

NOTE: All Members are requested to sign, before the Meeting, the Attendance Register which will be placed in the **Conference Chamber**

ST EDMUNDSBURY BOROUGH COUNCIL

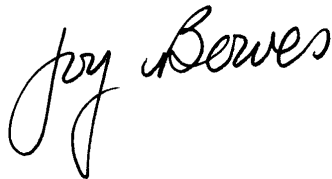
JOY BOWES
Head of Legal
and Democratic Services

West Suffolk House
Western Way
Bury St Edmunds
Suffolk
IP33 3YU

15 September 2014

To: All Members of the Council

You are hereby summoned to a meeting of the Council to be held in the **Conference Chamber** at **WEST SUFFOLK HOUSE**, Western Way, Bury St Edmunds on **Tuesday 23 September 2014** at **7.00 pm**, when it is proposed to transact the business on the agenda set out below.



Head of Legal and Democratic Services

The Meeting will be opened with Prayers by the Mayor's Chaplain, Reverend Canon Matthew Vernon, Sub-Dean of St Edmundsbury Cathedral.

(Note: Those Members not wishing to be present for prayers should remain in the Members' Breakout Area and will be summoned at the conclusion of prayers.)

PART 1 – PUBLIC

1. **To confirm the minutes** (copy attached) **of the meeting of the Council held on 30 June 2014 (Page 7)**
2. **Mayor's communications**
3. **Announcements (if any) from the Leader of the Council or Members of the Cabinet**
4. **Announcements by the Head of Legal and Democratic Services (including apologies for absence)**
5. **Declarations of Interests**

Members are reminded of their responsibility to declare any pecuniary or local non pecuniary interest which they have in any item of business on the Agenda **no later than when that item is reached** and, when appropriate, to leave the meeting prior to discussion and voting on the item.

6. **Public Question Time under Section 9 of the Council Procedure Rules**

To hear and answer any questions from members of the public in the public gallery who are residents of the Borough.

(Note: The maximum time to be set aside for this item is 30 minutes, but if all questions are dealt with sooner, or if there are no questions, the Council will proceed to the next business.

*Each such person will be allowed up to a total of **five minutes for their question to be put and answered**. One further question will be allowed arising directly from the reply, **provided that the original time limit of five minutes is not exceeded**.*

***Written questions** may be submitted by members of the public to the Head of Legal and Democratic Services **no later than 10.00 am on Monday 22 September 2014**. The written notification should **detail the full question** to be asked at the meeting of the Council.)*

7. **Schedule of Referrals from Cabinet**

Schedule attached as Report **F120 (Page 25)**.

A. Referrals from Cabinet – 2 September 2014

- (1) Annual Treasury Management 2013/2014
- (2) Eastern Relief Road, Bury St Edmunds
- (3) Kedington Development Brief

B. Referrals from Cabinet – 16 September 2014 (Extraordinary Meeting)

- (1) West Suffolk Housing Strategy
- (2) Bury St Edmunds Vision 2031, Haverhill Vision 2031 and Rural Vision 2031: Planning Inspector's Report and Adoption

8. **Bridging Loan to the Samaritans**

Report **F121** attached. **(Page 37)**

9. **Review of Constitution**

Report **F122** attached. **(Page 43)**

10. **Motion on Notice**

Councillor Mrs Hind has given notice under paragraph 12.1 of the Council Procedure Rules of the following motion:

'That the Council resolves to vigorously pursue from developers a commitment to provide at least 30% affordable housing and will only accept non-compliance where substantive costs have been incurred in making a site fit for purpose, for example where it has been necessary to remove contamination.'

Paragraph 12.5 of the Council Procedure Rules states:

'Any motion under paragraph 12.1 of these Rules, on being moved and seconded, will, without discussion, be referred to the appropriate forum for consideration and report except that the Mayor may, if he/she considers it appropriate, allow the motion to be dealt with at the meeting at which it is moved and seconded; provided that the motion, if carried, would not involve the Council in expenditure not included in the Council's approved revenue or capital budget.'

11. Question on Notice

Councillor Nettleton has given notice under paragraph 11.2 of the Council Procedure Rules of the following question to Councillor Stamp, Portfolio Holder for Leisure, Culture and Heritage:-

'Who took the decision to close the Tourist Information Centre at 6 Angel Hill, and when was this decision taken?'

Paragraph 11.5 of the Council Procedure Rules states that:-

'Every question will be answered without discussion. The Member who is asked the question may decline to answer or may ask another Member to answer but that Member may also decline to answer. An answer may take the form of:-

- (a) a direct oral answer summarised in the minutes;*
- (b) where the desired information is in a publication of the Council or other published work, a reference to that publication; or*
- (c) where the reply cannot conveniently be given orally at the meeting, a written answer sent by the appropriate officer and/or relevant Member to all Members within 10 working days of the Council meeting'.*

Paragraph 11.6 states that:-

'A Member asking a question under paragraph 11.2 or 11.3 of these Rules may ask one supplementary question, without notice, of a Member to whom the first question was asked. The supplementary question must arise directly from the original question or the reply'.

(Note: Each question will be taken separately)

12. Planning Shared Service Additional Resource Requirements: Use of Chief Executive's Urgency Powers

On 24 July 2014, the Chief Executive exercised his powers to create extra capacity in the Planning Service in order to meet significant increase in demand. The cost of creating this capacity would be funded by income in excess of budgeted income which had shown an upward trend for the last

three years. A summary of the background to this decision is attached as Report **F123 (Page 49)**

The Council is requested to **NOTE** the exercise of the Chief Executive's Urgency Powers as contained within Part 3, Section C (a) of the Council's Constitution.

13. **Report on Special Urgency**

Part 4, Access to Information Procedural Rules, of the Constitution (paragraphs 17.3.1 and 17.3.2) requires the Leader of the Council to submit quarterly reports to the Council on the executive decisions taken, if any, in the circumstances set out in Rule 16, Special Urgency, in the preceding three months.

Accordingly, the Leader of the Council reports that no executive decisions have been taken under the Special Urgency provisions of the Constitution.

14. **Reports and Questions**

(Note: Council Procedure Rule 11.1 of the Constitution requires that:

(a) the time limit for all questions and answers under this item is one and a half hours; and

(b) a maximum of 7 minutes to be initially allocated to each report and questions on that report (to include up to two minutes if necessary for the report writer to present their report). After every report has been received, the Mayor will determine if further questions can be put to the relevant Member(s) in the balance of the hour and a half left available for this session.)

	<u>Portfolio</u>	<u>Cabinet Member</u>	<u>Report No</u>	<u>Page No</u>
(i)	<i>Report from the Leader of the Council</i>	<i>Cllr John Griffiths</i>	F124 attached	53
(ii)	<i>Reports from each Member of the Cabinet, namely:-</i>			
(a)	Deputy Leader, Health and Communities	Cllr Sara Mildmay-White	F125 attached	57
(b)	Waste and Property	Cllr Peter Stevens	F126 attached	59
(c)	Housing	Cllr Anne Gower	F127 attached	63
(d)	Resources and Performance	Cllr David Ray	F128 attached	67
(e)	Economic Growth	Cllr Alaric Pugh	F129 attached	75

	<u>Portfolio</u>	<u>Cabinet Member</u>	<u>Report No</u>	<u>Page No</u>
(f)	Planning and Regulation	Cllr Terry Clements	F130 attached	79
(g)	Leisure, Culture and Heritage	Cllr Sarah Stamp	F131 attached	81
(iii)	<i>Report from the Chairman of the Overview and Scrutiny Committee</i>	Cllr Ian Houlder	F132 attached	85
(iv)	<i>Report from the Chairman of the Performance and Audit Scrutiny Committee</i>	Cllr Sarah Broughton	F133 attached	87
(v)	<i>Questions to Chairmen of other Committees</i>		No reports or minutes attached	

Under this item, Members may ask the relevant Chairman questions relating to meetings of the following committees on the dates indicated:-

<u>Committee</u>	<u>Chairman</u>	<u>Date of Meeting</u>
Development Control	Cllr Jim Thorndyke	3 July 2014
		7 August 2014
		4 September 2014
Licensing & Regulatory Committee	Cllr Frank Warby	9 September 2014

PART 2 - PRIVATE

EXEMPT INFORMATION – EXCLUSION OF PUBLIC TERMS OF FORMAL RESOLUTION

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12(A) of the Act.

- To confirm the exempt minutes (copy attached) of the meeting of the Council held on 30 June 2014 (Page 91)**