



# Agenda & minutes

Annual Full Council meeting of  
Tuesday, 16 May 2017



# *Portsmouth City Council*

THE ANNUAL MEETING OF THE COUNCIL will be held at the **Main Concert Hall - The Guildhall Portsmouth** on Tuesday, 16 May 2017 at **10.00 am** and all members of the council are hereby summoned to attend to consider and resolve upon the following business:-

## *Agenda*

*Items 1 (Election of Lord Mayor) and 2 (Appointment of Deputy Lord Mayor) will take place in the **Main Concert Hall**.*

- 1      **To elect the Lord Mayor for the ensuing Municipal Year.**
- 2      **To appoint the Deputy Lord Mayor for the ensuing Municipal Year.**  
*The Council will adjourn at approximately 11.30 am and deal with the remaining items, re-commencing in the **Council Chamber** no earlier than 2.30 pm.*
- 3      **Members' Interests.**
- 4      **To confirm the minutes of the meeting of the ordinary Council meeting held on 21 March 2017. (Pages 9 - 18)**
- 5      **To receive such communications as the Lord Mayor may desire to lay before the Council including apologies for absence.**
- 6      **Written Deputations**
- 7      **To note that under the Local Government and Public Involvement in Health Act 2007, the current Leader of the City Council will remain in office until May 2020 unless**
  - a) they resign from the office;
  - b) they are no longer a Councillor
  - c) they are removed from office by resolution of the Council
- 8      **In accordance with the Local Government and Public Involvement in Health Act 2007, to receive details from the Leader of the Council regarding Cabinet members (including Deputy Leader) and portfolios for the ensuing Municipal Year.**

The Council will also receive details of the appointments from the Leader (as it is within their gift) for the Health and Wellbeing Board, applying the

following criteria;

- Leader of the Council (or nominated representative)
- Portfolio holder responsible for Health & Social Care
- Portfolio holder responsible for Children's Services
- Leader of the largest opposition group (or nominated representative)

A named standing deputy may also be appointed for each position.

## 9 Proportional Representation on Panels and Committees

Under the Local Government and Housing Act 1989, the City Council is required at each Annual Meeting to review the representation of different political groups, to determine the allocation of seats to different political groups for the forthcoming Municipal Year based on the Group Strengths on the Council and to appoint Members in accordance with the decisions of the Council as to allocation and according to the wishes of the groups as to the identities of the Members to be appointed. The appointment of Members is dealt with separately under Item 10 below.

### Proposed allocation of Seats for 2017/18 (Table 1) below

The representation of groups must be in accordance with the rules set out in the relevant legislation. Details of the proposed allocation of places on Panels and Committees is set out below with the previous situation shown in brackets) -

Groups	1  No of Cllrs	2  Total No of Cttee Seats	3  Licensing Committee (15 Members)	4  Planning Committee (10 Members)	5  7 committees and panels (see note) (6 Members each)	6  Scrutiny Management Panel (9 Members)
Conservative	20(19)	36 (34)	7	5 (4)	20 (19)	4
Liberal Democrat	15	27	5	4	15	3
UKIP	3(4)	5 (7)	1	1	2 (4)	1
Labour	2	4	1	0 (1)	2 (1)	1
Non-Aligned Independents	2	4	1	0	3	0
	<b>42</b>	<b>76</b>	<b>15</b>	<b>10</b>	<b>42</b>	<b>9</b>

Note: Group 5 contains the following: Governance & Audit & Standards; Employment; & Health Overview and Scrutiny Panel; and the 4 themed scrutiny panels

Principle 2 within Section 15 of the Local Government and Housing Act

1989 requires the majority of seats on Committees and Panels to be allocated to the group having the majority of seats on the City Council.

A group is defined in the regulations as comprising two or more persons.

2017/18 municipal appointments will be presented at the meeting

RECOMMENDED (1) that the total number of seats on Committees and Panels be divided amongst the political groups and individual members as applicable in accordance with Table 1 above ;

(2) that any other bodies subject to the political proportionality rules be appointed in accordance with proportions shown in Table 1.

**10 To appoint Members to the following Committees and Panels for the 2017/18 Municipal Year :-**

Scrutiny Management Panel	- 9 members
Planning Committee	- 10 members
Licensing Committee	- 15 members
Governance & Audit & Standards Committee	- 6 members
Employment Committee	- 6 members
Health Overview & Scrutiny Panel	- 6 members
Economic Development, Culture & Leisure Scrutiny Panel	- 6 members
Education, Children & Young People Scrutiny Panel	- 6 members
Housing and Social Care Scrutiny Panel	- 6 members
Traffic, Environment & Community Safety Scrutiny Panel	- 6 members

**11 To appoint Standing Deputies (three named Members for each Group on each Committee or Panel, five in respect of the Planning Committee).**

**12 To appoint the Chairs and Vice-Chairs of Committees and the Scrutiny Management and Scrutiny Panels for the 2017/18 Municipal Year.**

**13 Appointments**

To appoint representatives, **who must be elected members**, to the following outside bodies. These appointments are reserved to the City Council in accordance with Paragraph 1.3 of Part 2 of the Council Constitution.

- (1) To appoint **1\*** member to serve on the **Hampshire Fire & Rescue Authority** for the 2017/18 municipal year.

\* Reduction in membership agreed by HFRA at their meeting of 7 September 2016.

(In 2016/17 the appointees were Councillors Frank Jonas, Luke Stubbs and Matthew Winnington)

- (2) **Police and Crime Panel (PCP)**

To appoint 1 member to serve on the Police and Crime Panel

(Councillor Ian Lyon was the Council's representative in 2016/17).

Note: Councils are asked to consider when appointing, whether a conflict of interest might occur for Leaders and Community Safety Portfolio holders, as they are likely to be in regular discussions with the Police and Crime Commissioner about local crime and disorder issues.

- (3) To appoint up to 4 members to serve on the **Local Government Association General Assembly** for the 2017/18 municipal year, who will be supported by the appropriate officers at the Annual Conference, **and to specify which of the elected members will hold the voting rights.**

Portsmouth City Council has up to 4 votes on the LGA, which are usually exercised by the party forming the City Council's political administration. Those having the right to vote should be identified.

In 2016/17 the representatives were Councillors Donna Jones, Lee Mason, Robert New and Gerald Vernon-Jackson, who each exercised one vote.

- (4) To appoint 6 members to serve on the Langstone Harbour Board who must be an elected member and in accordance with the political balance regulations.

For 2016/17, the representatives were; Councillors Alicia Denny, Steve Hastings, Ian Lyon, Lee Mason, Darren Sanders and Matthew Winnington.

Standing deputies may also be appointed.

#### **14 Other Appointments**

- 6 members to the Twinning Advisory Group - in 2016/17 it was chaired by the Resources Portfolio holder (Lee Mason), with the Lord Mayor (David Fuller) performing the deputy Chair role (the other 4 members in 2016/17 were Councillors Chowdhury, Galloway, Hugh Mason and Lynne Stagg).

#### **15 To receive and consider any urgent and important business in accordance with Standing Order No 26.**

**16 To approve the following dates for meetings of the Council during the 2017/18 Municipal Year as required under Standing Order 6 and 10(k), to commence at 2.00 pm unless otherwise indicated -**

11 July 2017	16 January 2018 (provisional)
17 October 2017	13 February 2018
14 November 2017	20 March 2018
12 December 2017	15 May 2018 (Annual) (10:00am)

To provisionally agree the following Council meeting dates for 2018/19

10 July 2018	15 January 2019 (provisional)
16 October 2018	12 February 2019
13 November 2018	19 March 2019
11 December 2018	14 May 2019 (Annual) (10:00am)

David Williams  
Chief Executive

Members of the public are now permitted to use both audio visual recording devices and social media during this meeting, on the understanding that it neither disrupts the meeting or records those stating explicitly that they do not wish to be recorded. Guidance on the use of devices at meetings open to the public is available on the Council's website and posters on the wall of the meeting's venue.

Full Council meetings are digitally recorded.

If any member of the public wishing to attend the meeting has access requirements, please notify the contact, the Local Democracy Manager at [Stewart.Aglan@portsmouthcc.gov.uk](mailto:Stewart.Aglan@portsmouthcc.gov.uk). Please also use this email address for any deputation requests.

Civic Offices  
Guildhall Square  
PORTSMOUTH  
8 May 2017

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MINUTES OF A MEETING OF THE COUNCIL held at the Guildhall  
Portsmouth on Tuesday, 21 March 2017 at 2.00 pm

## **Council Members Present**

The Right Worshipful The Lord Mayor  
Councillor David Fuller (in the Chair)

## **Councillors**

Dave Ashmore	Leo Madden
Julie Bird	Hugh Mason
Simon Bosher	Lee Mason
Jennie Brent	Stephen Morgan
Ryan Brent	Gemma New
Yahiya Chowdhury	Robert New
Alicia Denny	Steve Pitt
Ben Dowling	Will Purvis
Ken Ellcome	Darren Sanders
John Ferrett	Lynne Stagg
Jim Fleming	Luke Stubbs
Colin Galloway	David Tompkins
Steve Hastings	Gerald Vernon-Jackson CBE
Hannah Hockaday	Steve Wemyss
Suzy Horton	Matthew Winnington
Lee Hunt	Rob Wood
Frank Jonas	Tom Wood
Donna Jones	Neill Young
Ian Lyon	

### **13. Declarations of Interests under Standing Order 13(2)(b)**

Councillor Luke Stubbs, Councillor Matthew Winnington and Councillor Frank Jonas all declared personal, non-pecuniary interests in agenda item 12(c) - Hampshire Fire Service as they are the council's representatives on the Fire Authority. Councillor Julie Bird declared a pecuniary interest in item 12(c) as she has land immediately adjacent to the fire station. Councillor Bird also declared a non-prejudicial pecuniary interest in agenda item 10 as members of her family may be affected by the living wage and she would leave the chamber for this item.

Councillor Donna Jones declared a pecuniary interest in agenda item 12(d) - Royal Marines Museum owing to a trustee position she holds and would leave the chamber for this item.

### **14. Minutes of the Ordinary Council Meeting held on 14 February 2017**

It was

Proposed by Councillor Donna Jones

Seconded by Councillor Gerald Vernon-Jackson

That the minutes of the meeting of the council held on 14 February 2017 be confirmed and signed as a correct record.

**RESOLVED that the minutes of the meeting of the council held on 14 February 2017 be confirmed and signed as a correct record.**

**15. Communications and Apologies for Absence**

Apologies for absence were received on behalf of Councillor Stuart Potter, Councillor Lynda Symes and Councillor Paul Godier.

Councillor Robert New apologised for possibly having to leave the chamber for a while during the meeting but would then return.

The Lord Mayor gave detailed information concerning filming in the chamber advising that notices had been displayed on the walls concerning the council's rules which strictly prohibits the filming, photography or recording of members of the public unless they are addressing a meeting and only then if they do not actively object. Filming from gallery to gallery is also prohibited. The Lord Mayor then gave details of the evacuation procedure and reminded everyone that there are building evacuation signs displayed both inside in the public galleries and in the chamber itself.

**16. Deputations from the Public under Standing Order No 24**

The City Solicitor advised that there were no oral deputations from the public.

He advised that a written representation from Mr Mark Chapman, Fire Brigades Union, concerning agenda item 12(c) Notice of Motion - Hampshire Fire Service - had been received and circulated to all members with the green sheet.

**17. Questions from the Public under Standing Order 25**

There were no questions from the public.

**18. Appointments**

There were no appointments.

**19. Urgent Business - To receive and consider any urgent and important business from Members of the Cabinet in accordance with Standing Order No 26**

There was no urgent and important business.

**20. Recommendations from the Cabinet Meeting held on 9 March 2017**

The following minute was approved unopposed:

Minute 13 - Treasury Management Policy 2017/18

The following minute was opposed:

Minute 15 - Revenue Budget Monitoring 2016/17 Third Quarter to December 2016

It was

Proposed by Councillor Donna Jones

Seconded by Councillor Luke Stubbs

That the recommendations contained in Cabinet minute 15 - Revenue Budget Monitoring 2016/17 Third Quarter to December 2016 be approved.

As an amendment it was

Proposed by Councillor Lynne Stagg

Seconded by Councillor Suzy Horton

That

"Add new section

iv) In the event that the Council achieves an overall underspend in 2016/17 in excess of £130,000, members of the Cabinet are asked to consider reversing the £130,000 cut in services to victims of domestic abuse, as the funding promised by the Administration, from the Police and Crime Commissioner, in February 2016, has not been received."

In response to a query the City Solicitor advised that the proposed amendment was in order.

The Leader of the Council then summed up. Upon the amendment standing in the name of the Councillor Lynne Stagg being put to the vote this was LOST.

Members were uncertain about whether the result of the vote had been counted correctly. The City Solicitor advised that in these circumstances a recount was in order. For the avoidance of doubt, a recorded vote was requested by eight members standing. The following members voted in favour of the amendment:

Councillor David Ashmore  
Councillor Julie Bird  
Councillor Yahiya Chowdhury  
Councillor Ben Dowling  
Councillor Colin Galloway  
Councillor Suzy Horton  
Councillor Lee Hunt

Councillor Stephen Morgan  
Councillor Steve Pitt  
Councillor Will Purvis  
Councillor Darren Sanders  
Councillor Lynne Stagg  
Councillor Gerald Vernon-Jackson  
Councillor Matthew Winnington

Councillor Leo Madden  
Councillor Hugh Mason

Councillor Rob Wood  
Councillor Tom Wood

Those voting against the amendment:

Councillor Simon Boshier  
Councillor Jennie Brent  
Councillor Ryan Brent  
Councillor Ken Ellcome  
Councillor John Ferrett  
Councillor Jim Fleming  
Councillor Steve Hastings  
Councillor Hannah Hockaday  
Councillor Frank Jonas

Councillor Donna Jones  
Councillor Ian Lyon  
Councillor Lee Mason  
Councillor Gemma New  
Councillor Rob New  
Councillor Luke Stubbs  
Councillor Ian Tompkins  
Councillor Steve Wemyss  
Councillor Neill Young

Those who abstained:

Councillor Alicia Denny

As the result of the vote was 18 in favour and 18 against the proposed amendment, the Lord Mayor, Councillor David Fuller used his casting vote in favour of the amendment. The amendment standing in the name of Councillor Lynne Stagg was therefore CARRIED.

Upon the substantive proposal incorporating the amendment being put to the vote, this was CARRIED.

**RESOLVED that**

**(i) The forecast outturn position for 2016/17 be noted:**

- (a) An underspend of £1,287,400 before further forecast transfers from/(to) Portfolio Specific Reserves & Ring Fenced Public Health Reserve**
- (b) An underspend of £1,118,200 after further forecast transfers from/(to) Portfolio Specific Reserves & Ring Fenced Public Health Reserve.**

**(ii) Members note:**

- (a) That any actual overspend at year end will in the first instance be deducted from any Portfolio Specific Reserve balance and once depleted then be deducted from the 2017/18 Cash Limit.**
- (b) That on 14th February 2017 City Council approved that any underspending for 2016/17 arising at year-end outside of those made by Portfolios (currently forecast at £1,118,200) be transferred to Capital resources.**

- (iii) **Directors, in consultation with the appropriate Cabinet Member, consider options that seek to minimise any forecast overspend presently being reported and prepare strategies outlining how any consequent reduction to the 2017/18 Portfolio cash limit will be managed to avoid further overspending during 2017/18.**
- (iv) **In the event that the Council achieves an overall underspend in 2016/17 in excess of £130,000, members of the Cabinet are asked to consider reversing the £130,000 cut in services to victims of domestic abuse, as the funding promised by the Administration, from the Police and Crime Commissioner, in February 2016, has not been received.**

**21. Recommendations from the Employment Committee Meeting held on 28 February 2017**

The following minute was opposed:-

Minute 4 - Pay Policy Statement

It was

Proposed by Councillor Donna Jones  
Seconded by Councillor Luke Stubbs

That the recommendations contained in minute 4 be approved.

An amendment on the pay policy was ruled out of order by the City Solicitor.

Upon the original proposal being put to the vote, this was CARRIED.

**RESOLVED that council approved the pay policy statement attached as Appendix 1 to the report from Employment Committee.**

**22. Recommendations from the Governance & Audit and Standards Committee Meeting held on 3 March 2017**

Minute 26 - Members' Allowance (Stage 1 Review)

This was approved unopposed.

**23. Notices of Motion**

The Lord Mayor advised that there were four notices of motion before council today.

**Notice of Motion (a) - Dial A Ride**

If was

Proposed by Councillor Jim Fleming

Seconded by Councillor Luke Stubbs

That this motion of motion be debated today.

Upon being put to the vote this was CARRIED.

It was

Proposed by Councillor Jim Fleming  
Seconded by Councillor Luke Stubbs

That notice of motion (a) as set out on the agenda be adopted.

Following some debate, it was

Proposed by Councillor Steve Pitt  
Seconded by Councillor Leo Madden

That the matter was moved to the vote without further debate under Standing Order 40(k).

Upon being put to the vote this was CARRIED.

Upon the proposal standing in the name of Councillor Jim Fleming being put to the vote, this was CARRIED.

**RESOLVED that**

**"Pompey Dial-a-Ride is a service which many elderly and disabled residents rely upon for their transport needs.**

**Since its formation it had been in receipt of revenue funding and grants from Portsmouth City Council to continue its operations.**

**However, due to the hard work of Tracey Jones, and others who have been assisting the business, along with support from Council Officers, it has increased its customer base and has recently become a Community Interest Company.**

**This Council would like to congratulate Tracey and all those involved in working with Pompey Dial-a-Ride for its efforts to ensure it has a sustainable future."**

**Notice of Motion (b) - Transparency in Council Meetings**

It was

Proposed by Councillor Luke Stubbs  
Seconded by Councillor Steve Hastings

That notice of motion (b) as set out on the agenda be debated today. Upon being put to the vote this was CARRIED.

It was

Proposed by Councillor Luke Stubbs  
Seconded by Councillor Steve Hastings

That notice of motion (b) as set out on the agenda be adopted.

As an amendment it was

Proposed by Councillor Rob Wood  
Seconded by Councillor Stephen Morgan

To add in paragraph 3 after the words "Cabinet and committee" "(including all decision and scrutiny meetings)"

The mover of the original motion, Councillor Luke Stubbs agreed to subsume the amendment into his original notice of motion.

Following debate, upon the substantive notice of motion incorporating the amendment being put to the vote this was CARRIED.

**RESOLVED that**

**"The broadcasting of Full Council meetings has been a success. Since July 2015, when live and on-demand streaming began, each meeting has been watched (at least in part) between 400 and 2500 times. This is far more than can physically fit in the council chamber and is far in excess of expectations.**

**Council notes that the cost of recording equipment continues to fall. It also notes that members of the public now sometimes record cabinet and committee meetings and it welcomes this development: it sees it as a sign that there is unmet demand to access video of these meetings from the wider community.**

**Council therefore resolves to ask the Cabinet Member for Resources to bring forward a report on the broadcasting of cabinet and committee meetings (including all decision making and scrutiny meetings) and in the event that a change to standing orders is required the matter is referred to Governance & Audit & Standards Committee before reporting back to Council."**

Council adjourned at 4.45 pm.

Council resumed at 5.00 pm.

**Notice of Motion (c) - Hampshire Fire Service**

It was

Proposed by Councillor Steve Pitt  
Seconded by Councillor Gerald Vernon-Jackson

That notice of motion (c) be debated today.

It was

Proposed by Councillor Donna Jones  
Seconded by Councillor Luke Stubbs

That this be referred to the Scrutiny Management Panel.

Upon being put to the vote this was CARRIED.

**RESOLVED that notice of motion (c) as set out in the agenda be not debated today but referred to the Scrutiny Management Panel.**

**Notice of Motion (d) - Royal Marines Museum**

It was  
Proposed by Councillor Matthew Winnington  
Seconded by Councillor Gerald Vernon-Jackson

That notice of motion (d) as set out on the agenda be debated today.

Upon being put to the vote this was CARRIED.

It was

Proposed by Councillor Matthew Winnington  
Seconded by Councillor Gerald Vernon-Jackson

That notice of motion (d) as set out on the agenda be adopted.

As an amendment it was

Proposed by Councillor Luke Stubbs  
Seconded by Councillor Jennie Brent

To amend to add:

"Council also notes that the future maintenance costs of the Yomper are likely to be limited. It therefore resolves to ask the Chief Executive to write to the Museum of the Royal Navy to establish whether the Yomper would remain in place were the council prepared to assume maintenance responsibility, the outcome of this correspondence to be reported to Full Council in due course."

The mover of the original motion, Councillor Matthew Winnington, agreed to subsume the Conservative amendment into his original notice of motion.

Following debate upon the substantive notice of motion incorporating the Conservative amendment being put to the vote, this was CARRIED.



**RESOLVED that**

**Portsmouth City Council expresses its concern about the early closure of the Royal Marines Museum on 1st April 2017. This was announced with less than two months' notice, it having previously been intimated that the museum would be open until at least 2018. There has been no sufficient notice given of this new early closure date to ward councillors or immediate local residents which has given little opportunity to prepare for this major adjustment within the Eastney area.**

**The closure will leave Portsmouth without a Royal Marines Museum for three years which in the meantime means that the only part of the museum collection on display we are told will be a single display in the Historic Dockyard.**

**This council therefore resolves that it expresses its disappointment to the National Museum of the Royal Navy for the very short notice of the closure of the museum and the concern that the city will be without a Royal Marines Museum for the long period of three years with no clear information about the display that will temporarily be in its place in the interim or the new museum in the Historic Dockyard.**

**Portsmouth City Council also reiterates its support as stated last summer in the motion proposed by Cllrs Luke Stubbs and Jennie Brent for the Yomper Statue to stay in situ in perpetuity outside the old Barracks. The Council additionally requests that the National Museum of the Royal Navy at the earliest possible time make aware and consult local residents, ward councillors and people across the city on the plans for the future use of the current Royal Marines Museum building.**

**Council also notes that the future maintenance costs of the Yomper are likely to be limited. It therefore resolves to ask the Chief Executive to write to the Museum of the Royal Navy to establish whether the Yomper would remain in place were the council prepared to assume maintenance responsibility, the outcome of this correspondence to be reported to Full Council in due course"**

**24. Questions from Members under Standing Order No 17**

There were six questions before council.

**Question No 1** from Councillor Gerald Vernon-Jackson was withdrawn.

**Question No 2** was from Councillor Julie Bird asking

"Could the cabinet member please update council as to how many reports of fly-Tipping there have been using the MyCity App and the average response times?"

This and supplementary questions were answered by the Cabinet Member for Resources, Councillor Lee Mason.

**Question No 3** was from Councillor Steve Hastings -

"How many statues and monuments are PCC responsible for maintaining and how often does this take place?"

This and supplementary questions were answered by the Cabinet Member for Resources, Councillor Lee Mason.

It was

Proposed by Councillor Leo Madden  
Seconded by Councillor Darren Sanders

That standing orders be suspended to allow for all the questions on the agenda to be debated at this meeting.

Upon being put to the vote this was LOST.

The 45 minutes allowed for questions expired before the remaining questions could be put and so in accordance with Standing Order 17(h) written replies would be circulated to members.

The Lord Mayor thanked members and colleagues for their support during the municipal year. He also placed on record his thanks to those who provided the cakes for council meetings.

The meeting concluded at 6.40 pm.

.....  
Lord Mayor