

Meeting of Council

Monday 22 July 2013

Members of Cherwell District Council,

A meeting of Council will be held at Bodicote House, Bodicote, Banbury, OX15 4AA on Monday 22 July 2013 at 6.30 pm, and you are hereby summoned to attend.



Sue Smith
Chief Executive

Friday 12 July 2013

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 Council held on 15 May 2013.

7 Update on Local Policing by Local Police Area Commander for Cherwell

The LPA Commander for Cherwell, Superintendent Colin Paine, will be invited to address Council, following which Members will be able to ask questions.

8 Presentation by Local Government Boundary Commission for England

Max Caller, Chairman of the Commission and Tim Bowden, Review Manager will be invited to address Council, following which Members will be able to ask questions.

9 Minutes

- a) Minutes of Executive, Lead Member Decisions and Executive Decisions not included in the Forward Plan

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 February meeting two decisions have been taken by the Executive which were not included in the 28 day Plan.

Bodicote Park – Key and restricted decision
Bicester Civic Centre – Key decision

- 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.

10 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).

11 Motions

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

Council Business Reports

12 Amendments to Committee Memberships

The Conservative Group has been notified that Councillors Mike Kerford-Byrnes and Councillor Tim Hallchurch are no longer able sit on Budget Planning Committee and the Overview and Scrutiny Committee respectively, due to availability for meetings.

The Leader of the Council will notify Council of the new Conservative Group nominees at the meeting

13 Accounts, Audit and Risk Committee Annual Report 2012/13 (Pages 15 - 20)

Report of Head of Finance and Procurement

Summary

The purpose of this report is to review and approve the annual report of the Accounts, Audit and Risk committee for 2012/13.

Recommendations

Council is recommended:

- (1) To note the contents of this report.

14 Overview and Scrutiny Annual Report 2012/13 (Pages 21 - 36)

Report of Head of Law and Governance

Summary

This report presents the Overview and Scrutiny Annual Report for 2012/13.

Recommendations

Council is recommended:

- (1) To note the contents of the Overview and Scrutiny Annual Report 2012/13.

15 2012/13 Treasury Management Annual Report (Pages 37 - 82)

Report of Finance and Procurement

Summary

This report presents information on treasury management performance and compliance with treasury management policy during 2012/13 as required by the Treasury Management Code of Practice.

Recommendations

Council is recommended:

- (1) To note the contents of this report in line with the Treasury Management Strategy.

16 Standards Committee - Appointment of Independent Person (Pages 83 - 86)

Report of Head of Law and Governance

Summary

To enable Council to appoint a statutory Independent Person pursuant to Section 28 (7) of the Localism Act 2011 following the expiry of the term of office of Dr Sadie Reynolds.

Recommendations

Council is recommended:

- (1) To appoint Graham Matthews as statutory Independent Person pursuant to Section 28 (7) of the Localism Act 2011 with a term of office expiring on the date of the Annual Meeting in May 2017.
- (2) To thank Dr Sadie Reynolds for her hard work as an Independent Person since 15 October 2012 and previously as an Independent member of the Standards Committee for the period 2004 - 2012.

17 **Community Governance Review 2012** (Pages 87 - 104)

Report of Chief Executive

Summary

To ask Council to consider the recommendations of the Community Governance Review Working Group, and to agree that the Working Group be amended to form a Boundary Review Group in preparation for the district boundary review taking place later this year.

Recommendations

Council is recommended:

- (1) To approve an increase in the number of Parish Councillors for Adderbury Parish Council by one from 11 to 12, a change that will take effect at their next ordinary year of election in 2016.
- (2) To approve the moving of the land shown in red on the appended map 1 from the Parish of Blackthorn into the Parish of Ambrosden, a change that will take effect from the next ordinary year of election for Ambrosden in 2016
- (3) To approve (a) the moving of the land shown red on the appended map 2 into Banbury Town Council area, from the parishes of Drayton, Hanwell and Bodicote, these changes to take place at the time of the next ordinary election for Banbury Town Council in 2016; and (b).the extension of the terms of office for Parish Councillors at Drayton Parish Council and Hanwell Parish Council by two years to bring them into line with the Banbury Town Council election.
- (4) To approve (a) the moving of the land shown red on the appended map 3 into Bicester Town Council area, from the parishes of Bucknell, Caversfield and Chesterton, this change to take place at the time of the next ordinary election for Bicester Town Council in 2015; and (b) the reduction in the terms of office for Parish Councillors at Bucknell Parish Council and Caversfield Parish Council by one year to bring them into line with the Bicester Town Council election.
- (5) To approve an increase in the number of Bicester Town Councillors from 15 to 20. This change will take place at the time of the next ordinary election for Bicester Town Council in 2015.
- (6) To approve an increase in Parish Councillors at Chesterton Parish Council by one from 6 to 7, a change which will take effect at the next ordinary election for the Parish in 2015
- (7) To approve an increase in the number of Parish Councillors for Bloxham Parish Council by one from 11 to 12, to take effect at the next ordinary election of the Parish Council in 2014.

- (8) To approve an increase in the number of Parish Councillors for Middleton Stoney Parish Council by two from 5 to 7, to take effect at the next ordinary election of the Parish Council in 2015.
- (9) To approve an increase in the number of Parish Councillors for Piddington Parish Council by two, from 5 to 7, to take effect at the next ordinary election of the Parish Council in 2016.
- (10) To make no change to Upper Heyford Parish Council at this time, with officers monitoring progress of any major planning applications, community capacity building and reviewing the situation at an appropriate time within the next 5 years
- (11) To delegate authority to the Head of Law and Governance, in consultation with the Electoral Registration Officer and Returning Officer, to complete all necessary actions in respect of the making of Statutory Orders to implement the changes
- (12) To delegate authority to the Head of Law and Governance to request that the Local Government Boundary Commission for England make changes to Ward and Divisional Boundaries to reflect the revised Parish Boundaries
- (13) To change the Community Governance Review Working Group into a Boundary Review Working Group with the terms of reference set out at Appendix 1 (Terms of Reference to be tabled at the meeting following discussions with the Boundary Commission).
- (14) To delegate authority to the Head of Law and Governance, in consultation with group leaders, to appoint two representatives from each political group to the Boundary Review Working Group in anticipation of the District Review taking place later in 2013.

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 willask 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 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.

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 James Doble, Democratic and Elections
james.doble@cherwellandsouthnorthants.gov.uk, 01295 221587