

Committee: Executive
Date: Monday 7 September 2009
Time: 6.30 pm
Venue: Bodicote House, Bodicote, Banbury, OX15 4AA

Membership

Councillor Barry Wood (Chairman) Councillor G A Reynolds (Vice-Chairman)

Councillor Ken Atack
Councillor Norman Bolster
Councillor Michael Gibbard

Councillor James Macnamara
Councillor Kieron Mallon
Councillor Nigel Morris

Councillor D M Pickford
Councillor Nicholas Turner

AGENDA

1. Apologies for Absence

2. Declarations of Interest

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

3. Petitions and Requests to Address the Meeting

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

4. Urgent Business

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

5. **Minutes** (Pages 1 - 12)

To confirm as a correct record the Minutes of the meeting held on 3 August 2009.

Strategy and Policy

6. **RAF Bicester Planning Brief** (Pages 13 - 166)

6.35 pm

Report of Head Planning and Affordable Housing Policy

Summary

To report on the responses received to the consultation draft Planning Brief incorporating Informal Development Principles and Management Guidelines and to seek approval of the amended document. To consider the manner in which the site is being disposed of and to comment upon that. To seek the engagement of Defence Estates and English Heritage in the joint preparation of Management Guidelines for the flying field and technical site.

Recommendations

The Executive is recommended:

- (1) to note the responses received to the draft document and to approve the content of the amended document for publication
- (2) to express its concern to the Ministry of Defence that the maintenance of the buildings on the technical site has not been undertaken in accordance with the DCMS protocol
- (3) to express its concern to the Ministry of Defence at the extent to which the disposal of this site has been undertaken in a manner contrary to the DCMS protocol, in particular with respect to a comprehensive approach to securing the future of the whole of the heritage asset
- (4) to invite Defence Estates and English Heritage to engage fully and quickly in the process of drawing up Management Guidelines for the flying field and Technical site to ensure that these are agreed prior to the sale.

7. **Member Development Strategy** (Pages 167 - 179)

6.50 pm

Report of the Head of Legal and Democratic Services

Summary

This report presents a Member Development and Support Strategy for approval and updates the Executive on the general progress of the member development programme 2009/10.

Recommendations

The Executive is recommended to:

- (1) approve the Member Development and Support Strategy.
- (2) request an annual review of the Member Development and Support Strategy and the progress of the member support interviews.

Service Delivery and Innovation

8. Bicester Market Square Highway and Environmental Improvement Scheme (Pages 180 - 184) **7.00 pm**

Report of Head of Economic Development and Estates

Summary

To confirm that the Council can, in collaboration with Oxfordshire County Council, move forward to public consultation on three proposed plans for an environmental improvement scheme of Bicester Market Square.

Recommendation

The Executive is recommended to:

- (1) Agree that the three options for the Environmental Improvement Scheme of Bicester Market Square described in the report, go forward for public consultation.
- (2) Request the County Council to make it clear in the consultation that
 - the implementation of any scheme will be timed so that it does not clash with the programme for the Bicester town centre redevelopment.
 - designs that result in the loss of public car parking may have significant financial implications and will require the approval of the District Council as landowner of the Market square car park.

9. Pitt Review into Summer 2007 Floods - Further Implications following the Government's Response to the Report Recommendations (Pages 185 - 190) **7.15 pm**

Report of Head of Building Control and Engineering Services

Summary

All the recommendations of the Pitt Report into the Summer 2007 floods were accepted by the Government in late 2008. Following that in April 2009 the draft Flood and Water Management Bill was published and consulted upon. The Bill seeks to rearrange the various ways in which existing land drainage and flood risk management powers and responsibilities are organised, and proposes some new duties for those involved. If enacted the Bill would have significant implications for the way these services are delivered locally. The purpose of this Report is to appraise Members of those implications and to recommend an approach that

supports the promotion of high quality land drainage services in Cherwell District in the future.

Recommendations

The Executive is recommended to:

- 1) Support the ways in which the Flood and Water Management Bill seeks to place greater accountability on the Public Sector for flood risk management.
- 2) Note that it is likely that the lead statutory role in land drainage and flood risk management will rest in future with Oxfordshire County Council.
- 3) Recognise that it follows from (2) above that in future it will only be possible to provide land drainage and flood risk management services at District level through agencies or operational protocols to the Lead Local Flood Authority which is proposed to be the County Council.
- 4) Pursue partnership discussions about how District Councils in Oxfordshire might work with the County Council to provide high quality land drainage and flood risk management services in the future.

10. Bryan House Bicester Redevelopment Scheme (Pages 191 - 196) 7.25 pm

Report of Head of Economic Development and Estates, Head of Housing Services, and Head of Urban and Rural Services

Summary

To consider options for progressing the redevelopment scheme.

Recommendation

The Executive is recommended:

- (1) To approve a land exchange with Sanctuary Housing to enable the redevelopment of the Bryan House site with affordable housing, with the loss of one public car parking space.

Value for Money and Performance

11. Annual Report and Summary of Accounts 2008/09 (Pages 197 - 216) 7.35 pm

Report of Strategic Director Customer Services and Resources

Summary

This report seeks approval of the combined Annual Report and Summary of Accounts 2008/9, subject to any amendments of the Accounts, Audit and Risk Committee on 23 September 2009.

Recommendation

The Executive is recommended:

- (1) Consider and recommend the Annual Report and Summary of Accounts 2008/9 (Appendix 1), to be given final approval subject to any amendments by the Accounts, Audit and Risk Committee on 23 September 2009.

Urgent Business

12. Urgent Business

Any other items which the Chairman has decided is urgent.

13. Exclusion of the Press and Public

The following report contains exempt information as defined in the following paragraphs of Part 1, Schedule 12A of Local Government Act 1972.

3 – Information relating to the financial or business affairs of any particular person (including the authority holding that information).

4 – Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holder under, the authority.

Members are reminded that whilst the following item has been marked as exempt, it is for the meeting to decide whether or not to consider it in private or in public. In making the decision, members should balance the interests of individuals or the Council itself in having access to the information. In considering their discretion members should also be mindful of the advice of Council Officers.

Should Members decide not to make a decision 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 they could involve the likely disclosure of exempt information as defined in paragraphs 3 and 4 of Part 1, Schedule 12A of that Act.”

14. Orchard Way Banbury Redevelopment Scheme (Pages 217 - 225) 7.45 pm

Report of Head of Economic Development and Estates and Head of Housing Services

15. Pay and Grading Review 2010 (Pages 226 - 234) 8.00 pm

Report of the Head of Human Resources and the Head of Finance

(Meeting scheduled to close at 8.15 pm)

Information about this Agenda

Apologies for Absence

Apologies for absence should be notified to democracy@cherwell-dc.gov.uk or 01295 221587 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. The definition of personal and prejudicial interests is set out in the constitution. The Democratic Support Officer will have a copy available for inspection at all meetings.

Personal Interest: Members must declare the interest but may stay in the room, debate and vote on the issue.

Prejudicial Interest: Member must withdraw from the meeting room and should inform the Chairman accordingly.

With the exception of the some very specific circumstances, a Member with a personal interest also has a prejudicial interest if it is one which a Member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest.

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.

Queries Regarding this Agenda

Please contact James Doble, Legal and Democratic Services james.doble@cherwell-dc.gov.uk (01295) 221587

Mary Harpley
Chief Executive

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