

Meeting of Council

Monday 19 October 2015

Members of Cherwell District Council,

A meeting of Council will be held at Bodicote House, Bodicote, Banbury, OX15 4AA on Monday 19 October 2015 at 6.30 pm, and you are hereby summoned to attend.



Sue Smith
Chief Executive

Friday 9 October 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 - 10)

To confirm as a correct record the Minutes of Council held on 20 July 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 last meeting three decisions relating to the Asset Management Plan 2015/16, Site Negotiations and Acquisitions and the Oxfordshire Devolution Bid 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 Thames Valley Police - Address by Chief Constable

The Police and Crime Commissioner for Thames Valley, Anthony Stansfeld, the Chief Constable of Thames Valley Police, Francis Hapgood, and the Cherwell Local Area Commander Superintendent, Kath Lowe, will be invited to address Council, following which Members will be able to ask questions.

9 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).

10 Motions

To debate a motion which has been submitted with advance notice, in accordance with the constitution.

Oxfordshire County Council consultation on the options for the future of the Children's Centres and Early Intervention Service

This Council notes the public consultation launched by the County Council on options for the future of the Children's Centres and Early Intervention Service with the aim of cutting the budget by a staggering £8m.

This Council states that these cuts are ideologically motivated as an attack on public services pursued by the government and by its forerunners in the Coalition. Having imposed reductions in local government funding which has led to atrocious cutbacks in these services, and also in youth services, services for those with learning disabilities, support for the homeless, and cuts in adult social care; these cutbacks represent a comprehensive assault on the most vulnerable in our society.

This Council finds the proposals to close all 44 children's centres entirely unacceptable and asks the Leader to inform the County Council that this would have very serious impacts indeed, not only on the most vulnerable, but on all the users of the centres who find their support invaluable as well as on wider society within Cherwell District and beyond.

While this Council acknowledges the appalling cuts in local government funding, it asks that proper consultation with the centres and the public is done to develop alternative ways to achieve the savings without taking away what is for many a lifeline.

It therefore asks the Leader to respond in the strongest terms to the County's consultation imploring the County Council to save as many of the vital services in children's centres as it can, and also asking the Leader to consider any ways in which this authority (although it is also subject to similar government cutbacks) might support the retention of any services.

Proposer: Councillor Sean Woodcock

Council Business Reports

11 Result of Banbury Grimsbury and Castle By-Election (Pages 11 - 16)

Report of Chief Executive

Purpose of report

To advise Council of the result of the Banbury Grimsbury and Castle by-election held on 1 October 2015 and to note changes to political balance and membership of Committees.

Recommendations

The meeting is recommended:

- 1.1 To note the results of the Banbury Grimsbury and Castle by-election held on 1 October 2015.
- 1.2 To note the constitution of the Council following the by-election.
- 1.3 To agree the allocation of seats on committees that are subject to the political balance requirements as set out in Table 1 following the by-election.
- 1.4 To agree the amendments to committee membership as requested by the Conservative Group and Labour Group as necessitated by the changes to the proportional allocations following the by-election as set out in Table 2 and the addendum to this report (to follow).
- 1.5 To note the amendment to the membership of the Joint Councils and Employee Engagement Committee as requested by the Conservative Group Leader set out in the addendum to the report (to follow).

12 Transformation Governance (Pages 17 - 20)

Report of Chief Executive

Purpose of report

The purpose of this report is to request Council to discontinue the Joint Arrangements Steering Group and amend the membership of the Joint Commissioning Committee on the recommendation of the Joint Commissioning Committee. The report makes recommendations to ensure governance arrangements remain effective and transparent

Recommendations

Council is recommended by the Joint Commissioning Committee to:

- 1.1 Discontinue the Joint Arrangements Steering Group (JASG) and that the Head of Transformation be delegated to update HR policies and procedures as necessary

- 1.2 Increase the membership of the Joint Commissioning Committee from 4 to 6 members from each council and agree that the frequency of meetings is increased to bi-monthly diarised meetings to ensure effective Member oversight of the transformation programme.
- 1.3 Note that in accordance with the revised proportionality calculation the Leader of the Conservative group will advise on the nominations to the Joint Commissioning Committee from his political group.

13 Adoption ('Making') Of Hook Norton Neighbourhood Plan (Pages 21 - 66)

Report of Head of Strategic Planning and the Economy

Purpose of report

To ask Council to formally 'make', i.e. to adopt, the Hook Norton Neighbourhood Plan (HNNP) following a successful referendum in Hook Norton Parish held on 3 September 2015. There was a majority vote in favour of adopting the neighbourhood plan so that it becomes part of the statutory development plan for Cherwell District Council under the provisions of Section 38A (4) and (6) the Town and Country Planning Act 2004 as amended by the Localism Act 2011. On 5 October 2015, the Executive resolved to recommend to Full Council that the Plan be 'made'.

Recommendations

The meeting is recommended:

- 1.1 To note the referendum result of the 3 September 2015 where 97% of those who voted were in favour of the Plan which is above the required 50%.
- 1.2 To resolve that Cherwell District Council as local planning authority 'make' the Hook Norton Neighbourhood Plan (appendix 3 to this report) part of the statutory development plan for the District.
- 1.3 To approve the issuing and publication of a decision statement, under regulation 19 of the Neighbourhood Planning (General) Regulations 2012, that Cherwell District Council has resolved to make the Hook Norton Neighbourhood Plan (appendix 4 to this report).
- 1.4 To delegate to the Head of Strategic Planning and the Economy the correction of any spelling, grammatical or typographical errors, and the undertaking of any minor presentational improvements, if required prior to the Plan being published by Council.

14 New Woodgreen Leisure Centre Management Contract and Facility Improvements (Pages 67 - 72)

Report of Director of Community and Environment

Purpose of report

To consider a supplementary capital estimate in order to undertake priority works prior to the new contract commencement

Recommendations

The meeting is recommended:

- 1.1 To approve a supplementary capital estimate of up to £130,000 for priority Woodgreen Leisure Centre building works prior to the new contract commencement.

15 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).

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 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 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, 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.”

16 Local Housing Company (Pages 73 - 152)

Exempt Report of Head of Regeneration and Housing

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