



COTSWOLD
DISTRICT COUNCIL

COUNCIL

AGENDA

Tuesday 15th December 2015, 10.00 a.m.

Council Chamber, Trinity Road, Cirencester

NOTES

(i) Questions Arising on the Agenda

If any Member has any questions regarding either (a) an update/progress report on a specific item contained in the Minutes of the previous Meeting or (b) a report contained within the Agenda, he/she is requested to give advance notice of such question to the Director/Officer originating the report or to an Officer of the Democratic Services Section so that a full response can be made available either prior to, or at, the Meeting. If no such advance notification is given, a full response to any question cannot be guaranteed at the Meeting.

With specific regard to the Minutes of previous Meetings, Members' attention is drawn to Council Procedure Rule 17.1 which provides that, once the Minutes have been signed, Members may ask questions to ascertain what progress has been made on a particular matter referred to in the Minutes, but may not make any other statement or generate discussion on the Minutes.

(ii) Mobile Phones/Pagers

All mobile phones/pagers should be **SWITCHED OFF OR SET TO SILENT MODE BEFORE** the start of the Meeting.

(iii) Recording of Proceedings

The public proceedings of Council, Cabinet, and Committee Meetings may be recorded, which includes filming as well as audio-recording. Photography is also permitted.

As a matter of courtesy, if you intend to record any part of the proceedings please let the Committee Administrator know before the start of the Meeting.

Recording/filming should not be disruptive or distracting to the good order and conduct of the Meeting. To assist with this, an area of the Meeting venue will be designated from which proceedings can be recorded/filmed, and 'roaming' around the venue while recording is not permitted. The Chairman will exclude anyone whose behaviour is disruptive.

Recording/filming should only be of Members and Council Officers, and not any members of the public (unless they are formally addressing the Meeting or unless specific permission has been given by those individuals).

For further information, please read the Notices displayed inside and outside the Meeting venue and/or speak with the Committee Administrator.

(iv) Committee Administrator

If any Member has any general questions about the Meeting or the associated agenda papers, or is unable to attend, he/she is asked to contact Nigel Adams on 01285 623202 who will be the Committee Administrator responsible for the Meeting.

Distribution:

All Members of the Council



Nigel Adams
Head of Democratic Services

7th December 2015

COUNCIL : 15TH DECEMBER 2015

AGENDA

- (1) **Apologies**
- (2) **Declarations of Interest**
 - (a) To receive any declarations of interest from Members under:-
 - (i) the Code of Conduct for Members; and/or
 - (ii) Section 106 of the Local Government Finance Act 1992 (any Councillor who has Council Tax payments remaining unpaid for at least two months must declare an interest and not participate in any matter affecting the level of Council tax or arrangements for administering the Council Tax).
 - (b) To receive any declarations of interest from Officers under the Code of Conduct for Officers.
- (3) **Minutes** - To confirm the Minutes of the Meeting of the Council held on 29th September 2015 (copy attached).
- (4) **Announcements from the Chairman, Leader or Head of Paid Service**
- (5) **Public Questions**

Council Procedure Rule 10 - Not more than fifteen minutes allowed for written questions to be put by members of the public on any matter in relation to which the Council has any power or duties or which affects the District.
- (6) **Member Questions**

Council Procedure Rule 11 - Not more than fifteen minutes allowed for written questions to be put by Members on any matter in relation to which the Council has any power or duties or which affects the District.

The following questions have been submitted:-

- (1) **From Councillor Jenny Forde to Councillor Sue Coakley, Cabinet Member for Health, Environment and Communities**

'In 2014, former District Councillor Paul Hodgkinson presented a motion to this Council calling for primary schools waste in the Cotswolds to be collected by this Council.

This move would significantly help small schools who currently pay for this service themselves. This was a call that I fully supported and continue to do so. What is the current situation with regard to this call?'

- (2) From Councillor AR Brassington to Councillor Lynden Stowe, Leader of the Council

'Is the Leader aware of the on-going issue of noise pollution for many Cotswold residents living near to the A417/419 and the campaign to solve this problem which has been undertaken by the A419 NAG (Noise Action Group) of which I am an active member? What is his administration's view of this issue?'

- (3) From Councillor PCB Coleman to Councillor Sue Coakley, Cabinet Member for Health, Environment and Communities

'Could the Cabinet Member please reveal what the original (2011/12) costs of the waste depot/transfer project were?'

- (4) From Councillor Juliet Layton to Councillor Sue Coakley, Cabinet Member for Health, Environment and Communities

'How do the Council intend to progress the waste transfer station option at the acquired site and, if progress is intended, will Eunomia be involved in the process?'

- (5) From Councillor Juliet Layton to Councillor Sue Coakley, Cabinet Member for Health, Environment and Communities

'Papers presented by officers to the Overview and Scrutiny Committee on 1 December 2015 show that, over the period March 2013 to April 2015, the Council paid £185,000 to its consultant Eunomia for the development of a waste transfer and transport depot facility. Financial payment figures on the Council website show that Eunomia were also paid £82,000 in the period December 2011 to July 2012 for the earlier alternative site assessment phase of the study, making the total payment to Eunomia £267,000 since the studies began in October 2011. I am deeply concerned that papers to the Overview and Scrutiny Committee show that none of this work was completed under competitive tender and that procurement rules were waived on work undertaken by Eunomia in December 2009, May 2013, and September 2013 with a non-competitive proposal accepted under delegated authority in October 2011. Could the Cabinet Member please set out the detail of how and when these waivers in procurement rules and appointment under delegated authority were reported to the Council?'

- (6) From Councillor NP Robbins to Councillor Sue Coakley, Cabinet Member for Health, Environment and Communities

'In the last Council, the Liberal Democrat group pushed for greater provision of recycling in the District. One such scheme was the implementation of kerbside Tetra Pak recycling - what plans do CDC have to implement such a scheme?'

- (7) From Councillor PCB Coleman to Councillor NJW Parsons, Deputy Leader and Cabinet Member for Forward Planning

'When will responses to January's Regulation 18 consultation be revealed?'

- (8) From Councillor JA Harris to Councillor NJW Parsons, Deputy Leader and Cabinet Member for Forward Planning

'The Cotswolds continues to have no local plan - how sure is the Cabinet Member that Cotswold won't have one imposed by central government?'

- (9) From Councillor JA Harris to Councillor Lynden Stowe, Leader of the Council

'What criteria did you use to decide the preferred contractor for the new contract for cleaning public toilets?'

Note:

The above questions were submitted by the time by responses are guaranteed to be provided to the questioner at least 24 hours before the Council Meeting (by virtue of the Council's Procedure Rules). As such, written responses will be provided to all Members either in advance of, or at, the Council Meeting.

- (7) Petitions (if any)

Reports from Planning and Licensing Committee

	<u>Page Number</u>
(8) <u>Gambling Act 2005 - Review of the Statement of Principles</u>	1
(9) <u>Licensing Act 2003 - Review of the Statement of Licensing Policy</u>	45

Other Matters

- (10) Issues/Reports Arising from the Cabinet (if any)
- (11) Issues/Reports Arising from Overview and Scrutiny and/or Audit (if any)
- (12) Notice of Motions

In accordance with Council Procedure Rule 12, the following Motions have been received:-

Motion 4/2015

Proposed by Councillor JA Harris, Seconded by Councillor PCB Coleman:

'This Council notes:

- the Government's proposal to extend the Right to Buy scheme to Housing Association tenants, to be paid for by a forced sell off of the most expensive Social Housing stock;

- with alarm, the shortage of affordable rented homes in the Cotswolds with over 1300 households on our Council's housing waiting list and is very concerned that the Housing and Planning Bill risks making matters worse;
- the LGA "First 100 Days" campaign which highlighted there are 1.7 million households on waiting lists for affordable housing across England and that more than 3.4 million adults between 20 and 34 live with their parents.

Council opposes the forced sell off of social rented housing to pay for this plan and is concerned that the Government also:

- fails to address the situation for many local authorities which no longer have any housing stock to sell as they have transferred theirs to housing associations;
- fails to address the situation in areas of high housing demand where there are often few suitable sites to build replacement social housing stock;
- fails to recognise that this means housing associations will simply be trying to catch up with replacing homes rather than building affordable housing to give more people homes they need.

Council recognises the desire by many to own their own homes, and suggests that a "Rent to Own" model and Shared Ownership housing would represent a better way of reaching this goal.

Council also regrets the following decisions of the Government that will reduce the amount of good quality social housing for rent to local families:

- the decision that 200,000 out of 275,000 "affordable homes" to be built in this parliament are to be for sale at a price of up to £250,000 and therefore only 75,000 will be built for rent - this means many local families will not be able afford these new "affordable homes".
- that a tax will be imposed by the Government on the rents of council tenants to fund discounts for housing association tenants who are rich enough to buy their properties - taxing families on the lowest incomes to fund discounts for people who may well be much better off.
- the cuts to section 106 payments from developers, which will see fewer social housing properties offered to local residents in new builds.

These actions will mean that there is less money for the provision of new social rented properties and less money available to provide services to tenants such as repairs, estate services, youth clubs or play centres that significantly improve the life of families.

Council resolves:

- (a) to work with other neighbouring authorities to oppose the current government proposals to force councils to sell off high value stock (or any equivalent charge based on estimates of high value stock);
- (b) to write to Geoffrey Clifton-Brown MP asking to support the Council's position; to speak up in parliament for more social housing and to push for a genuine "one for one" replacement, but not at the cost of losing more social housing.'

Motion 5/2015

Proposed by Councillor NP Robbins, Seconded by Councillor Juliet Layton:

'Council notes that Gloucestershire County Council recently agreed the following motion:

This Council notes that on Wednesday 28 May 2014, a motion concerning ambulance response times was brought to this chamber and received unanimous cross-party support.

This Council is still increasingly concerned about the South Western Ambulance Service NHS Foundation Trust's (SWASFT) continued failure to meet their 75% target in responding to the most urgent calls within 8 minutes.

This Council acknowledges that the issue of ambulance performance is being monitored by both the Council's Health and Care Scrutiny Committee (HOSC) and the South Western Ambulance Service Joint Health Overview and Scrutiny Committee, but wants to see once again significant improvement in the response times in those districts that are failing to reach the 75% target.

This Council therefore asks both the Leader and the Chief Executive to write to the CEO of SWASFT noting the letter written back in May 2014 and asking for specific actions which will take place so that response times are significantly improved especially in the following four districts - Forest of Dean, the Cotswolds, Tewkesbury and Stroud.

This Council also requests that the Health and Care Overview and Scrutiny Committee explores the option of creating a county-wide ambulance service rather than a regional one, with recommendations produced for full Council to debate.

Council further notes the unanimous cross-party support the motion received.

Council resolves to fully support the exploration of creating a County Ambulance Service and requests that, once recommendations are made by the Health and Care Overview and Scrutiny Committee, they are brought before this Council for discussion.

Council further instructs the Chief Executive, Leader of Council and Leader of the opposition to jointly write to the CEO of SWASFT outlining the Council's cross-party concern at their poor performance on response times across the Cotswolds and asking for specific action points to how they plan to improve the situation.'

Motion 6/2015

Proposed by Councillor AR Brassington, Seconded by Councillor JA Harris:

'Council wishes to congratulate 21-year old Tetbury resident Danny Kent on becoming Great Britain's first Grand Prix motorcycle world champion since 1977, by winning the Moto 3 World Championship.

Council requests that the Chairman writes to Mr. Kent congratulating him on his recent success and inviting him to a future Council Meeting, so that Members can congratulate him in person.'

Note:

In accordance with Council Procedure Rule 12, any Motion that is duly proposed and seconded shall automatically stand referred to the Cabinet or the appropriate Committee for consideration, unless the Chairman of the Council considers it convenient and conducive to the despatch of business for the Motion to be dealt with at the Meeting. Members will be advised of the views of the Chairman on this aspect as soon as possible.

(13) **Sealing of Documents**

To resolve:

"that the Common Seal of the Council be affixed to all contracts, conveyances and any other documents necessary for carrying into effect all resolutions passed by the Council."

Note:

The Register of Sealing will be available at the Meeting for Members' inspection.

(END)