



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 **Friday, 25 February 2011 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.

Councillors
Anne Regan (Chair), Barbara Driver (Vice-Chair), Garth Barnes, Ian Bickerton, Nigel Britter, Chris Coleman, Tim Cooper, 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, Diggory Seacome, Duncan Smith, Malcolm Stennett, Charles Stewart, Klara Sudbury, Lloyd Surgenor, Pat Thornton, Jon Walklett, Andrew Wall, John Webster, Paul Wheelod, Simon Wheeler, Roger Whyborn and Jo Teakle

Agenda

- 1. PRAYERS**
- 2. APOLOGIES**
- 3. DECLARATIONS OF INTEREST** (Pages 1 - 2)
- 4. TO APPROVE AND CONFIRM THE MINUTES OF THE LAST MEETING HELD ON:** (Pages 3 - 34)
11 February 2011
- 5. PUBLIC QUESTIONS**
These must be received no later than 10am on Friday 18 February 2011.
- 6. COMMUNICATIONS BY THE MAYOR**
- 7. COMMUNICATIONS BY THE LEADER OF THE COUNCIL**
- 8. MEMBER QUESTIONS**
- 9. CONSIDERATION OF A PETITION REQUESTING THAT LAND AT LECKHAMPTON BE PROTECTED FROM INAPPROPRIATE LARGE SCALE DEVELOPMENT** (Pages 35 - 42)
A debate on a petition received on 13 December 2010.

10. **COUNCIL_TAX_RESOLUTION_2011_2012** (Pages 43 - 50)
Joint report of the Cabinet Member Finance and Community Development and Chief Finance Officer (appendix to follow)
11. **COUNCIL DIARY SEPTEMBER 2011 TO AUGUST 2012** (Pages 51 - 68)
Report of the Chief Executive
12. **NOTICES OF MOTION**
13. **TO RECEIVE PETITIONS**
14. **ANY OTHER ITEM THE MAYOR DETERMINES AS URGENT AND WHICH REQUIRES A DECISION**
15. **LOCAL GOVERNMENT ACT 1972 - EXEMPT INFORMATION**
The Committee is recommended to approve the following resolution:
- “That in accordance with Section 100A(4) Local Government Act 1972 the public be excluded from the meeting for the remaining items of business as it is likely that, in view of the nature of the business to be transacted or the nature of the proceedings, if members of the public are present there will be disclosed to them exempt information as defined in paragraph 1, 3 and 5, Part 1, Schedule 12A (as amended) Local Government Act 1972, namely:
1. Information relating to any individual.
 3. Information relating to the financial or business affairs of any particular person (including the authority holding that information)
 5. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
16. **REQUEST FOR DISCRETIONARY ALLOWANCE UNDER THE LOCAL GOVERNMENT (DISCRETIONARY PAYMENTS) REGULATIONS 1996** (Pages 69 - 80)
Report of the Staff and Support Services Committee (Members will need to refer to the papers of the Staff and Support Services Committee – 14 February)

Contact Officer: Saira Malin, Democracy Officer, 01242 775153
Email: 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.

**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)