

Meeting of Council

Monday 19 December 2016

Members of Cherwell District Council,

A meeting of Council will be held at Bodicote House, Bodicote, Banbury, OX15 4AA on Monday 19 December 2016 at 6.30 pm, and you are hereby summoned to attend.



Sue Smith
Chief Executive

Friday 9 December
2016

AGENDA

1 Apologies for Absence

2 Declarations of Interest

Members are asked to declare any interest and the nature of that interest which they may have in any of the items under consideration at this meeting.

3 Communications

To receive communications from the Chairman and/or the Leader of the Council.

4 Petitions and Requests to Address the Meeting

The Chairman to report on any requests to submit petitions or to address the meeting.

5 Urgent Business

The Chairman to advise whether they have agreed to any item of urgent business being admitted to the agenda.

6 Minutes of Council (Pages 1 - 14)

To confirm as a correct record the Minutes of the meeting of Council held on 17 October 2016 and the Special Meeting held on 8 November 2016.

7 Minutes

- a) Minutes of Executive, Lead Member Decisions and Executive Decisions not included in the 28 day notice

The Leader of the Council to formally propose that the minutes of the meetings of the Executive and Lead Member Decisions as set out in the Minute Book (circulated separately) be received and to report that since the last meeting of Council on 17 October 2016, one decision has been taken by the Executive which was not included in the 28 day notice on the following item:

- Banbury Business Improvement District (BID)

- b) Minutes of Committees

The Leader of the Council to formally propose that the minutes of committees as set out in the Minute Book (circulated separately) be received.

8 Questions

- a) Written Questions

To receive any written questions and answers which have been submitted with advance notice in accordance with the constitution. A written response to the question will be circulated at the meeting.

- b) Questions to the Leader of the Council

The Chairman to invite questions to the Leader of the Council (including any matters arising from the minutes).

Following a response to their question being provided members will be entitled to a follow up or supplementary question.

- c) Questions to Committee Chairmen on the minutes

The Chairman to invite questions to Chairmen of Committees on any matter arising from the minutes of their committee (if any).

9 **Motions**

To debate the following motions which have been submitted with advance notice, in accordance with the constitution.

Parking at the John Radcliffe (JR) Hospital in Oxford

Council notes the recent media coverage and casework of Councillors concerning the pressures on parking at the John Radcliffe (JR) Hospital in Oxford. Council finds the present situation unacceptable and is dismayed at the knock-on effect this is having on those who need to visit the JR. Council further notes that these pressures have already been, and will be further exasperated by the centralisation of services from local hospitals, such as maternity services from the Horton Hospital in Banbury to the JR. Cherwell District Council demands that no further services are centralised from any local hospitals across the county due to the distressing parking circumstances. Council further calls on the County Council the Health Overview Scrutiny Committee and the Clinical Commissioning Group to take this into account in their deliberations and outcomes.

Proposer: Councillor Kieron Mallon

Oxfordshire Unitary Council

This Council believes that Cherwell District Council has an excellent record of serving the residents of North Oxfordshire. The Council notes that Buckinghamshire County Council has written to the Secretary of State looking to dissolve Bucks Districts in favour of a County Unitary. The Council therefore RESOLVES to instruct the Chief Executive to write to the Secretary of State and the Permanent Secretary at DCLG making it clear that Cherwell District Council would not support a move to an Oxfordshire Unitary Council.

The letter can however indicate a willingness to consider a change in the status of the Oxfordshire Growth Board into a Combined Authority (with an elected Mayor if that is required by Government) so long as this can be linked to a meaningful “devolution deal” that has clear benefits for the District.

The letter should go on to detail the joint arrangements between Cherwell and South Northants, the benefits achieved, and the complexities and costs of unravelling them.

Proposer: Councillor Barry Wood
Secunder: Councillor George Reynolds

Council Business Reports

10 **'Making'(Adoption) of the Bloxham Neighbourhood Plan** (Pages 15 - 94)

Report of Head of Strategic Planning and the Economy

Purpose of report

The purpose of this report is to propose the Council ‘makes’ (adopts) the Bloxham Neighbourhood Plan following a recommendation to make the Neighbourhood Plan by the Executive at its meeting on 5 December 2016.

Recommendations

The meeting is recommended:

- 1.1 To note the referendum result of the 3 November 2016 where 97% of those who voted were in favour of the Bloxham Neighbourhood Plan which is above the required 50%.
- 1.2 To resolve that Cherwell District Council as the local planning authority 'make' the Bloxham Neighbourhood Plan so that it is part of the statutory Development Plan for the District.
- 1.3 To approve the issuing and publication of a decision statement stating that Cherwell District Council has resolved to make the Bloxham Neighbourhood Plan.
- 1.4 To delegate to the Head of Strategic Planning and the Economy the correction of any spelling, grammatical or typographical errors, and the undertaking of any minor presentational improvements, prior to the Plan being published by Council.

11 Adoption of the Banbury Vision and Masterplan Supplementary Planning Document (SPD) (Pages 95 - 100)

** Please note that due to the size of the documents, the appendices to this report will be published as a supplement to the main agenda pack **

Report of Head of Strategic Planning and the Economy

Purpose of report

To propose the Council adopts the Banbury Vision & Masterplan Supplementary Planning Document (SPD) following a recommendation to adopt the Banbury Vision & Masterplan by the Executive at its meeting on 5 December 2016.

Recommendations

The meeting is recommended:

- 1.1 To adopt the Banbury Vision and Masterplan (at Appendix 1) at the meeting of the Full Council on 19 December 2016.
- 1.2 To authorise the Head of Strategic Planning and the Economy to publish an Adoption Statement and if necessary to make any further minor changes to the Masterplan before it is published.

12 Kidlington Framework Masterplan (Pages 101 - 110)

** Please note that due to the size of the documents, the appendices to this report will be published as a supplement to the main agenda pack **

Report of Head of Strategic Planning and the Economy

Purpose of report

To seek adoption of the Kidlington Framework Masterplan.

Recommendations

- 1.1 That the Council adopts the Kidlington Framework Masterplan as a Supplementary Planning Document in accordance with the Town and Country Planning (Local Planning) (England) Regulations 2012 subject to any necessary minor and presentational changes authority for which is delegated to the Head of Strategic Planning and the Economy.
- 1.2 To authorise the Head of Strategic Planning and the Economy to publish an Adoption Statement.

13 Re-adoption of Policy Bicester 13 of the Cherwell Local Plan 2011-2031 (Pages 111 - 160)

Report of Head of Strategic Planning and the Economy

Purpose of report

To seek re-adoption of Policy Bicester 13 of the Cherwell Local Plan 2011-2031 in accordance with a Court Order and an associated addendum to the Local Plan Inspector's Report.

Recommendations

- 1.1 That the Council notes the Court Judgment, Court Order and addendum to the Local Plan Inspector's report presented at Appendices 2, 3 and 4 to this report.
- 1.2 That the Council adopts Policy Bicester 13 of the Cherwell Local Plan 2011-2031 (Part 1) as presented at Appendix 5 to this report in precise accordance with the addendum to the Local Plan Inspector's Report dated 18 May 2016 and the Court Order dated 19 February 2016.
- 1.3 That, upon adoption by the Council, Policy Bicester 13 be inserted as modified into the published Cherwell Local Plan 2011-2031 (Part 1).

14 Council Tax Reduction Scheme 2017-2018 and Council Tax Discounts 2017-2018 (Pages 161 - 172)

Report of Chief Finance Officer

Purpose of report

To provide members with an update on the consultation process that has taken place on the proposals for a Council Tax Reduction Scheme for 2017-2018 and to seek approval for a Council Tax Reduction Scheme for the year 2017-2018 on the recommendation of the Executive and Budget Planning Committee.

To provide members with an update of Council Tax discounts and seek approval for the Council Tax discounts for the year 2017-18.

Recommendations

The meeting is recommended:

- 1.1 To approve a Council Tax Reduction Scheme (CTRS) for the year 1 April 2017 to 31 March 2018 as set out in the report and implement the scheme with effect from 1 April 2017.
- 1.2 To grant delegated authority to the Section 151 Officer to make further amendments to the CTRS Regulations up to and including 31 January 2017 in consultation with the Lead Member for Financial Management.
- 1.3 To review the proposed level of Council Tax discounts for 2017-2018 and to approve the following:
 - Retain the discount for second homes at zero
 - Retain the discount for empty homes (unoccupied and substantially unfurnished) at 25% for 6 months and thereafter at zero.
 - Retain the discount for empty homes undergoing major repair at 25% for 12 months and thereafter at zero.
 - Retain the empty homes premium of an additional 50% for properties that have remained empty for more than 2 years.

15 Community Governance Review Update (Pages 173 - 180)

Report of Chief Executive

Purpose of report

To provide an update on the Community Governance Review (CGR) to be undertaken and to request that an amended Terms of Reference document be approved.

Recommendations

The meeting is recommended:

- 1.1 To approve the amended Terms of Reference for the Community Governance Review (appendix 1)
- 1.2 To delegate authority to the Chief Executive to amend the timetable for the Review, if required

16 Calendar of Meetings 2017-2018 and Draft Calendar of Meetings 2018-2019 (Pages 181 - 194)

Report of Head of Law and Governance

Purpose of report

Council is asked to consider the calendars of meetings for the municipal year 2017/18 and draft calendars for the municipal year 2018/19.

Recommendations

The meeting is recommended:

- 1.1 To approve the calendar of meetings for Cherwell District Council (CDC) for the municipal year 2017/18 (Appendix 1) and the draft calendar of meetings for the municipal year 2018/19 (Appendix 2).
- 1.2 To approve the joint committees calendar of meetings for the municipal year 2017/18 (Appendix 3) and the draft joint committees calendar of meetings for the municipal year 2018/19 (Appendix 4), subject to similar agreement by South Northamptonshire Council.

17 Amendments to Committee Membership

Council is asked to note the following amendments to Committee membership made by the Conservative Group:

Joint Commissioning Committee

Remove Councillor Nicholas Turner, add Councillor Mike Kerford-Byrnes

Joint Councils Employee Engagement Committee

Remove Councillor Nicholas Turner, add Councillor Mike Kerford-Byrnes

18 Exclusion of the Press and Public

The Chairman, will if necessary, move the exclusion of the press and public if members have indicated (under the relevant agenda item) they wish to ask a question on any matter arising from an exempt minute.

In making the decision, members should balance the interests of individuals or the Council itself in having access to the information. In considering their decision members should also be mindful of the advice of Council Officers.

Should members decide not to discuss the issue in public, they are recommended to pass the following recommendation:

“That, in accordance with Section 100A(4) of Local Government Act 1972, the press and public be excluded from the meeting for the following item of business, on the grounds that it could involve the likely disclosure of exempt information as defined in paragraphs of Schedule 12A of that Act, as set out in the Minute Book.”

19 Questions on Exempt Minutes

Members of Council will ask questions on exempt minutes, if any.

Councillors are requested to collect any post from their pigeon hole in the Members Room at the end of the meeting.

Information about this Agenda

Apologies for Absence

Apologies for absence should be notified to democracy@cherwellandsouthnorthants.gov.uk or 01295 221589 prior to the start of the meeting.

Declarations of Interest

Members are asked to declare interests at item 2 on the agenda or if arriving after the start of the meeting, at the start of the relevant agenda item.

Local Government and Finance Act 1992 – Budget Setting, Contracts & Supplementary Estimates

Members are reminded that any member who is two months in arrears with Council Tax must declare the fact and may speak but not vote on any decision which involves budget setting, extending or agreeing contracts or incurring expenditure not provided for in the agreed budget for a given year and could affect calculations on the level of Council Tax.

Evacuation Procedure

When the continuous alarm sounds you must evacuate the building by the nearest available fire exit. Members and visitors should proceed to the car park as directed by Democratic Services staff and await further instructions.

Access to Meetings

If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named below, giving as much notice as possible before the meeting.

Mobile Phones

Please ensure that any device is switched to silent operation or switched off.

Queries Regarding this Agenda

Please contact Natasha Clark, Democratic and Elections
natasha.clark@cherwellandsouthnorthants.gov.uk, 01295 221589