
CABINET7 SEPTEMBER 2011

Present:- Councillor N R Stock (Leader of the Council) (Chairman)!Councillor S Candy (Regeneration)!Councillor G V Guglielmi (Planning)!Councillor P Halliday (Finance and Asset Management)!Councillor S S Mayzes (Tourism and Community Life)!Councillor L A McWilliams (Customer and Central Services)!Councillor P I Sambridge (Technical Services)!Councillor N W Turner (Environment)

Also Present:- Councillors Challinor, D R Mayzes, G L Mitchell.

In Attendance:- Chief Executive, Strategic Director, Acting Strategic Director, Head of Resource Management, Environment Manager, Legal Services Manager, Senior Democratic Services Officer, Democratic Services Officer (JCN).

Also in Attendance:- Group Leaders present by invitation: Councillors Double, P J Oxley, Talbot.

(Noon - 12.58 a.m.)

42.. APOLOGIES FOR ABSENCE

Apologies for absence were submitted from Councillors P B Honeywood and Watling.

43. MINUTES

The minutes of the meeting of the Cabinet held on 10 August 2011 were approved as a correct record and signed by the Chairman subject to the insertion of the following after the first paragraph of minute 35:-

“The Corporate Management Committee had decided:-

(a) That the Council’s performance for the year April 2010 – March 2011 be noted.

(b) That Cabinet be informed that in the opinion of this Committee the Cabinet should provide clarification in respect of the proposed use of £1 million of capital receipts for renewal projects in Jaywick, and in particular, to answer the following questions namely:-

Is the money available or are there the assets available to generate the money and will such money, if it is ever available, be spent in Jaywick or will it be spent in pockets on various projects around the District by the Coastal Renaissance Partnership Board?”

44. ANNOUNCEMENTS BY LEADER OF THE COUNCIL

The Leader of the Council (Councillor Stock) welcomed to the meeting Mrs Janey Nice and congratulated her on her recent appointment as a Democratic Services Officer. He also welcomed Mr Ian Ford, Senior Democratic Services Officer, who would be clerking meetings of the Cabinet from now on.

The Leader of the Labour Group (Councillor Double) raised the issue that Members had stopped receiving copies of the Executive Decisions List. The Chief Executive undertook to investigate this matter further.

45. ANNOUNCEMENTS BY CABINET MEMBERS

(1) Local Development Framework

The Planning Portfolio Holder (Councillor G V Guglielmi) read out the following statement:-

“Following my announcement at the last Cabinet meeting on 10 August 2011, around further consultation on the Local Development Framework, or our next 20 years District Plan, I am very pleased to announce that we are planning to send leaflets to every household in the District around the third week of this month, this leaflet will invite residents to further comment on:-

1. The proposed housing numbers
2. Location and possible sites for new housing
3. What type of houses we would like to see

We are planning to have public exhibitions for the Coastal part of the District on:-

4 October 2011 at the Princes Theatre – 2.00 p.m. – 7.00 p.m.
8 October 2011 at Bishops Park School – 10.30 a.m. – 3.00 p.m.
14 October 2011 at Holland Public Hall – 12.00 noon – 4.00 p.m.

And for the Northern part of the District on:-

12 October 2011 at Weeley Council Chamber

Planning staff will be on hand to address and advise people about the need for housing development and the planning systems new guidelines from central government.

Officers are considering the feasibility of having an interactive presentation that people can observe on a PC.

A simple questionnaire style form will be made available at Council Offices, exhibitions and on-line for people to complete and return by the end of October 2011. The questions will include:-

- How many new homes do you think are needed over the next 15 – 20 years?
- Will you or any members of your family need housing over the next 15 – 20 years?
- How do you think housing growth should be distributed throughout the District?
- What type of housing do you think will best meet the needs of future generations?

Following the consultation exercise the following stages are envisaged:-

- Analysing the responses and preparing a report: November – December 2011
- Engagement with Members (workshops/group meetings?) to understand the findings of the consultation alongside other factors including the requirements of the National Planning Policy Framework January to March 2012.
- Members to agree a revised LDF/Local Plan (Workshops through to a Cabinet recommendation and a full Council decision): April to June 2012.
- Final public consultation on the revised plan: August – September 2012”

(2) Clacton Air Show

The Tourism and Community Life Portfolio Holder (Councillor S S Mayzes) submitted the following statement:-

“Clacton Air Show will remain in the air following the community’s involvement in making this year’s event a success.

It is clearly evident that people care about the event and how much it means to them, the impact it has for the town and how it provides Tendring with a platform to promote itself as a Tourism destination.

A huge ‘thank you’ must go to all those people who took the time and effort to put the many pennies, pounds and even notes into the buckets for the Show’s first ever collection. Appreciation also goes to the volunteers who donated their time in making the collection possible; and managed to raise £4,113.25 of which part will go to the Charities involved.

Comments I made earlier this year that the Council could no longer afford to continue using taxpayer’s money to subsidise the Show still remains as that was a ‘promise, not a threat’. However, given the overwhelming support of the community, we have been able to negotiate a way forward which will safeguard the future of the event without the need for any subsidy from the taxpayer; but at the same time encouraging the community to take further responsibility for the event over future years.

Whilst the money that was raised was substantial, it was still significantly off our £30,000 target. However, we have been contacted by a number of individuals and groups and are confident that their involvement will help strengthen the Show’s financial position moving forward.

In taking the decision to continue with the Air Show, I have taken into consideration other factors that affected the numbers attending this year’s event, such as the poor weather and the cancellation of the Red Arrows.

We are considering a number of options to refresh the event for future years including 2012, including the possibility of a Sea Display which will make use of the District’s unique coastline, and a variety of additional land based activities, including a Food Festival, Jazz Afternoon and Boutique Fayre to help attract a wider audience in an effort to secure a sustainable future for the Show.

We are also awaiting the outcome of the Economic Impact Study we commissioned, which is due to be complete by the end of September. This will provide us with a clearer understanding of the value of the Air Show and what impact it has to the local economy and allowing those involved to embrace the many opportunities the Show can bring in the future.”

46. PETITIONING SCHEME

The Cabinet had before them for their approval a revised draft Petitioning Scheme. The Cabinet were aware that the Council had a statutory duty to introduce a Petitioning Scheme in accordance with the provisions of the Local Democracy, Economic Development and Construction Act 2009.

It was reported that the Petitioning Scheme had been developed based on the good practice model scheme but had been simplified and adapted to reflect the needs of the Tendring District and the revoking of the Statutory Guidance by the Government in September 2010. The Scheme covered the following areas:-

Guidelines for Submitting a Petition
What the Council would do on the receipt of a Petition
How the Council will respond to Petitions
Committee Debates
Officer Evidence
E-Petitioning
Appeals

In order to enable the Council to meet its statutory duty and to provide a means for the Council to be better connected to the various communities of Tendring to give real opportunities for people to link into the work of the Council and influence the Council's services and decisions:-

It was moved by Councillor McWilliams, seconded by Councillor Turner and:-

RESOLVED – That the revised draft Petitioning Scheme, as set out as Appendix 'A' to item A.1 of the Report of the Customer and Central Services Portfolio Holder, be approved.

RECOMMENDED – That the resulting necessary amendments to the Council's Constitution, as set out in Appendix 'B' to item A.1 of the Report of the Customer and Central Services Portfolio Holder, be adopted.

47. STREET CLEANSING AND HOUSEHOLD WASTE AND RECYCLING COLLECTION SERVICE TENDERS

The Cabinet were advised of the outcome following the Officer evaluation of tenders in accordance with the invitation to tender: (a) for the Street Cleansing Service; and (b) for the Household Waste and Recycling Collection Service.

The report also sought authority to let the Council's Fowler Road, Clacton-on-Sea depot to the successful tenderer.

Members were aware that a further report in the private and confidential part of the agenda informed them of: (a) the tender options; (b) the tenders received; and (c) the outcome of their evaluation by Officers in respect of the Street Cleansing Service and Household Waste and Recycling Collection Service.

The Cabinet were aware that, following the decision taken by the Council at their meeting held on 2 July 2009 (minute 44 referred), the Council had formally entered into an Inter-Authority Agreement on waste with Essex County Council on 28 January 2010. This Agreement had committed the Council, amongst other things, to seek to introduce a food waste collection service in urban areas.

The Cabinet also had before them an addendum to item A.2 of the Joint Report of the Environment Portfolio Holder and the Finance and Asset Management Portfolio Holder on this matter which informed them that the Service Development and Delivery Committee, at their meeting held on 1 September 2011, had scrutinised the contents of the Portfolio Holders' reports. The Service Development and Delivery Committee had decided to give unanimous support for the financial savings, enhanced service and the recommendations contained in the Portfolio Holders' reports to Cabinet.

The addendum report also informed Cabinet that a petition on behalf of the Tendring Eco Group had been received by the Environment Portfolio Holder relating to the household waste collection service. The petition urged the Council:-

“to ensure that the service includes –

- (i) separate collection of food waste;
- (ii) recycling collection of plastics extended to other recyclable plastics;
- (iii) resale of items from recycling centres; and
- (iv) an end to co-mingling of recyclables.”

In order to secure the financial contribution to this Authority from Essex County Council in accordance with the provisions of the Inter-Authority Agreement and provide the residents of the District with a waste management system capable of delivering an improved recycling rate and a collection service for food waste that would reduce waste going to landfill:-

It was moved by Councillor Turner, seconded by Councillor Halliday and:-

RESOLVED – (a) That the Head of Public Experience be authorised to accept the tenders and that contracts be awarded as follows:-

(i) For Street Cleansing the option 1 tender (including the contractor’s discount) from Veolia ES (UK) Ltd.

(ii) For Household Waste and Recycling Collection the contractor’s option V2 (including the contractor’s discount) from Veolia ES (UK) Ltd.

(b) That each contract be for an initial term of 7 years with the option for the Council to extend the term of the contract for up to a further 7 years.

(c) That the Head of Resource Management, in consultation with the Environment Portfolio Holder, be authorised to effect legally binding contracts for the above awards on such detailed terms and conditions as she considers appropriate and in accordance with resolution (d) below.

(d) That the Head of Public Experience be authorised to negotiate and agree further improvements and/or cost savings for incorporation in the above contracts in accordance with the relevant tendered incentive scheme.

(e) That the Head of Resource Management be authorised to grant lease(s) each for a term of seven years or until the termination of the relevant Contract (whichever is the sooner) of the Council’s Fowler Road, Clacton-on-Sea depot to the successful tenderer in accordance with the Heads of Terms set out in Appendix ‘A’ to item B.1 of the Joint Report of the Environment Portfolio Holder and the Finance and Asset Management Portfolio Holder and on such other terms and conditions as she considers appropriate.

48. EXCLUSION OF PRESS AND PUBLIC

It was moved by Councillor Stock, seconded by Councillor Candy and:-

RESOLVED - That under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act.

Chairman