

WINCHESTER CITY COUNCIL

At an Ordinary Meeting of the Council as held in the Guildhall, Winchester on 20 July 2016.

Attendance:

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

Councillors:

Achwal (P)	Huxstep (P)
Ashton (P)	Izard (P)
Bell (P)	Jefferies (P)
Bentote (P)	Laming (P)
Berry (P)	Learney (P)
Brook (P)	Mather (P)
Burns (P)	McLean (P)
Byrnes (P)	Miller (P)
Clear (P)	Pearson (P)
Cook (P)	Porter (P)
Cutler (P)	Prince (P)
Elks (P)	Read
Evans (P)	Ruffell (P)
Gemmell (P)	Scott (P)
Godfrey (P)	Stallard (P)
Gottlieb (P)	Tait (P)
Green (P)	Thacker (P)
Griffiths	Thompson (P)
Hiscock (P)	Tod (P)
Horrill (P)	Warwick
Humby (P)	Weir (P)
Hutchison (P)	Weston (P)

1. **MINUTES**

RESOLVED:

That the minutes of the Ordinary Meeting of the Council held on 13 April 2016 and the Annual Meeting held on 18 May 2016 be approved and adopted.

2. **COMMUNICATIONS FROM THE MAYOR**

The Mayor's first announcement was to report that she had written to the Mayor of Nice, on behalf of the Council and all the residents of Winchester, to express sincere and heartfelt condolences on the terrible tragedy that happened in that city on Friday.

The Mayor referred to Queen's Birthday Honours List and announced that letters of congratulation would be sent to the following people who lived or worked in the District:

Commanders of the Order of the British Empire - Professor Peter JOHNSON Professor of Medical Oncology, University of Southampton. For services to Medicine and Higher Education. (Winchester, Hampshire)

Medallist of the Order of the British Empire - Louisa, Mrs MACFARLANE Volunteer, Fine Cell Work Charity. For services to Prisoners. (Wickham, Hampshire)

The Mayor then reminded Members of the Annual Mayor's Bowls Match which was to be held on Friday 26 August. Her next Charities event was 'Coins in the Pavement' on Saturday July 23 in Winchester High Street and the Mayor asked that any Members who wished to volunteer to assist to please contact her.

Finally, the Mayor drew Council's attention that this meeting was to be the last that the Chief Executive, Simon Eden, was to attend. All Members were invited to join him at 12noon on 1 September in the Guildhall for his presentation.

3. **COMMUNICATIONS FROM THE LEADER**

The Leader announced that a Bar End Forum was to be established to help promote a better understanding between the Council and residents and stakeholders and all those likely to be most affected by proposals to develop a new leisure sports facility in the area. The Forum would be established as soon as possible via a portfolio holder decision notice

The Leader also announced that he had written to Mark Lancaster MP (Parliamentary under Secretary for Defence Personnel and Veterans) with regard to the recent review of Ministry of Defence establishments and possible impact on the St John Moore Barracks near Winchester. The Leader reiterated that he would prefer that this site was retained either for military use, or, if it was to close; for employment purposes – and not for housing. The Leader reported that his letter had been acknowledged and that Mr Lancaster had advised that no decision had been made yet as to the future of the facility and that the Council would be informed in due course when this had been made.

Finally, the Leader reminded all Members of the contents of an email sent to all Members by the Chief Executive, to the effect that any contact with potential contractors should be avoided, as such contact should always be made through officers.

4. **DISCLOSABLE PECUNIARY INTERESTS ETC**

Having regard to their roles as Hampshire County Councillors, Councillors Humby, Huxstep, Mather, Porter, 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 as did Councillor Thacker, whose husband was a Hampshire County Councillor. However, as there were no material conflicts 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 Godfrey declared a disclosable pecuniary interest in respect of the Leisure Centre Replacement Project (Report CAB2820 refers) due to an employment at Winchester College. Should Winchester College be referred to during discussion, he would leave the room and take no further part

In respect of Station Approach (Reports CAB2823 and CAB2824 refer), Councillors Humby and Hutchison, who were members of the design Jury, confirmed that they would sit apart from Council during consideration of those matters and would not speak or vote thereon. Councillor Miller had taken part in the competitive dialogue process with regard to the proposals and therefore during consideration of CAB2824, he confirmed that he would also sit apart from Council and not speak or vote thereon.

Finally, in respect of those Members on the Planning Committee (Councillors Jeffs, Read, Ruffell, Tait, McLean, Evans, Izard, Scott, Laming, Bell, Clear, Griffiths, Berry and Cook) each who were present agreed that they would reserve their position with regard to future planning applications which may come forward for Station Approach and the leisure centre proposal at Bar End and would consider any applications taking into account all relevant considerations.

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

Seven Questions were asked by Members, which are set out in full on the Council's website, together with responses from the relevant portfolio holder. The Mayor allowed time for supplementary Questions to be asked and responded to.

6. **CONSIDERATION OF RECOMMENDED MINUTES**

Reports CL129, CL130 and CL131 were circulated with supplementary Agendas after the statutory deadline. The Mayor agreed to accept Reports CL130, CL131 onto the agenda, because of the urgent need for Council to consider all the Recommended Minutes from Cabinet and The Overview and Scrutiny Committee. The Mayor also agreed to accept Report CL129 (Appointment of Chief Executive and Head of Paid Service) onto the agenda, because of the urgent need for Council to consider the matters therein.

- b) **Cabinet – 15 July 2016**
The Overview and Scrutiny Committee – 18 July 2016

STATION APPROACH – DESIGNERS APPOINTMENT (EXEMPT APPENDICES)

(Report CAB2824 refers)

The meeting discussed and asked questions on the information set out in Exempt Appendix 2 of Report CAB2824.

RESOLVED

1. That the Exempt appendices to Report CAB28246 be noted.
2. That the meeting now return to open session to consider the proposals further and to make its decision.

RETURN TO OPEN SESSION

- c) **Cabinet – 15 July 2016**
The Overview and Scrutiny Committee – 18 July 2016

STATION APPROACH – DESIGNERS APPOINTMENT (LESS EXEMPT APPENDICES)

(Report CAB2824 refers)

As more than a quarter of the Council present indicated that it was their wish, the Mayor agreed that a recorded vote be taken in respect of the Cabinet Recommended Minute.

Division List

The following Members voted in favour of the Cabinet Recommended Minute:-

Councillors Ashton, Berry, Brook, Byrnes, Gemmell, Godfrey, Horrill, Huxstep, Mather, Mclean, Pearson, Ruffell, Stallard, Tait, Thacker, Weston.

The following Members voted against the Cabinet Recommended Minute:-

Councillors Achwal, Bell, Bentote, Burns, Clear, Cutler, Elks, Evans, Gottlieb, Hiscock, Jeffs, Laming, Learney, Porter, Prince, Rutter, Thompson, Tod, Weir.

The following Members abstained from voting:-

Councillors Cook, Green, Izard, Scott.

Cabinet Recommended Minute not approved.

RESOLVED:

1. That the Recommended Minute of Cabinet in Report CL131 be not approved.

2. That the Recommended Minute of The Overview and Scrutiny Committee in Report CL1131 be noted.

d) **Cabinet – 15 July 2016**
The Overview and Scrutiny Committee – 18 July 2016

STATION APPROACH – ECONOMIC AND FINANCIAL APPRAISAL (LESS EXEMPT APPENDICES)
(Report CAB2823 refers)

The Leader, Councillor Godfrey, moved that the Cabinet Recommended Minute in Report CL131 be approved and adopted.

During debate, having regard to Council Procedure Rules 10 (motions that may be moved without notice), and 13 (to refer something to an appropriate body or individual) the following Motion was tabled:

Motion (1) Councillor Tod (2) Councillor Thompson

“That the matters set out in the Cabinet Recommended Minute in Report CL131 be referred back to Cabinet for further detail and clarification of proposals to be brought forward for the development of the Carfax site.”

Council took a vote on the Motion.

Motion carried.

RESOLVED:

1. That the matters set out in the Cabinet Recommended Minute in Report CL131 be referred back to Cabinet for further detail and clarification of proposals to be brought forward for the development of the Carfax site.

2. That the Recommended Minute of The Overview and Scrutiny Committee in Report CL131 be noted.

- e) **Cabinet – 6 July 2016**
The Overview and Scrutiny Committee – 11 July 2016

LEISURE CENTRE REPLACEMENT PROJECT
(Report CAB2820 refers)

The Leader, Councillor Godfrey, moved that the Recommended Minute of Cabinet in Report CL128 be approved and adopted.

Amendment (1) Councillor Thompson (2) Councillor Prince

Add additional words to Recommendation 2, as shown in italics:

THAT IN ACCORDANCE WITH FINANCIAL PROCEDURE RULE 7.3, COUNCIL BE REQUESTED TO APPROVE A SUPPLEMENTARY ESTIMATE OF £770,000 TO BE ALLOCATED FOR *MASTERPLANNING, COMMUNITY ENGAGEMENT*, DESIGN, PROJECT MANAGEMENT AND OTHER PROFESSIONAL SERVICES REQUIRED TO PROGRESS THE REPLACEMENT LEISURE CENTRE PROJECT UP TO RIBA DESIGN STAGE 3, FUNDED FROM THE MAJOR INVESTMENT RESERVE.

Amendment carried.

Substantive Motion carried.

RESOLVED:

1. That Recommended Minute of Cabinet in Report CL128, as amended, be approved and adopted.
2. That the Recommended Minute of The Overview and Scrutiny Committee in Report CL130 be noted.

- f) **Cabinet – 6 July 2016**
The Overview and Scrutiny Committee – 11 July 2016

CAPITAL EXPENDITURE OUTTURN 2015/16
(Report CAB2811 refers)

The Leader, Councillor Godfrey, moved that the Recommended Minute of Cabinet in Report CL128 be approved and adopted.

RESOLVED:

1. That Recommended Minute of Cabinet in Report CL128 be approved and adopted.

2. That the Recommended Minute of The Overview and Scrutiny Committee in Report CL130 be noted.

g) **Cabinet – 6 July 2016**
The Overview and Scrutiny Committee – 11 July 2016

GENERAL FUND REVENUE OUTTURN 2015/16
(Report CAB2812 refers)

The Leader, Councillor Godfrey, moved that the Recommended Minute of Cabinet in Report CL128 be approved and adopted.

RESOLVED:

1. That Recommended Minute of Cabinet in Report CL128 be approved and adopted.

2. That the Recommended Minute of The Overview and Scrutiny Committee in Report CL130 be noted.

h) **Cabinet (Housing) Committee – 29 June 2016**
The Overview and Scrutiny Committee – 11 July 2016

HOUSING REVENUE ACCOUNT 2015/16 FINANCIAL AND PERFORMANCE
OUTTURN
(Report CAB2808(HSG) refers)

The Leader, Councillor Godfrey, moved that the Recommended Minute of Cabinet in Report CL128 be approved and adopted. The item was introduced by the Portfolio Holder for Housing Services, Councillor Horrill.

RESOLVED:

3. That Recommended Minute of the Cabinet (Housing) Committee in Report CL128 be approved and adopted.

4. That the Recommended Minute of The Overview and Scrutiny Committee in Report CL130 be noted.

i) **The Overview and Scrutiny Committee – 23 May 2016**

ANNUAL SCRUTINY REPORT
(Report OS148 refers)

Councillor Learney, Chairman of The Overview and Scrutiny Committee, moved that the Recommended Minute of The Overview and Scrutiny Committee in Report CL128 be approved and adopted.

RESOLVED:

1. That the Recommended Minute of The Overview and Scrutiny Committee in Report CL128 approved and adopted..

j) **The Winchester Town Forum – 27 June 2016**

MINOR AMENDMENTS TO THE CONSTITUTION – WINCHESTER TOWN FORUM

(Report WTF242 refers)

Councillor Weir, Chairman of The Winchester Town Forum, moved that the Recommended Minute of The Winchester Town Forum in Report CL128 be approved and adopted.

RESOLVED:

1. That the Recommended Minute of The Winchester Town Forum in Report CL128 approved and adopted.

k) **APPOINTMENT OF CHIEF EXECUTIVE AND HEAD OF PAID SERVICE**

(Report CL129 refers)

The Leader, Councillor Godfrey, moved that the Recommendations in Report CL129 be approved and adopted. The item was seconded by Councillor Weston.

RESOLVED:

That the Council agree to:-

1. Establish a Sub Committee to appoint a Chief Executive and Head of Paid Service in accordance with the Officer Employment Procedure Rules Part 4 – Section 8, with the following membership:
Councillors Godfrey, Weston, Thompson, Evans and Read.
2. An increase in the salary range for the post, so that the band is from £98,000 to £112,000.
3. Designate the Head of Organisational Development as Head of Paid Service from the date following the last day of employment of the current Chief Executive until the start date of a new Chief Executive and Head of Paid Service as set out in the report.

7. **NOTICE OF MOTION**

The following Notice of Motion had been submitted by Councillor Bell.

"This Council notes:

- *The serious health consequences of poor air quality – including exacerbation of asthma, reduced lung function, increases in hospital admissions for respiratory and cardiovascular problems and increases in mortality.*
- *Public Health England's estimate that 51 Winchester residents a year over the age of 25 die prematurely as a consequence of air pollution – with 520 years of life lost*
- *that the 2016 Air Quality Annual Progress Report shows parts of Winchester continue to exceed the annual mean NO₂ Air Quality Strategy objective and that the Air Quality Management Area should remain in place.*

Ahead of any further review of the council's Air Quality Action Plan, this Council therefore re-commits itself to the Actions and Priorities outlined in the 2006 Air Quality Action Plan – as updated by the 2012 Air Quality ISG – with particular focus on

- *keeping our parking policies, availability and charges under review to maximise the use of existing and future Park & Ride Facilities*
- *linking the car parking price structure with distance from the town centre with air quality impacts being a demonstrable consideration built into the pricing structure*
- *ensuring that all existing and forthcoming plans, policies and strategies affecting the City take due account of air quality issues and the AQMA.*
- *ensuring that new developments and transport schemes take account of their effects on Air Quality and the Air Quality Management Area.*
- *supporting the County Council in its aim to achieve traffic reduction by encouraging sustainable travel and reducing the need to travel by car."*

The Motion was seconded by Councillor Tod.

During debate which followed, the following points were raised:

- The previous work of the Air Quality Informal Scrutiny Group as led by Councillor Pearson was commended, as were the various initiatives to improve air quality in the Winchester town centre. These had included the retendering of the Park and Ride contract which included the use of a cleaner bus fleet.
- It appeared that there may not be the necessary awareness of the importance of improving air quality in other Council policies. There was also an apparent 'disconnect' between the subject matter and traffic congestion. It should be a prerequisite in considering any town centre development.
- Air Quality should be inextricably linked in the Council's Parking Policies and development proposals for the Station Approach area.

RESOLVED:

That the Notice of Motion be referred to future meetings of The Overview and Scrutiny Committee and Cabinet, for further investigation and report back to Council.

The Council noted that Councillor Burns' Motion as set out on the agenda for the meeting was not moved, as Councillor Burns had left the meeting prior that point on the agenda, and therefore in accordance with Council Procedure Rule 9(3), it was treated as abandoned..

8. **MEMBERSHIP CHANGES TO COMMITTEES**

RESOLVED:

1. That Councillor Burns replace Councillor Huxstep as a Licensing Sub Committee Chairman.

2. That Councillor Warwick replace Councillor Huxstep on The Overview and Scrutiny Committee.

9. **SIMON EDEN – CHIEF EXECUTIVE**

The Leader, Councillor Godfrey, on behalf of the Council, thanked Mr Eden for his dedicated service during the previous 13 years and wished him all the very best wishes for the future.

Members stood in tribute, and reciprocated with applause.

The meeting commenced at 7.00pm and concluded at 12.25am.

The Mayor