

Agenda

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Council

Date: **Monday 26 November 2018**

Time: **5.00 pm**

Place: **Council Chamber, Town Hall**

For any further information please contact:

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This meeting will also be available via a webcast. The webcast will be available to view on the City Council's website after the meeting.

Council

Membership

Lord Mayor **Councillor Colin Cook**

Deputy Lord Mayor **Councillor Sajjad Malik**

Sheriff **Councillor Craig Simmons**

Members	Councillor Mohammed Altaf-Khan	Councillor Rae Humberstone
	Councillor Lubna Arshad	Councillor Dan Iley-Williamson
	Councillor Jamila Begum Azad	Councillor Pat Kennedy
	Councillor Shaista Aziz	Councillor Tom Landell Mills
	Councillor Nadine Bely-Summers	Councillor Ben Lloyd-Shogbesan
	Councillor Susan Brown	Councillor Mark Lygo
	Councillor Nigel Chapman	Councillor Dr Joe McManners
	Councillor Mary Clarkson	Councillor Chewe Munkonge
	Councillor Tiago Corais	Councillor Susanna Pressel
	Councillor Steven Curran	Councillor Mike Rowley
	Councillor Dr Hosnieh Djafari-Marbini	Councillor Martyn Rush
	Councillor Alex Donnelly	Councillor Christine Simm
	Councillor James Fry	Councillor Linda Smith
	Councillor Andrew Gant	Councillor Roz Smith
	Councillor Stef Garden	Councillor John Tanner
	Councillor Stephen Goddard	Councillor Richard Tarver
	Councillor Michael Gotch	Councillor Sian Taylor
	Councillor Mick Haines	Councillor Marie Tidball
	Councillor Paul Harris	Councillor Ed Turner
	Councillor Tom Hayes	Councillor Louise Upton
	Councillor David Henwood	Councillor Dick Wolff
	Councillor Alex Hollingsworth	Vacancy
	Councillor Richard Howlett	

The quorum for this meeting is 12 members

Copies of this agenda

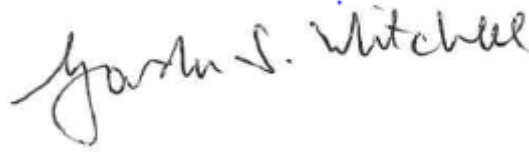
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Summons

A meeting of the City Council will be held in the Council Chamber, Town Hall, on Monday 26 November 2018 at 5.00 pm to transact the business set out below.



Proper Officer

AGENDA

	Pages
PART 1 - PUBLIC BUSINESS	
1 Apologies for absence	
2 Declarations of interest	
3 Minutes	19 - 32
Minutes of the ordinary meeting of Council held on 1 October 2018 and the special meeting on 17 October 2018.	
Council is asked to approve the minutes of the two meetings as a correct record.	
4 Appointment to Committees	
No changes have been notified: any changes proposed after publication of the agenda will be circulated with the briefing note.	
5 Announcements	
Announcements by:	
1. The Lord Mayor	
2. The Sheriff	
3. The Leader of the Council (who may with the permission of the Lord Mayor invite other councillors to make announcements)	
4. The Chief Executive, Chief Finance Officer, Monitoring Officer	

6 Public addresses and questions that relate to matters for decision at this meeting

Public addresses and questions to the Leader or other Board member received in accordance with Council Procedure Rules 11.11, 11.12, and 11.13 relating to matters for decision in Part 1 of this agenda.

The request to speak accompanied by the full text of the address or question must be received by the Head of Law and Governance by 5.00 pm on Tuesday 20 November 2018.

The briefing note will contain the text of addresses and questions submitted by the deadline, and written responses where available.

A total of 45 minutes is available for both public speaking items. Responses are included in this time. Up to five minutes is available for each public address and up to three minutes for each question.

CITY EXECUTIVE BOARD RECOMMENDATIONS

7 Oxford North

33 - 40

The Regeneration and Economy Programme Director and Head of Planning Services submitted a report [to the City Executive Board meeting on 14 November 2018](#) to request an in-principle decision to use Homes England Housing Infrastructure (Marginal Viability) Funding (HIF) and Community Infrastructure Levy funds for infrastructure support at Northern Gateway/Oxford North.

Councillor Brown, Leader of the Council will present the report.

Recommendation: The City Executive Board recommends Full Council to resolve to:

1. apply Community Infrastructure Levy receipts to the value of £8.85m (as generated from future strategic scale development at Northern Gateway/Oxford North) in order to fund investment in highways/transport infrastructure provision to support the delivery of the Northern Gateway strategic site allocation.

COMMITTEE RECOMMENDATIONS

8 Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018 and approval of associated licence fees and charges.

41 - 50

The Head of Planning, Sustainable Development and Regulatory Services submitted a report to the [General Purposes and Licensing Committee meeting on 22 October 2018](#) to bring to the Committee's attention the Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018 and to seek approval of associated licence fees and charges.

The General Purposes Licensing Committee agreed the recommendations in that report. However, the delegation to the Head of Planning, Sustainable Development and Regulatory Services detailed in that report is no longer valid as the specific post no longer exists. Accordingly the delegation in the second recommendation to Council has been revised to reflect the requirements of the Constitution (Paragraph 10.2: Responsibilities and Proper Officers, "*Proper Officer*" means the Officer designated below by the Council for the purpose of this Scheme or in the absence of such designation, the Chief Executive.)

Councillor Clarkson, Chair of the General Purposes Licensing Committee, or the Monitoring Officer will present the report.

Recommendation: the General Purposes Licensing Committee recommends Full Council to:

1. agree the licence fees and charges as set out in Appendix A of the report;
2. delegate animal welfare licensing responsibilities to the Chief Executive.

OFFICER REPORTS

9 Constitution Review 2018

51 - 68

The Head of Law and Governance has submitted a report which recommends changes to the Council's Constitution following an annual review of the Constitution overseen by a "Cross-Party Constitution Group".

Please note that Appendix 2 to this report will be published as a supplement to the main agenda.

Councillor Susan Brown, Leader of the Council will present the report.

Recommendation: That Council resolves to:

1. Approve the list of proposed amendments to the Constitution detailed in Appendix 1 and highlighted in Appendix 2.
2. Adopt the revised Oxford City Council Constitution as presented in Appendix 2.
3. Delegate authority to the Head of Law and Governance to amend any further wording that is identified as being inconsistent with the changes approved by Council.
4. Delegate authority to the Head of Law and Governance to amend the Constitution to include a social media policy, following consideration and approval by the Standards Committee.

10 Council and Committee meetings programme May 2019 - May 2020 69 - 76

The Head of Law and Governance has submitted a report which sets out a programme of Council, committee and other meetings for the 2019/20 council year (May 2019 to May 2020 inclusive).

Councillor Susan Brown, Leader of the Council will present the report.

Recommendation: That Council resolves to:

1. Approve the programme of Council, committee and other meetings attached at Appendix 1 for the council year 2019/20;
2. Delegate authority to the Committee and Member Services Manager, in consultation with Group Leaders, to make changes to this programme, in the event that there is a decision at Annual Council to change the committee structure or remit which impacts on the programme of meetings; and
3. Delegate authority to the Committee and Members Services Manager to set dates for additional training and briefing sessions for members, for meetings of the Shareholder of the Council's companies, and for the Companies Scrutiny Panel, and, in consultation with the Head of Business Improvement, to set meetings of the Appointments Committee and Investigations and Disciplinary Committee (should they be required).

QUESTIONS

11 City Executive Board Minutes

This item has a time limit of 15 minutes.

Councillors may ask the Board Members questions about matters in these minutes:

- | | | |
|------------|--|---------|
| 11a | Minutes of meeting Tuesday 16 October 2018 of City Executive Board | 77 - 80 |
| 11b | Minutes of meeting Wednesday 14 November 2018 of City Executive Board | 81 - 88 |

12 **Questions on Notice from Members of Council**

Questions on notice from councillors received in accordance with Council Procedure Rule 11.10(b).

Questions on notice may be asked of the Lord Mayor, a Member of the City Executive Board or a Chair of a Committee. One supplementary question may be asked at the meeting.

The full text of questions must be received by the Head of Law and Governance by no later than 1.00pm on Monday 19 November.

The briefing note will contain all questions submitted by the deadline, and written responses where available.

PART 2 - PUBLIC INVOLVEMENT AND SCRUTINY

13 **Public addresses and questions that do not relate to matters for decision at this Council meeting**

Public addresses and questions to the Leader or other Board member received in accordance with Council Procedure Rule 11.11, 11.12 and 11.13 and not related to matters for decision in Part 1 of this agenda.

The request to speak accompanied by the full text of the address or question must be received by the Head of Law and Governance by 5.00 pm on Tuesday 20 November.

The briefing note will contain the text of addresses and questions submitted by the deadline, and written responses where available.

A total of 45 minutes is available for both public speaking items. Responses are included in this time. Up to five minutes is available for each public address and up to three minutes for each question.

14 **Outside organisation/Committee Chair reports and questions**

1. Each ordinary meeting of Council shall normally receive a written report concerning the work of one of the partnerships on which the Council is represented.
2. The reports submitted to this meeting are:
 - Agenda item 14a – Oxford Strategic Partnership
 - Agenda item 14b - Oxfordshire Health Improvement Board 2016/17

3. The programme of reporting at future meetings is proposed to be:
- | | |
|------------|---|
| 28 January | Annual Report on Oxfordshire Partnerships |
| | Oxfordshire Growth Board |
| 29 April | Oxfordshire Children's Trust Board |
4. As set out in procedure rule 11.15, Members who are Council representatives on external bodies or Chairs of Council Committees who consider that a significant decision or event has taken place, may give notice to the Head of Law and Governance by 1.00 pm on Thursday 22 November 2018 that they will present a written or oral report on the event or the significant decision and how it may influence future events. Written reports will be circulated with the briefing note.

14a Oxford Strategic Partnership

89 - 92

On behalf of Councillor Brown, Leader and Board Member for Economic Development and Partnerships, the Head of Policy, Communications and Culture has submitted a report on the Oxford Strategic Partnership.

Council is invited to comment on and note the report.

14b Oxfordshire Health Improvement Board 2016/17

93 - 106

On behalf of Councillor Upton, Board Member for Healthy Oxford, the Assistant Chief Executive has submitted the annual report on the work of the Oxfordshire Health Improvement Board 2016/17 and priorities for 2018/19.

Council is invited to comment on and note the report.

15 Scrutiny Committee update report

107 - 116

The Chair of the Scrutiny Committee has submitted a report which updates Council on the activities of scrutiny and other non-executive Councillors and the implementation of recommendations since the last meeting of Council.

Councillor Gant, Chair of the Scrutiny Committee will present the report.

Council is invited to comment on and note the report.

PART 3 - MOTIONS REPRESENTING THE CITY

16 Motions on notice

This item has a time limit of 60 minutes.

The full text of motions received by the Head of Law and Governance in accordance with Council Procedure Rules by the deadline of 1.00pm on Wednesday 14 November 2018 is below.

Motions will be taken in turn starting with Cross Party motions and then from the Labour, Liberal Democrat, Green groups in that order.

Substantive amendments to these motions must be sent by councillors to the Head of Law and Governance by no later than 10.00am on Friday 23 November 2018 so that they may be circulated with the briefing note.

Minor technical or limited wording amendments may be submitted during the meeting but must be written down and circulated.

Council is asked to consider the following motions:

- a. Oxford European Charter**
- b. Homelessness in Oxford**
- c. Vehicle emissions in Oxford**
- d. Farndon Court**
- e. Fair Transitional State Pensions**
- f. Oxford to Cambridge Expressway**
- g. Climate Emergency**

16a Cross Party Motion: Oxford European Charter

Proposed by Councillor Tanner, seconded by Councillor Garden

Cross Party motion

1. Oxford City Council reaffirms its determination that Oxford should remain an international, open, and welcoming European city.
2. The Council believes that, irrespective of the outcome of the Brexit negotiations, rights of EU27 citizens who have made their homes here should be fully maintained and, that their electoral participation rights should be extended, to make our democracy more inclusive.
3. We call on the Government and all employers, institutions and authorities in Oxford to do all they can to respect,

protect, and fulfil the rights to which EU27 citizens are entitled, and to ensure they are not discriminated against in any way.

4. In particular, we call for EU27 citizens living in Oxford to have rights to:
 - a. Live, work, study, and retire in the UK
 - b. Enjoy a lifelong guarantee that they can leave the UK and return thereto
 - c. Retain their existing right to vote in all local government elections
 - d. Be suitably enfranchised in national elections and referendums
 - e. Be able to register for settled status without onerous proof or excessive cost
 - f. Naturalise, should they wish to do so, at the cost of administration
5. We recognise the hugely valuable contribution that migrants, from the rest of Europe and around the world, have made to our city, and are making to the culture, prosperity and success of Oxford.

Council resolves to:

1. ask the Leader of the Council to write to the Prime Minister and local MPs to convey the City Council's views as expressed above.
2. ask the City Executive Board to do whatever it can to support this Oxford European Charter.

16b Homelessness in Oxford

Proposed by Councillor L Smith, seconded by Councillor Aziz

Labour member motion

The Government's ideological pursuit of austerity has directly contributed to the soaring number of people being made homeless and sleeping rough on our streets. Despite this, Oxford City Council has an ambition that no one should have to sleep rough on the streets of our city and we have allocated our own budgets and successfully bid for government money to help achieve this.

This winter the council is providing an additional 41 bed spaces to help people off Oxford's streets. This is in addition to the 20 beds provided by the Oxford Winter Night Shelter throughout January, February and March and up to 20 extra night shelter beds which we are working with our neighbouring districts to provide through funding secured by this council.

This extra winter provision comes on top of the 167 beds and associated support for former rough sleepers which are funded throughout the year, and up to 74 bed spaces are available to anyone who needs them this winter, regardless of their connection to Oxford or their entitlement to benefits.

This council also operates a Severe Weather Emergency Protocol (SWEP) which opens extra beds during periods when extended cold weather is forecast, the protocol means emergency shelters are opened when night time temperatures are forecast to drop below freezing for three consecutive nights, but there is flexibility on the decision of when to open.

This council gives thanks for the hard work of our partner organisations, charities, voluntary organisations, professional workers and volunteers. We are especially grateful to the churches hosting the Oxford Winter Night Shelter for their enormous contribution to reducing rough sleeping on our streets.

This Council therefore resolves to ask the Board Member, Leisure and Housing:

1. To continue to work towards our vision of nobody having to sleep rough on the streets on Oxford. The extra beds this winter will help us move towards that goal, and council officers should use the discretion given to them on when to trigger SWEP to help ensure that no one is left out in freezing temperatures whenever resources allow.
2. To work with partners towards a SWEP protocol, that will open emergency provision whenever night time temperatures are forecast to fall below zero.
3. To ensure that preparations for next winter 2019/20 should include an increase in night shelter beds which are available to all rough sleepers throughout the season, moving away from the need for SWEP and adopting a model of continuous winter provision.
4. To ensure that the City Executive Board monitors the application of SWEP this winter, and receive reports, from the Head of Housing Services, in January and April 2019 to cover: the occasions when SWEP has been triggered; the use of officer discretion on when to trigger SWEP; and statistics on the availability of bed spaces for adult single homeless persons within the city for the period covered by the report.

16c Vehicle emissions in Oxford

Proposed by Councillor Harris

Liberal Democrat member motion

This Council:

Recognises the urgent need to reduce levels of vehicle emissions in Oxford's most polluted streets,

and notes that these levels will not be significantly impacted by plans for a Zero Emission Zone until 2025 at the earliest,

and resolves to seek to reduce vehicle emissions urgently in Oxford's most polluted streets by asking the Chief Executive to write to Oxfordshire County Council inviting them to:

1. upgrade the existing bus Low Emission Zone so to require all buses within the Zone to have Euro-6 compliant engines; and
2. apply that new stricter Low Emission Zone to heavy goods vehicles and to coaches as well as to buses.

16d Farndon Court

Proposed by Councillor Simmons

Green member motion

This Council notes and regrets the decision by Catalyst (a development partner of the City Council) to sell Farndon Court (which has 97 affordable, women-only accommodation units) and evict the residents.

The Council calls upon Catalyst to:

1. Replace the units with equivalent accommodation
2. Increase the compensation and support for the 69 women being evicted

The Council agrees to ask the Chief Executive to:

1. write to Catalyst expressing its views
2. review the working relationship with Catalyst and their suitability (in light of the above) as a development partner.

16e Fair Transitional State Pensions

Proposed by Councillor Pressel

Labour member motion

Council calls upon the Government to make fair transitional state pension arrangements for all women born on or after 6th April 1950, who will unfairly carry the burden of the increase to the State Pension Age (SPA) without appropriate notification.

Hundreds of thousands of women had significant pension changes imposed on them by the Pensions Acts of 1995 and 2011 with little or no personal notification of the changes. Some women had only two years notice of a six-year increase to their state pension age.

Many women born in the 1950's are living in hardship. Retirement plans have been shattered with devastating consequences. Many of these women are already out of the labour market, caring for elderly relatives, providing childcare for grandchildren. Some suffer discrimination in the workplace, so struggle to find employment. These women have worked hard, raised families and paid their tax and national insurance with the expectation that they would be financially secure when reaching 60. It is not the pension age itself that is in dispute - it is widely accepted that women and men should retire at the same time. The issue is that the rise in the women's state pension age has been too rapid and has happened without sufficient notice being given to the women affected, leaving women with no time to make alternative arrangements.

Council resolves to ask the Leader of the Council:

to write to the Prime Minister and local MPs asking the Government to reconsider transitional arrangements for women born on or after 6 April 1950, so that women do not live in hardship due to pension changes they were not told about until it was too late to make alternative arrangements.

16f Oxford to Cambridge Expressway

Proposed by Councillor Gant

Liberal Democrat member motion

Council notes that at its meeting on 25 September 2018, the Growth Board “welcomed” the principle of the Oxford to Cambridge Expressway. However, at the same meeting, the Board instructed its Chair to write to both Highways England and the Transport Minister regretting the lack of clarity around the proposal.

Council notes the tension between these two positions.

Council also notes that this lack of clarity contributes to considerable uncertainty both about how the Expressway is intended to deliver benefit, and about the possible impact on homes, lives, the environment, amenities and facilities, including in and adjacent to the greater Oxford area.

In particular, Council notes with regret that

1. It is unclear exactly what is meant by the word “Expressway” and which of the many definitions apply
2. Insufficient work has been done on the potential of enhanced rail links to deliver better outcomes for passengers, freight, and sustainable economic growth
3. Actual and proposed consultation is inadequate
4. It is unclear which of a range of possible justifications for the Expressway, which have been mentioned public and which potentially contradict each other, apply:
 - a. A ‘strategic route’ to carry freight traffic from the west and south to the east.
 - b. A route to make commuting between Oxford/Milton Keynes/Bedford/Cambridge easier and quicker.
 - c. A road that will enable significant housing growth of 1,000,000 extra houses along its length.
 - d. Relieving traffic on the A34, as one member of the Growth Board has stated publicly (which does not appear to be one of the stated aims, and current plans do not rule out using the A34 in part as the Expressway, which would of course add more traffic to it)
5. Increased road building will inevitably have a serious negative impact on air quality at a time when all public bodies must seek to use every part of their planning, investment and delivery mechanisms to achieve the opposite

Council therefore calls on the Leader, as its representative on the Growth Board, to:

1. Seek urgent answers from her fellow Growth Board members on their understanding of points 1-5 above, and how that understanding makes the principle of the Expressway “welcome” in its current form
2. If clear answers are not forthcoming, ask the Growth Board to withdraw its welcome for the Expressway until the Growth Board can provide those answers to Council
3. Report back to this Council at the earliest opportunity

16g Climate Emergency

Proposed by Councillor Simmons

Green member motion

Council notes:

- a) the recent 2018 IPCC report which states that we have just 12 years to act on climate change if global temperature rises are to be kept within the recommended 1.5 degreesC.
- b) that the Council's carbon emissions have reduced by approximately 10% over the last five years.
- c) last year, the Council's greenhouse gas carbon equivalent emissions (tCO2e) reduced by 4.3%, largely due to the decarbonisation of the national electricity grid and helped by an unusually warm year - not due to any actions by the Council.
- d) The Council's underlying energy consumption actually went UP slightly - a 2.1% increase in electricity, a 0.8% increase in gas and a 5.4% increase in carbon from vehicle fuel.

Council notes therefore that:

1. It is failing to meet its own 5% annual greenhouse gas reduction target
2. If reductions continue at a similar rate, the Council will also fail to meet its own medium (2022) and longer term carbon reduction targets and aspirations.

In light of the above, the Council therefore agrees to resource an additional Cross-Party Scrutiny Group to urgently review and make recommendations on revisions to the Council's 2017-2022 Carbon Management Plan

* - Source for Council figures: Greenhouse Gas Emissions Report 2017-18 (Aug 2018)

17 Matters exempt from publication and exclusion of the public

If Council wishes to exclude the press and the public from the meeting during consideration of any aspects of the preceding agenda items it will be necessary for Council to pass a resolution in accordance with the provisions of Section 100A(4) of the Local Government Act 1972 specifying the grounds on which their presence could involve the likely disclosure of exempt information as described in specific paragraphs of

Part 1 of Schedule 12A of the Act if and so long as, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

(The Access to Information Procedure Rules – Section 15 of the Council’s Constitution – sets out the conditions under which the public can be excluded from meetings of the Council)

UPDATES AND ADDITIONAL INFORMATION TO SUPPLEMENT THIS AGENDA ARE PUBLISHED IN THE COUNCIL BRIEFING NOTE.

Additional information, councillors’ questions, public addresses and amendments to motions are published in a supplementary briefing note. The agenda and briefing note should be read together.

The Briefing Note is published as a supplement to the agenda. It is available on the Friday before the meeting and can be accessed along with the agenda on the council’s website.

Councillors declaring interests

General duty

You must declare any disclosable pecuniary interests when the meeting reaches the item on the agenda headed “Declarations of Interest” or as soon as it becomes apparent to you.

What is a disclosable pecuniary interest?

Disclosable pecuniary interests relate to your* employment; sponsorship (ie payment for expenses incurred by you in carrying out your duties as a councillor or towards your election expenses); contracts; land in the Council’s area; licenses for land in the Council’s area; corporate tenancies; and securities. These declarations must be recorded in each councillor’s Register of Interests which is publicly available on the Council’s website.

Declaring an interest

Where any matter disclosed in your Register of Interests is being considered at a meeting, you must declare that you have an interest. You should also disclose the nature as well as the existence of the interest.

If you have a disclosable pecuniary interest, after having declared it at the meeting you must not participate in discussion or voting on the item and must withdraw from the meeting whilst the matter is discussed.

Members’ Code of Conduct and public perception

Even if you do not have a disclosable pecuniary interest in a matter, the Members’ Code of Conduct says that a member “must serve only the public interest and must never improperly confer an advantage or disadvantage on any person including yourself” and that “you must not place yourself in situations where your honesty and integrity may be questioned”. What this means is that the matter of interests must be viewed within the context of the Code as a whole and regard should continue to be paid to the perception of the public.

*Disclosable pecuniary interests that must be declared are not only those of the member her or himself but also those member’s spouse, civil partner or person they are living with as husband or wife or as if they were civil partners.

