

HAVANT BOROUGH COUNCIL

At a meeting of the Council held on 21 February 2018

Present

Councillor Wade (Deputy Mayor)

Councillors Bains, Mrs Blackett, Bowerman, Briggs, Branson, Buckley, Carpenter, Cheshire, Cresswell, Davis, Fairhurst, Francis, Guest, Howard, Hughes, Keast, Kennett, Lenaghan, Lloyd, Perry, Pike, Ponsonby, Rees, Quantrill, Satchwell, Sceal, Shimbart, Smith D, Smith K, Thomas, Turner, Weeks and Wilson

Chairman's Announcements

Councillor Wade reported that the Mayor was unwell and, as Deputy Mayor, he would be chairing this meeting in the Mayor's absence. Councillor Wade also took the opportunity on behalf of the Council to wish Councillor Mrs Shimbart a speedy recovery.

The Deputy Mayor reminded all those present that filming or recording by any person of any part of the meeting would need to fully comply with the Council's Protocol for recording meetings in order to protect the rights of those attending. In signalling his intention to make an audio recording of the meeting, Councillor Perry confirmed his compliance with the Protocol, copies of which had been made available at the meeting.

149 Apologies for Absence

Apologies were received from Councillors Hart, Kerrin, Patrick and Satchwell.

150 Declarations of Interests

There were no declarations of interest from any of the members present.

151 Minutes

Proposed by Councillor Satchwell and seconded by Councillor Keast, it was

RESOLVED that the minutes of the meeting of the Council held on 13 December 2017 be approved as a correct record, subject to an amendment to Minute 144(A) to change all references to "2035" to read "2036".

152 Provisional Appointment of the Mayor for 2018/19

Proposed by Councillor Sceal and seconded by Councillor Branson, it was

RESOLVED that Councillor Peter Wade be provisionally appointed as Mayor for 2018/19.

153 Provisional Appointment of the Deputy Mayor for 2018/19

Proposed by Councillor Satchwell and seconded by Councillor Bowerman, it was

RESOLVED that Councillor Diana Patrick be provisionally appointed as Deputy Mayor for 2018/19.

154 Mayor's Report

There were no questions in relation to the Mayor's published report.

155 Public Questions under Standing Order 13.4(f)

There were no public questions.

156 Leader's Budget Speech

The Leader, Councillor Michael Cheshire MBE, presented his budget speech to Council.

As Leader of the Opposition, Councillor John Perry, gave his reply.

Both speeches have been published in full on the Council's website and can be viewed alongside the minutes of this meeting.

157 Revenue and Capital Budget 2018/19 and Medium Term Financial Strategy to 2022/23

As Cabinet Lead for Finance, Councillor Briggs presented the Revenue and Capital Budget for 2018/19, including the proposed Council Tax rate for the forthcoming year, and the Medium Term Financial Strategy to 2022/23.

Councillor Briggs proposed the recommendations (a) to (f) as set out in the agenda, with a correction to the Hampshire County Council Basic Charge Band C in recommendation 9(e) to read "£990.10" in place of "£900.10"

The motion was seconded by Councillor Cheshire.

As an amendment to the Motion, it was proposed by Councillor Perry and seconded by Councillor Carpenter that recommendation 9(a)(1) be amended to reflect a 0% increase in Council Tax and that the budget be recalculated accordingly.

Having taken a vote on the amendment the Deputy Mayor declared the amendment not carried.

At the conclusion of the debate, the Deputy Mayor put the original motion to Council. Having been proposed by Councillor Briggs and seconded by Councillor Cheshire, it was

RESOLVED that:

- (a) that the following be approved, as recommended by the Cabinet on 07 February 2018, that Council

- (1) approves the proposed Revenue & Capital Budgets for 2018/19, including a Council Tax rate of £198.54 at Band D, representing a 2.99% increase on the current charge;
 - (2) notes the Cabinet decision of 7 February 2018 to apply during 18/19 an increase of up to 2.8% to those fees and charges that are not otherwise constrained by statute, to be determined by the Chief Finance Officer in consultation with the Leader;
 - (3) agrees the Treasury Management Strategy and Prudential Indicators; and
 - (4) reduces the Councillor Community Grants to £0 in 2018/19 and that this be subject to further review by the Scrutiny Board.
- (b) That it be noted that (on 31st January, 2018) the Chief Finance Officer calculated the Council Tax Base 2018/19 for the whole Council area as 40,704.00 [Item T in the formula in Section 31B(1) of the Local Government Finance Act 1992, as amended, (the “Act”)] and that this Council Tax base be split between the regions of the Environment Agency as follows:
- Southern – 40,704.00
- (c) That the following amounts be calculated by the Council for the year 2018/19 in accordance with Sections 31 and 34 to 36 of the Act.
- (i) £ 65,465,324 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act;
 - (ii) £ 57,384,000 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act;
 - (iii) £8,081,324 being the amount by which the aggregate at c(i) above exceeds the aggregate at c(ii) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year (Item R in the formula in section 31A(4) of the Act);
 - (iv) £198.54 being the amount at c(iii) above (Item R), divided by Item T (b above), calculated by the Council, in accordance with Section 31B(1) of the Act, as the basic amount of its Council Tax for the year;
- (d) Valuation Bands

A	B	C	D
£132.36	£154.42	£176.48	£198.54

E	F	G	H
£242.66	£286.78	£330.90	£397.08

being the amounts given by multiplying the amount at c(iv) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

- (e) That it be noted that for the year 2018/19 the Hampshire County Council (see (g) below) and Police and Crime Commissioner for Hampshire and Hampshire Fire and Rescue Authority have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of the dwellings shown below:

Valuation Bands – Hampshire County Council Basic Charge

A	B	C	D
£742.57	£866.34	£990.10	£1,113.86
E	F	G	H
£1,361.38	£1,608.91	£1,856.43	£2,227.72

Valuation Bands – Hampshire County Council Adult Social Care Premium

A	B	C	D
£58.07	£67.74	£77.42	£87.10
E	F	G	H
£106.46	£125.81	£145.17	£174.2

Valuation Bands – Police and Crime Commissioner for Hampshire

A	B	C	D
£118.31	£138.02	£157.74	£177.46
E	F	G	H
£216.90	£256.33	£295.77	£354.92

Valuation Bands – Hampshire Fire and Rescue Authority

A	B	C	D
£43.83	£51.13	£58.44	£65.74
E	F	G	H

£80.35 £94.96 £109.57 £131.48

- (f) That having calculated the aggregate in each case of the amounts at (d) and (e) above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby, but subject to Hampshire County Council and Hampshire Fire & Rescue Authority confirming the precept at (f) above on 22nd February 2018 and 28th February 2018 respectively, sets the following amounts as the amounts of Council Tax for the year 2018/19 for each of the categories of dwellings shown below:

Valuation Bands

A	B	C	D
£1,095.14	£1,277.65	£1,460.18	£1,642.70
E	F	G	H
£2,007.75	£2,372.79	£2,737.84	£3,285.40

- (g) If the Precepting Bodies decide a different precept than stated, the Council will be provided with a revised calculation as soon as possible.

In accordance with the Local Authorities (Standing Orders) (England) (Amendment) Regulations 2014 the voting on this item was recorded as follows:

For the Motion

Councillor N Bains
Councillor G Blackett
Councillor L Bowerman
Councillor J Branson
Councillor T Briggs
Councillor P Buckley
Councillor M Cheshire
Councillor R Cresswell
Councillor M Fairhurst
Councillor B Francis
Councillor D Guest
Councillor C Howard
Councillor G Hughes
Councillor D Keast
Councillor R Kennett
Councillor A Lenaghan
Councillor D Lloyd
Councillor T Pike
Councillor F Ponsonby
Councillor L Quantrill
Councillor E Rees

Councillor C Satchwell
Councillor M Sceal
Councillor D Smith
Councillor K Smith
Councillor J Thomas
Councillor L Turner
Councillor P Wade
Councillor Y Weeks
Councillor M Wilson

Against the Motion

Councillor M Carpenter
Councillor J Davis
Councillor J Perry

Abstentions

None

Absent

Councillor T Hart
Councillor G Kerrin
Councillor D Patrick
Councillor E Shimbart
Councillor G Shimbart*

*Councillor G Shimbart had been present for part of the meeting but not present when the vote on this item was taken

158 Cabinet/Board Recommendations

Community Infrastructure Levy: Spending

Councillor Cheshire presented a recommendation arising from the Cabinet meeting held on 7 February 2018 on the spending of CIL funds.

Proposed by Councillor Cheshire and seconded by Councillor K Smith, it was

RESOLVED that

- (1) **The Council invest the available CIL Pot of £1,918,284 in the following capital infrastructure projects:**

Title (Bid ref)	Amount	Cumulative amount
Langstone FCERM Scheme CIL Pot Building Proposal: 2017-2021 (1) *	£0	£0
Havant Shared Pedestrian and Cycle Bridge (8) **	(£125,000)	(£125,000)

Warblington Footbridge (9)	£150,000	£275,000
Bushy Lease Strategic Sustainable Access Route (10)	£373,000	£648,000
Hambledon Road/Milton Road Safety Improvements (20) ***	£117,000	£765,000
Rusty Cutter – Teardrop Link Road Capacity Enhancement (12)	£150,000	£915,000

Table A: Current recommended spends and cumulative effect on 123 CIL Pot if all spending options are supported

See additional information in the following paragraphs of the report to Cabinet

* Paragraph 4.14 (i) of the report

** Paragraph 4.14(ii) regarding separate consideration of Footbridge options

*** Paragraph 4.14 (iii) of the report

- (2) That the balance of the CIL Pot be retained and expenditure further considered on Langstone FCERM Scheme in the 2018 CIL Funding Decision once the Draft Havant Borough Local Plan 2036 has been published and the outcome of the consultation is known; and
- (3) The Council invest the available Neighbourhood Portion of £212,374 across the borough as set out below:

Title (Bid ref)	Amount	Cumulative amount
Hayling East–West Cycle Route: Upgrade Footpath 521 to Shared Use (J)	£16,000	£16,000
Solent Way Upgrade Project (C)	£46,000	£62,000
Waterlooville Pavilion Feasibility Study (G)	£4,000	£66,000
Drainage Hobby Close Field (L)	£49,500	£115,500
The Spring Arts Centre Minor Works (Air Conditioning) (M)	£15,000	£130,500
Pallant Centre Universal Access Project (Lift) (B)	£21,000	£151,500
Replace Outdated and Uneconomic Lighting in Mountford Wing and Assembly Room of Emsworth Community Centre (F)	£15,000	£166,500
Waterlooville Community Centre Improvements/ Expansion/ 'Changing Place' Facility (A)	£10,520	£177,020

Table B: Current recommended spends and the cumulative effect on Neighbourhood Portion if all spending options are supported

159 Leader's Report

There were no matters the Leader wished to report in addition to his published report.

160 Cabinet Lead Reports

There were no matters the Cabinet Leads wished to add to their published reports.

Councillor Guest gave a verbal update on the Local Plan consultations, partnership working with East Hampshire DC and regeneration projects across the Borough.

161 Cabinet Leads and Chairmen's Question Time

At the invitation of the Mayor, the Cabinet Leads took questions from Councillors in connection with their published reports. Where Cabinet Leads were unable to give an immediate response, and undertaking was given that responses would be provided as soon as possible after the meeting.

There were no questions to the Committee Chairmen in connection with their published minutes.

162 Questions Under Standing Order 23

(1) From Councillor Perry to Councillor Bains

Considering the liquidation of Carillion, and that Capita's share price is now one fifth of what it was two years ago, and with it halving in the last month, could the portfolio holder please advise if the HBC outsourcing contract with Capita:

- a. includes a no-novation clause
- b. if there is not a no-novation clause, what contractual agreements are there in the event of Capita going into administration or liquidation.

Response:

The Contract includes a clause which states that 'generally' Capita cannot assign any of its rights, obligations, liabilities without the prior written consent of the Councils.

(2) From Councillor Perry to Councillor Briggs

Now that China has ceased taking plastic recycling material, could the portfolio holder please advise where Havant Borough's recycled plastic material goes through to its end disposition.

Response:

For a few years now, we have ensured all our plastic recycling remains in the UK or Europe for reprocessing. The two Hampshire Material Recovery Facilities (MRFs) only accept plastic bottles from Hampshire residents as part of the accepted Dry Mixed Recyclables input specification.

From the two Hampshire MRFs we produce a mixed plastic bottle product that is sent to Veolia's Plastic Recovery Facility (PRF) in Rainham for further processing. Here the plastic bottles are sorted into their constituent forms and polymer types eg. HDPE, PET etc. using specialist camera technologies. The Veolia Hampshire plastic bottles are then sent for final reprocessing back into high quality plastic pellets.

We're also actively moving up the plastics recycling supply chain and earlier this year officially opened our Dagenham Plastics Facility enabling us to keep plastic recycling in the UK that may take Hampshire milk bottles (HDPE) in the future.

(3) From Councillor Davis to Councillor Briggs

Could the portfolio holder please clarify two points on the Analysis of Reserve Balances 18/19 to 22/23 on page 29.

- a. Does the portfolio holder believe that reducing reserves from £14.0 million to £5.8 million of the five-year budget period is prudent accounting and budgeting?
- b. Reserve balances are credit balances in the ledger so that they may be released into the I&E as a credit. Could the £5,094,000 debit balance, and particularly the sign be explained?

Response:

Yes - the reserves statement currently assumes that all capital bids will be approved when the business cases come forward next year and that they will be fully funded from our own reserves. However, some of the capital bids will be part funded from grants but as these have not yet been confirmed and are still subject to the full business case being brought forward we take a prudent approach to reporting the impact on our reserves.

The 18/19 opening balance on the Usable Capital Receipts Reserve is estimate at £1.632m currently. The value of approved, unapproved and new bids for capital projects over the period of the MTFS is estimated to be £6.726m, only £1.632m is currently available from this fund to pay for the proposed capital programme therefore leaving an estimated unfunded balance of £5.094m. As previously stated new projects are subject to a full business case being brought forward for approval and some are awaiting confirmation of grant funding before progressing. We also account prudently for income and do not recognise within our reserves statement capital income until it is realised. As an example the largest capital project within the MTFS is for Langstone Flood and Coastal Erosion project estimated costs are £3.9m with £1.3m currently expected to be funded from grants.

(4) From Councillor Davis to Councillor Briggs

Given the reported incidences of fly-tipping in the national press -

Q1. Could you report how many incidences of fly tipping this council/NORSE has had to deal with this year 2017-18 and how much has it cost to deal with it?

Q2. Do you think a fine of £200 is a sufficient deterrence to fly-tippers, when dropping one piece of litter like a sweet paper in the street can result in a fine of £80?

Response:

Fly tipping data is held by calendar year; the number of fly tips between Jan and Dec 2017 was 907. The majority of fly tips in Havant borough are small domestic tips as opposed to large commercial tips. Norse do not separate out the costs of responding to fly tips as this forms part of the daily operations of the service.

Hampshire County Council is responsible for the Household Waste Recycling Centres and consequently set the charges for waste disposal. HCC introduced the new charges were introduced to generate income to offset the operational costs and to minimise the need to shut some of these sites. The data below demonstrates that there has not been an increase in fly tips in the borough: Jan – Dec 2017 - 907 Jan – Dec 2016 – 1124 Jan – Dec 2015 – 1266.

(5) From Councillor Davis to Councillor Pike

Q1. Can you tell the Council what has happened to the money that was awarded to Havant Borough Council for the Feasibility study to regenerate the Leigh Park Centre?

Q2. Can you bring the Council up to date with what has been done so far and what else needs to be done?

Response:

A1. Of the £340,000 that was awarded in the Estate Regeneration Fund £5000 has been spent on a consultant to produce a scoping and governance report to agree the terms of reference for the project board and gain formal agreement from the landowning partners to progress with the feasibility for a Community Hub building. Therefor there remains £335,000 available to take the work forward

A2. This is the Council's only externally funded regeneration project and it is critical that the money is invested in understanding what could be viable in central Leigh park that would rationalise the various community facilities in the area, provide new housing to change the market and engage with partners and importantly the local community. Since the award the Head of Planning has been working with the project board organisations and the Ministry of Housing Communities and Local Government to learn about from similar schemes in Cheltenham and the Hub in Somerstown Portsmouth. key learning points have been that regeneration projects are complex, take considerable time, need significant resources from all partners and community leadership. The draft Local Plan has identified the Leigh park centre area as a Key Development site. The identification of the project in Local Plan is important for establishing the opportunity to the development industry, the Project board partners and the local community. The latest position is that Hampshire County architects are being commissioned to produce initial viability tested block design options that can then be used to engage with the community in April/May and continue the consultation process.

(6) From Councillor Davis to Councillor Turner

May I offer my appreciation to Councillor Turner for organising and setting this Lottery up for Havant. I believe it was well received by those who attended the launch and generated much enthusiasm.

Q1. Could you tell the Council what is the monetary benefit to Havant Council, seeing as the Council is facilitating it and the company " Gatherwell " is receiving 20% of all ticket sales?

Q2. Why are the numbers not drawn in public for all to see, rather than using an existing lottery numbers already drawn and announced "Somewhere in the world"?

Q3. Will " Gatherwell " be supplying a yearly Financial Statement?

Response:

The aim of the Havant Lottery was never intended as an income generation tool for the Council but more about how the Council could support voluntary sector organisations. The council is witnessing many locally based charities and groups struggling to find funding, especially in the current financial climate.

Gatherwell are receiving 20% of ticket sales to cover their running costs plus they pay the VAT. 50% of all ticket sales go towards good causes which is far higher than national lotteries including Lotto, Health & Postcode lotteries plus 10% goes into a small grants pot.

This is the safest, tried and tested method and cannot be open to tampering as our ticket sales cut off point is prior to the Australian Lottery draw. It was important that the method of drawing numbers was a completely transparent one and this is also the most costs effective way of doing it and has already been tried and tested by other local authorities including Portsmouth, Hart, Gloucester, Melton, Corby, Torbay and West Somerset.

Yes of course! Gatherwell will be providing regular updates and all of the financial information required. Both the Lotteries Council and the Gambling Commission have rigorous procedures to adhere to.

163 Urgent Questions Under Standing Order 23

There were no urgent questions.

164 Notices of Motion

The Council considered the following Motion, proposed by Councillor Perry and seconded by Councillor Carpenter. Councillor Perry was given an opportunity to present his Motion to Council that:

“This Council recognises the flawed and ill-thought out policy of the Cabinet in pursuing the Vinci outsourcing contract and recommends that, should there be any costs incurred by the Council because of the Vinci contract termination, that the Cabinet members personally meet these costs up to a maximum of £10,000 each.”

Having taken a vote on the Motion, the Mayor declared it not carried.

165 Acceptance of Minutes

The minutes of the meetings of Committees held since the last meeting of the Council were received.

The meeting commenced at 5.00 pm and concluded at 7.10 pm