

## **Cherwell District Council**

### **Council**

Minutes of a meeting of the Council held at Bodicote House, Bodicote, Banbury, OX15 4AA, on 18 July 2016 at 6.30 pm

Present: Councillor Chris Heath (Chairman)  
Councillor Maurice Billington (Vice-Chairman)

Councillor David Anderson  
Councillor Ken Attack  
Councillor Hannah Banfield  
Councillor Andrew Beere  
Councillor Claire Bell  
Councillor Hugo Brown  
Councillor Mark Cherry  
Councillor Colin Clarke  
Councillor Ian Corkin  
Councillor Surinder Dhesi  
Councillor John Donaldson  
Councillor Sean Gaul  
Councillor Carmen Griffiths  
Councillor Timothy Hallchurch MBE  
Councillor Simon Holland  
Councillor David Hughes  
Councillor Shaida Hussain  
Councillor Tony Ilott  
Councillor Mike Kerford-Byrnes  
Councillor Jolanta Lis  
Councillor Alan MacKenzie-Wintle  
Councillor James Macnamara  
Councillor Kieron Mallon  
Councillor Nicholas Mawer  
Councillor Alastair Milne-Home  
Councillor Richard Mould  
Councillor D M Pickford  
Councillor Lynn Pratt  
Councillor Nigel Randall  
Councillor G A Reynolds  
Councillor Barry Richards  
Councillor Dan Sames  
Councillor Les Sibley  
Councillor Nigel Simpson  
Councillor Jason Slaymaker  
Councillor Nicholas Turner  
Councillor Tom Wallis  
Councillor Bryn Williams  
Councillor Barry Wood  
Councillor Sean Woodcock

Apologies for absence: Councillor Mike Bishop  
Councillor Nick Cotter  
Councillor Nigel Morris  
Councillor Neil Prestidge  
Councillor Sandra Rhodes  
Councillor Douglas Webb

Officers: Sue Smith, Chief Executive  
Scott Barnes, Director of Strategy and Commissioning  
Karen Curtin, Commercial Director  
Ian Davies, Director of Operational Delivery  
Paul Sutton, Chief Finance Officer / Section 151 Officer  
Kevin Lane, Head of Law and Governance / Monitoring Officer  
Natasha Clark, Interim Democratic and Elections Manager

18 **Declarations of Interest**

There were no declarations of interest.

19 **Unveiling of Portrait of Her Majesty**

The Chairman welcomed the Lord Lieutenant of Oxfordshire, Tim Stevenson OBE to the meeting to unveil the portrait of Her Majesty. The new portrait of the Queen was to celebrate the 90<sup>th</sup> birthday of Her Majesty.

20 **Communications**

The Chairman made the following announcements:

**Change to agenda order**

The Chairman advised that she would be changing the order of the agenda. The presentation and report, agenda item 11, Oxfordshire Health and Social Care Transformation Programme and Implications for the Horton District General Hospital would be taken after agenda item 9 and before the motions as the presentation would provide useful information for the debate on the motion submitted by Councillor Ilott.

**Chairman's Engagements**

A copy of the events attended by the Chairman or the Vice-Chairman had been included in the agenda pack.

**Safeguarding Training, Tuesday 26 July, 5.45pm, Council Chamber**

The Chairman advised Members that Safeguarding Training would be taking place at 5.45pm on Tuesday 26 July.

The Council had duties and responsibilities for safeguarding children and vulnerable adults under a range of legislation. CDC had an approved joint safeguarding policy with South Northamptonshire Council.

This session would cover the safeguarding responsibilities of district councils and advise how safeguarding issues can and do impact on all communities as well as our responsibilities as elected members with regards to safeguarding.

**Code of Conduct Training, Thursday 28 July 2016, 6pm, Council Chamber**

The Chairman advised Members that Code of Conduct Training would be taking place at 6pm on Thursday 28 July.

This very important session, particularly for newly elected members, would be delivered by Simon Goacher, Head of Local Government at Weightmans LLP.

The session would be approximately an hour and a half to two hours in length, and would consist of two parts. The first part was a presentation setting out the legislative requirements, the requirements of the council's code and the consequences of any failure to comply, as well as covering bias and predetermination. The second part would involve an interactive session considering scenarios and discussion, applying the knowledge from the first half into practice.

**Post**

The Chairman reminded Members to collect any post from their pigeon holes.

21 **Petitions and Requests to Address the Meeting**

There were no petitions or requests to address the meeting.

22 **Urgent Business**

There were no items of urgent business.

23 **Minutes of Council**

The minutes of the meeting held on 17 July 2016 were agreed as a correct record and signed by the Chairman.

24 **Minutes**

a) **Minutes of the Executive, Lead Member Decisions and Executive Decisions made under Special Urgency**

**Resolved**

That the minutes of the meeting of the Executive and Lead Member decisions as set out in the Minute Book be received and that it be noted that since the last meeting of Council, and that since the last meeting this was reported at (22 February 2016), 4 decisions had been taken by the Executive which were

not included in the 28 day notice. These decisions related to Public Space Protection Order and Closure Order, Remuneration of Directors on Council Controlled Companies and the Council's Role as Shareholder, A Review of the Self-Build Programme and Approval of Additional Funding for Coach House Mews and Lincoln Close and Future Projects: Approval of Pipeline Projects, Outline of Potential Future Projects and Recommendations for a Review of Self Build Delivery.

**b) Minutes of Committees**

**Resolved**

That the minutes of Committees as set out in the Minute Book be received.

25

**Questions**

**a) Written Questions**

There were no written questions.

**b) Questions to the Leader of the Council**

Questions were asked and answers received on the following issues:

Council owned and operated car parks and change from ticket machines:

Councillor Dhesi

Bolton Road Car Park: Councillor Dhesi

Street Wardens: Councillor Cherry

Support to Victoria Prentis MP in campaign to reinstate train services to

London: Councillor Macnamara

Banbury Brighter Futures: Cllr Macnamara

Overpayment to Department for Communities and Local Government:

Councillor Woodcock

Appointment of Nicola Blackwood MP as a Minister in the Department of

Health: Councillor Hallchurch MBE

**c) Questions to Committee Chairmen on the minutes**

There were no questions to Committee Chairman on the minutes of meetings.

26

**Oxfordshire Health and Social Care Transformation Programme and Implications for the Horton District General Hospital**

The Director of Operational Delivery submitted a report regarding the Oxfordshire Health and Transformation Programme, the specific work arising from this related to the Horton District General Hospital and emerging options for alternative service models.

In introducing the report, the Lead Member for Public Protection, Councillor Tony Ilott, welcomed Dame Fiona Caldicott, Chairman Oxford University Hospitals NHS Foundation Trust, Andrew Stevens, Director of Planning and

Information, Paul Brennan, Director of Clinical Services, Dr James Price and Miss Veronica Miller, a consultant obstetrician, and invited them to give a presentation on the Oxfordshire Health and Transformation Programme.

Following the presentation a number of Members asked questions and answers were duly provided.

The Chairman thanked Dame Fiona Caldicott, Andrew Stevens, Paul Brennan, Dr James Price and Miss Veronica Miller for their presentation and informative answers to Members' questions.

### **Resolved**

- (1) That the presentation from the Oxford University Hospitals Foundation Trust be noted.

27

### **Motions**

#### **a) Hospital Services in the District**

It was moved by Councillor Tony Ilott, and seconded by Councillor Sean Woodcock, that the following motion be adopted:

This Council notes emerging proposals for changes to hospital services in the District and resolves to instruct officers to engage with relevant stakeholders and prepare a case that looks to protect consultant led paediatrics, maternity provision at the Horton and the existing services at the Bicester Community Hospital and that an allocation be made from approved reserves of £50k to enable the Council to support and protect Health Services for the district and that expenditure be authorised by Lead Member decision.

In seconding the motion, Councillor Woodcock proposed by way of a friendly amendment that "and A&E" be inserted after "...maternity...", which was agreed by the proposer of the motion.

The motion was debated and subsequently agreed.

### **Resolved**

That the following motion be adopted:

"This Council notes emerging proposals for changes to hospital services in the District and resolves to instruct officers to engage with relevant stakeholders and prepare a case that looks to protect consultant led paediatrics, maternity and A&E provision at the Horton and the existing services at the Bicester Community Hospital and that an allocation be made from approved reserves of £50k to enable the Council to support and protect Health Services for the district and that expenditure be authorised by Lead Member decision."

**b) Open Space, Tree, Grass, Shrub and Verge Maintenance and Safety Matters within the District**

It was moved by Councillor Beere, and seconded by Councillor Richards, that the following motion be adopted:

“The Council notes associated land title issues which complicate matters, when attending to open space, tree, grass, shrub and verge maintenance and safety matters within the District.

Further the Council resolves to explore all statutory remedies to ensure, in liaison with Oxfordshire County Council, Town Councils and other Parishes within the District, that maintenance of these areas is up to the standard residents expect.”

The motion was debated and subsequently agreed.

**Resolved**

That the following motion be adopted:

“The Council notes associated land title issues which complicate matters, when attending to open space, tree, grass, shrub and verge maintenance and safety matters within the District.

Further the Council resolves to explore all statutory remedies to ensure, in liaison with Oxfordshire County Council, Town Councils and other Parishes within the District, that maintenance of these areas is up to the standard residents expect.”

28

**Statement of Community Involvement 2016**

The Head of Strategic Planning and the Economy submitted a report which presented the results of public consultation on the draft Statement of Community Involvement (SCI) 2016 and to seek adoption of the completed SCI as Council policy.

In introducing the report, the Lead Member for Planning, Councillor Colin Clarke, advised referred Members to the tabled version of the SCI which included tracked changes making it clear where amendments had been made to the proposed policy. The Lead Member for Planning advised Council that he was proposing one additional change to the tabled SCI, P41: Section “Processing the Application”, add “stakeholders” after “Dialogue between applicants...”

**Resolved**

- (1) That the completed Statement of Community Involvement (SCI) 2016 (annex to the Minutes as set out in the Minute Book) be adopted as Council policy, subject to final presentational requirements and the following amendment:

- P41: Section “Processing the Application”, add “stakeholders” after “Dialogue between applicants...”

- (2) That it be noted that upon adoption the SCI 2016 will replace the current adopted SCI 2006.

29 **2015/16 Treasury Management Annual Report**

The Chief Finance Officer submitted a report which presented information on treasury management performance and compliance with treasury management policy during 2015/16 as required by the Treasury Management Code of Practice.

**Resolved**

- (1) That, in line with the Treasury Management Strategy, the contents of the report be noted.

30 **Overview and Scrutiny Committee Annual Report 2015/16**

The Head of Law and Governance submitted a report which presented the Overview and Scrutiny Annual Report for 2015/16.

**Resolved**

- (1) That the Overview and Scrutiny Committee Annual Report 2015/16 be noted.

31 **Exclusion of the Press and Public**

**Resolved**

That under Section 100A of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business on the ground that, if the public and press were present, it would be likely that exempt information falling under the provisions of Schedule 12A, Part 1, Paragraph 3 would be disclosed to them, and that in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

32 **SW Bicester Sports Village - Contract Award and Funding Requirements**

The Director of Operational Delivery submitted an exempt report to consider additional capital funding to enable the commitment and contract award to phase 2 of the SW Bicester Sports Village Project, the pavilion and car park.

**Resolved**

- (1) That, following the endorsement and recommendation of the Special Executive meeting of 18 July 2016, a supplementary capital estimate of £891,861 be approved to enable the completion of the SW Bicester Sports Village project.

33

**A Review of the Self-Build Programme and Approval of Additional Funding for Coach House Mews and Lincoln Close**

The Head of Regeneration and Housing submitted an exempt report which sought approval to the necessary funding subject to the recommendation of the Special Executive relating to the finishing works for the 2 schemes at Lincoln Close and Coach House Mews totalling £2,609,000.

**Resolved**

- (1) That, following the endorsement and recommendation of the Special Executive meeting of 18 July 2016, an amendment to the approved 2016/2017 Capital Programme to allow the additional sum of £2,609,000 to be spent on the essential pre-development works identified within the report (exempt annex to the Minutes as set out in the Minute Book) be approved.

34

**Build! Phase 2**

The Head of Regeneration and Housing submitted an exempt report which sought approval to the necessary funding subject to the recommendation of the Special Executive meeting of essential pre-development activities on the sites identified within the report including the appointment of appropriate architectural design advice and the achieving of planning consents.

**Resolved**

- (1) That, following the endorsement and recommendation of the Special Executive meeting of 18 July 2017, an amendment to the approved 2016/2017 Capital Programme to allow the additional sum of £200,000 to be spent on the essential pre-development works identified within the exempt report (exempt annex to the Minutes as set out in the Minute Book) be approved.

35

**Questions on Exempt Minutes**

There were no questions on exempt minutes.



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The meeting ended at 9.45 pm

Chairman:

Date: