

COLCHESTER BOROUGH COUNCIL

Council Meeting

18 February 2015, 6.00pm

Supplementary Information

Apologies: Councillors Arnold, Bentley, Fairley-Crowe, Gamble, L. Scott-Boutell

Please note that the business will be subject to short breaks at approximately 90 minute intervals.

3. Minutes

A... Motion that the minutes of the meetings held on 11 December 2014 and 19 January 2015 be confirmed as a correct record (page 9 of the Council Summons).

6. Items (if any) referred under the Call-in Procedure

To consider any items referred by the Scrutiny Panel under the Call-In Procedure because they are considered to be contrary to the policy framework of the Council or contrary to, or not wholly in accordance with the budget.

7. Recommendations of the Cabinet, Panels and Committees

(i) Strategic Plan 2015-18

B... Motion that the recommendation contained in minute 50 of the Cabinet meeting of 28 January 2015 be approved and adopted (page 21 of the Council Summons).

(ii) Colchester's Environmental Sustainability Strategy

C... Motion that the recommendation contained in minute 51 of the Cabinet meeting of 28 January 2015 be approved and adopted (page 31 of the Council Summons).

(iii) 2015/16 General Fund Revenue Budget, Capital Programme and Medium Term Financial Forecast

The Leader of the Council to move the suspension of Council Procedure Rule 14(3) to allow the Portfolio Holder for Business and Resources and the Leaders of the Conservative, Labour and Highwoods and Stanway Independent Groups to speak untimed on this item only.

D... Motion that the recommendations contained in minute 52 of the Cabinet meeting of 28 January 2015 and the recommendations contained in the Assistant Chief Executive's report entitled Precept and Council Tax Levels 2015/16 be approved and adopted.

Please note that in accordance with the provisions of Council Procedure Rule 15(3) any motion or amendment on the setting of the Council's budget must be subject to a named vote.

8. Notices of Motion pursuant to Council Procedure Rule 11

(i) Magna Carta

Proposer: Councillor Willetts

Noting that 15th June 2015 marks the 800th anniversary of the sealing of Magna Carta, which proclaimed the liberties of all free people and is the basis of the constitution of many nations, Council commends the principal clauses of Magna Carta to the people of Colchester as a bulwark against oppressive authority.

As the motion relates to a non-executive matter, it will be debated and determined by Full Council.

Main Amendment

Proposer: Councillor Liddy

That the motion on Magna Carta be approved and amended subject to the following amendments:-

- The deletion of the words "Noting that" and their replacement with the word "The";
- The deletion of all the words following the word "nations" and the addition of the following words:-

. This Council notes the totemic status of the 1215 Magna Carta and its symbolic effect in English law. It also notes that only two of the original sixty three chapters still survive. They are set out below and are commended to the residents of Colchester:-

(39) No free man shall be seized or imprisoned, or stripped of his rights or possessions, or outlawed or exiled, or deprived of his standing in any way, nor will we proceed with force against him, or send others to do so, except by the lawful judgment of his equals or by the law of the land.

(40) To no one will we sell, to no one deny or delay right or justice.

Should the Main Amendment be agreed, the revised wording of the Motion would be as follows:-

The 15th June 2015 marks the 800th anniversary of the sealing of Magna Carta, which proclaimed the liberties of all free people and is the basis of the constitution of many nations. This Council notes the totemic status of the 1215 Magna Carta and its symbolic effect in English law. It also notes that only two of the original sixty three chapters still survive. They are set out below and are commended to the residents of Colchester:-

(39) No free man shall be seized or imprisoned, or stripped of his rights or possessions, or outlawed or exiled, or deprived of his standing in any way, nor will we proceed with force against him, or send others to do so, except by the lawful judgment of his equals or

by the law of the land.

(40) To no one will we sell, to no one deny or delay right or justice.

(ii) Pedestrian Crossing at Cymbeline Way

Proposer: Councillor Goss

Colchester Borough Council wishes to applaud Essex County Council for listening to local Colchester Citizens and committing to leaving a pedestrian crossing on the Cymbeline Way for use by the hundreds of students and commuters who use it on a daily basis to get safely to Colchester North Station, St Helena School, Colchester Institute and the surrounding area. However, Colchester Council wishes to be fully engaged in the siting of the proposed "temporary" crossing and wants commitment from Essex County Council that a crossing will remain in place permanently and that it won't be removed from the new site. The Council resolves to send a copy of this resolution along with the names of all Councillors who supported it to Cllr Bass, Essex County Council Cabinet member for Highways and Transportation.

As the motion relates to a non-executive matter, it will be debated and determined by Full Council.

(iii) Renaming of Hythe Station

Proposer: Councillor Havis

Colchester Borough Council requests that Network Rail renames Hythe Station as Colchester Hythe Station to bring it in line with the other Colchester Stations.

As the motion relates to a non-executive matter, it will be debated and determined by Full Council.

Main Amendment

Proposer: Councillor T. Young

That the Motion on the Renaming of Hythe Station be approved and adopted subject to the following amendments:-

- The deletion of the words "Network Rail" and their replacement with the words "Abellio Greater Anglia (working in collaboration with Network Rail)";
- The insertion of the following additional text at the end of the Motion:-

"This Council believes that any changes to the classification of Hythe Station should not have an adverse effect on the pricing or fare structure for passengers travelling towards London or on the Clacton line.

This Council supports a more integrated railway under a publicly accountable authority which would make the changes outlined above far easier to achieve."

Should the Main Amendment be approved, the revised wording of the Motion would be as follows:-

“Colchester Borough Council requests that Abellio Greater Anglia (working in collaboration with Network Rail) renames Hythe Station as Colchester Hythe Station to bring it in line with the other Colchester Stations.

This Council believes that any changes to the classification of Hythe Station should not have an adverse effect on the pricing or fare structure for passengers travelling towards London or on the Clacton line.

This Council supports a more integrated railway under a publicly accountable authority which would make the changes outlined above far easier to achieve.”

(iv) Foster Carers

Proposer: Councillor Lissimore

This Council recognises the invaluable work that foster carers do for the community.

As the Motion relates to a non-executive matter, it will be debated and determined by Full Council.

9. Questions to Cabinet Members and Chairmen pursuant to Council Procedure Rule 10

No pre-notified questions submitted.

10. Schedules of Decisions taken by Portfolio Holders

To note schedules covering the period 2 December 2014 – 5 February 2015 (page 49 of the Council Summons).

11. Urgent items

To consider any business not specified in this summons which by reason of special circumstances the Mayor determines should be considered at the meeting as a matter of urgency.

12. Reports Referred to in Recommendations

The reports specified below are submitted for information only and are referred to in the recommendations specified in item 7

Strategic Plan 2015-18, report to Cabinet, 28 January 2015

Colchester's Environmental Sustainability Strategy 2015-20, report to Cabinet, 28 January 2015

2015/16 Revenue Budget, Capital programme and medium Term Financial Forecast, report to cabinet, 28 January 2015