



Minutes

Name of meeting	EXTRAORDINARY FULL COUNCIL
Date and time	WEDNESDAY, 22 AUGUST 2012 COMMENCING AT 6.00 PM
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Susan Scoccia (Chairman), Barry Abraham, Jonathan Bacon, Reg Barry, Peter Bingham, George Brown, George Cameron, Vanessa Churchman, Dawn Cousins, Rodney Downer, Paul Fuller, Edward Giles, John Hobart, Richard Hollis, John Howe, Heather Humby, Tim Hunter-Henderson, Stuart Hutchinson, Julie Jones-Evans, Patrick Joyce, David Knowles, Geoff Lumley, Roger Mazillius, David Pugh, Colin Richards, Ian Stephens, Arthur Taylor, Gary Taylor, Ian Ward, Ivor Warlow, Chris Welsford, Jerry White, Wayne Whittle, David Whittaker, David Williams
Apologies	Cllrs Roger Dixcey, Lora Peacey-Wilcox, David Stewart, Andy Sutton, Margaret Webster

24. **[Declarations of Interest](#)**

There were no declarations received at this stage.

25. **[Public Question Time](#)**

Questions were put to the Chairman as follows :

Name	Subject	Comment
Mr David Moore of Ryde	Asked for assurance that the Islands Tourism industry would not be disrupted by the PFI. How would you be able to split the Island into the intended 6 zones whilst completely resurfacing and replacing street lighting together with street furniture, at the same time keeping our essential arteries open to both residents and visitors?	The Cabinet Member provided a written response which was available on the following link (PQ 12/12)

Name	Subject	Comment
Mr David Walters of Cowes	Will the Special Purpose Vehicle (SPV) and IWC have a belt and braces arrangement and guarantees with the ultimate holding company in France? In what country will the SPV be constituted and whose laws apply? How many employees of IWC move over to Preferred Bidder SPV? What happens if members of IWC staff who refuse to be TUPE over. Are the jobs then made redundant at IWC?	The Cabinet Member provided a written response which was available on the following link (PQ 13/12)
Mr Raymond Bloomfield of Shanklin	Would the Council consider reducing the number of street lights and cutting lighting hours between for example from midnight to 5.50am?	The Cabinet Member provided a written response which was available on the following link (PQ 14/12)
Ms Tanja Rebel of Cowes	Asked if an Environmental Impact Assessment would be asked for with regard to the proposed asphalt plant?	The Cabinet Member advised that the Secretary of state had endorsed the position taken by the Local Planning Authority. The planning application would be submitted and dealt with in the normal way.

26. **[Appointment of Highways PFI Service Provider – Final Decision](#)**

Prior to any debate four members asked for a recorded vote in line with Procedure Rule 17 (5) of the Council's Constitution.

The leader advised members of the decision taken by Cabinet authorizing the appointment of the PFI provider. Although the decision was an Executive function he believed it should be brought before Council for endorsement. He also confirmed that the contract would be entered into at the end of September 2012 rather than August 2012 as previously stated.

It was reiterated that the £487m was a grant and not a loan and provided a significant investment for the Island. The Council would make its own contribution of £7.3m in the first year and then year on year a similar amount, which would be index linked, giving a saving of £1m in the first year. It was clarified that the contract wasn't just for highways maintenance but for other services such as street lighting, structures, cycleways, network maintenance, highway design, street cleansing, public realm and CCTV. Inflation of 2.5%

had been built into the contract with the ability to pay up to 8.5% inflation in year eight.

There was some discussion with regard to call-in being disapplyed, but members were reminded that as it had been brought before Council for endorsement all members were able to have their say.

It was also noted that some members were concerned there could be a risk as the scheme was committing funds which would limit opportunities to make savings. Overall it was believed that it was a major project which would be a long term benefit for the Isle of Wight.

At the conclusion of the debate a recorded vote was then taken the result of which was as follows:

For (30)

Cllrs Barry Abraham, Peter Bingham, George Brown, George Cameron, Vanessa Churchman, Dawn Cousins, Rodney Downer, Paul Fuller, Edward Giles, John Hobart, Richard Hollis, John Howe, Heather Humby, Tim Hunter-Henderson, Stuart Hutchinson, Julie Jones-Evans, David Knowles, Geoff Lumley, Roger Mazillius, David Pugh, Colin Richards, Arthur Taylor, Gary Taylor, Ian Ward, Ivor Warlow, Chris Welsford, David Whittaker, Jerry White, Wayne Whittle, David Williams

Against (3)

Cllrs Jonathan Bacon, Patrick Joyce, Ian Stephens

Abstentions (1)

Cllr Reg Barry

RESOLVED :

THAT Council endorses the decision made by Cabinet on Tuesday 21st August 2012 to:

- Authorise the entry into the 25 year Contract for the delivery of the Isle of Wight Council Highways PFI Project;
- Authorise the execution of Project Documents to which the Isle of Wight Council is a party;
- Approve the Isle of Wight Council's funding commitment to the 25 year Highways PFI Contract;
- Delegate the authority to the Highways PFI Programme Director to finalise the Contract Documentation, where applicable in consultation with the Project Sponsor and the Cabinet Member for Highways, Transport & Waste;
- Delegate the authority to the Highways PFI Programme Director to execute the "swap rate" call at Financial Close on behalf of the Council; and

- Disapply call-in due to the urgency of entering into the Contract by the end of September as set out in paragraph 56 of this report.

27. **To Approve the Appointment of Designated Independent Persons**

Members were advised that the Council were required to appoint Designated Independent Persons (DIPs) to assist in the handling of complaints against councillors.

At the last meeting of the Council it was agreed that up to 5 DIPs could be appointed. An advert for the role was placed on the Council's website and four applications were received. It was proposed that George Hibberd, Liz Mackenzie, Ray Smith and Mark Southwell be appointed as Designated Independent Persons until 1 July 2013 and that they receive an initial allowance of £301 per annum, subject to review by the Independent remuneration Panel, the outcome of which being backdated to the date of appointment.

RESOLVED :

That George Hibberd, Liz Mackenzie, Ray Smith and Mark Southwell be appointed Designated Independent Persons until 1 July 2013 and that they receive an initial allowance of £301 per annum, subject to review by the Independent remuneration Panel, the outcome of which being backdated to the date of appointment.

CHAIRMAN