## **9. Manifesto Commitments**

Question from Councillor Smith to Councillor Williams

How many of your manifesto commitments have you honoured since being elected Leader?

### Answer

The Executive Report has been restructured to reflect the new administration's priorities which reflect the commitments contained within the manifesto. The manifesto was a four year programme and today's executive report captures the work achieved to date by the Administration in delivering its priorities and those manifesto commitments and the work that is in progress to deliver them.

## **10. Libraries**

Question from Councillor Turner to Councillor Payne

Are we doing enough to encourage libraries to engage in small commercial activities such as selling greeting cards?

### Answer

The library service engages in a number of commercial activities designed to increase income. Greetings cards are already sold in most libraries and a number also sell local crafts and educational posters. All libraries sell books which are no longer of interest to customers and a range of new books of local interest. In the coming year the service will invest in display furniture to maximise the appeal of items for sale. In the coming year it is planned to introduce a range of stationery items for sale, charging for family history enquiries by library staff and drinks machines in the three most visited libraries.

## **11. Pupil Premium Funding**

Question from Councillor Turner to Councillor Bogle

How are we ensuring that the Pupil Premium funding for boosting the educational attainment of disadvantaged children is being used to maximum effect in schools?

### Answer

Ofsted and the Department of Education are directly responsible for ensuring the appropriate use of the pupil premium.

Ofsted specifically refer to the use of the pupil premium in their current inspection framework and are reporting that local schools are using it appropriately.

Of the 22 schools in the City inspected so far this year, all reports indicate a good use of the Pupil Premium. Officers review all Ofsted reports and if a report were to indicate any cause for concern, it would form part of the necessary post-Ofsted Action Plan. Officers monitor the schools' implementation of such plans to ensure any necessary change accordingly.

## **12. City Economy**

Question from Councillor Smith to Councillor Williams

In the budget you allocated yourself a one-off amount of £500,000 to "Get the City's economy moving." Can you update Council on what you plans you have for this money?

### Answer

We aim to use the budget to respond to opportunities to support growth and job creation flexibly at a time of great economic change, and as a lever for additional funding, particularly from the private sector. Therefore, the budget has not been fully allocated yet.

Current proposals being considered include a 'One in a Thousand' scheme to support apprenticeship take-up by local businesses; awareness and skills support for local residents and small businesses to prepare them to take advantage of the jobs which will arise through large scale 'ECO' contracts for Council housing stock; wider work to maximise local jobs and training through Council procurement; supporting the development of growth in the Creative Industries sector; and potential match funding to lever additional devolved labour market and skills funding to be negotiated through the City Deal mechanisms.

## **13. Sustainability Grants**

Question from Councillor Smith to Councillor Williams

We know you have a keen interest in sustainability issues. Are you aware of what grants are available from central government, the EU and the private sector to pursue a greener agenda?

### Answer

Officers from the Council are actively engaged in seeking and making use of funding for green activities and projects in the city.

The Council is currently involved in 2 European projects; the production of a strategic energy action plan through the LEAP project, and a project to ensure that offshore wind developments are beneficial to the city economy. We are leading a partnership of Solent local authorities to secure energy company funding through the Energy Company Obligation (ECO). This will provide significant energy upgrades and improvements to the city's housing stock over the next 5 – 7 years. The level of investment is estimated to be in excess of £50 million over the next 5 years.

The Council is also working with Solent partners to attract Regional Growth Fund monies to further support the green economy. We are currently bidding to Defra and the Environment Agency for additional funding to tackle flood risk. We continue to look for opportunities to exploit the Feed in Tariff (FiT) funding, despite the large reduction in this subsidy for renewable electricity generation and more sites have been identified on the Council's built estate for solar PV. The Renewable Heat Incentive (RHI) is another opportunity we are exploring, which could include the use of biomass boilers in public buildings and in some cases solar hot water. This is a selection of our current initiatives to seek external funding for sustainability and energy projects; we are always open to suggestion for further new funding opportunities.

#### **14. Helius**

Question from Councillor Moulton to Councillor Williams

What meetings or conversations has the Leader had with Helius in the last 4 months?

#### Answer

I have had no meetings or conversations with Helius in the last 4 months.

#### **15. Oaklands Pool**

Question from Councillor Moulton to Councillor Payne

When does the Cabinet Member expect Oaklands Pool to reopen?

#### Answer

We are continuing to have positive discussions with a community group about reopening the swimming pool. Given that the Oaklands site now comes under the Resources Portfolio, these discussions are being led by Cabinet Member for Resources, Cllr Simon Letts, but I am also attending the talks. The aim is to reopen the pool as soon as practicable, but this will not be for some time because the community group is still finalising its business case, but I can report good progress is being made.

#### **16. Green Waste**

Question from Councillor Moulton to Councillor Thorpe

How many people have signed up so far for the new chargeable green waste collection service?

#### Answer

At 9am on Tuesday 19th March 2013 a total of 3,104 customers had completed the signing up process for the New Garden Waste service.

2,691 have signed up for the 240 litre bins

434 have signed up for the 360 litre bins

7 have signed up for the disposable bags

551 have signed up for the composters

Total income - £105,337.50 from orders received

At the end of Friday 15th March, 449 of the new brown lid garden waste bins had been delivered to the customers.

#### **17. Secondary Schools**

Question from Councillor Moulton to Councillor Bogle

Is the Council investing enough capital money into our secondary schools in Southampton?



## Answer

The Council has continued to invest capital into local secondary schools despite the sharp contraction in government funding. The Council has committed to a total of £.4.6m of investment in the City's Secondary Schools between 2012/13 and 2014/15.

This is profiled as follows:

- 2012/13 - £1,108,000
- 2013/14 - £3,336,000
- 2014/15 - £222,000

This expenditure will benefit all of the City's Secondary Schools in need of investment currently with the exception of our two academies which are newly built and the three schools whose maintenance is under the terms of the PFI arrangements.

In addition, the Council has been successful in applying for and securing significant direct capital investment for the complete new build of the Cedar School (which teaches both primary and secondary age pupils) and Bitterne Park Secondary School (also 100% new build) via the Central Government managed Priority School Building Programme. Officers are developing an initial options appraisal for future needs with a view to a process of consultation later in the school year.

## **18. Large Casino**

Question from Councillor Baillie to Councillor Rayment

What have you estimated the cost to Southampton should a large casino become a reality, of the increased health and social care costs associated with the effects of the casino?

## Answer

The impact of any new casino will be addressed by the Licensing Committee as part of competition. As yet the specific costs of any problem gambling directly attributed to any new large casino have not been quantified as it is too early to say. Currently, a wide range of gambling opportunities, including casinos, both within the City and via the internet already exist and any problem gambling as a result is not a significant cause for concern.

Any new casino will be required to specifically address problem gambling as part of their licence conditions and contribute in time and financially towards helping to minimise and deal with such issues. Close scrutiny will be given to this issue during the application process both by the Advisory Panel, which will include problem gambling experts, and the Licensing Committee itself.

## 106. MOTIONS

(a) Energy Bill Revolution - Reducing Fuel Bills through Energy Efficiency

With the consent of the meeting, Councillor Pope withdrew his motion.

(b) Motion against Blacklisting

Councillor Pope moved and Councillor McEwing seconded:

“A number of construction companies have been challenged about supporting the existence of and subscribing to construction industry ‘blacklists’, which detail covertly gathered information on construction trade unionism, militant tendencies, poor timekeeping, trouble making, etc. Blacklisting is an unacceptable practice and cannot be condoned. The GMB union is leading a national campaign aimed at forcing those who have been involved in blacklisting to apologise to those who have been affected by it.

It is understood that the construction industry blacklist was collated by the Consulting Association (a private consultancy) and was then provided at a cost to construction companies as they sought to recruit/avoid new workers. The Information Commissioner has investigated and taken action against the Consulting Association for this practice. Furthermore, the Information Commissioner has taken enforcement action against a number of construction companies based on the evidence recovered from the Consulting Association.

Owing to the concentration of construction activity in and around large cities, many of those alleged to have been discriminated against live in the country’s major cities, and undoubtedly this practice has disadvantaged residents of Southampton.

Given the known impact on residents of the Southampton area reflected in the Deputation made to the Council, this Council deplores the use of blacklisting. The Council resolves to support the GMB campaign, and will seek written assurances from its partners and suppliers that they do not use blacklisting.”

UPON BEING PUT TO THE VOTE THE MOTION WAS DECLARED CARRIED

RESOLVED that the motion be approved.

(c) The Health and Social Care Act 2012 and its Impact on Services to Southampton Citizens

With the consent of the meeting, Councillor Pope altered and moved his motion and Councillor Rayment seconded:

“This Council Notes that there is little evidence to show that the Health and Social Care Act 2012 will improve the efficiency, effectiveness or value-for-money of the National Health Service. There is no credible evidence that the open competition under the Any Qualified Provider system, as promoted by the National Health Service (Procurement, Patient Choice and Competition Regulations 2013) - Statutory Instrument 257 2013, will improve the NHS. There is great alarm amongst NHS staff, patients and public - that the Act and open competition will HARM the NHS, placing almost £16m of cost on Southampton's NHS. Accordingly this Council resolves that this is an unnecessary reorganisation that the NHS does not need when it is already under huge pressures, as shown by the Francis Report, and can ill afford. It resolves to write to the Secretary of State and the Shadow Secretary of State with the outcome of this motion and it resolves to write to the Chairs of the Health and Well-Being Board and the Health Overview and Scrutiny Panel with the same”.

UPON BEING PUT TO THE VOTE THE ALTERED MOTION WAS DECLARED CARRIED

RESOLVED that the altered motion be approved.

(d) Welfare Reforms

Councillor Kaur moved and Councillor McEwing seconded:

"Southampton City Council resolves to request that the Government rethinks the "bedroom tax" and wider welfare reforms coming into play within the next few months. These reforms will have dire consequences for thousands of residents within Southampton and millions nationally, impacting those that are most vulnerable in our communities. Council condemns these reforms as unfair and counterproductive, bringing an unnecessary strain onto already squeezed resources as well as voluntary organisations who are already struggling with capacity.

Therefore, Full Council resolves to write to the Secretary of State for Work and Pensions as well as our local MPs setting out our concerns. Council also calls on the Executive to note and act upon the recommendations of the welfare reform scrutiny inquiry."

Amendment moved by Councillor Vinson and seconded by Councillor Turner:

Add "so called" at the beginning of second line after "rethinks the"

Add "including Council Tax Support," after "wider welfare reforms" in the second line.

Delete "These reforms will have dire" in the third line. Replace with "Council is concerned that bringing non-pensioner Housing Benefit into line with that available to those in the private rented sector will have serious"

Delete "thousands of residents within Southampton and millions nationally, impacting those that" in the third line. Replace with "a significant number of Southampton residents, noting in particular inflexibilities in the definition of the need for additional bedrooms and the shortage of smaller properties in the social rented sector. The changes in Council Tax Support for those of working age will affect those that"

Insert after "communities" in the fifth line "at a time when employment opportunities are restricted."

Delete "condemns these reforms" in the fifth line. Replace with "is concerned that these reforms will prove"

Delete "act upon" in the eleventh line. Replace with "respond to"

Add "when published" at the end of the motion.

AMENDED MOTION TO READ

Southampton City Council resolves to request that the Government rethinks the so-called "bedroom tax" and wider welfare reforms, including Council Tax Support, coming into play within the next few months.

Council is concerned that bringing non-pensioner Housing Benefit for Council and Social Housing tenants into line with that available to tenants in the private rented

sector will have serious consequences for a significant number of Southampton residents, noting in particular inflexibilities in the definition of the need for additional bedrooms and the shortage of smaller properties in the social rented sector.

The reduction in Council Tax support for those of working age will affect some of the most vulnerable in our communities at a time when employment opportunities are restricted.

Council is concerned that these reforms will prove unfair and counterproductive, bringing an additional strain onto already squeezed resources as well as voluntary organisations that are already struggling with capacity.

Therefore Full Council resolves to write to the Secretary of State for Work and Pensions as well as our local MPs setting out our concerns.

Council also calls on the Executive to note and respond to the recommendations of the Welfare reform Scrutiny Inquiry when published.

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED LOST

UPON BEING PUT TO THE VOTE THE MOTION WAS DECLARED CARRIED

RESOLVED that the motion as submitted be approved.

(e) Cycling on Pavements

Councillor Vinson moved and Councillor Turner seconded:-

“This Council expresses its concern at the dangerous increase in cycling on pavements and illegal parking on yellow lines, and calls on the Executive, in concert with other relevant authorities such as the Police, to bring forward a strategy, using the full range of its powers, to combat these issues more effectively.”

Amendment moved by Councillor Thorpe and seconded by Councillor Furnell:

Add “continued” between “its concern” in the first line.

Delete “the” in the first line.

Delete “increase in” and replace with “incidents of” in the first line.

Delete “on pavements” and replace with “in pedestrian areas” in the first line.

Delete “and calls” and replace with “Full Council calls” in the second line.

Delete “in concert with other relevant authorities such as the Police, to bring forward a strategy, using the full range of its powers, to combat these issues more effectively” in the second line and add to the end of the paragraph:

“to continue to support greater options for our cycling networks, raise these issues with the Police and Crime Commissioner for Hampshire and the Isle of Wight, and to refresh

existing joint strategies, whilst further exploring the range of powers available to the local authority”.

AMENDED MOTION TO READ:

This Council expresses its continued concern at dangerous incidents of cycling in pedestrian areas and illegal parking on yellow lines. Full Council calls on the Executive to continue to support greater options for our cycling networks, raise these issues with the Police and Crime Commissioner for Hampshire and the Isle of Wight, and to refresh existing joint strategies, whilst further exploring the range of powers available to the local authority.

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED CARRIED

UPON BEING PUT TO THE VOTE THE MOTION AS AMENDED WAS DECLARED CARRIED

RESOLVED that the motion as amended be approved.

(f) Charge for Collections of Household Green Waste

Councillor Smith moved and Councillor Hannides seconded:

“This Council regrets the introduction of the charge for collections of household green waste. In light of the recent grant from Communities and Local Government (CLG) to protect weekly bin collections and to increase recycling rates, we feel this charge is untimely and counterproductive.

We therefore call on the Executive to rethink this charge to ensure recycling rates continue to increase inline with other local authorities.”

Amendment moved by Councillor Thorpe and seconded by Councillor Furnell:

Delete “regrets” in the first line and replace with “acknowledges”

Delete from the second line to the end of the motion: “In light of the recent grant from Communities and Local Government (CLG) to protect weekly bin collections and to increase recycling rates, we feel this charge is untimely and counterproductive. We therefore call on the Executive to rethink this charge to ensure recycling rates continue to increase inline with other local authorities.”

Replace with “This is due to cuts in the overall funding from Central Government. Council nevertheless calls on the Executive to ensure recycling rates increase.”

AMENDED MOTION TO READ:

This Council acknowledges the introduction of the charge for collections of household green waste. This is due to cuts in the overall funding from Central Government. Council nevertheless calls on the Executive to ensure recycling rates increase.

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED CARRIED

UPON BEING PUT TO THE VOTE THE MOTION AS AMENDED WAS DECLARED CARRIED

RESOLVED that the motion as amended be approved.

(g) Increase in Adult Home Care Charges

Councillor Claisse moved and Councillor Baillie seconded:-

“This Council regrets the decision of the Executive to increase adult home care charges and the impact this will have on the frail elderly and upon adults with disabilities in Southampton.

Council urges the Executive to reconsider its policy of across the board increases in care charges and to implement a policy that will support and take account of the needs of the most vulnerable in the City.”

Amendment moved by Councillor Vinson and seconded by Councillor Turner:

Delete “decision” in the first line and replace with “scale and speed”

Delete “too increase” in the first line and replace with ” ’s increases in”

Delete “its policy of across the board increases in care charges” in the fourth line.

Add at end of the motion “firstly by phasing in all increased charges over three years, and secondly by monitoring the impact in Year 1 and reviewing the charging policy accordingly.”

Amended motion to read:

This Council regrets the scale and speed of the Executive’s increases in adult home care charges and the impact this will have on the frail elderly and upon adults with disabilities in Southampton.

Council urges the Executive to reconsider and to implement a policy that will take better account of the needs of the most vulnerable in the City, firstly by phasing in all increased charges over three years, and secondly by monitoring the impact in Year 1 and reviewing the charging policy accordingly.

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED LOST

UPON BEING PUT TO THE VOTE THE MOTION WAS DECLARED LOST

RESOLVED that the motion be **not** approved

107. QUESTIONS FROM MEMBERS TO THE CHAIRS OF COMMITTEES OR THE MAYOR

It was noted that no questions to the Chairs of Committees or the Mayor had been received.

108. APPOINTMENTS TO COMMITTEES, SUB-COMMITTEES AND OTHER BODIES

The following changes to the appointments to Committee and Sub-Committee membership were noted:

- (a) Councillor Parnell had replaced Councillor Claisse on Scrutiny Panel A;
- (b) Councillor Parnell had replaced Councillor Hannides on the Governance Committee; and
- (c) Councillor Norris had replaced Councillor Smith on the Planning and Rights of Way Panel.

109. GAMBLING ACT 2005 LARGE CASINO - FINAL PROCEDURE NOTE AND EVALUATION CRITERIA FOR STAGE 2

The report of the Head of Legal, HR and Democratic Services was submitted regarding the process to grant a large casino premises licence in the City (copy of the report circulated with the agenda and appended to signed minutes)

Amendment moved by Councillor Baillie and seconded by Councillor Parnell:

AMENDMENT TO APPENDIX 6

2 Problem Gambling

After ‘... demonstrated by Applicants.’ add ‘, and ongoing compliance with these provisions may be monitored by public health as well as the Gambling Commission’.

Amended clause to read:

For these purposes, compliance with both the Social Responsibility and Ordinary Code provisions of the Licence Conditions and Code of Practice will be regarded as part of the minimum requirement and ought to be demonstrated by Applicants, and ongoing compliance with these provisions may be monitored by public health as well as the Gambling Commission.

(2) After ‘A commitment to...’ delete ‘collaborate’ and add ‘identify lead organisational services that have the necessary skills to support people with gambling problems and establish clear pathways between the casino and services for identification and referral of individuals, as well as collaborating’

**Amended clause to read:**

A commitment to identify lead organisational services that have the necessary skills to support people with gambling problems and establish clear pathways between the casino and services for identification and referral of individuals, as well as collaborating with local and national problem gambling groups and other stakeholders including healthcare providers and public health, and to provide SCC with monitoring information in this regard.

Add new subparagraph (3) to read 'a commitment to significantly contribute to the cost of managing any detrimental health and social issues in Southampton which have been attributed by public health to the existence of a large casino.

UPON BEING PUT TO THE VOTE THE AMENDMENT WAS DECLARED CARRIED

UPON BEING PUT TO THE VOTE THE MOTION AS AMENDED WAS DECLARED CARRIED

RESOLVED

- (i) that Council note the amendments to the draft procedure note and evaluation criteria following consultation, and the subsequent amendment of the evaluation criteria agreed at the meeting; and
- (ii) that the final draft procedure note and evaluation criteria for use at Stage 2 of the large casino licensing process be approved, subject to any final amendments, and that delegated authority be granted to the Head of Legal, HR and Democratic Services to make these amendments.

110. PAY POLICY - ANNUAL UPDATE

The report of the Head of Legal, HR and Democratic Services was submitted regarding the pay policy statement for the financial year 2013/14 as required under the Localism Act 2011 (copy of report circulated with agenda and appended to signed minutes).

RESOLVED that the Pay Policy Statement as attached as Appendix 1 to the report be approved.

111. ESTABLISHMENT OF FORMAL HEALTH AND WELLBEING BOARD/NEW HEALTH SCRUTINY FUNCTION REGULATIONS

The report of the Head of Legal, HR and Democratic Services was submitted regarding the establishment of the formal Health and Wellbeing Board and new health scrutiny function regulations (copy of report circulated with the agenda and appended to signed minutes).

RESOLVED:

- (i) That the Terms of Reference for the Health and Wellbeing Board as set out in Appendix 1 of the report for incorporation into Part 3 of the Council's Constitution be approved;
- (ii) That the membership of the Board should comprise:
  - 5 Elected Members of Southampton City Council (to be appointed by the Leader of the Council having had due regard to the recommendations of the Shadow Health and Wellbeing Board)
  - Statutory Director for Public Health
  - Statutory Director for Adult and Children's Services (which will be the People Director from April 2013)
  - A representative from the Southampton Clinical Commissioning Group



- A representative of Local Link ( to be replaced by Healthwatch when the organisation is established in October 2013)  
A representative from the NHS Commissioning Board's Wessex Area Team
- (iii) that it be noted that while Council shall determine the number of places allocated to Elected Members on the Board, the decision as to whom to appoint to such vacancies is an Executive Function to be determined by the Leader of the Council at the next available Cabinet Meeting;
  - (iv) that having regard to resolution (iii) above, to recommend that the Leader of the Council has regard to the recommendations of the Shadow Health and Wellbeing Board as to the preferred Elected Member composition of the Board as set out in paragraph 9 of the report when appointing Elected Members to vacancies on the Board;
  - (v) that it be noted that the Head of Legal, HR and Democratic Services, in accordance with powers delegated to him under the Constitution, intends to approve a Special Procedure Rule as set out in Appendix 2 of the report in relation to the administrative arrangements for the operation of the Board in accordance with the Regulations and following consultation with the Chair of the Health and Wellbeing Board;
  - (vi) that the powers to undertake Health Scrutiny conferred on the Council as set out in Part 4 of the 2013 Regulations be delegated to the Council's Health Overview and Scrutiny Panel until such time as the Council's arrangements for overview and scrutiny of health functions is reviewed at Annual Council; and
  - (vii) that delegated authority be granted to the Head of Legal, HR and Democratic Services, following consultation with the Director of Public Health and the Chair of the Health and Wellbeing Board, to make any amendments to the Terms of Reference or other Constitutional Rules or Procedures that may be required to give effect to any new guidance or legal advice received in relation to the proper operation of the Board and / or health scrutiny functions contained in the Regulations received after the date of the report.

#### 112. PROPOSALS TO EXPAND THREE PRIMARY SCHOOLS IN THE CITY

The report of the Head of Infrastructure was submitted seeking a decision on the implementation or withdrawal of proposals to expand Bassett Green Primary, Bevois Town Primary and St Johns Primary and Nursery Schools (copy of report circulated with agenda and appended to signed minutes).

It was noted that the DfE Basic Need Grant funding had been received and that therefore there would be no shortfall in the additional £1.55M capital funding required as per Cabinet resolution (iv) of the report.

RESOLVED that as there would be no shortfall in the DfE Basic Need Grant funding, the report be withdrawn.

113. TRANSFER OF PUBLIC HEALTH FUNCTIONS TO SOUTHAMPTON CITY COUNCIL

The report of the Cabinet Member for Communities was submitted outlining the operational arrangements for the transfer of the Public Health function, including the approval of the relevant delegations and associated matters (copy of report circulated with agenda and appended to signed minutes).

RESOLVED that the proposed scheme of delegation to the Director of Public Health as set out in Appendix 1 to the report, be approved and incorporated into Part 10 of the Council Constitution.

114. ENVIRONMENT AND TRANSPORT CAPITAL PROGRAMME 2013/14 - APPROVAL TO SPEND

The report of the Cabinet Member for Environment and Transport was submitted regarding the Environment and Transport Capital Programme in 2013/14 (copy of report circulated with agenda and appended to signed minutes).

RESOLVED:

- (i) That, subject to due diligence, the additional award of £5,309,000 of Regional Growth Fund (RGF) capital funding from Department for Business, Innovation and Skills (BIS) towards the *Platform for Prosperity* scheme be accepted. Acceptance would bring the total RGF award for this scheme to £10,904,000;
- (ii) that an additional £5,309,000 be added to the Environment and Transport Capital Programme for the *Platform for Prosperity* scheme, funded by the RGF Government grant. This will bring the total budget for the *Platform for Prosperity* scheme to £12,349,000, to be funded by £10,904,000 from the RGF and £1,445,000 from the Council, as detailed in Appendix 5 to the report;
- (iii) that, in accordance with Financial Procedure Rules, capital expenditure for the revised total scheme of £12,349,000, which will now be phased £61,000 in 2011/12, £1,474,000 in 2012/13, £6,640,000 in 2013/14, £3,573,000 in 2014/15 and £601,000 in 2015/16 be approved;
- (iv) that it be noted that Associated British Ports (ABP) is to increase its contribution to the complementary works to the *Platform for Prosperity* scheme within the port from £1,000,000 to £1,750,000; and
- (v) that it be noted there is a slight increase in the contractual obligation on the Council from BIS for the *Platform for Prosperity* scheme in the requirement to demonstrate job increases and potential claw back of monies, as detailed in Appendix 6 to the report.

115. OVERVIEW AND SCRUTINY: SUMMARY OF CALL- IN ACTIVITY

The report of the Director of Economic Development was received and noted summarising the use of the Call-in procedure over the last six months (copy of report circulated with agenda and appended to signed minutes).

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SOUTHAMPTON CITY COUNCIL

MINUTES OF THE COUNCIL MEETING HELD ON  
25 APRIL 2013

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Present:

The Mayor, Councillor Burke

The Sheriff, Councillor White

Councillors Baillie, Barnes-Andrews, Mrs Blatchford, Bogle, Chaloner, Claisse, Cunio, Daunt, Fitzhenry, Furnell, Hannides, B Harris, L Harris, Kaur, Inglis, Jeffery, Keogh, Kolker, Laming, Letts, Lewzey, Lloyd, McEwing, Mintoff, Morrell, Moulton, Noon, Norris, Dr Paffey, Parnell, Payne, Pope, Rayment, Shields, Smith, Spicer, Stevens, Thomas, Thorpe, Tucker, Turner, Vassiliou, Whitbread and Dr R Williams (minute116-117 only)

116. APOLOGIES

Apologies for absence were submitted on behalf of Councillor Vinson.

117. MONITORING OFFICER REPORT: INVESTIGATION

The report of the Council's Director of Corporate Services and Monitoring Officer concerning an independent investigation into allegations surrounding a press release issued by the Council in May 2012 following the resignation of Councillor Keith Morrell from the Executive together with the report of the Independent Investigator, Mr Richard Lingard was submitted (copy of report circulated with agenda and appended to signed minutes).

RESOLVED:

- (i) that the report of the Monitoring Officer be noted;
- (ii) that the report of the Monitoring Officer be referred to the Governance Committee to consider:
  - a. whether or not the current constitutional arrangements, protocols and / or guidance are robust and adequate;
  - b. making any recommendations for changes to such arrangements to Full Council as appropriate, and
  - c. whether the current training and development arrangements for officers and members should be revised.

118. ELECTION OF THE LEADER

Following the resignation of the Leader, Councillor Dr. Williams, the Mayor requested nominations for the election of a new Leader.

The nomination of Councillor Rayment was moved and seconded.

UPON BEING PUT TO THE VOTE IT WAS:

RESOLVED: that Councillor Rayment be elected Leader of the Council.

119. MOTION

With the consent of the meeting, Councillor Smith withdrew his motion.