

Agenda

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Council

Date: **Monday 18 April 2016**

Time: **5.00 pm**

Place: **Council Chamber, Town Hall**

For any further information please contact:

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Officer**

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Council

Membership

Lord Mayor	Councillor Rae Humberstone	
Deputy Lord Mayor	Councillor Colin Cook	
Sheriff	Councillor Sajjad Malik	
Members	Councillor Mohammed Abbasi	Councillor Chewe Munkonge
	Councillor Mohammed Altaf-Khan	Councillor Michele Paule
	Councillor Farida Anwar	Councillor Susanna Pressel
	Councillor Elise Benjamin	Councillor Jennifer Pegg
	Councillor Ruthi Brandt	Councillor Bob Price
	Councillor Susan Brown	Councillor Mike Rowley
	Councillor Bev Clack	Councillor Gwynneth Royce
	Councillor Mary Clarkson	Councillor Gill Sanders
	Councillor Van Coulter	Councillor Christine Simm
	Councillor Roy Darke	Councillor Craig Simmons
	Councillor Jean Fooks	Councillor Dee Sinclair
	Councillor James Fry	Councillor Linda Smith
	Councillor Andrew Gant	Councillor John Tanner
	Councillor Stephen Goddard	Councillor Richard Tarver
	Councillor Michael Gotch	Councillor Sian Taylor
	Councillor Mick Haines	Councillor David Thomas
	Councillor Tom Hayes	Councillor Ed Turner
	Councillor David Henwood	Councillor Louise Upton
	Councillor Sam Hollick	Councillor Oscar Van Nooijen
	Councillor Alex Hollingsworth	Councillor Elizabeth Wade
	Councillor Pat Kennedy	Councillor Ruth Wilkinson
	Councillor Ben Lloyd-Shogbesan	Councillor Dick Wolff
	Councillor Mark Lygo	

The quorum for this meeting is 12 members.

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SUMMONS

A meeting of the City Council will be held in the Council Chamber, Town Hall, on Monday 18 April 2016 at 5.00 pm to transact the business set out below.

Peter Sloman

Proper Officer

AGENDA

	Pages
PART 1 - PUBLIC BUSINESS	
1 APOLOGIES FOR ABSENCE	
2 MINUTES	17 - 38
Minutes of the ordinary meeting of Council held on 8 February 2016.	
Minutes of the budget meeting of Council held on 17 February 2016.	
Council is asked to approve the minutes as a correct record.	
3 DECLARATIONS OF INTEREST	
4 APPOINTMENT TO COMMITTEES	
Any proposed changes will be circulated with the briefing note.	
5 ANNOUNCEMENTS	
Announcements by:	
(1) The Lord Mayor	
(2) The Sheriff	
(3) The Leader of the Council	
(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 Rule 11.11 and 11.12 relating to matters for decision on 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 12 April 2016.

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 or question.

CITY EXECUTIVE BOARD RECOMMENDATIONS

7 DEVOLUTION UPDATE AND BUDGET ALLOCATION

39 - 42

The Assistant Chief Executive submitted a report to the City Executive Board on 24 March 2016 which gave an update on the proposals for devolution and sought authorisation for further joint working in support of those proposals.

The relevant draft minute of the City Executive Board meeting is attached later in the agenda.

The Board Member will move the recommendations.

Recommendations

The City Executive Board recommends Council to allocate the budget of £50k to support the initial study on viability and sustainability and governance; specialist work on collaboration around Children and Adult services; public consultation and involvement; and preparation of a revised Devolution Deal. This will be funded from reserves and balances.

8 A HOUSING COMPANY FOR OXFORD

43 - 60

The Head of Housing and Property submitted a report to the City Executive Board on 17 March 2016 which presented the business case for the establishment of a Council owned housing company, and sought approval for the Council to enter into such agreements as are necessary to enable the company to acquire the affordable housing at Barton Park in place of the Council.

The relevant draft minute of the City Executive Board meeting including the full decision is attached later in the agenda.

The Board Member will move the recommendations.

Recommendations

The City Executive Board recommends Council to:

1. amend the Treasury Management Strategy to enable the making of loans to the wholly owned Housing Company on State Aid compliant terms of up to £12,250,000 to fund its purchase of the Phase 1 affordable housing at Barton Park and to delegate to the Chief Finance Officer approval of the terms of the loan and the terms of the facility agreement(s) and any associated documentation;
2. agree the inclusion of an amount of £12,250,000 in its General Fund Capital Programme in 2017/18 funded by Prudential Borrowing;
3. agree the provision of a loan facility to the Company of up to £250,000 to fund the set up costs and provide initial working capital and delegate to the Chief Finance Officer approval of terms of the loan and the terms of the facility agreement;
4. agree the adoption of the Local Authorities (Indemnities for Members and Officers) Order 2004 in respect of officers of the Council appointed to the Housing Board in accordance with paragraph 40;
5. agree a General Fund revenue budget of £40,000 in 2016/17 for the setting up of the Company funded from reserves.

9 ASSET MANAGEMENT PLAN 2016-2020

61 - 118

The Regeneration and Major Projects Service Manager submitted a report to the City Executive Board on 17 March 2016 which presented the Asset Management Plan 2016-20 and recommended its adoption by Council thereby providing the basis for the management of the Council's property assets going forward.

The relevant draft minute of the City Executive Board meeting is attached later in the agenda.

The Board Member will move the recommendations.

Recommendations

The City Executive Board recommends Council to approve the Asset Management Plan 2016-2020 attached at Appendix 1 for adoption by the Council.

10 INTEGRATED PERFORMANCE REPORT QUARTER 3 2015/16 - CAPITAL BUDGET CHANGE

119 - 124

The Head of Financial Services and Head of Business Improvement submitted a report to the City Executive Board on 17 March 2016 on the status of Finance, Risk and Performance as at the end of Quarter 3, 31 December 2015 and which sought approval for an additional capital budget of £0.150 million for electrical works at Cowley Marsh Depot (paragraph 12 of the report).

The report is included in this agenda. Appendices are published in the City Executive Board agenda of 17 March 2016.

The relevant draft minute of the City Executive Board meeting is attached later in the agenda.

The Board Member will move the recommendations.

Recommendations

The City Executive Board recommends Council to approve an additional capital budget of £0.150 million for electrical works at Cowley Marsh Depot to be funded from the service's projected underspend.

11 OXPENS: SALE OF OXPENS LAND AND LOAN TO OXFORD WEST END DEVELOPMENT LTD

125 - 134

The Executive Director, Regeneration and Housing, has submitted a report to the City Executive Board on 14 April 2016 which seeks budgetary approval for the sale of Oxpens land and a loan to Oxford West End Development Ltd.

The City Executive Board will consider the recommendations below at their meeting. Their decision will be reported at Council.

The Board Member will move the recommendations as agreed by the Executive Board.

Officer recommendation

That the City Executive Board resolves to recommend full Council to approve:

1. a loan of £4.16 million to Oxford West End Development Ltd to provide funds to the company to purchase land owned by Oxford City Council on terms set out in this report;
2. a capital budget of £4.16 million in the Council's General Fund Capital Programme in 2017/18 funded from the Capital Receipt received from the sale of the land.

OFFICER REPORTS

12 AWARD OF FREEDOM OF THE CITY TO MS LESLEY DEWHURST

It is proposed that the Honorary Freedom of the City of Oxford is awarded to Ms Lesley Dewhurst in recognition of her work with single homeless people in Oxford over the past 20 years.

The Lord Mayor will ask Councillor Price to move:
In accordance with Section 249 of the Local Government Act 1972 that the Honorary Freedom of the City be conferred on Ms Lesley Dewhurst and that this is conferred at a formal ceremony to be held at a later date.

Councillor Fooks will second the motion and Councillor Simmons will support the motion.

Council is asked to support this motion.

13	PAY POLICY STATEMENT 2016	135 - 146
	<p>The Head of Business Improvement has submitted a report setting out the Council's annual pay policy statement in accordance with legislative requirements</p> <p>Officer Recommendation</p> <p>Council is recommended to approve the Annual Pay Policy Statement 2016 for publication.</p>	
14	REGULATION OF INVESTIGATORY POWERS ACT 2000	147 - 148
	<p>The Head of Law and Governance has submitted a report which sets out the Council's application of its powers under the Regulation of Investigatory Powers Act 2000</p> <p>Officer recommendation: That Council note the Council's use of its powers under the Regulation of Investigatory Powers Act 2000 (RIPA) for the period 1 April 2015 to 31 March 2016.</p>	
QUESTIONS		
15	CITY EXECUTIVE BOARD MINUTES	
	<p>This item has a time limit of 15 minutes.</p> <p>Councillors may ask the Board Members questions about matters in these minutes.</p>	
	a	149 - 160
	Minutes of meeting Thursday 11 February 2016 of City Executive Board	
	b	161 - 170
	Minutes of meeting Thursday 17 March 2016 of City Executive Board	
	c	171 - 174
	Minutes of meeting Thursday 24 March 2016 of City Executive Board	
16	QUESTIONS ON NOTICE FROM MEMBERS OF COUNCIL	
	<p>Questions on notice from councillors received in accordance with Council Procedure Rule 11.10(b).</p>	

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 11 April 2016.

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

PART 2 - PUBLIC INVOLVEMENT AND SCRUTINY

17 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 and 11.12 and not related to matters for decision on 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 12 April 2016.

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 or question.

18 OUTSIDE ORGANISATION/COMMITTEE CHAIR REPORTS AND QUESTIONS

175 - 178

1. On behalf of Councillor Price the Head of Policy, Communications and Culture has submitted a report providing an update on the work of the Oxfordshire Growth Board.

Council is invited to comment on and note the submitted report.

2. 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.

The programme of reporting at future meetings will be:

- July 2016: Community Safety
- September 2016: Environmental and Waste

3. Members who are Council representatives on external bodies or Chairs of Council Committees who consider that a significant decision or event has taken place, will give notice to the Head of Law and Governance by 1.00pm on 13 April 2016 that they wish present a written or oral report on the event or the significant decision and how it may influence future events.

19 SCRUTINY COMMITTEE UPDATE REPORT

179 - 208

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.

Council is invited to comment on and note the report.

PART 3 - MOTIONS REPRESENTING THE CITY

20 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 Rule 11.17 by the deadline of 1.00pm on 6 April 2016 is below. Motions will be taken in turn from the, Green, and Labour, Liberal Democrat 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 1.00pm on 14 April 2016. The briefing note will list amendments submitted before its publication.

Council is asked to consider the following eight motions:

1. Oxford City Council support EU membership (proposed by Cllr Craig Simmons, seconded by Cllr Elise Benjamin)

Green member motion

Oxford is an international City, with three EU twin towns, and a proud City of Sanctuary. The last census in 2011 showed that 1 in 10 of its resident population were born in EU countries other than UK.

The City Council has benefited directly from more than £1m of EU funding and, in May 2015, the City's Finance Panel took evidence from three of the South East regions MEPs identifying more than seven other potential EU funding streams that the City Council could apply for.

Oxford's economy also benefits enormously from EU tourism (9 out of the top 10 countries of origin are other EU states), from EU funding to its Universities, and other institutions, and from European businesses, such as BMW, that have chosen to operate within the City and County.

Workers in Oxford are better off as a result of EU employment directives on equal rights, holidays, pensions, working hours, health and safety and so on.

Oxford residents have more opportunities and lower costs when travelling as a result of the EU, free movement, lower mobile phone charges, European health card, educational possibilities and so on.

Oxford's environment has also benefited from EU legislation and guidance on, for example, air quality, recycling and biodiversity.

This Council therefore believes that the case for staying within the EU is

overwhelming beneficial for the City and urges those electors eligible to vote to back an 'IN' vote at the forthcoming EU Referendum and asks the Leader to write to Oxford's MPs setting out the Council's views.

Of course, the EU is not perfect. But neither is Westminster. It needs to be more democratically accountable, transparent and efficient. This Council, however, believes that reform will be easier if the UK remains within the EU.

2. Unitary Council proposal (proposed by Councillor Price)

Labour member motion

The City Council notes that the response from government to the devolution proposals for Oxfordshire that were presented to the Department of Communities and Local Government and Cabinet Office in December 2015 indicated that a different and stronger form of governance was required if the proposals were to make progress.

Council therefore welcomes the initiative from the five District Councils in partnership with South Northants and Cotswold District Councils for a revised proposal based on four unitary authorities. This proposal would restore city government to Oxford and create an effective partnership with the neighbouring unitary authorities.

The Council notes that a feasibility study covering the full range of possible unitary options is being commissioned, and urges the County Council to participate in the commissioning and management of this study rather than duplicating the work with a separate study that will cover the same ground.

3. Adopt an eco-village approach (proposed by Councillor Gotch)

Liberal Democrat member motion

Bicester eco-village is an exemplar of how energy efficient and low-carbon-footprint housing is being built now - helping to slow climate change for the sake of our children and grandchildren.

We call on the City to instruct its architects to design buildings of all types, on City owned sites, to adopt the eco-village approach and, by example, persuade / push / cajole private developers in Oxford to make their contribution to saving planet earth.

4. Climate Change and Government Policy (proposed by Councillor Simmons, seconded by Cllr Thomas)

Green member motion

In the light of the Paris Agreement drafted last December (open for signature from 'Earth Day' 22nd April 2016) which included, for the first time, a global agreement on stabilising and reducing damaging greenhouse gas emissions, this Council calls upon the government to reconsider policy changes which have made it more difficult for the Council and other local authorities to take

action to help tackle climate change.

For example:

- Reductions in government subsidies for solar panels and other green energy sources;
- The discontinuation of Green Deal funding for loans to homeowners and private landlords to install insulation and other energy efficiency measures;
- Recent changes to planning policy, which make it more difficult for Councils to require developers to build new homes to high environmental standards.

This Council is committed to playing its part in global efforts to limit the extent of future climate change, and local efforts to respond to the impacts of climate change on residents, businesses and the local environment. It recognises that, in cities like Oxford which it is predicted will suffer from increased flooding due to climate change, inaction carries a real human and economic cost.

This Council therefore calls upon the Council Leader, in collaboration with other Group Leaders, to write to Oxford's MPs asking them to lobby the Government to live up to the commitments it made at COP 21 and invest more in tackling climate change.

5. Oxford City Council support EU membership (proposed by Councillor Tanner)

Labour member motion

This Council strongly supports remaining in the European Union in the referendum and urges all Oxford's voters to use their vote to Remain.

Remaining in Europe will continue Oxford's free access to the world's largest single market, will allow Oxford citizens to live, work and holiday freely within the 27 other nations, and will demonstrate our solidarity with over 500 million Europeans.

Leaving Europe will be bad for jobs. It will threaten the BMW car plant, the universities and the science jobs at Culham. Remaining in Europe will guarantee rights at work, high environmental standards and a more democratic Europe.

The referendum is an unnecessary measure to please sections of the Conservative Party and threatens Oxford's future.

6. Independent review of unitary options (proposed by Councillor Fooks seconded by Councillor Gant)

Liberal Democrat member motion

Council notes that the devolution debate appears to have stalled due to the Government's insisting on specific forms of governance for any new authority. However,

Council further notes that

- the current financial position of the County Council is causing unacceptable budget cuts, especially to the most vulnerable
- there is a growing belief that unitary governance would provide the best way forward
- it is not clear what the optimum size of any unitary would be.

Council believes that the best way to inform a decision on what is best for the people of Oxford and Oxfordshire is a genuinely independent review of all possible options, not seen to be favouring any particular model.

Council therefore asks the Executive Board to work with all other interested parties to commission such a review, assessing all possible models including the status quo, to enable an evidenced-based discussion to guide the selection of the best model.

Any model must be able to command public support, and be shown to be able to

- fund the services needed by the people of Oxfordshire, especially the most vulnerable
- provide strategic direction in a form which is properly accountable and fully consistent with local decision-making
- support economic growth and sustainability alongside strong and balanced communities

Council recognises that any changes to the current two-tier structure will involve the dissolution of all existing authorities and a review of all current ward boundaries, but believes that a unitary structure of some kind will offer the best chance of better strategic leadership and the efficient delivery of public services to the people of Oxford.

7. Community Involvement in Community Centres (proposed by Councillor Wolff, seconded by Councillor Benjamin)

Green member motion

1. This Council believes that the essence of community work is not so much the delivery of services but the building of stronger, more cohesive and more resilient neighbourhood communities.

2. Recognising that the Council's proposed Tier 1 'community hubs' may also be places where a wide range of services are delivered, Council recognises the danger that the community work objectives may be sidelined or even undermined.

3. Council therefore welcomes the statement in the Community Centres Strategy (currently out for public consultation) "The Council's preferred position is that robust, sustainable community organisations manage the centres".

4. Council believes that independent and locally accountable Community Associations should have a key role in ensuring that all the Council centres deliver on the key community work objective described in para 1.

8. Scrapping of student grants and curbing of access to higher education for disadvantaged young people (proposed by Councillor Hayes, seconded by Councillor Hollingsworth)

Labour member motion

This Council supports fair access and widening participation in higher education, and believes that these are important for making society more equal, in Oxford and across the country.

Accordingly, this Council notes with concern the Government's plan to scrap maintenance grants for up to 500,000 of the poorest university students, including those attending our city's universities.

This Council further notes that the poorest 40% of university students in England will graduate with an extra £12,500 of debt for a three-year course, according to research by the Institute of Fiscal Studies.

This Council is concerned that scrapping grants risks putting many young people off applying to university, including many from disadvantaged backgrounds. A 2014 study by the Institute of Education has shown that a £1,000 rise in grants created a nearly 4% increase in participation.

This Council asks the Council Leader to write to Oxford's Members of Parliament to express our dissatisfaction with the abolition of grants and make representations to the Prime Minister and Secretary of State for Education about the impact of the loss of grants on students at our city's universities, particularly those from poorer backgrounds.

21 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.

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; licences 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.

¹Disclosable pecuniary interests that must be declared are not only those of the member her or himself but also those of the member’s spouse, civil partner or person they are living with as husband or wife or as if they were civil partners.