

Meeting of Council

Monday 20 July 2015

Members of Cherwell District Council,

A meeting of Council will be held at Bodicote House, Bodicote, Banbury, OX15 4AA on Monday 20 July 2015 at 6.30 pm, and you are hereby summoned to attend.



Sue Smith
Chief Executive

Friday 10 July 2015

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** (Pages 1 - 2)

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 3 - 18)

To confirm as a correct record the Minutes of Council held on 19 May 2015.

7 Minutes

- a) Minutes of Executive, Lead Member Decisions and Executive Decisions not included in the 28 day notice

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, the last time this was reported, two key or restricted decisions relating to the Recycling Contract and Additional Capital Bids have been taken by the Executive which were not included in the 28 day notice.

- 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.

8 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).

9 Motions

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

Council Business Reports

10 Cherwell Local Plan 2011-2031 (Part 1): Inspector's Report on the Examination into the Cherwell Local Plan and Plan for Adoption (Pages 19 - 38)

** Due to the size of the documents, the six appendices for this report are being published and printed as a separate document **

Report of Head of Strategic Planning and the Economy

Purpose of report

The main purpose of this report is to allow Members to consider the content of the Inspector's Report on the Examination into the Submission Cherwell Local Plan, to decide whether to approve Main Modifications to the Local Plan as recommended by the Inspector together with additional modifications to enable the Plan to proceed to adoption, and to consider whether to adopt the Plan, as modified.

Recommendations

The meeting is recommended:

- 1.1 To note the conclusions of the Inspector's report (Appendix 1) and accept his recommendations regarding the Main Modifications that are required to make the Plan sound.
- 1.2 To approve the incorporation of additional modifications as set out in Appendix 2, including consequential changes to the Policies Maps arising from the Inspector's recommendations.
- 1.3 To adopt as a development plan document the Local Plan (Appendix 3) incorporating all of the Main Modifications recommended by the Inspector together with the additional modifications as set out in Appendix 2, in accordance with Regulation 26 of the Town and Country Planning (Local Planning) Regulations 2012.
- 1.4 To delegate to the Head of Strategic Planning and the Economy prior to the publication of the Local Plan the correction of any further minor spelling, grammatical or typographical errors together with any improvements from a presentational perspective.

- 1.5 To delegate to the Head of Strategic Planning and the Economy the publication of an updated Adopted Policies Map to illustrate graphically the application of policies contained in the adopted development plan, comprising any site specific saved policies of the Cherwell Local Plan 1996 not replaced by the adoption of the Cherwell Local Plan 2011-2031, and site specific saved policies of the adopted Oxfordshire Minerals and Waste Local Plan 1996, in addition to relevant policies contained in Cherwell Local Plan Part 1.
- 1.6 To acknowledge that in adopting the Local Plan, it will revoke those saved policies indicated as being replaced in Appendix 7 of the Plan (Appendix 3) with immediate effect.

11 2014/15 Treasury Management Annual Report (Pages 39 - 56)

Report of Director of Resources and Head of Finance and Procurement

Purpose of report

This report presents information on treasury management performance and compliance with treasury management policy during 2014/15 as required by the Treasury Management Code of Practice.

Recommendations

The meeting is recommended:

- 1.1 To note the contents of this report in line with the Treasury Management Strategy.

12 Overview and Scrutiny Annual Report 2014/15 (Pages 57 - 66)

Report of Head of Law and Governance

Purpose of report

This report presents the Overview and Scrutiny Annual Report for 2014/15.

Recommendations

The meeting is recommended:

- 1.1 To note the contents of the Overview and Scrutiny Annual Report 2014/15.

13 Notification of Urgent Action Appointment of Outside Body Representative to the Oxfordshire Health Overview and Scrutiny Committee (Pages 67 - 70)

Report of Chief Executive

Purpose of report

To notify Council of urgent action taken by the Chief Executive to change the appointed Cherwell District Council representative on the Oxfordshire Health Overview and Scrutiny Committee.

Recommendations

The meeting is recommended:

- 1.1 To note the urgent taken by the Chief Executive to appoint Councillor Nigel Randall as Cherwell District Council's representative to the Oxfordshire Health Overview and Scrutiny Committee.

14 Exclusion of the Press and Public

The following reports contain 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).

5 – Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings

Members are reminded that whilst the following items have been marked as exempt, it is for the meeting to decide whether or not to consider them 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 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, Paragraphs 3 and 5 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.”

15 Recycling Contract (Pages 71 - 146)

Exempt report of Head of Environmental Services

16 Additional Capital bids for CCTV at Thorpe Lane Depot and Bodicote House (Pages 147 - 154)

Exempt report of Head of Finance and Procurement

17 Questions on Exempt Minutes

Members of Council will ask 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 221589 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 Natasha Clark, Democratic and Elections
natasha.clark@cherwellandsouthnorthants.gov.uk, 01295 221589