

Council and Member Services, Floor 2 South,
Guildhall, High Street, Bath. BA1 5AW.
Telephone (01225) 477000 main switchboard
Direct Line: Tel 01225 394360
Email: democratic_services@bathnes.gov.uk
Web site: <http://www.bathnes.gov.uk>

8 November 2010

To: All Members of the Council
Chief Executive and other appropriate officers
Press and Public

Dear Member

Council Meeting: Tuesday, 16th November, 2010

You are invited to attend a meeting of the **Council**, to be held on **Tuesday, 16th November, 2010** in the **Council Chamber - Guildhall, Bath**. **The meeting will begin at 6.45pm (or at the conclusion of the special meeting which starts at 6.30pm if that does not finish until after 6.45pm).**

The agenda is set out overleaf.

Sandwiches and fruit and tea/coffee/cold drinks will be available for Councillors from 5pm in the Aix-en-Provence Room (next to the Banqueting Room) on Floor 1.

Yours sincerely

Tom Dunne, Democratic Services Manager (Council and Member Services)
for Chief Executive

Please note the following arrangements for pre-group meetings:

Conservative
Liberal Democrat
Labour
Independent

Brunswick Room, Ground Floor
Kaposvar Room, Floor 1
Small Meeting Room, Floor 2
Performance and Improvement Team
Office, Floor 1

NOTES:

- 1. Inspection of Papers:** Any person wishing to inspect minutes, reports, or a list of the background papers relating to any item on this Agenda should contact Tom Dunne, Democratic Services Manager (Council and Member Services) who is available by telephoning 01225 394360 or by calling at the Guildhall, Bath (during normal office hours).
- 2. Details of Decisions taken at this meeting can** be found in the minutes which will be circulated with the agenda for the next meeting. In the meantime details can be obtained by contacting as above. Papers are available for inspection as follows:-

Public Access points - Guildhall - Bath, Riverside - Keynsham, Hollies - Midsomer Norton, and Bath Central, Keynsham and Midsomer Norton public libraries.

For Councillors and officers papers may be inspected via Political Group Research Assistants and Group Rooms/Members' Libraries

- 3. Spokespersons:** The Political Group Spokespersons for the Council are the Group Leaders who are Councillors Francine Haerberling (Conservative Group), Paul Crossley (Liberal Democrat Group), John Bull (Labour Group) and Chris Cray (Independent Group).
- 4. Attendance Register:** Members should sign the Register which will be circulated at the meeting.
- 5. Public Speaking at Meetings**

The Council has a scheme to encourage the public to make their views known at meetings. They may make a statement relevant to what the meeting has power to do. They may also present a petition or a deputation on behalf of a group. They may also ask a question to which a written answer will be given. If an answer cannot be prepared in time for the meeting it will normally be sent out within five working days afterwards. **Advance notice of all public submissions is required not less than two full working days before the meeting. This means that for meetings held on Tuesdays notice must be received in Democratic Services by 5.00pm the previous Thursday.** Further details of the scheme can be obtained by contacting Tom Dunne as above.

- 6. THE APPENDED SUPPORTING DOCUMENTS ARE IDENTIFIED BY AGENDA ITEM NUMBER.**
- 7. Emergency Evacuation Procedure**

When the continuous alarm sounds, you must evacuate the building by one of the designated exits and proceed to the named assembly point. The designated exits are sign-posted.

Arrangements are in place for the safe evacuation of disabled people

- 8. Presentation of reports** Officers of the Council will not normally introduce their reports unless requested by the meeting to do so. Officers may need to advise the meeting of new information arising since the agenda was sent out.

COUNCIL MEETING: TUESDAY, 16TH NOVEMBER, 2010 AT 6.45 PM IN THE COUNCIL CHAMBER - GUILDHALL, BATH

A G E N D A

1. EMERGENCY EVACUATION PROCEDURE

The Chairman will draw attention to the emergency evacuation procedure as set out under Note 7.

2. MINUTES (Pages 9 - 16)

Minutes of previous meeting held on 9th September 2010

3. APOLOGIES FOR ABSENCE

4. DECLARATIONS OF INTEREST

At this point in the meeting declarations of interest are received from Members in any of the agenda items under consideration at the meeting. Members are asked to complete the green interest forms circulated to groups in their pre-meetings (which will be announced at the Council Meeting) to indicate:

(a) The agenda item number in which they have an interest to declare.

(b) The nature of their interest.

(c) Whether their interest is **personal and prejudicial** or **personal**.

Any Member who needs to clarify any matters relating to the declaration of interests is recommended to seek advice from the Solicitor to the Council and Monitoring Officer before the meeting to expedite dealing with the item during the meeting.

5. ANNOUNCEMENTS FROM THE CHAIRMAN OF THE COUNCIL OR FROM THE CHIEF EXECUTIVE

These are matters of information for Members of the Council. No decisions will be required arising from the announcements.

6. TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIRMAN

If there is any urgent business arising since the formal agenda was published, the Chairman will announce this and give reasons why she has agreed to consider it at this meeting. In making her decision, the Chairman will, where practicable, have consulted with the Leaders of the Political Groups. Any documentation on urgent business will be circulated at the meeting, if not made available previously.

Note: Agendas for Council meetings are structured so as to identify those matters on which the Council may make a decision and those where its powers are limited to comment or recommendation to the Cabinet or other bodies.

The order of agenda business is prescribed in the Council's Constitution. The Chairman or the meeting may vary this.

PUBLIC QUESTIONS, STATEMENTS, PETITIONS AND DEPUTATIONS

Explanation: A member of the public who has given prior notice may make his/her views known at a Council meeting by making a statement, presenting a petition or a deputation on behalf of a group or asking a question (see note 5 above).

7. QUESTIONS, STATEMENTS, PETITIONS AND DEPUTATIONS FROM THE PUBLIC

The Democratic Services Manager will announce any submissions received under the arrangements set out in note 5 above. The Council will be invited to decide what action it wishes to take, if any, on the matters raised in these submissions. As the questions received and the answers given will be circulated in written form there is no requirement for them to be read out at the meeting. The questions and answers will be published with the draft minutes.

POLICY AND BUDGET FRAMEWORK AND CABINET ITEMS FOR COUNCIL DECISION

Explanation: the Policy and Budget Framework comprises a list of Plans and Strategies which, under the Council's Constitution, are to be decided by the Council itself. For some of these Plans and Strategies the law prescribes that they should form part of the Framework and therefore full Council only shall determine them. Others have been added to the list by Council. The Policy and Budget Framework (which includes the Council Budget) sets the overall framework within which the Cabinet must operate and matters which go beyond that must be decided by the full Council.

Policy and Budget Framework and Cabinet items for decision by Council are normally presented as a recommendation from the Cabinet or the responsible Cabinet Member.

8. THE FUTURE COUNCIL (Pages 17 - 72)

This report sets out proposals for a future organisational model for the Council that focuses on a strategic leadership role and the structure to deliver it.

Lead Cabinet Member: Councillor Francine Haerberling, Leader of the Council

9. TRANSFORMING COMMUNITY HEALTH AND SOCIAL CARE (Pages 73 - 174)

This report sets out recommendations on a revised management structure for the delivery of community health and social care by the Council and the Primary Care Trust NHS Bath and North East Somerset.

Lead Cabinet Member: Councillor Francine Haerberling, Leader of the Council

10. **DRAFT REPLACEMENT WORLD HERITAGE SITE MANAGEMENT PLAN** (Pages 175 - 322)

This report sets out a recommended draft Management Plan for the area of Bath city centre designated as a World Heritage Site by UNESCO.

Lead Cabinet Member: Councillor Terry Gazzard, Development and Major Projects

11. **2010/11 HALF-YEARLY TREASURY MANAGEMENT PERFORMANCE REPORT** (Pages 323 - 332)

This report gives details of the outturn performance at the half year stage on the Council's Treasury Management Strategy and Annual Investment Plan for 2010/11.

Lead Cabinet Member: Councillor Malcolm Hanney, Resources

COUNCILLOR AGENDA MOTIONS

Explanation: An individual Member of the Council has the right under the Council's Constitution to place a particular proposal on the Council agenda for discussion. Where there is a need for a Cabinet decision to be made, the matter cannot be dealt with by the Council and will have to be considered by the Cabinet or an individual Cabinet Member. The full text of the agenda motion(s) from Councillors referred to below will be found in the numbered paper(s) corresponding to each item.

12. **SECONDARY SCHOOLS REVIEW** (Pages 333 - 334)

The agenda motion set out in the attached paper will be moved by Councillor Dine Romero on behalf of the Liberal Democrat Group. It asks the Council to support the retention of two schools in Keynsham; the transformation of Oldfield School, Bath to a co-educational school; the federation of St Marks School and St Gregory's College, Bath; and the retention and transformation into a co-educational school of Culverhay School, Bath and to make those views known to the Cabinet in advance of its meeting on 25th November.

13. **BATH TRANSPORTATION PACKAGE** (Pages 335 - 336)

The agenda motion set out in the attached paper will be moved by Councillor Caroline Roberts on behalf of the Liberal Democrat Group. It asks the Council to call on the Cabinet to work together with the leadership of the Liberal Democrat and other political Groups, with full officer support, and taking full account of local opinion, to develop cross party proposals for resubmission of the Bath Transportation Package to the Department of Transport as a matter of urgency.

14. **ALLOCATION OF TOP-UP TRANSITORY FUNDS FOR YOUTH SERVICE PROJECTS** (Pages 337 - 338)

The agenda motion set out in the attached paper will be moved by Councillor David Speirs on behalf of the Labour Group. It asks the Council to request the Cabinet to make available an additional £53,000 of top-up transitory funding as part of the 2011/12 Council Budget to be divided between services at Radstock Youth Centre and Keynsham Youth Centre and to provide bridging funding to support the 'Off The Record' Counselling Service. It also asks that the Council should work with the Primary Care Trust to supply match funding for a volunteer counselling service for young people, as part of a new integrated primary mental health service.

15. **HOUSES IN MULTIPLE OCCUPATION** (Pages 339 - 346)

The agenda motion set out in the attached paper will be moved by Councillor Will Sandry on behalf of the Liberal Democrat Group. It asks the Council to request that the Cabinet Member for Customer Services should ensure that there are sufficient resources in the Cabinet's proposed 2011/2012 budget to enable Planning Services to investigate the practicalities of introducing an "Article 4 Direction" and to implement its introduction under the Local Development Scheme programme of work. The effect of this Direction would be to require planning permission for any further homes to be converted to Homes in Multiple Occupation in specified areas of Bath.

COUNCIL FUNCTIONS

Explanation: In addition to the Policy and Budget Framework items, the full Council is responsible for making all decisions on constitutional issues and other legally prescribed functions.

16. **POLITICAL PROPORTIONALITY** (Pages 347 - 348)

The attached report sets out a request to review the political proportionality of the Council's allocation of committee and panel places.

Lead Members: The Political Group Leaders

17. **REVIEW OF THE COUNCIL'S STATEMENT OF LICENSING POLICY** (Pages 349 - 404)

This report sets out a recommended draft Statement of Licensing Policy compiled following the 3 year review required by law.

Lead Committee Chairman: Councillor Tim Warren, Chairman of the Licensing Committee

18. **QUESTIONS, STATEMENTS, PETITIONS AND DEPUTATIONS FROM COUNCILLORS**

Explanation: A Member of the Council who has given prior notice may under this item make his/her views known at a Council meeting by making a statement, presenting a petition or a deputation on behalf of a group or asking a question.

COUNCILLOR QUESTIONS, STATEMENTS, PETITIONS AND DEPUTATIONS

The Democratic Services Manager will announce any submissions received. The Council will be invited to decide what action it wishes to take, if any, on the matters raised in these submissions. As the questions received and the answers given will be circulated in written form there is no requirement for them to be read out at the meeting. The questions and answers will be published with the draft minutes.

This Agenda and all accompanying reports are printed on recycled paper

If you need to access this agenda or any of the supporting reports in an alternative accessible format please contact Democratic Services or the relevant report author whose details are listed at the end of each report.