

Agenda

Meeting of : The Council
Meeting held in : Auditorium, City Hall, Salisbury
Date : Monday 31 March 2008
Commencing at : 6.00 pm

1. **Apologies:**
To receive any apologies for absence.
2. **Declarations of Interest:**
To receive declarations of interest from District Councillors and officers present.
3. **Public Questions/Statement Time:**
Fifteen minutes will be set aside to allow members of the public to ask questions/make statements relating to the Council. Questions or Statements are required to be submitted (either by fax or by email) to Stewart Agland, Head of Democratic Services by 12 noon on the working day prior to the meeting and anyone wishing to ask a question is advised to contact Stewart who will provide advice, a question submission proforma and a leaflet explaining how 'Public Question Time' works, if required.

*Contact Stewart Agland, Tel: 01722 434253
email sagland@salisbury.gov.uk*

Please note that this agenda item does not allow Members of this Authority to ask questions or make statements. The opportunity for Members to ask questions on matters not on the agenda is available under agenda item 13 below, subject to providing 7 days written notice. Questions on matters before the Council require no notice, and should be asked when the item is being considered.

4. **To Receive Minutes of last Meeting:**
To approve the minutes of the ordinary meeting held on Monday 18 February 2008 (attached).
5. **Chairman's Announcements:**
6. **Recommendations from Standard Committee:**
To consider a recommendation from the Standards Committee on a matter outside its powers.
 - a. **Preparations for local Assessment of Complaints Against Members :**
To consider the Standard Committee's recommendation from its meeting held on 17 March 2008 (the report of the Monitoring Officer is attached).

Recommended – that

- (1) the Standards Committee is increased to 9 comprising 3 Members, 3 Independent Members and 3 Parish Councillors and that the Constitution be revised accordingly
- (2) it appoints an additional Member to the Standards Committee [who may not be the Leader nor, as a member of Cabinet is already a member of Standards Committee, a member of Cabinet]



Awarded in:
Housing Services
Waste and Recycling Services



7. **Prudential Limits 2008/09:**

To consider the attached report of the Head of Financial Services.

Recommended – that

- (1) The authorised limit for external debt for 2008/09 be set at £20m.
- (2) The operational boundary for external debt for 2008/09 be set at £10m.
- (3) The maximum exposure to fixed or variable interest rates be set at 100%.
- (4) The upper limit to the debt structure maturity be £20m for up to 40 years and there be no lower limit.
- (5) The Head of Financial Services be given delegated authority to borrow in line with the limits set out above in consultation with Wiltshire County Council.
- (6) The limit for principal sums to be invested for more than 364 days be £20m.

8. **Wiltshire [Structural Change] Order 2008:**

To consider the attached report of the Head of Legal and Property Services.

Recommended – that

- (1) the appointments of the Leader and the Deputy Leader to the Implementation Executive be confirmed
- (2) The interim Chief Executive is appointed as the Council's Proper Officer for the purposes of the Structural Order
- (3) The Head of Democratic Services in consultation with the Head of Legal and Property Services is authorised to make any changes to the Council's constitution to give effect to the provisions of the Structural Order.

9. **Questions on Cabinet Decisions taken since the last Council Meeting:**

To question (without notice) the Leader or other relevant Cabinet Member, on any of the issues on which decisions will be made as set out below. Minutes of the Cabinet meeting to be held on 26 March 2008 will be circulated at the meeting.

- (1) (26 03 08) Procedural Matters
Cllr Sample (Leader)
- (2) (26 03 08) Adoption of a Local Validation Checklist for the new 1APP Planning Application forms
Cllr Clegg (Planning)
- (3) (26 03 08) Update on Petersfinger Park and Ride
Cllr McKeown (Transportation)
- (4) (26 03 08) Funding Criteria for the General Community Fund
Cllr Fear (Deputy Leader)
- (5) (26 03 08) Tisbury and District Sports Centre – Internal Work Costings
Cllr Dalton (Community Initiatives)
- (6) (26 03 08) Capital and Revenue Implications for the use of 58 Pinewood Way, Bemerton Heath, as a Community Centre/Youth Club
Cllr Dalton (Community Initiatives)
- (7) (26 03 08) The New Wiltshire Local Area Agreement
Cllr Clegg (Planning)
- (8) (26 03 08) Local Government Pension Scheme (LGPS) Changes
Cllr Thorpe (Resources)
- (9) (26 03 08) Community Fund for Young People
Cllr Sample and Fear (Leader/Deputy Leader)
- (10) (26 03 08) Wiltshire County Council – Highway Issues
Cllr Sample (Leader)
- (11) (26 03 08) Successes of the Council
Cllr Sample (Leader)
- (12) (26 03 08) Special Delegation Procedure
Cllr Sample (Leader)
- (13) (26 03 08) Local Government Reorganisation in Wiltshire
Cllr Sample (Leader)

10. Project and Policy Progress Reports:

To receive any progress reports from the Cabinet (including the portfolio holders) not covered under item 9. The Council may question (without notice) the relevant Cabinet Member on the information given.

11. Reports of other Committees/Panels on which questions may be asked:

1. City Area (Plan) 072 – 083 (24 01 08)
2. City Area (Plan) 084 – 094 (21 02 08)
3. Southern Area 091 – 098 (31 01 08)
4. Southern Area 099 – 108 (28 02 08)
5. Northern Area 083 – 095 (14 02 08)
6. Western Area 102 – 112 (07 02 08)
7. Resources OSP 045 – 055 (21 01 08)
8. Environment & Transport OSP 050 – 059 (03 03 08)
9. Planning/Regulatory Panel 042– 048 (12 02 08)
10. Standards Committee 030 – 041 (21 01 08)
11. Northern Area Licensing Sub-Committee 006 – 010 (21 12 07)
12. Western Area Licensing Sub-Committee 016 – 020 (18 12 07)

12. Call in Matters:

To consider any decisions taken by the Cabinet which have been called-in by the relevant overview and scrutiny panel in the belief that it is contrary to the policy framework.

[There are none for this meeting]

13. Questions to the Council Chairman, Cabinet Member, Chairman of any Committee - on any matters not on the agenda in relation to which the Council has powers or duties or which affects the District:

(subject to 7 working days written notice) – no notice required for supplementary questions so long as they arise directly out of the original question or reply. The following question has been received from Councillor Richard Britton:

“At the last meeting of Full Council Cllr Sample told members that the Housing Revenue Account would remain in surplus for 29 of the next 30 years.

This claim was subsequently repeated by both Cllr Fear and the Housing Portfolio holder Cllr Tomes.

In stark contrast, our consultant told the recent HRA Business Plan Project Board that the account will actually be losing money from 2012 onwards and will have to borrow from year 11 or 12.

Why did Cllr Sample choose to make such a highly misleading statement to members?”

14. Exempt Information:

In view of the confidential or sensitive nature of the matters to be considered, the Cabinet will consider excluding the press and public from the meeting during consideration of agenda item 15 on the ground that it may involve the likely disclosure of ‘exempt information’ as defined in Part 1 of Schedule 12A inserted into the Local Government Act 1972 by the Local Government (Access to Information) Act 1985 and that the public interest against disclosing the information outweighs the public interest in favour of disclosure as explained below:

Committee	Minute No(s)	Paragraph(s)
Cabinet		3
Cabinet		1



Manjeet Gill
Chief Executive
19 March 2008