



# CHEL TENHAM

## BOROUGH COUNCIL

**Dear Sir / Madam**

You are hereby summoned to attend a meeting of Council to be held in the Municipal Offices, Promenade, Cheltenham, GL50 9SA, on **Monday, 13 December 2010 at 2.30 pm** at which meeting the following business will be transacted and any other business which may be legally transacted at such a meeting.

<b>Councillors</b>
Garth Barnes, Ian Bickerton, Nigel Britter, Chris Coleman, Tim Cooper, Barbara Driver, Bernard Fisher, Jacky Fletcher, Wendy Flynn, Rob Garnham, Les Godwin, Penny Hall, Colin Hay, Rowena Hay, Diane Hibbert, Sandra Holliday, Peter Jeffries, Steve Jordan, Robin MacDonald, Paul Massey, Helena McCloskey, Andrew McKinlay, Heather McLain, Paul McLain, John Rawson, Anne Regan (Chair), Diggory Seacome, Duncan Smith, Malcolm Stennett, Charles Stewart, Klara Sudbury, Lloyd Surgenor, Jo Teakle, Pat Thornton, Jon Walklett, Andrew Wall, John Webster, Paul Wheeldon, Simon Wheeler and Roger Whyborn

### **Agenda**

- 1. PRAYERS**
- 2. APOLOGIES**
- 3. DECLARATIONS OF INTEREST** (Pages 1 - 2)
- 4. TO APPROVE AND CONFIRM THE MINUTES OF THE MEETING HELD ON 11 OCTOBER 2010** (Pages 3 - 10)  
11 October 2010
- 5. PUBLIC QUESTIONS**  
None received.
- 6. COMMUNICATIONS BY THE MAYOR**
- 7. COMMUNICATIONS BY THE LEADER OF THE COUNCIL**
- 8. MEMBER QUESTIONS**
- 9. PETITION REGARDING IMPERIAL GARDENS** (Pages 11 - 18)  
A debate on a petition received at the last Council meeting regarding Imperial Garden's flowerbeds
- 10. RECOMMENDATIONS FROM CABINET**

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|---|--------------------------|
| <p><b>11. MEMBERS' ALLOWANCES REVIEW</b><br/>Report of the Assistant Chief Executive</p>  | <p>(Pages 19 - 38)</p>   |
| <p><b>12. REVIEW OF NORTH PLACE &amp; PORTLAND STREET DEVELOPMENT BRIEF &amp; CIVIC PRIDE URBAN DESIGN FRAMEWORK</b><br/>Report of the Leader</p> | <p>(Pages 39 - 96)</p>   |
| <p><b>13. REVIEW OF THE COUNCIL'S CONSTITUTION</b><br/>Report of the Chairman of Staff and Support Services Committee – Councillor Jordan</p>     | <p>(Pages 97 - 152)</p>  |
| <p><b>14. STRATEGIC COMMISSIONING</b><br/>Report of the Chief Executive</p>   | <p>(Pages 153 - 198)</p> |
| <p><b>15. 2010/11 TREASURY SEMI ANNUAL REPORT</b><br/>Report of the Cabinet Member Finance and Community Development</p>                          | <p>(Pages 199 - 206)</p> |
| <p><b>16. NOTICES OF MOTION</b><br/><b>Proposed by:</b> Cllr K Sudbury<br/><b>Seconded by:</b> Cllr P Jeffries</p>                                |                          |

This council wishes to recognise the very significant contribution Gloucestershire Youth Service and its staff make in Cheltenham both in youth centres and with regard to detached youth work. We also recognise the many voluntary groups, who play an important role in youth provision in the town.

Cheltenham's youth centres are highly valued, provide positive opportunities for young people in a safe environment, have a positive impact on young people's development and are widely regarded as helping reduce anti-social behaviour in our communities.

This Council notes the planned budget cuts and service changes contained in Gloucestershire County Council's Meeting the Challenge proposals. Whilst accepting that the County faces difficult budgetary pressures and a need to make savings, this Council is concerned that the budget cuts to young people's services will mean an end to highly valued County Council funded universal youth provision.

Therefore this Council:

- 1) Resolves to ask the Chief Executive of Cheltenham Borough Council to write to the Leader of Gloucestershire County Council asking him to reconsider the decision to withdraw all County Council youth work activity from youth centres and to allocate only £50k to each district to help community and other groups to extend existing services and create new

ones;

- 2) Seeks urgent discussions with County to clarify their future proposals and how best we can work with them to provide best possible youth service;
- 3) Will seek wherever possible to work in partnership with the County Council, community and voluntary groups and the young people themselves to strengthen and develop the future of universal youth services in the town; and
- 4) Asks Cheltenham Borough Council Cabinet to develop plans on how to allocate the funding available to achieve the best possible outcomes for the benefit of our young people and the rest of the community.

**17. TO RECEIVE PETITIONS**

If any

**18. ANY OTHER ITEM THE MAYOR DETERMINES AS URGENT AND WHICH REQUIRES A DECISION**

**Consideration of the following item is deemed to be for the purposes of a special meeting to consider executive arrangements under Schedule 4 Local Government and Public Involvement in Health Act 2007**

**19. NEW EXECUTIVE ARRANGEMENTS**  
Report of the Assistant Chief Executive

(Pages 207 -  
212)

**Contact Officer:** Rosalind Reeves, Democratic Services Manager, 01242 775153  
**Email:** [democratic.services@cheltenham.gov.uk](mailto:democratic.services@cheltenham.gov.uk)

**Andrew North**  
**Chief Executive**

## **Public Information**

### **Emergency Evacuation Procedure at the Municipal Offices**

- (i) In the event of a fire you will hear a continuous alarm.  
In the event of a bomb alert the alarm will sound in repeated short bursts.
- (ii) Members, officers and the public should leave the building promptly and in a quiet and orderly fashion using the nearest available escape routes and assemble on the Promenade footway by the War Memorial.

### **Attendance at Meetings - Local Government (Access to Information) Act 1985**

Meetings are open to the public and a limited amount of public seating is available. Copies of the agenda will also be available. You may be asked to leave the meeting if any "exempt" (confidential) business is considered. This will normally be shown on the agenda

### **Inspection of Papers - Local Government (Access to Information) Act 1985**

We can also arrange for copies of individual decision records, reports or minutes to be supplied. If you wish to inspect minutes or reports (other than those which are exempt) relating to any item on this agenda, please contact Democratic Services. The background papers listed in a report may also be inspected. Please notify Democratic Services who will arrange with the report author for papers to be made available to you at a mutually convenient time.

All meeting information is published on the Council's Internet website at:  
[www.cheltenham.gov.uk](http://www.cheltenham.gov.uk).

**If you have difficulty reading this agenda please let us know  
and we will do everything we can to meet your requirements.**

## COUNCIL PROCEDURE RULES – SUMMARY

Note: this summary is intended to assist members but where necessary reference should always be made to the actual Council Procedure Rules

### 1. RULES OF DEBATE

- (a) Once a motion has been proposed, no speeches can be made until it is seconded. (Rule C6.2)
- (b) A member seconding a motion can reserve his or her speech until later. (Rule C6.3)
- (c) Amendments:
- the Mayor may require a motion (including an amendment) to be written down and handed to him before it is discussed. (Rule C5.3)
  - only one amendment can be discussed at any one time, although notice of further amendments can be given (Rule C5.6)
  - before a vote is taken on an amendment, the order of speeches is
    - the mover of the amendment in reply
    - the mover of the substantive motion (usually the Chairman, Leader, Deputy) (Rules C5.15 and C5.16)
  - if the amendment is carried, it becomes the substantive motion to which further amendments can be made (Rule C5.8)
- (d) A member may alter a motion
- of which he gave notice, with the Council's consent (Rule C6.7)
  - which he had moved without notice, with the consent of both the Council and the seconder (Rule C5.10)

**2. WHEN A MEMBER MAY SPEAK MORE THAN ONCE ON A MOTION BEFORE THE COUNCIL**

(a) A member who has spoken on a motion or an amendment may NOT speak again during that debate except

- in exercise of a right of reply as the mover of the motion
- except where an amendment is under discussion, to move an amendment in which case he/she shall not speak for more than three minutes.
- to speak to an amendment
- to a point of order
- in personal explanation

(Rule C6.5)

(b) **Point of order** – a member wishing to raise a point of order may do so at any time but the point of order **MUST ONLY** relate to an alleged breach of the Council Procedure Rules or the law **AND** the member **MUST** indicate

- the rule or law he considers has been broken
- how he considers that a breach has occurred

(Rule C5.23)

(c) **Personal explanation** – a member may make a personal explanation at any time **BUT** the “personal explanation” **MUST ONLY** relate to some material part of an earlier speech by that member which may appear to have been misunderstood in the present debate.

(Rule C5.24)

(d) The Mayor’s decision on whether a point of order or request for personal explanation is admissible is final.

(Rule C.5.25)

**3. RECORDED VOTES**

A recorded vote can be required by seven members.

(Rule C.8.5)