

WINCHESTER CITY COUNCIL

At an Extraordinary Meeting of the Council held in the Guildhall, Winchester on 1 October 2009.

Attendance:

Councillor Hiscock (The Mayor in the Chair) (P)

Councillors:

Achwal (P)	Jackson (P)
Allgood (P)	Jeffs (P)
Anthony (P)	Johnston
Barratt (P)	Learney (P)
Baxter (P)	Lipscomb (P)
Beckett (P)	Love (P)
Bell (P)	Mason (P)
Berry (P)	Mather (P)
Busher (P)	Maynard (P)
Chamberlain (P)	Mitchell (P)
Clear (P)	Nelmes (P)
Coates (P)	Pearce (P)
Collin (P)	Pearson (P)
Cook (P)	Pines (P)
Cooper (P)	Read (P)
Evans (P)	Ruffell (P)
Fall (P)	Sanders (P)
Gemmell (P)	Spender (P)
Godfrey (P)	Stallard
Hammerton (P)	Stephens
Henry (P)	Tait (P)
Hicks (P)	Thompson (P)
Higgins (P)	Thynne (P)
Hollingbery (P)	Verney (P)
Howell (P)	Weston (P)
Humby (P)	Wood (P)
Huxstep (P)	Worrall (P)
Izard (P)	Wright (P)

1. **COMMUNICATIONS FROM THE MAYOR**

The Mayor congratulated the Divisions of Customer Services, Landlord Services, Economy & Cultural Services and IMT Services in achieving the Customer Service Excellence Award in recent weeks. A letter of congratulation has been received from the Prime Minister and the remaining Divisions of the Council would be seeking to attain the Award during the coming months.

The Mayor also congratulated the Chief Executive, who was part of a team which cycled to Mont St Michael and raised funds for the Mayoral Charities.

Finally, the Mayor congratulated Denmead Parish Council, which had been awarded the 'Quality Accreditation' standard by the Hampshire Association of Parish Councils.

2. **COMMUNICATION FROM THE LEADER**

The Leader reported that with regard to the LDF process, there would be a full report submitted to the next meeting of the Cabinet (LDF) Committee, to be held on 20 October 2009.

3. **COMMUNICATION FROM THE CHIEF EXECUTIVE**

The Chief Executive reported that, with regard to Members Allowances, the Council's scheme required the use of the lower of either the annual pay increase or the Retail Price Index (RPI) to calculate the annual inflationary change to Allowance rates. The RPI was currently the lower rate (at -1.2%) and so that would be used and the rates calculated downwards accordingly. An e-mail would be sent to all Members shortly with further details.

4. **CONSIDERATION OF RECOMMENDED MINUTES**

Cabinet – 16 September 2009

Principal Scrutiny Committee – 21 September 2009

Guildhall – Bapsy Bequest and Refurbishment

The Corporate Director (Governance) explained that, having regard to the decision of Principal Scrutiny Committee, the Cabinet Recommendation should be amended by deletion of the words in line 1 '... subject to the matter not being called in by Principal Scrutiny Committee..'. This was agreed.

The Portfolio Holder for Finance and Resources, Councillor Allgood, moved that Cabinet Recommended Minute 257 (as now amended) be approved and adopted, less the exempt appendix to be dealt with in exempt session.

RESOLVED:

1. That Recommended Minute 257 (as amended and less the exempt appendix) be approved and adopted.

2. That Recommended Minute 296 of Principal Scrutiny Committee be noted.

Cabinet – 16 September 2009
Principal Scrutiny Committee – 21 September 2009

Capital Programme – Winchester High Street Improvements

Councillor Collin declared a personal but not prejudicial interest in this matter as a County Councillor. However, he considered that his views about the financing of the proposals made it inappropriate for him to remain. He therefore left the Chamber for the item and took no part in the discussion or voting thereon.

The Corporate Director (Governance) explained that, having regard to the decision of Principal Scrutiny Committee, the Cabinet Recommendation should be amended by deletion of the words in line 1 ‘... subject to the matter not being called in by Principal Scrutiny Committee..’. This was agreed.

The Leader of the Council, Councillor Beckett, moved that Cabinet Recommended Minute 256 (as now amended) be approved and adopted.

Amendment (1) Councillor Learney (2) Councillor Evans

‘That Recommendation B be deleted’

In accordance with Council Procedure Rule 32(1), one quarter of the Members present and voting required that a recorded vote be taken in respect of the amendment.

Division List

The following Members voted in favour of the amendment:-

Councillors Achwal, Barratt, Bell, Clear, Cook, Evans, Fall, Henry, Hicks, Higgins, Hiscock, Izzard, Jackson, Learney, Love, Mason, Maynard, Nelmes, Pearce, Spender and Thompson (21)

The following Members voted against the amendment:-

Councillors Allgood, Anthony, Baxter, Beckett, Berry, Busher, Chamberlain, Coates, Cooper, Gemmell, Godfrey, Hammerton, Hollingbery, Howell, Humby, Huxstep, Jeffs, Lipscomb, Mather, Pearson, Pines, Read, Ruffell, Sanders, Tait, Thynne, Verney, Weston, Wood, Worrall and Wright (31).

Amendment Lost.

Substantive Motion carried.

RESOLVED:

1. That Recommended Minute 256 (as amended) be approved and adopted.
2. That Recommended Minute 296 of Principal Scrutiny Committee be noted.

Cabinet – 16 September 2009

Principal Scrutiny Committee – 21 September 2009

Capital Strategy and Programme 2009/10 – 2012/13

The Corporate Director (Governance) explained that, having regard to the decision of Principal Scrutiny Committee, the Cabinet Recommendation should be amended by deletion of the words in line 1 ‘... subject to the matter not being called in by Principal Scrutiny Committee..’. This was agreed.

The Portfolio Holder for Finance and Efficiency, Councillor Allgood, moved that Cabinet Recommended Minute 258 (as now amended) be approved and adopted, subject to the insertion of the following words in Recommendation 2, line 2, after the word ‘approved’.... ‘subject to an adjustment in 2009/10 to move an amount (to be specified in exempt session) from the Abbey Mill project to ‘Purchase of Property’....’

The amendments were seconded by Councillor Beckett and became the Revised Original Motion.

RESOLVED:

1. That the Revised Original Motion be approved and adopted.
2. That Recommended Minute 297 of Principal Scrutiny Committee be noted.

Cabinet – 16 September 2009

Principal Scrutiny Committee – 21 September 2009

Performance Report 2008/09

The Portfolio Holder for Performance and Organisational Development, Councillor Godfrey, moved that the recommendation set out in Report CL58 be approved and adopted.

The recommendation was seconded by Councillor Beckett.

RESOLVED:

1. That the recommendation set out in Report CL58 be approved and adopted.

2. That Recommended Minute 294 of Principal Scrutiny Committee be noted.

5. **EXEMPT BUSINESS**

RESOLVED:

1. That in all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

2. That the public be excluded from the meeting during the consideration of the following item of business because it is likely that, if members of the public were present, there would be disclosure to them of exempt information as defined by Section 100I and Schedule 12A to the Local Government Act 1972.

<u>Minute Number</u>	<u>Item</u>	<u>Description of Exempt Information</u>
###	Guildhall – Bapsy Bequest Essential Repairs and Refurbishment – Exempt Appendix	Information relating to the financial or business affairs of any particular person (including the authority holding that information) (Para 3 to Schedule 12A refers).
###		Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings. (Para 5 Schedule 12A refers)
###	Possible Purchase of Land in Winchester	Information relating to the financial or business affairs of any particular person (including the authority holding that information) (Para 3 to Schedule 12A refers).

Cabinet – 16 September 2009
Principal Scrutiny Committee – 21 September 2009

Guildhall – Bapsy Bequest Essential Repairs and Refurbishment - Exempt Appendix

RESOLVED:

That the content of the Exempt Appendix be noted.

Possible Purchase of Land in Winchester
(Report CL 59 refers)

It was noted that Report CL59 had been circulated after the statutory deadline. The Mayor agreed to accept the report onto the agenda, because of the urgent need for Council to determine all the matters set out therein, in order that negotiations could proceed quickly.

Following questions, the Leader of the Council indicated that if any amendments to the proposed terms set out in the recommendation were required, the Chief Executive would be asked to consider the matter under his emergency powers, and the Group Leaders and Chairman of Principal Scrutiny Committee would be consulted accordingly.

RESOLVED:

That the recommendations contained in Report CL59 be approved and adopted.

The meeting commenced at 7pm and concluded at 9.30pm

The Mayor