

Minutes of the Proceedings of the **Test Valley Borough Council**
held in the Council Chamber, Guildhall, Andover
on Wednesday 27 June 2018 at 4:00 pm

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|-----------------------|---|----------------------|
| Details of Attendance | Cllr I Carr - The Worshipful the Mayor (Chairman) | (P) |
| | Cllr M Hatley - Deputy Mayor (Vice-Chairman) | (A) |
| | Cllr P North (Leader of the Council) | (P) |
| Cllr N Adams-King | (P) | Cllr M Flood (P) |
| Cllr J Anderdon | (A) | Cllr P Giddings (P) |
| Cllr I Andersen | (P) | Cllr K Hamilton (P) |
| Cllr G Bailey | (P) | Cllr S Hawke (A) |
| Cllr D Baverstock | (P) | Cllr I Hibberd (A) |
| Cllr A Beesley | (A) | Cllr A Hope (A) |
| Cllr P Boulton | (P) | Cllr P Hurst (P) |
| Cllr C Borg Neal | (P) | Cllr I Jeffrey (P) |
| Cllr A Brook | (A) | Cllr A Johnston (P) |
| Cllr Z Brooks | (P) | Cllr P Lashbrook (A) |
| Cllr J Budzynski | (P) | Cllr J Lovell (P) |
| Cllr P Bundy | (P) | Cllr C Lynn (P) |
| Cllr D Busk | (A) | Cllr P Mutton (P) |
| Cllr J Cockaday | (P) | Cllr J Neal (P) |
| Cllr C Collier | (-) | Cllr B Page (-) |
| Cllr M Cooper | (P) | Cllr T Preston (P) |
| Cllr S Cosier | (A) | Cllr J Ray (P) |
| Cllr D Denny | (P) | Cllr I Richards (A) |
| Cllr A Dowden | (P) | Cllr G Stallard (P) |
| Cllr C Dowden | (P) | Cllr C Thom (P) |
| Cllr D Drew | (P) | Cllr A Tupper (A) |
| Cllr B Few Brown | (A) | Cllr A Ward (P) |
| Cllr A Finlay | (P) | |

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Prayers

Prayers were led by Reverend Canon Jill Bentall.

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Apologies

Resolved:

That the apologies of Councillors Anderdon, Beesley, Brook, Busk, Cosier, Few-Brown, Hatley, Hawke, Hibberd, Hope, Lashbrook, Richards and Tupper be noted.

103

Minutes

Resolved:

That the minutes of the meeting of the Council held on 11 April, 26 April and 9 May 2018 be confirmed and signed as a correct record.

104

Mayor's Announcements

The Worshipful the Mayor reported that his nominated charities for his Mayoral year are Countess of Brecknock Hospice, Andover and Jane Scarth House Romsey.

The Worshipful the Mayor also highlighted two forthcoming events the first being Music on the Test to be held on Sunday 29 July from 12pm – 4pm at Houghton Lodge. Tickets are available at £15 per person with £10 going to charity. The second fundraising event planned is a charity golf day at the Hampshire Golf Club on 5 October.

105

Committee Reports

105.1 **Minutes of Meetings**

Resolved:

That the minutes of the following Committees and Cabinet meetings be received.

Northern Area Planning Committee – 29 March 2018

Southern Area Planning Committee – 3 April 2018

General Purposes Committee – 18 April 2018

Cabinet – 18 April 2018

Northern Area Planning Committee – 19 April 2018

Southern Area Planning Committee – 24 April 2018

Overview and Scrutiny Committee – 25 April 2018

Southern Area Planning Committee – 30 April 2018

Northern Area Planning Committee – 10 May 2018

Southern Area Planning Committee – 15 May 2018

Cabinet – 16 May 2018

Planning Control Committee – 22 May 2018

Overview and Scrutiny Committee – 23 May 2018

Southern Area Planning Committee – 5 June 2018

Planning Control Committee – 12 June 2018

General Purposes Committee – 20 June 2018

Cabinet – 20 June 2018

Northern Area Planning Committee – 21 June 2018

Overview and Scrutiny Committee – 25 June 2018

Southern Area Planning Committee – 26 June 2018

105.2 **Written Record of Decision by the Leader**

Resolved:

That the Written Record of the Decision Day by the Leader on 9 May 2018 be received.

105.3 **To adopt Recommendations from the following:**

105.3.1 Cabinet – 18 April 2018

105.3.1.1 **New Forest Special Protection Area Mitigation Project**

Resolved:

That the Head of Planning Policy, in consultation with partnering authorities and the Planning Portfolio Holder, be given delegated authority to use the Ministry of Housing, Communities and Local Government grant of £250,000 on the New Forest Special Protection Area (SPA) mitigation project.

105.3.2 Cabinet – 16 May 2018

105.3.2.1 **Capital Outturn 2017/18**

Resolved:

That the updated Capital Programme, as shown in Annex 1 to the report, be approved.

105.3.2.2 **Proposed amendment to the Council's Constitution**

Resolved:

- 1. That the Council's Constitution be amended as set out in this report.**
- 2. That the Head of Legal and Democratic Services be authorised to amend the Constitution accordingly.**

105.3.2.3 **Leisure Contract Capital Update**

Members indicated that they wished to refer to the confidential annex to the report and therefore members of the public were excluded for part of this item.

Resolved:

That, pursuant Section 100(A) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the confidential annex on the grounds that it involves the likely disclosure of exempt information as defined in the following Paragraphs of Part 1 of Schedule 12A of the Act, as amended, indicated below. The public interest in maintaining the exemption outweighs the Public interest in disclosing the information for the reason given below:

Leisure Contract Capital Update

It was considered that the confidential annex contained exempt information within the meaning of paragraph 3 of Schedule 12A of the Local Government Act 1972, as amended. It was further considered that the public interest in maintaining the exemption outweighed the public interest in disclosing the information because the information related to the financial or business affairs of the Council and third parties.

Resolved:

- 1. That the progress on the new Leisure Contract be noted.**
- 2. That the allocation of funding outlined in paragraphs 8.1 to 8.3 of the report be approved.**

105.3.3 Cabinet – 20 June 2018

105.3.3.1 **Draft Calendar of Meetings 2018**

Resolved:

That the draft Calendar of Meetings for 2020, as set out in the Annex to the report, be approved.

105.3.3.2 **Test Valley Borough Local Plan – Issues and Options Consultation**

Resolved:

- 1. That the Test Valley Borough Local Plan Issues & Options document, as shown in Annex 1 to the report, be published for public consultation.**
- 2. That the amended timetable for the production of Borough Local Plan and Gypsy & Traveller Development Plan Document be approved and published as an update to the Local Development Scheme 2017, as shown in Annex 2 to the report.**
- 3. That the Head of Planning Policy be authorised, in consultation with the Planning Portfolio Holder, to make changes of a minor nature to improve the presentation of and correct typographical errors in Annex 1 and Annex 2 to the report prior to publication.**

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Questions under Rule 11.2

Question 1

Councillor A Dowden asked a question of the Leader as to what input Test Valley Borough Council would be making on the Hampshire County Council 'Have your Say' consultation on Bus Subsidies and Street Lighting.

The Leader responded in that The County Council's 'Have your Say' consultation commenced on 11 June and ran until the 5 August. It focused on proposals to

- switch off street lighting at certain times in residential areas; and
- reducing the level of support to subsidised transport services and the concessionary travel schemes in Hampshire.

Officers were currently reviewing the content of the consultation and investigating what impact such proposals could have on our communities. Officers would be briefing Members as part of the Planning Advisory Panel meeting on 23 July”.

The Leader pointed out that the County Council had taken the decision to protect the core funding which it provided for frontline community transport services such as Dial-a-ride and Call and Go. This was a much valued service in Test Valley and any commitment to protecting existing funding would be supported by the Council.

Councillor A Dowden asked a supplementary question as to what Test Valley Borough Council were going to do. The Leader responded in that officers were currently reviewing the content of the consultation and investigating what the impact would be.

Question 2

Councillor C Dowden asked a question of the Community and Leisure Portfolio Holder as to how long the pool at Romsey Rapids would be closed at the end of the year.

The Community and Leisure Portfolio Holder explained that he could not at this stage tell her any more than what was reported in the Cabinet paper on the 16 May. That was a confidential report but the piece about the pool closure didn't contain any commercially sensitive information so he could repeat it without having to go into confidential session. As was said then there were major dilapidations works that had to be done at the Rapids and also some significant improvements to the changing village and health suite. PfP were recommending the work should be carried out between November 2018 and January 2019. This was the quietest time of the year for swimming activities, so would be the ideal time to carry out the work as a closure of the pool would be required. The proposed schedule would allow the pools to remain open during the school half term holidays in October 2018 and February 2019. Obviously as and when the programme of work was known in detail and the dates become more specific then he would let members know. PFP would undertake to inform their membership and the public and redirect to other facilities.

Councillor C Dowden asked a supplementary question about alternative measures for swimming lessons and public swimming would there be any subsidies to Romsey Rapids members as was offered at the Andover Leisure Centre.

The Community and Leisure Portfolio Holder explained that PfP would make every effort to publicise the closure and inform users of the pool about alternative facilities. Operational issues such as membership reductions would be at the discretion of PFP.

107 **Amendments to the Scheme of Delegations to the Head of Housing and Environmental Health**

Consideration was given to a report of the Corporate Portfolio Holder which sought to amend the scheme of delegation of powers to the Head of Housing & Environmental Health. Changes were sought to Part 3 of the Council's Constitution (Delegations to Officers) in respect of some Housing & Environmental Health staff.

Implementation of the recommendations would help ensure that the correct level of delegated authority is provided in respect of Environmental Health regulatory work.

Resolved:

1. **That the Scheme of Delegations to the Head of Housing & Environmental Health, contained within Part 3 of the Council's Constitution, be amended in accordance with proposed changes set out in the Annex to the report.**
2. **That the Head of Legal & Democratic Services be authorised to amend the Constitution accordingly.**

108 **Property Purchases under Head of Estates Delegation**

Consideration was given to a report of the Finance Portfolio Holder which sought to update Council on the details of three property purchases.

In November 2015, Council approved a delegated authority to the Head of Estates, in consultation with a Member Panel, to purchase property investments where the timing of the normal Council approval process would reduce the Council's ability to complete the purchase.

The Head of Estates, after consulting the Panel, had recently exercised his authority to progress the purchase of three properties in Andover after consultation with the cross-party Member panel established for that purpose.

Resolved:

1. **That the decision to pursue the purchase of the properties identified in the Confidential Annexes to the report be noted.**
2. **That, following completion of the purchases, the budget for property investments be re-established in the Council's Capital Programme at £3M, with the additional sum to be financed from the Capital Receipts Reserve.**

109

Overview and Scrutiny Annual Report 2017/18

Councillor Jeffrey, Chairman of the Overview and Scrutiny Committee presented an overview of the work undertaken by the Committee during 2017/18 which highlighted progress made by the Committee and key achievements.

He informed Council that Members of the Committee had participated in a number of round table discussions throughout the year, including Member Reviews and Scrutiny Panels as well as attending the regular scheduled committee meetings.

Resolved:

That the Overview and Scrutiny Committee Chairman's Annual Briefing 2017/18 be received and noted.

110 **Amendments to the Council's Constitution under Article 14.3**

Consideration was given to a report of the Corporate Portfolio Holder which detailed amendments made to the Council's Constitution in accordance with Article 14.3.

The Council's Constitution (Article 14.3) permits the Monitoring Officer to make changes to the Constitution in certain circumstances subject to reporting those changes to Full Council.

Resolved:

That the amendments to the Council's Constitution as detailed in the annex to the report, be noted.

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Exclusion of the Public

That, pursuant Section 100(A) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following report on the grounds that it involved the likely disclosure of exempt information as defined in the following Paragraphs of Part 1 of Schedule 12A of the Act, as amended, indicated below. The public interest in maintaining the exemption outweighs the Public interest in disclosing the information for the reason given below:

Strategic Land Purchase

It was considered that the report contained exempt information within the meaning of paragraph 3 of Schedule 12A of the Local Government Act 1972, as amended. It was further considered that the public interest in maintaining the exemption outweighed the public interest in disclosing the information because the information related to the financial or business affairs of the Council and third parties.

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Strategic Land Purchase

Consideration was given to a report of the Finance Portfolio Holder which sought authorisation for a strategic land purchase.

Resolved:

That the Head of Estates and Economic Development in consultation with the Finance Portfolio Holder be authorised to purchase land identified in Paragraph 2 of the report on the terms set out in Paragraph 8 of the report.

(The meeting ended at 5.05pm)