

Cherwell District Council

Council

Minutes of a meeting of the Council held at Bodicote House, Bodicote, Banbury, OX15 4AA, on 16 May 2017 at 6.30 pm

Present: Councillor Maurice Billington (Chairman)
Councillor Jolanta Lis (Vice-Chairman)

Councillor Ken Atack
Councillor Hannah Banfield
Councillor Andrew Beere
Councillor Claire Bell
Councillor Mike Bishop
Councillor Hugo Brown
Councillor Mark Cherry
Councillor Colin Clarke
Councillor Ian Corkin
Councillor Surinder Dhesi
Councillor John Donaldson
Councillor Sean Gaul
Councillor Chris Heath
Councillor Simon Holland
Councillor David Hughes
Councillor Shaida Hussain
Councillor Tony Ilott
Councillor Mike Kerford-Byrnes
Councillor Alan MacKenzie-Wintle
Councillor James Macnamara
Councillor Kieron Mallon
Councillor Nicholas Mawer
Councillor Andrew McHugh
Councillor Alastair Milne-Home
Councillor Nigel Morris
Councillor Richard Mould
Councillor D M Pickford
Councillor Lynn Pratt
Councillor Neil Prestidge
Councillor G A Reynolds
Councillor Sandra Rhodes
Councillor Barry Richards
Councillor Dan Sames
Councillor Les Sibley
Councillor Nigel Simpson
Councillor Jason Slaymaker
Councillor Nicholas Turner
Councillor Tom Wallis
Councillor Douglas Webb
Councillor Bryn Williams
Councillor Barry Wood
Councillor Sean Woodcock

Apologies for absence: Councillor David Anderson
Councillor Nick Cotter
Councillor Carmen Griffiths
Councillor Timothy Hallchurch MBE

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

1 **Welcome**

The Chairman welcomed all Members and guests, including all former councillors and past Chairmen and Honorary Alderman Fred Blackwell.

2 **Declarations of Interest**

There were no declarations of interest.

3 **Communications**

The Chairman made the following announcements:

Annual Council

The Chairman reminded Members that by convention the minutes of Committees, questions, petitions and motions were not taken at Annual Council and these, if any, would be considered at the next meeting.

The Group nominations to committees for the coming year had been tabled.

Chairman's Engagements

The Chairman advised that a copy of the events attended by herself or the Vice-Chairman had been included in the agenda pack.

Post

The Chairman reminded Members to collect their post from their pigeon hole.

4 **Urgent Business**

There were no items of urgent business.

5 **Minutes of Council**

The minutes of the meeting of Council held on 20 February 2017 and the special meeting of Council held on 22 March 2017 were agreed as correct records and signed by the Chairman.

6 **Election of Chairman for the Municipal Year 2017/2018**

(The outgoing Chairman, Councillor Chris Heath, presided for the consideration of this matter and those preceding)

It was moved by Councillor Wood and seconded by Councillor Reynolds, that Councillor Maurice Billington be elected as Chairman for the municipal year 2017/2018. There were no other nominations.

Resolved

That Councillor Maurice Billington be appointed Chairman of Cherwell District Council for the Municipal Year 2017/2018.

7 **Investiture of Chairman**

Councillor Maurice Billington, having made and signed the required Declaration of Acceptance of Office was invested with the Chairman's Chain and took the Chair.

8 **Chairman's Address**

Councillor Maurice Billington thanked members for his appointment and addressed Council.

The Chairman reported that he would be supporting four Kidlington based charities during his term of office: Senile Dementia, The Neighbourhood Scheme and Information Centre, Girl Guides, and Young Adults with Depression.

The Chairman advised Council his consorts for the year would be his sister Marie Silman and former Chairman, Councillor Chris Heath.

9 **Vote of Thanks to the Immediate Past Chairman**

The Chairman of the Council presented Councillor Chris Heath with a gift and her past Chairman's badge as a token of her term of office.

Members paid tribute to Councillor Heath and thanked her for the dedication she had shown representing the Council, the services she had rendered to the District and the gracious way she had presided over the deliberations of Council during her year of office.

10 **Past Chairman's Response**

Councillor Chris Heath addressed Council to report on her term of office.

Councillor Heath reported that she had attended numerous and varied functions during her term of office and hosted events to raise money for her chosen charity, Second Time Around, a Banbury charity that enables adults with physical and learning difficulties to gain hands on skills and improve their confidence.

Councillor Heath presented a cheque for £2600 to representatives from Second Time Around.

Councillor Heath paid particular thanks to her consorts for the year and Liz Matthews, the Chairman's PA and presented them with a token of her appreciation.

11 **Election of Vice-Chairman for the Municipal Year 2017/2018**

It was moved by Councillor Wood and seconded by Councillor Reynolds, that Councillor Jolanta Lis be elected as Vice-Chairman for the Municipal Year 2017/2018. There were no other nominations.

Resolved

- (1) That Councillor Jolanta Lis be elected Vice-Chairman of the Council for the municipal year 2017/2018.

12 **Investiture of Vice-Chairman**

Councillor Jolanta Lis, having made and signed the required Declaration of Acceptance of Office was invested with the Vice-Chairman's Chain.

13 **Annual Council Business Report**

The Interim Chief Executive / Head of Paid Service submitted a report for Council to note the constitution of Political Groups, note the appointment of the Deputy Leader and Executive for the Municipal Year 2017/18, consider and agree the suggested constitution of Committees for the Municipal year 2017/2018 and consider an amendment to the Constitution whereby training would be mandatory for members of the Accounts, Audit and Risk Committee.

In advising Council of Executive appointments for 2017/18, the Leader of the Council, Councillor Barry Wood, explained that Councillor Atack was standing down as an Executive member and thanked him for his hard work as the finance Lead Member.

Resolved

- (1) That the constitution of Political Groups (38 Conservatives, 8 Labour and 2 Independents) and notification of Group Leaders: Councillor Barry Wood, Leader of the Conservative Group and Leader of the Council, Councillor Sean Woodcock, Leader of the Labour Group and Leader of the Opposition and Councillor Les Sibley, Leader of the Independent Group, be noted.
- (2) That the appointment of the Deputy Leader of the Council, the membership of the Executive and the Executive Portfolios for 2017/18 be noted:

Lead Member Portfolio	Councillor
Leader of the Council	Councillor Barry Wood
Deputy Leader of the Council	Councillor George Reynolds
Lead Member for Financial Management	Councillor Tony Ilott
Lead Member for Public Protection and Community Services	Councillor Kieron Mallon
Lead Member for Change Management, Joint Working and IT	Councillor Mike Kerford-Byrnes
Lead Member for Clean and Green	Councillor Debbie Pickford
Lead Member for Estates and the Economy	Councillor Lynn Pratt
Lead Member for Performance Management	Councillor Richard Mould
Lead Member for Housing	Councillor John Donaldson
Lead Member for Planning	Councillor Colin Clarke

- (3) That the allocation of seats on committees that were subject to the political balance requirements be agreed:

	TOTAL	CON	LAB	IND
Accounts, Audit & Risk Committee	8	6	2	0
Appeals Panel	10	8	1 (-1)	1 (+1)

Budget Planning Committee	12	10	2	0
Joint Appeals Panel	3	2	1	0
Joint Commissioning Committee	6	5	1	0
Joint Scrutiny Committee	5	4	1	0
Licensing Committee	12	9 (-1)	2	1 (+1)
Overview & Scrutiny	12	10	2	0
Personnel Committee	12	10	2	0
Planning Committee	18	14	3	1
Standards Committee	8	7	1 (-1)	1 (+1)
Proportional Total by Committee	106	85	20	1
Aggregate Entitlement	106	84	18	4
Adjustment Required	N/A	-1	- 2	+3

- (4) That the allocation of seats on committees not subject to political balance requirements be agreed:

	TOTAL	CON	LAB	IND
Joint Councils Employee Engagement Committee	3	2	1	0

- (5) That members (and where appropriate, substitute members) be appointed to serve on each of the committees and other bodies as set out below in accordance with the nominations made by political groups:

Proportional Committees 2017/18

Accounts, Audit and Risk Committee

Membership (8 members with unnamed substitutes)

Conservative (6)

Cllr Hugo Brown – V-CH

Cllr Ian Corkin - CH

Cllr Sean Gaul

Cllr Mike Kerford-Byrnes

Cllr Nick Mawer

Cllr Tom Wallis

Labour (2)

Cllr Barry Richards

Cllr Sean Woodcock

Ind (0)

Appeals Panel

Membership (10 members with no substitutes)

Conservative (8)

Cllr Colin Clarke

Cllr Carmen Griffiths

Cllr Simon Holland

Cllr Tony Ilott

Cllr James Macnamara

Cllr Richard Mould

Cllr Douglas Webb

Cllr Brynn Williams

Labour (1)

Cllr Andy Beere

Ind (1)

Cllr Nick Cotter

Budget Planning Committee

Membership (12 members with unnamed substitutes)

Conservative (10)

Cllr David Anderson

Cllr Hugo Brown

Cllr Ian Corkin

Cllr Carmen Griffiths

Cllr David Hughes

Cllr Alan MacKenzie-
Wintle

Cllr Nicholas Mawer –
CH

Cllr Andrew McHugh

Cllr Tom Wallis

Labour (2)

Cllr Barry Richards

Cllr Sean Woodcock

Ind (0)

Cllr Douglas Webb – V-
CH

Joint Appeals Panel

Membership (3 seats, 2 named substitutes)

Conservative (2)	Labour (1)	Ind (0)
Cllr Mike Bishop	Cllr Andy Beere	
Cllr James Macnamara		

Substitutes

Conservative (1)	Labour (1)	Ind (0)
Cllr Colin Clarke	Cllr Surinder Dhesi	

Joint Commissioning Committee

Membership (6 members, unnamed substitutes)

Conservative (5)	Labour (1)	Ind (0)
Cllr Mike Kerford-Byrnes	Cllr Barry Richards	
Cllr Debbie Pickford		
Cllr Dan Sames		
Cllr Nicholas Turner		
Cllr Barry Wood		

Joint Scrutiny Committee

Membership (5 members, unnamed substitutes)

Conservative (4)	Labour (1)	Ind (0)
Cllr Simon Holland	Cllr Sean Woodcock	
Cllr Nicholas Mawer		
Cllr Neil Prestidge		
Cllr Jason Slaymaker		

Licensing Committee

Membership (12 seats and 5 substitutes based on proportional representation with each represented party having at least 1 substitute)

Conservative (9)

Cllr Colin Clarke
Cllr Tony Ilott
Cllr Alistair Milne Home
Cllr Debbie Pickford
Cllr George Reynolds
Cllr Nigel Simpson
Cllr Jason Slaymaker
Cllr Douglas Webb – CH
Cllr Bryn Williams –
V-CH

Labour (2)

Cllr Hannah Banfield
Cllr Surinder Dhese

Ind (1)

Cllr Nick Cotter

Substitutes

Conservative (3)

Cllr David Hughes
Cllr Richard Mould
Cllr Barry Wood

Labour (1)

Cllr Shaida Hussain

Ind (1)

Cllr Les Sibley

Overview and Scrutiny Committee

Membership (12 members with unnamed substitutes)

Conservative (10)

Cllr David Anderson
Cllr Mike Bishop
Cllr Sean Gaul
Cllr Tim Hallchurch
Cllr Chris Heath
Cllr David Hughes
Cllr Jolanta Lis – V-CH
Cllr Andrew McHugh
Cllr Neil Prestidge - CH
Cllr Jason Slaymaker

Labour (2)

Cllr Claire Bell
Cllr Mark Cherry

Ind (0)

Personnel Committee

Membership (12 members, unnamed substitutes who shall not be members of the Appeals Panel)

Conservative (10)

Cllr Ken Atack
Cllr Maurice Billington -
CH
Cllr Jolanta Lis
Cllr George Reynolds
Cllr Dan Sames
Cllr Nigel Simpson
Cllr Jason Slaymaker
Cllr Nick Turner
Cllr Bryn Williams
Cllr Barry Wood – V-CH

Labour (2)

Cllr Shaida Hussain
Cllr Sean Woodcock

Ind (0)

Planning Committee

Membership (18 members, 12 named substitutes)

Conservative (14)

Cllr Colin Clarke
Cllr Ian Corkin
Cllr Chris Heath
Cllr David Hughes - CH
Cllr Simon Holland
Cllr Mike Kerford-Byrnes
Cllr Alan MacKenzie-
Wintle
Cllr James Macnamara
– V-CH
Cllr Alastair Milne-Home
Cllr Richard Mould
Cllr Debbie Pickford
Cllr Lynn Pratt
Cllr George Reynolds
Cllr Nigel Simpson

Labour (3)

Cllr Andy Beere
Cllr Surinder Dhese
Cllr Barry Richards

Ind (1)

Cllr Les Sibley

Substitutes

Conservative (9)

Cllr Ken Atack
Cllr Maurice Billington
Cllr Hugo Brown

Labour (2)

Cllr Hannah Banfield
Cllr Sean Woodcock

Ind (1)

Cllr Nick Cotter

Cllr John Donaldson
Cllr Tim Hallchurch
Cllr Jolanta Lis
Cllr Nick Turner
Cllr Bryn Williams
Cllr Barry Wood

Standards Committee

Membership (8 members, 8 substitute members)

Conservative (6)	Labour (1)	Ind (1)
Cllr Colin Clarke	Cllr Andy Beere	Cllr Les Sibley
Cllr Tim Hallchurch – CH		
Cllr Simon Holland		
Cllr James Macnamara – V-CH		
Cllr Nigel Morris		
Cllr Bryn Williams		

Substitutes

Conservative (6)	Labour (1)	Ind (1)
Cllr Ian Corkin	Cllr Mark Cherry	Cllr Nick Cotter
Cllr Carmen Griffiths		
Cllr Neil Prestidge		
Cllr Jason Slaymaker		
Cllr George Reynolds		
Cllr Barry Wood		

Non-Proportional Committees

Joint Councils Employee Engagement Committee

Membership (3 seats, unnamed substitutes)

Conservative (2)	Labour (1)	Ind (0)
Cllr Nicholas Turner	Cllr Shaida Hussain	
Cllr Barry Wood		

- (6) That Councillor Andrew McHugh be appointed as Cherwell District Council's representative to the Oxfordshire County Council Health Overview and Scrutiny Committee.
- (7) That Councillor Tony Ilott be appointed Cherwell District Council's representative to the Police and Crime Commissioner Scrutiny Panel.
- (8) That it be agreed that the Constitution be amended so that it is mandatory for members of the Accounts, Audit and Risk Committee to have received training before they can sit on the Committee.
- (9) That authority be delegated to the Head of Law and Governance to update the Constitution to reflect resolution (8).

14 **Appointment of Monitoring Officer**

The Interim Head of Paid Service submitted a report to appoint a monitoring officer in place of Kevin Lane, Head of Law and Governance, who leaves his employment with Cherwell District Council and South Northamptonshire Council on 30 June 2017.

Resolved

- (1) That, pursuant to section 5 of the Local Government and Housing Act 1989, James Doble be appointed as the Council's monitoring officer with effect from 1 July 2017.

15 **Community Governance Review Update**

The Interim Chief Executive submitted a report to provide an update on the Community Governance Review (CGR), including the results of the first consultation with Upper Heyford, and to ask Council to approve amendments to the timetable.

Resolved

- (1) That the update be noted.
- (2) That a change in the timetable regarding the second consultation stage of the review be approved.

16 **High Speed Rail - HS2 Determination of Schedule 17 Applications for Approval of Details**

The Head of Development Management submitted a report to seek the agreement of the Council to the proposed revision to the Scheme of Delegation to the Head of Development Management to ensure the expedient determination of applications submitted pursuant to Schedule 17 of the High Speed Rail (London to West Midlands) Act 2017.

Resolved

- (1) That the Scheme of Delegation to the Head of Development Management, as set out in the Council's Constitution, be amended to insert the following application type within the list of delegated application types set out in part A of the Scheme.

"Applications pursuant to Schedule 17 of the High Speed Rail (London - West Midlands) Act 2017".

17 **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 item 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.

18 **Award of Contract for the Construction of the Eco Business Centre at NW Bicester**

The Commercial Director submitted an exempt report relating to the award of contract for the construction of the Eco Business Centre at NW Bicester.

Resolved

- (1) As set out in the exempt minutes.
- (2) As set out in the exempt minutes.

The meeting ended at 7.25pm

Chairman:

Date: