

**WINCHESTER CITY COUNCIL**

At an Ordinary Meeting of the Council held in the Guildhall, Winchester on 1 April 2015.

**Attendance:**

Councillor E Berry (The Mayor in the Chair) (P)

**Councillors:**

Achwal (P)	Mason (P)
Berry J (P)	Mather (P)
Bodtger (P)	Maynard (P)
Byrnes (P)	McLean (P)
Chamberlain	Miller (P)
Clear (P)	Nelmes (P)
Cook (P)	Newman-McKie (P)
Cutler (P)	Osborne (P)
Dibden	Pearson (P)
Evans (P)	Phillips
Fancett (P)	Pines (P)
Gemmell (P)	Power (P)
Godfrey (P)	Prowse (P)
Gosling	Read (P)
Gottlieb (P)	Ruffell (P)
Green (P)	Rutter (P)
Henry	Sanders (P)
Hiscock (P)	Scott (P)
Horrill (P)	Southgate (P)
Humby (P)	Stallard (P)
Hutchison (P)	Tait (P)
Huxstep (P)	Thompson (P)
Izard (P)	Tod (P)
Jeffer (P)	Warwick (P)
Johnston (P)	Weir (P)
Laming (P)	Weston (P)
Learney (P)	Wright (P)
Lipscomb (P)	

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1. **MINUTES**

With regard to Minute 504.2 on page 518, it was clarified that the Question was asked by Councillor Scott and not by Councillor Laming.

**RESOLVED:**

That the minutes of the Ordinary Meeting of the Council held on 19 February 2015, as amended above, be approved and adopted.

## 2. **DISCLOSABLE PECUNIARY INTERESTS**

Having regard to their roles as Hampshire County Councillors, Councillors Humby, Huxstep, Mather, Stallard and Tod each declared a disclosable pecuniary interest in any matter on the agenda which may have a County Council involvement. Councillor Godfrey made the same declaration due to his role as a County Council employee. However, as there was no material conflict of interest, they all remained in the room under the dispensation granted on behalf of the Standards Committee, to participate and vote in all such matters.

Councillor Gottlieb declared a personal but not prejudicial interest in any matter on the agenda that may relate to the Silver Hill development proposals due to him being a member of the Winchester Deserves Better campaign group.

Councillor Stallard declared a personal and prejudicial interest with regard to agenda item 6 (a) Denmead Neighbourhood Plan – Examiner’s Report and Recommendations (Report CL108 refers), due to her being a member of the Denmead Neighbourhood Plan Steering Committee. Councillor Stallard advised that she would leave the meeting during discussion of that matter.

## 3. **COMMUNICATIONS FROM THE MAYOR**

The Mayor announced that five Members had decided not to seek re-election on 20 May 2015. In accordance with the Council’s usual practice, she presented certificates in recognition of their public service as follows:-

Councillor Chris Pines – who was first elected in 1980 and served until 2010 and was re-elected in 2011. Councillor Pines was Mayor 2007 – 2008.

Councillor Sue Nelmes – who had served on the Council since May 1998 and was Mayor 2006 - 2007.

Councillor Harry Verney – who had served since May 2002.

Councillor Robert Hutchison – who had served on the Council since May 2010.

The Mayor then announced that she had received a request from Councillor Gottlieb for the Council to consider a late Notice of Motion on Silver Hill. The Mayor advised that she would allow Councillor Gottlieb to make the request at the usual point on the agenda, immediately before Item 7 – Appointments. It would then be for the Council to decide whether it agreed to his request for the matter to be considered.

Finally, the Mayor then reminded the Council about the Medieval Banquet in the Great Hall on 25 April 2015 and she asked that as many Members as possible join her to enjoy the evening.

4. **COMMUNICATIONS FROM THE LEADER**

The Leader made no announcements.

5. **QUESTIONS UNDER COUNCIL PROCEDURE RULE 14**

1. Silver Hill Tender

The Leader, Councillor Pearson, answered a question from Councillor Gosling.

2. Silver Hill Options

The Leader, Councillor Pearson, answered a question from Councillor Power.

3. Council Tax Freeze and Winchester Town Precept.

The Portfolio Holder for Finance and Organisational Development, Councillor Godfrey, answered a question from Councillor Weir.

4. Litter Picking on Highways

The Portfolio Holder for Environment, Health and Wellbeing, Councillor Stallard, answered a question from Councillor Bodtger.

5. Extending 20mph Zones

The Portfolio Holder for Communities and Transport, Councillor Jeffs, answered a question from Councillor Pines.

6. Sale of 'Legal Highs' etc

The Portfolio Holder for Communities and Transport, Councillor Jeffs, answered a question from Councillor Osborne.

7. Stanmore Estate Improvements

The Portfolio Holder for Housing Services, Councillor Miller, answered a question from Councillor Scott.

8. Silver Hill Independent Review

The Leader, Councillor Pearson, answered a question from Councillor Gottlieb.

9. Supporting People Budget

The Portfolio Holder for Housing Services, Councillor Miller, answered a question from Councillor Cook.

10. Council House Re-let Targets

The Portfolio Holder for Housing Services, Councillor Miller, answered a question from Councillor McLean.

11. Portable Event Space

The Leader, Councillor Pearson, answered a question from Councillor Rutter.

12. Silver Hill Independent Review

The Leader, Councillor Pearson, answered a question from Councillor Gottlieb.

13. Silver Hill and Local Plan Parts 1 and 2

The Leader, Councillor Pearson, answered a question from Councillor Thompson.

14. Affordable Housing in Winchester

The Portfolio Holder for Housing Services, Councillor Miller, answered a question from Councillor Pines.

15. Silver Hill Independent Review

The Leader, Councillor Pearson, answered a question from Councillor Laming.

16. Stanmore Traffic Regulation Orders

The Portfolio Holder for Communities and Transport, Councillor Jeffs, answered a question from Councillor Scott.

17. Silver Hill and potential Master Plan for wider area

The Portfolio Holder for Business Services, Councillor Byrnes, answered a question from Councillor Laming.

18. Silver Hill and closure of Friarsgate Car Park

The Portfolio Holder for Communities and Transport, Councillor Jeffs, answered a question from Councillor Learney.

19. Silver Hill 2009 Scheme

The Leader, Councillor Pearson, answered a question from Councillor Gottlieb.

20. Litter Picking on Highways

The Portfolio Holder for Environment, Health and Wellbeing, Councillor Stallard, answered a question from Councillor Pines.

21. Waste Water from New Development Sites

The Portfolio Holder for Built Environment, Councillor Read, answered a question from Councillor Learney.

**6. CONSIDERATION OF RECOMMENDED MINUTES**

Report CL109 was circulated with a Supplementary Agenda after the statutory deadline. The Mayor decided to accept the report and the attached minutes onto the agenda, as matters requiring urgent consideration, in view of the need for Council to consider the Recommended Minutes from Cabinet and The Overview and Scrutiny Committee. An error was corrected on page 4 of the Report: the Minute Extract was from the meeting of The Overview and Scrutiny Committee held 23 March 2015, not 16 February 2015.

Cabinet – 14 January 2015Denmead Neighbourhood Plan – Examiner's Report and Recommendations

It was noted that Report CL108 was an update report direct to Council and it was the recommendations set out in the Report which were before the meeting for decision.

Councillor Read, Portfolio Holder for Built Environment, moved that the recommendations in Report CL108 be approved and adopted. The item was seconded Councillor Pearson and introduced by Councillor Read.

**RESOLVED:**

1. That the recommendations contained in Report CL108 be approved and adopted.
2. That Cabinet Recommended Minute 415, be noted.

Cabinet – 18 March 2015

The Overview and Scrutiny Committee – 23 March 2015

Local Government Boundary Commission for England – Draft  
Recommendations for Winchester

The Leader moved that Recommended Minute 1 in Report CL109 be approved and adopted. The item was seconded by and introduced by the Portfolio Holder for Finance and Organisational Development, Councillor Godfrey.

RESOLVED:

1. That Recommended Minute 1 in Report CL109 be approved and adopted.
2. That Recommended Minute 2 of The Overview and Scrutiny Committee in Report CL109 be noted.

Standards Committee – 18 March 2015

Appointment of Independent Persons and Parish Representatives

The Chairman of the Standards Committee, Councillor Read, moved that Recommended Minute 575 be approved and adopted.

RESOLVED:

That Recommended Minute 575 be approved and adopted.

7. **NOTICE OF MOTION**

The Mayor agreed to allow consideration of a late Notice of Motion on the Silver Hill Development to be moved by Councillor Gottlieb. The Mayor announced that she was prepared to add this matter to the Agenda as a late item, so that if Council wished, any comments were made in time for Cabinet to consider at its next meeting on 15 April 2015.

To allow this, a preliminary procedural Motion to suspend Council Procedure Rule 9 (1) was required.

Motion (1) Councillor Gottlieb (2) Councillor Southgate

‘That Council Procedure Rule 9 (1) be suspended to allow consideration of a late Notice of Motion on the Silver Hill Development to be moved by Councillor Gottlieb.’

Motion carried

The Mayor indicated that as the Council wished to debate the matter, she would also allow a decision on the Notice of Motion to be made at this meeting, so that Cabinet was able to consider the view of Council at its next meeting on 15 April 2015.

Motion (1) Councillor Gottlieb (2) Councillor Wright

“This Council requests that the Leader and Cabinet resolve to employ all legal and commercial means available to take no further action relating to the Silver Hill development, including any actions that might make the 2004 Development Agreement unconditional, until such time as the Independent Review is completed and its recommendations, if any, are acted upon. Officers and external advisors will be advised accordingly.”

Amendment (1) Councillor Tod (2) Councillor Learney

“That while Council recognises that the City Council will continue to comply with its obligations and responsibilities under the Development Agreement it calls on the Leader and Cabinet to:

- a) make no variations to the Development Agreement until such time as the Independent Review of Silver Hill decision-making is completed and its recommendations, if any, are acted upon.
- b) seek at least two external opinions on any viability calculations submitted on any Silver Hill scheme”

Amendment carried, which now became the Substantive Proposition.

Council took a vote on the Substantive Proposition.

Substantive Proposition carried unanimously.

7 a). **MEMBERSHIP CHANGES TO COMMITTEES**

RESOLVED:

1. That Councillor Read be replaced by Councillor Tait as a member of the Planning Committee.
2. That Councillor Wright be no longer a member of the Licensing and Regulation Committee and The Overview and Scrutiny Committee.

8. **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>
578	Appointment of Independent Persons and Parish Representatives )	Information relating to any individual (Para 1 Schedule 12A refers)

9. **CONSIDERATION OF RECOMMENDED EXEMPT MINUTE**

Standards Committee – 18 March 2015

Appointment of Independent Persons and Parish Representatives

Council referred to Recommended Minute 578 of the Standards Committee that set out names of proposed appointments to be made to the roles of Parish Representatives and Independent Persons on the Standards Committee (detail in exempt minute).

The meeting commenced at 7pm and concluded at 9.25pm.