

HAVANT BOROUGH COUNCIL
PUBLIC SERVICE PLAZA
CIVIC CENTRE ROAD
HAVANT
HAMPSHIRE PO9 2AX

Telephone: 023 9247 4174
Fax: 023 9248 0263
Website: www.havant.gov.uk



Havant
BOROUGH COUNCIL

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ANNUAL COUNCIL / MAYOR MAKING AGENDA

Membership: Councillor Patrick (Mayor)

Councillors P Bains, Bains, Branson, Briggs, Bowerman, Carpenter, Crellin, Davis, Francis, Guest, Jenner, Inkster, Hart, Howard, Hughes, Keast, Kennett, Lloyd, Lowe, Milne, Patel, Pike, Raines, Rennie, Robinson, Robinson, Satchwell, Seal, Scott, Mrs Shimbart, Smith K, Thain-Smith, Thomas, Turner, Wade, Weeks and Wilson

Meeting: Annual Council/Mayor Making

Date: Wednesday 22 July 2020

Time: 5.00 pm

Venue: Skype for Business

The business to be transacted is set out below:

David Brown
Monitoring Officer

14 July 2020

Contact Officer: James Harris 01730 234098
Email: DemocraticServicesTeam@havant.gov.uk

Page

1 To Elect a Member of the Council to be Mayor of the Borough

To elect a Member of the Council to be Mayor of the Borough. The newly elected Mayor will make a declaration of acceptance of office, take the chair and be free to address the Council.

2 Vote of Thanks to Last Year's Mayor and Reply

3 Reply by Outgoing Mayor

4 Appointment of Deputy Mayor



To appoint a Member of the Council to be Deputy Mayor, who will then make a declaration of acceptance of office.

5 Discharges and Appointments of Trustees

To make discharges and appointments of Trustees of the Mayor of the Borough of Havant Appeal fund Charitable Trust following the election of Mayor.

6 Apologies for Absence

To receive and record any apologies for absence.

7 Declarations of Interests

To receive and record any declarations of interest.

8 Minutes

1 - 18

The minutes of the meeting of the Council held on 26 February 2020 be taken as read and signed as a true record.

9 Committee Appointments

19 - 20

Recommended that the Council:

- (i) Notes the political balance of the Council, as set out in Appendix A;
- (ii) Notes the appointments made to the Cabinet by the Leader of the Council as set out in Part A of Appendix B (to be circulated separately);
- (iii) Receives notification from the Leader of the Council that unless and until the Leader of the Council otherwise directs, the Cabinet, being the body which will undertake the relevant functions and powers set out in Part 3 of the Constitution of Havant Borough Council, will undertake all those functions and powers by acting together, save that, where Cabinet functions have been delegated to individual members of the Cabinet in accordance with the Scheme of Delegations to Cabinet Leads set out in Part 3B of the Constitution and/or to officers in accordance with the Scheme of Delegations to Officers set out in Part 3D of the Constitution, those delegations will continue to have effect.
- (iv) Reviews the representation of the different political groups on

each of the Committees and Boards set out in Appendix B (to be circulated separately) and determines:

- (a) the allocation of seats on each of those bodies to each of the political groups into which the Council is divided and
 - (b) the membership of those bodies in accordance with the wishes of those groups; and
- (v) Approves:
- 1 the appointment and functions of the various Committees and Boards
 - 2 the appointment of Councillors to those Committees and Boards
 - 3 the appointment of Chairs and Vice-Chairs (as appropriate) to those Committees and Boards all as set out in Parts B and C of Appendix B;
 - 4 All appointments at (v)(1) to (3) to remain in place until the next Annual meeting of the Council;
- (vi) Approves the sundry appointments set out in Part D of Appendix B, all such appointments to remain in place until the next Annual meeting of the Council.

10	Dispensation for Councillors due to Non-Attendance at Meetings of the Authority	21 - 24
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GENERAL INFORMATION

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Public Attendance and Participation

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<https://join-emea.broadcast.skype.com/havant.gov.uk/7a71d9c1977c4ad9a6f08a4484b37630/en-US/>

HAVANT BOROUGH COUNCIL

At a meeting of the Council held on 26 February 2020

Present

Councillor Patrick (Mayor)

Councillors Bains, P Bains (Deputy Mayor), Bowerman, Briggs, Branson, Carpenter, Crellin, Davis, Francis, Hart, Howard, Hughes, Inkster, Jenner, Keast, Kennett, Lowe, Lloyd, Patel, Pike, Raines, Rennie, Robinson, Robinson, Satchwell, Sceal, Scott, Mrs Shimbart, Thain-Smith, Thomas, Turner, Wade and Wilson

56 Apologies for Absence

Apologies were received from Councillors Guest, Milne, Smith and Weeks.

57 Declarations of Interests

<i>Councillor</i>	<i>Minute No.</i>	<i>Details of Interest</i>
Cllr A Rennie	66 – Community Infrastructure	Cllr Rennie was a member of Havant Hockey Club.
Cllr D Keast	Levy: Proposed Spending	Cllr Keast was a former member of Havant Hockey Club and continued to participate in some of their events.
Cllr M Sceal		Cllr Sceal was Chair of the Waterlooville Area Action Group, which had submitted the bid in respect of the refurbishment of Waterlooville Recreation Ground Play Area.

Councillors Keast, Rennie and Sceal remained in the room and took part in the voting on the item.

58 Minutes

Proposed by Cllr Keast and seconded by Cllr Davis, the minutes of the previous meeting held on 22 January 2020 were agreed and signed as a correct record, subject to the inclusion of a summary of the questions and answers to minute 50, Cabinet Leads Question Time.

59 Mayor's Report

There were no questions for the Mayor on her published report.

60 Provisional Appointment of the Mayor for 2020/21

Proposed by Councillor Gary Robinson and seconded by Councillor Rennie, it was
RESOLVED that Councillor Prad Bains be provisionally appointed as Mayor for 2020/21.

61 Provisional Appointment of the Deputy Mayor for 2020/21

Proposed by Councillor Turner and seconded by Councillor Crellin, it was
RESOLVED that Councillor Rosy Raines be provisionally appointed as Deputy Mayor for
2020/21.

62 Public Questions under Standing Order 13.4(f)

No public questions had been received under Standing Order 13.4(f).

63 Budget Speeches

The Leader presented his budget speech to Council. He thanked all involved in the preparation of the budget and the Governance, Audit and Finance Board for scrutinising the draft proposals. He outlined the approach taken to deliver a balanced budget and explained that the evidence gained would inform the work to address the predicted £2m shortfall in 2021/22.

Cllr Hart spoke on behalf of the Labour Group. Cllr Hart commended the S.151 Officer and her team for their work in generating savings without cutting services. He believed that the £5 increase in Council Tax on a band D property was low when compared to increases made by other precepting authorities and he commended the breadth of the draft Corporate Strategy and the proposed replacement of play equipment.

Cllr Carpenter spoke on behalf of the UKIP Group. He thanked the Leader, Deputy Leader and S.151 Officer for their work and appreciated the difficulties in arriving at a balanced budget.

64 Cabinet/Board/Committee Recommendations

Proposed by Councillor Wilson and seconded by Councillor Carpenter, it was
RESOLVED that:

- (a) the following be approved, as recommended by the Cabinet on 5 February 2020, that Council
 - (1) Approves the proposed Revenue and Capital Budgets for 2020/21 including a Council Tax rate of £209.48 at Band D, representing a £5 increase on the current charge

(2) Agrees the Capital Strategy, Treasury Management Strategy and Prudential Indicators; and

(3) Agrees the increase to fees and charges for 2020/21.

(b) That it be noted that (on 31st January, 2020) the Chief Finance Officer calculated the Council Tax Base 2020/21 for the whole Council area as 41,257.00 [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 – 41,257.00

(c) That the following amounts be calculated by the Council for the year 2020/21 in accordance with Sections 31 and 34 to 36 of the Act.

(i) £ 68,682,56.61 (expenditure) being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act;

(ii) £60,040,198 (income) being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act;

(iii) £8,642,365.61 being the amount by which the aggregate at d(i) above exceeds the aggregate at d(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) £209.48 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

Band A	Band B	Band C	Band D	Band E	Band F	Band G	Band H
£ 139.65	£ 162.93	£ 186.20	£ 209.48	£ 256.03	£ 302.58	£ 349.13	£ 418.96

being the amounts given by multiplying the amount at 2(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 2020/21 the Hampshire County Council 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:

Council Tax Schedule 2020/21	Band A £	Band B £	Band C £	Band D £	Band E £	Band F £	Band G £	Band H £
Havant Borough Council	139.65	162.93	186.20	209.48	256.03	302.58	349.13	418.96
Hampshire County Council	857.52	1000.44	1143.36	1286.28	1572.12	1857.96	2143.8	2572.56
Basic Charge	782.97	913.46	1043.96	1174.45	1435.44	1696.43	1957.42	2348.9
Adult Social Care	74.55	86.98	99.4	111.83	136.68	161.53	186.38	223.66
Police & Crime Commissioner for Hampshire	140.97	164.47	187.96	211.46	258.45	305.44	352.43	422.92
Hampshire Fire & Rescue	46.04	53.71	61.39	69.06	84.41	99.75	115.1	138.12

- (f) That having calculated the aggregate in each case of the amounts at (3) and (4) above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the following amounts as the amounts of Council Tax for the year 2020/21 for each of the categories of dwellings shown below:

Council Tax Schedule 2020/21	Band A £	Band B £	Band C £	Band D £	Band E £	Band F £	Band G £	Band H £
Total Charge	1,184.18	1,381.55	1,578.91	1,776.28	2,171.01	2,565.73	2,960.46	3,552.56

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 P Bains
Councillor L Bowerman
Councillor J Branson
Councillor A Briggs

Councillor M Carpenter
Councillor P Crellin
Councillor J Davis
Councillor B Francis
Councillor T Hart
Councillor C Howard
Councillor G Hughes
Councillor M Inkster
Councillor D Jenner
Councillor D Keast
Councillor R Kennett
Councillor D Lloyd
Councillor J Lowe
Councillor H Patel
Councillor D Patrick
Councillor T Pike
Councillor R Raines
Councillor A Rennie
Councillor Gary Robinson
Councillor Gwen Robinson
Councillor C Satchwell
Councillor M Sceal
Councillor I Scott
Councillor E Shimbart
Councillor J Thain-Smith
Councillor J Thomas
Councillor L Turner
Councillor P Wade
Councillor M Wilson

Against the Motion:

None

Abstentions:

None

Absent:

Councillor D Guest
Councillor S Milne
Councillor K Smith
Councillor Y Weeks

65 Community Infrastructure Levy: Proposed Spending

Councillor Pike presented a recommendation to Council arising from the meeting of the Cabinet held on 5 February 2020.

In response to questions, Cllr Pike advised that the revised CIL framework would be considered by scrutiny and outlined that the three area approach taken for the Neighbourhood Portions had been devised to strike a balance to try and allocate the funds where they were most needed. This ensured that projects could be delivered to benefit residents in areas that did not generate a large amount of CIL funds. Whilst a large amount of CIL funds were to be spent in the Coastal Communities area, it had to be borne in mind that this was proportionate, as this area generated the most CIL funds.

Proposed by Councillor Pike and seconded by Councillor Wilson it was RESOLVED that Council:

- a) adopts the amendments to the CIL Funding Decision Protocol (Appendix A2) be adopted;
- b) approves a review of the CIL Funding Decision Protocol (Appendix A1); and
- c) invests the available Main CIL Pot funds as at 31 March 2020 in the capital infrastructure projects outlined in Table A1: Bids Recommended for Funding and Table A2: Bids Recommended for funding as at 1/4/2020 contingent upon third party outcomes:

Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. C ¹ (page no.)
Re-purposing Hooks Lane/Fraser Road MUGA to Car Parking (1)	£45,059	£45,059	E	3
Warblington Footbridge (3)**	£325,000	£370,059	E	6
Rusty Cutter – Teardrop Link Road Capacity Enhancement and Cycle Improvement (4)	£250,000	£620,059	E	8
Langstone Roundabout (A27/A3023) – Capacity and Safety/Feasibility (5)	£20,000	£640,059	E	12
Havant Park Feasibility Study (6)	£7,000	£647,059	E	14

¹ All references to appendices in this document refer to the appendices supplied with the Cabinet Report of 05/02/2020

Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. C¹ (page no.)
Future of the Hayling Billy Trail Feasibility Study (7)	£70,000	£717,059	C	16
Waterlooville to A3(M) - Cycle Network Improvement Feasibility (9)	£15,000	£732,059	E	21
Asda Roundabout to Bushy Lease – Footpath/Cycle Track Feasibility (11)	£10,000	£742,059	E	27
Park Lane Bridleway – Feasibility Study (14)	£10,000	£752,059	E	35
Leisure Investment Feasibility Study (17)	£25,000	£777,059	E	42
Re-construction of the Hayling Billy Bridge and Connecting it to Havant Town Centre – Feasibility Study (18)	£70,000	£847,059	C	43
Community Sporting Development at Havant College Feasibility (20)	£30,000	£877,059	E	52

Key:

C – Critical to delivery of Local Plan

E – Essential to delivery of Local Plan

Bracketed numbers refer to the project reference

Table A1: Bids Recommended for funding as at 1/4/2020

Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. C (page no.)
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Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. C (page no.)
Havant and Waterlooville Town Centres – Transforming Cities (2)++	£250,000	£1,127,059	C	4
Brambles Farm Link, Waterlooville (13)	£70,000	£1,197,059	E	32
Havant Shared Pedestrian and Cycle Bridge (Challenge Fund Bid) (23)++	£125,000	£1,322,059	C	59

Key:

C – Critical to delivery of Local Plan

E – Essential to delivery of Local Plan

Bracketed numbers refer to the project reference

Table A2: Bids Recommended for funding as at 1/4/2020 contingent upon third party outcomes

- d)(i) commits future Main CIL funds to the 'Warblington Footbridge' (5) capital infrastructure project as outlined in Table B and that the balance of the CIL Main Pot be retained to contribute to expenditure identified for the future:

Title of Project	Description of Phase	Amount	Notes
Warblington Footbridge (3)	Construction to Project Close Out	£1,600,000 ²	Divided between 2021 and 2022

Key:

C – Critical to delivery of Local Plan

E – Essential to delivery of Local Plan

Bracketed numbers refer to the project reference

Table B: Future Spending Commitment for Warblington Footbridge

² Final project costs are expected to be established July 2020

++ Either of these bids could proceed depending on the success of the Transforming Cities Bid.

- d) (ii)** delegates authority to the Head of Planning, Cabinet Lead and S151 Officer to agree apportionment of funds for Project 3 when the outcome of project costs arising in Table B are known (currently anticipated to be July 2020);
- e) (i)** invests the available Neighbourhood Portion Pot funds as at 31 March 2020 in the following capital infrastructure projects outlined in Tables C1, C2 and C3;

Coastal Communities

Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. F1 (page no.)
Emsworth Men's Shed (C)	£7,000	£7,000	D	3
Emsworth Maritime and Historical Trust Replacement Display Cabinets (D)	£12,400	£19,400	D	5
Installation of New Non-turf Artificial Cricket Wicket at Emsworth Recreation Ground (J)	£7,363	£26,763	E	12
Early Learning, Community and Youth Centre at Redlands Grange Feasibility (K)	£20,000	£46,763	D	14
Hayling Island Bowls Club Green (L)	£41,000	£87,763	E	16
Theatre Seating Refurbishment (S)	£5,200	£92,963	D	23
Updating Hewitt's Community Kitchen (T)	£5,100	£98,063	E	25
Pavement Access between St Leonards Ave and St Margarets Rd, Hayling Island (V)	£3,468	£101,531	D	27
	£13,479	£115,010	E	N/A

Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. F1 (page no.)
Storey 'Community' Garden (E)				

Key

E – Essential to delivery of Local Plan

D – Desirable to delivery of Local Plan

Bracketed numbers refer to the project reference

Table C1: Recommended spends for Coastal Communities Area

West of A3(M)

Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. F2 (page no.)
Extension and Associated Works to Waterlooville Bowling Club House (A)	£64,482	£64,482	D	3
Refurbishment of Non-turf Artificial Cricket Wicket at Jubilee Park, Waterlooville (I)	£7,363	£71,845	E	5
Feasibility Study for Rebuilding of Waterlooville Men's Shed (Old Cowplain Pavilion) (U)	£12,000	£83,845	D	11

Key

E – Essential to delivery of Local Plan
D – Desirable to delivery of Local Plan
Bracketed numbers refer to the project reference

Table C2: Recommended spends for West of A3(M) Area

Wider Havant

Title and bid reference number (ordered by project number)	Amount	Cumulative Sum	Categorisation	App. F3 (page no.)
Leigh Park Baptist Church Sports Hall Flooring (B)	£7,500	£7,500	D	3
Storey 'Community' Garden (E)	£13,481	£20,981	E	5
Installation of New Non-turf Artificial Cricket Wicket at Havant Park (H)	£7,000	£27,981	E	9
Leigh Park Bowls Club Extension (N)	£25,000	£52,981	D	11

Key
E – Essential to delivery of Local Plan
D – Desirable to delivery of Local Plan
Bracketed numbers refer to the project reference

Table C3: Recommended spends for Wider Havant Area

All Neighbourhood Areas

That Bid (E) Storey Community Garden be reduced in Table C3 by two thirds (rounded) and further two thirds of bid as presented to Cabinet divided between Tables C1 and C2 as recommended at Cabinet and endorsed by the Director of Regeneration and Place, Head of Planning and S151 Officer. Whilst located in one area of the borough its membership and reach will comprise volunteers from all areas and beyond the borough so the amount of £40,439 proposed to be granted will be sourced from each of the neighbourhood pots in the following proportions. Table E looks at the impact of this action on cumulative spends for each area.

- e)(ii) invests the available Neighbourhood Portion Pot funds as at 31 March 2020 in the following capital infrastructure projects outlined in Table C4. Final decision delegated to the Head of Planning, Cabinet Lead and S151 Officer to agree funding for project delivery outlined in Table C4 once match funding is in place.

All Neighbourhood Areas – Contingent Spends

Title and bid reference Number (ordered by project number)	Amount	Cumulative Sum by area	Categorisation	Appendix	Page No.
Refurbishment of Emsworth Recreation Ground Play Area (P)***	£45,500	£147,031	E	F1	21
Refurbishment of Waterlooville Recreation Ground Play Area (O)***	£45,500	£128,345	E	F2	7
Scratchface Lane Park Funding (R)***	£45,500	£125,439	E	F3	13

Key

E – Essential to delivery of Local Plan
D – Desirable to delivery of Local Plan
Bracketed numbers refer to the project reference

Table C4: Bids Recommended for funding as at 1/4/2020 contingent upon third party outcomes

- f) approves Section 106 expenditure from the Provision and Improvement of Playing Space for New Housing Development SPG alongside CIL expenditure as set out in Table C5 below. Further details of the individual spends are provided in the officer commentary in Appendices F1-F3 – Summary of Bids – Neighbourhood Portion by Various Area.

Title and bid reference number (ordered by project number)	Application Number	Amount of S106 'Sports Pitch' Funds requiring approval (rounded up)	Appendix	Page No.
Installation of New Non-turf Artificial Cricket Wicket at Havant Park (H)	07/71455/002	£7,000	F3	8
Refurbishment of Non-turf Artificial Cricket Wicket at Jubilee Park, Waterlooville (I)	07/50614/007	£6,638	F2	5
Installation of New Non-turf Artificial Cricket Wicket at Emsworth Recreation Ground (J)	08/71508/004 & 08/72055/002	£6,638	F1	12
Hayling Island Bowls Club Green (L)	APP/12/00966	£46,650	F1	16

Key

E – Essential to delivery of Local Plan

D – Desirable to delivery of Local Plan

Bracketed numbers refer to the project reference

Table C5: Recommended S106 spends

The funds available under the Neighbourhood Portion by area are set out in Table E below:

Area	Income by Area since 1/8/2013	Expenditure by Area (including allocated but not yet spent) since 1/8/2013	Left to spend 2013-2019	Proposed expenditure	Left to be spent in future
Coastal Communities	£416,595	£221,612	£194,983	£160,510	£34,473
Wider Havant	£223,624	£82,704	£140,920	£98,481	£42,439
West of the A3(M)	£263,136	£83,020	£180,116	£142,824	£37,292

Table E: NP Funds Available

66 Corporate Strategy Policy Framework

Councillor Wilson presented a recommendation to Council arising from the meeting of the Cabinet held on 5 February 2020.

In response to questions, Cllr Wilson confirmed that reducing paper usage in meetings was being considered, potentially funded by using an element of the Councillors' modernization allowance. In respect of moving to a resident demand approach, he assured that scrutiny would be invited to consider draft business.

Proposed by Councillor Wilson and seconded by Councillor Pike it was RESOLVED that Council agreed:

- (i) the draft for developing the Corporate Strategy as the core of the policy framework and to commence the process set out in standing order 58;
- (ii) the additional future engagement in the development of the Corporate Strategy during 2020; and
- (iii) that the Corporate Strategy as developed to be considered by Council as soon as reasonably practicable.

67 Prices for Taxi and Private Hire Licences

Councillor Keast presented a recommendation to Council arising from the meeting of the Licensing Committee held on 8 January 2020.

Proposed by Councillor Keast and seconded by Councillor Wade it was RESOLVED that Council agreed the Fees and Charges set out below:

Service	Proposed prices 2020/21 (£)
VEHICLES	
Hackney carriage licence	219
Private hire licence	157
Exemption certificate	53
Temporary vehicle licence	68
Transfer of vehicle proprietor	39
Change vehicle registration	54
Replacement licence	14
Replacement vehicle plate	28
OPERATORS	
Operator licence – 5 years	347
Operator licence - 1 year	143
DRIVERS – Combined PH/HC	
New driver - 3yrs	210
New driver – 1 year	150
Driver – renewal – 3yrs	169
Driver - renewal – 1 year	145
Knowledge test	43
Replacement ID badge (inc. VAT)	19
Replacement licence	14
Change of address	21
Change of address &/or name	29
ACCESSORIES	
Pair of pouches inc. VAT	12
Universal bracket inc. VAT	12
Number plate bracket inc. VAT	20.4

68 Leader's Report

The Leader had nothing to add to his published report.

69 Cabinet Lead Reports

Cllr Bowerman updated that the Development Management Committee Chairman had met with planning officers in respect of training and that a scheduled programme of training had been proposed.

70 Cabinet Leads and Chairmen's Question Time

In response to a question from Cllr Rennie, Cllr Bowerman confirmed that the definition for anti-Semitism contained within the draft Comprehensive Equality Policy met the International Holocaust Remembrance Alliance's working definition of anti-Semitism, as encouraged by the Government.

In response to questions from Councillors Francis, Davis and Hart, Cllr Pike confirmed that:

- Councillors who represented Leigh Park Wards would be involved with the multi-sector summit on the future of Leigh Park;
- the Transforming Cities Bid included a proposal for a fast bus service between Waterlooville and Havant; and
- he met with the Clinical Commissioning Group regularly and would like to see the Oak Park Community Clinic expanded. He was confident that Hampshire County Council was doing all it could to ensure that the extra care housing development was completed.

71 Questions Under Standing Order 23

Questions received under Standing Order 23 and their related responses are set out below:

Question from Councillor Sceal to the Leader

The £80,000 of missing S106 money has still not been properly looked into. At the last budget meeting I was told that all monies had been accounted for, but this cannot be the case as it has been missing since this time last year.

Reply from Councillor Wilson

We have looked into this matter and are satisfied that there are no funds missing.

72 Urgent Questions Under Standing Order 23

There were no urgent questions under Standing Order 23.

73 Notices of Motion

No motions had been received.

74 Acceptance of Minutes

Proposed by Cllr Satchwell and seconded by Cllr Branson it was RESOLVED that the minutes of committees held since the last meeting of Council be received.

75 Capita Contract Negotiations - Amendments to Agreement

Councillor Bowerman introduced the report and gave a background to the Capita five councils contract.

Proposed by Councillor Bowerman and seconded by Councillor Briggs it was RESOLVED that Council:

- (i) Noted that the agreement with Capita may be varied; and
- (ii) Delegated the decision of future model for service delivery for any services previously delivered under the strategic partnering agreement with Capita to Cabinet.

The meeting commenced at 5.00 pm and concluded at 6.16 pm

.....
Chairman

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Appendix A - Havant Borough Council Allocation of Seats 2020/21

Calculation of Seats per Group							
	<u>Con</u>	<u>Labour</u>	<u>Lib Dem</u>	<u>UKIP</u>	<u>Ind</u>	<u>Other</u>	<u>Total</u>
Number of Members	33	2	1	2	0	0	38
% A % of 38 Members (rounded to 4 places)	86.8421	5.2632	2.6316	5.2632	0.0000	0.0000	100.0001
% B No. of Seats from Total Available	53.8421	3.2632	1.6316	3.2632	0.0000	0.0000	62.0000
Rounded to Whole Seats Available	54	3	2	3	0	0	62
							62

Allocation of Seats (Calculation)										
	<u>Con</u>	<u>Labour</u>	<u>Lib Dem</u>	<u>UKIP</u>	<u>Ind</u>	<u>Other</u>	<u>Total</u>			<u>Seats</u>
Governance and Finance Board	8.6842	0.5263	0.2632	0.5263	0.0000	0.0000	10.0000			10
Business and Commercial Services Board	8.6842	0.5263	0.2632	0.5263	0.0000	0.0000	10.0000			10
Operations and Placeshaping Board	8.6842	0.5263	0.2632	0.5263	0.0000	0.0000	10.0000			10
Constitution Sub-cttee	3.4737	0.2105	0.1053	0.2105	0.0000	0.0000	4.0000			4
Development Management Committee	6.0789	0.3684	0.1842	0.3684	0.0000	0.0000	6.9999			7
Licensing Committee	13.0263	0.7895	0.3947	0.7895	0.0000	0.0000	15.0000			15
Joint Human Committee	5.2105	0.3158	0.1579	0.3158	0.0000	0.0000	6.0000			6
Sub Total by group	53.8420	3.2631	1.6317	3.2631	0.0000	0.0000	62	Total allocated		62

Allocation of Seats

	<u>Con</u>	<u>Labour</u>	<u>Lib Dem</u>	<u>UKIP</u>	<u>Ind</u>	<u>Other</u>	<u>Total</u>
Governance and Finance Board	9	1	0	0			10
Business and Commercial Services Board	8	1	0	1			10
Operations and Place Shaping Board	9	0	0	1			10
Constitution Sub-Cttee	3	1	0	0			4
Development Management Committee	6	0	1	0			7
Licensing Committee	13	1	0	1			15
Joint Human Resources Committee	5	0	1	0			6
	53	4	2	3		Total	62

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NON EXEMPT

HAVANT BOROUGH COUNCIL

Council

22 July 2020

Dispensation for Councillors due to Non-Attendance at Meetings of the Authority

Deputy Democratic Services Team Leader

FOR DECISION

Cabinet Lead: Cllr Lulu Bowerman (People and Organisational Development)

Executive Director: Lydia Morrison

Key Decision: No

1.0 Purpose of Report

1.1 To consider whether the cancellation of meetings from 19 March 2020 and their gradual reintroduction in a remote form from 6 June 2020 due to the current ongoing Coronavirus pandemic is a valid reason for the potential failure of councillors to attend a meeting of the authority for six consecutive months.

2.0 Recommendation

2.1 That Council agrees that the cancellation of meetings and their gradual reintroduction in a remote form due to the ongoing Coronavirus pandemic is a valid reason for the failure of any member of Havant Borough Council to attend a meeting of the authority; and

2.2 That Council resolves, having regard to the circumstances of the potential absence of councillors from meetings of the authority, the requirements of Section 85 of the Local Government Act 1972 be waived until May 2021.

3.0 Executive Summary

3.1 S.85 of the Local Government Act 1972 states that if a member of a local authority fails throughout a period of six consecutive months from the date of their last attendance to attend any meeting of the authority, they shall, unless the failure was due to some reason approved by the

authority before the expiry of that period, cease to be a member of the authority.

3.2 For the purposes of the legislation, attendance is deemed as being present as a member at a meeting of any committee or sub-committee of the authority, or at a meeting of any joint committee, joint board or other body by whom for the time being any of the functions of the authority are being discharged, or who were appointed to advise the authority on any matter relating to the discharge of their functions, and attendance as representative of the authority at a meeting of any body of persons.

3.3 A councillor who attends a meeting as the appointed substitute for a councillor is a member of the committee for that meeting and this is sufficient for the purposes of s.85.

4.0 Additional Budgetary Implications

4.1 Not applicable.

5.0 Background and relationship to the Corporate Strategy and Directorate Business Plan/s

5.1 Not applicable.

6.0 Options considered and reasons for the recommendation

6.1 Not applicable.

7.0 Resource Implications

7.1 Should dispensations not be granted, the Council may be required to hold additional elections to fill any vacant seats. The delivery of any unscheduled elections would carry a resource implication.

8.0 Legal Implications

8.1 Under S.85 of the Local Government Act 1972, Full Council is required to grant any dispensation in respect of a Councillor remaining in office after not attending a meeting of, or on behalf of, the authority for a period of six months.

8.2 Any dispensation granted cannot be retrospective and must be granted prior to the six-month period of nonattendance passing.

9.0 Risks

9.1 Not applicable

10 Consultation

10.1 Not applicable

11 Communication

11.1 Not applicable

Agreed and signed off by:

Monitoring Officer: 13 July 2020

S151 Officer: 14 July 2020

Director: 14 July 2020

Cabinet Lead: 14 July 2020

Contact Officer: James Harris
Job Title: Deputy Democratic Services Team Leader
Telephone: 01730 234098
E-Mail: james.harris@easthants.gov.uk

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