

Cherwell District Council

Council

15 May 2018

Annual Council Business Report

Report of Chief Executive

This report is public

Purpose of report

To note the results of the 3 May 2018 district elections, the constitution of Political Groups, appoint the Leader of the Council, note the appointment of the Deputy Leader and Executive for the Municipal Year 2018/19 and consider and agree the suggested constitution of Committees for the Municipal year 2018/2019.

1.0 Recommendations

** The recommendations are also included in the relevant section of the report **

The meeting is recommended:

- 1.1 To note the results of the District elections held on 3 May 2018.
- 1.2 To note the constitution of Political Groups and notification of Group Leaders.
- 1.3 To appoint a Leader of the Council.
- 1.4 To note the appointment of Deputy Leader of the Council, the membership of the Executive and the Executive Portfolios for 2018/19.
- 1.5 To agree the allocation of seats on committees that are subject to the political balance requirements as set out in Table 1 (addendum to report to follow).
- 1.6 To agree the allocation of seats on committees not subject to political balance requirements as set out in Table 2 (addendum to report to follow).
- 1.7 To agree that the Constitution be amended to remove the requirement for named substitutes for Licensing Committee and the Assistant Director Law and Governance be requested to amend the Constitution accordingly.
- 1.8 To appoint members (and where appropriate, substitute members) to serve on each of the committees and other bodies set out in Tables 1 and 2 in accordance with the nominations to be made by political groups (Appendix 2 - to follow).

- 1.9 To appoint a representative to the Oxfordshire County Council Health Overview and Scrutiny Committee.
- 1.10 To appoint a representative to the Police and Crime Commissioner Scrutiny Panel.

2.0 Introduction

- 2.1 The Council's Constitution requires that at the annual meeting, Council shall:
- Note the results of the District Elections, if held, and the constitution of Political Groups and Group Leaders and elect the Leader of the Council if required
 - Conduct any business concerning the establishment of and appointments to the Executive, including the appointment of Deputy Leader and the allocation of functions to Lead Members
 - Conduct any business concerning the establishment of, and appointment to:
 - The Overview and Scrutiny Committee
 - The Standards Committee
 - Such other Committees as the Council consider appropriate

3.0 Report Details

District Election Results

- 3.1 The following were elected for the Wards shown at the district elections held on 3 May 2018. All Councillors elected in the scheduled elections will serve a 4 year term.
- 3.2 Following the resignation of former Councillor Ken Atack, a vacancy in the Cropredy, Sibfords and Wroxton ward was contested alongside the scheduled elections. The term of office for this seat is one year and the differing terms for this ward are indicated below.
- 3.3 Following the sad death of Jolanta Lis, a standing councillor and candidate in the Bicester West ward prior to polling day, the election for this ward was postponed until 21 June 2018.

Ward	Elected
Adderbury, Bloxham and Bodicote	Councillor Andrew McHugh
Banbury Calthorpe and Easington	Councillor Tony Mepham
Banbury Cross and Neithrop	Councillor Cassi Perry
Banbury Grimsbury and Hightown	Councillor Shaida Hussain
Banbury Hardwick	Councillor Tony Ilott

Banbury Ruscote	Councillor Barry Richards
Bicester East	Councillor Tom Wallis
Bicester North and Caversfield	Councillor Nick Mawer
Bicester South and Ambrosden	Councillor Lucinda Wing
Bicester West	Election postponed until 21 June 2018
Cropredy, Sibfords and Wroxton	Councillor Phil Chapman – elected for a 4 year term Councillor Douglas Webb – elected for a 1 year term
Deddington	Councillor Mike Kerford-Byrnes
Fringford and Heyfords	Councillor Barry Wood
Kidlington East	Councillor Carmen Griffiths
Kidlington West	Councillor Alaric Rose
Launton and Otmoor	Councillor David Hughes

Recommendation

1.1 To note the results of the District Elections held on 3 May 2018.

Constitution of Political Groups

3.2 The Chief Executive will report on the notifications of the constitution of Political Groups received prior to the meeting and the appointments of Group Leaders.

3.4 Group Leaders have been appointed as follows:

Conservative Group: To be advised

Labour Group: To be advised

Recommendation

1.2 To note the constitution of Political Groups and notification of Group Leaders.

Leader of the Council

3.5 In accordance with the strong leader model, the Leader of the Council's term of finished at the end of his term of office as a councillor in May 2018. Therefore Council is required to appoint a Leader.

3.6 The Leader of the Council will be a councillor elected to that position by Council. The Leader of the Council shall be the chairman of the Executive and shall have reserve powers to act in the absence or incapacity of any executive portfolio holder.

3.5 The Leader will hold office until:

- s/he resigns from the office

- s/he is suspended from being a Councillor under Part III of the Local Government Act 2000 (although) he may resume office at the end of
- the period of suspension)
- the expiration of their term of office
- s/he is no longer a councillor
- s/he is removed from office by resolution of the council,

Recommendation

1.3 To appoint a Leader of the Council.

Deputy Leader of the Council and Executive 2018/19

- 3.7 The newly appointed Leader of the Council will table a report (Appendix 1 – to follow) appointing a Deputy Leader and setting out the Executive Portfolios for the Municipal Year 2018/19.

Recommendation

1.4 To note the appointment of Deputy Leader of the Council, the membership of the Executive and the Executive Portfolios for 2018/19.

Committee Appointments 2018/19

- 3.8 The current constitution of the Council is 35 Conservative, 9 Labour, 1 Liberal Democrat and 1 Independent councillors. There is one vacancy. The proportionality calculations (to follow as an addendum to this report) take account of this and are based on a Council of 48 but with 47 members.
- 3.9 The proportionality calculations will be published as an addendum to this report.
- 3.10 The Licensing Committee currently has named substitutes, which is the only remaining Cherwell District Council committee with such an arrangement. The Committee only meets on an ad-hoc basis as business requires. Following consultation with Group Leaders, it is proposed that the Constitution be amended and there no longer be named substitutes for Licensing Committee. Any member of the relevant political group could attend a meeting of the Licensing Committee as a substitute. Members are reminded that the membership of Licensing Sub-Committees is formed of members from the parent Licensing Committee only.
- 3.11 Appendix 2 (to follow) sets out members (and where appropriate, substitute members) to serve on each of the committees and other bodies set out in Tables 1 and 2 (addendum to report to follow) in accordance with the nominations to be made by political groups.

Recommendations

- 1.5 To agree the allocation of seats on committees that are subject to the political balance requirements as set out in Table 1 (addendum to report to follow).
- 1.6 To agree the allocation of seats on committees not subject to political balance requirements as set out in Table 2 (addendum to report to follow).
- 1.7 To agree that the Constitution be amended to remove the requirement for named substitutes for Licensing Committee and the Assistant Director Law and Governance be requested to amend the Constitution accordingly.

- 1.8 To appoint members (and where appropriate, substitute members) to serve on each of the committees and other bodies set out in Tables 1 and 2 (addendum to report to follow) in accordance with the nominations to be made by political groups (Appendix 2 - to follow).

Appointment of Representatives

- 3.12 Council is asked to appoint representatives to the Oxfordshire County Council Health Overview and Scrutiny Committee and to the Police and Crime Commissioner Scrutiny Panel.
- 3.13 The 2017/18 representative on the County Council Health Overview and Scrutiny Committee was Councillor Andrew McHugh and on the Police and Crime Commissioner Scrutiny Panel was Councillor Tony Ilott.

Recommendations

- 1.8 To appoint a representative to the Oxfordshire County Council Health Overview and Scrutiny Committee.
- 1.9 To appoint a representative to the Police and Crime Commissioner Scrutiny Panel.

4.0 Conclusion and Reasons for Recommendations

- 4.1 The Council is required to note the results of the District Council elections, appoint a Leader (if required), agree the allocation of seats on committees that are subject to the political balance requirements and also on committees not subject to political balance requirements and to agree the appointments to each of the Committees in accordance with the nominations made by political groups.

5.0 Consultation

Group Leaders

Nominations and information from group leaders has been included in the report and appendices

6.0 Alternative Options and Reasons for Rejection

- 6.1 The following alternative options have been identified and rejected for the reasons as set out below.

Option 1: To amend the appointments to Committee.

7.0 Implications

Financial and Resource Implications

- 7.1 There are no financial implications arising from the report.

Comments checked by:

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Legal Implications

- 7.2 It is a legal requirement for Council to agree proportionality after an election and appoint committees. It is for the Council Leader to appoint the Deputy Leader and the other Executive members, and to allocate Lead Member responsibilities.

Comments checked by:

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Risk Implications

- 7.3 In ensuring the legal requirements are met risk to the authority is mitigated.

Comments checked by:

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8.0 Decision Information

Wards Affected

All

Links to Corporate Plan and Policy Framework

All

Lead Councillor

None

Document Information

Appendix No	Title
One	Executive Portfolios 2018/19 – to follow
Two	Committee Membership – to follow
Background Papers	
None	
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